

Liber FF fend^t for the said sume of Eight hundred pounds of tobacco, but execucon to Ceize and not to be leauyed untill next Crop

Thom: Nottley p̄ p̄ } accon of debt for Two Thowsand Eighte hun-
 Ri: Shyppey defend^t } dred and twenty pounds of tobacco in prop^r
 person Judgm^t Confest by the Defend^t to the pft for the said sume
 of two thowsand Eight hundred & twenty pounds of tobacco

Daniel Jenifer p̄ p̄ } the pft sues the defend^{ts} in an accon of
 Rich: and Geo: Wells th^e } debt for twenty pounds sterling as Ex-
 Executors of Ri: Wells } ecutors of the last will and Testament of
 deceased defendants } Ric: Wells deceased, being upon Bond—
 Tho: Nottley p̄ deft^s } The defend^{ts} put's in their plea (uizt)

The said Richard & Georg for plea saith that the pft ought not to haue or maintaine his accon &^c: because they say that the Obligacon aforesaid was deliuered to the aforesaid pft: for his good Councell aduice and Attorneyship to the said Rich: Wells sen^r afterward to be bestowed in a Cause then depending in the High Co^{rt} of Chancery of this prouince between John Stansby Comp^{lt} and the said Ri: Wells sen^r and the said Ri: wells J^r one of the aforesaid def^{ts} and the said defend^{ts} further saith that since the death of the said Richard Wells sen^r they did apply themselues to him the said pft for further aduice & Councell in the s^d Cause then by the said Stansby intended to be reuiued ags^t the said Richard one of the aforesaid defend^{ts} (to witt) the first day of September in the 36th yeare of th^e Domⁿ of Caecilius &^c: which the s^d pft ought to haue giuen w^{ch} to doe th^e afores^d pft of the Councell and assistance of them the said def^{ts} wholly refused and this they are ready to auerr and therefore demandeth Judgm^t if th^e s^d pft his accon ought to haue
 Nottley

[p. 541] And the said Daniel in his proper person saith that he the s^d Daniel from his said accon ought not to be precluded, because he saith that as Attorney of them the said Richard Wells sen^r and Richard Jun^r he the said Daniel in the said suite did appeare and them the said Ri: wells sen^r and Richard Wells Jun^r did Councell and aduize till the aforesaid suite was determined by the death of him the said Rich: wells senior and further auerreth that according to the prouisoie in the Condicon the said Richard sen^r was not cast or Ouertthrowne in the s^d suite wherefore the said Daniel as formerly pray the Judgm^t ags^t them the said Richard & George Executors &^c: for the said sume of twenty pounds Sterling
 Jenifer p̄ p̄

And the said Richard & George likewise &^c:

Nottley