

Liber FF
[p. 426] William Smyth p^lt } Noe returne made by the sherriffe
Peter Jones def^t }

Mathias De Costa Comp^lt } noe returne made nor any p^rson appear-
Peter Mounson def^t } ing to testifye the supoenā was deliuered
the def^t

John Blomfeild Complain^t } The def^t put's in his answerē Time
John Woodbery def^t } giuing till tomorrow morning for the
Jenifer p̄ quer̄ } Comp^lt to put in his excep^ons or repli-
Caluert } p̄ defendant } ca^on to the said Answerē
& Nottley }

Vincent Atcheson Attorney } The def^t enters his plea uizt Thomas
of Compton Gwyther p^lt } Paine the def^t in ouer throwe of the
Thomas Paine def^t } p^lt's declara^on Attorney to Compton
Morecroft p̄ quer̄ } Gwyther saith That the tobacco was
Rozer p̄ def^t } allwayes Ready and is now ready and
this hee entreth for his Plea

Benj^a Rozer

The p^lt for replica^on saith that the def^t was to pay the said
Three Thowsand pounds of tobacco was due to be paid on the tenth
day of Decemb^r last, and that he neuer had any Notice of any tender
made by the def^t att the day appointed or att any time since and of
this hee Craues the Judgm^t of the Court Jn^o Morecroft p̄ quer̄

The def^t not prouing any tender made as is alleadged in the
p^lt's replica^on, Therefore Ordered the def^t Thomas Paine doe
satisfye to the p^lt: The said Three Thowsand pounds of tobacco
and Caske wth Cost of suite

William Smyth plaintiffe } sheriffe returnes A non est Inuentus
Jacob Michaelson def^t }

William Smyth p^lt } sherriffe returnes, ut supra
Edw^d Fuller def^t }

Andrew Basha p^lt } This Cause dismiss
Thomas Paine def^t }

W^m moffett th^e Attorney of Rich^d Allen hauing Attachm^t ag^t the
Estate of James Jolly for 17720 pounds of to^b: upon Bill desires to
proue the said Bill which was done in Court by the oaths of Hugh
Stanley & And^w Cooke witnesses to the said Bill