

Liber JJ said Daniel eleaven hundred forty fowre pounds of good tobacco of the aforesaid two thousand three hundred and five pounds residue to be paid to him the said Daniel or to his certaine Attorney upon demand, To the payment of both which bills the said Edmund did bind himselfe his heirs executors and administrators firmly by the said bills Yet the aforesaid Edmund though often required the aforesaid two thousand three hundred and five pounds of tobacco to him  
 [p. 59] the said Daniel hath not rendred but the same to render to him hath denyed and yet doth deny and unjustly detaine whereupon he saith that he is dampnified and hath damage to the value of three thousand pounds of tobacco and thereupon he brings his action.

pleg deꝑss John Doo  
 Ri: Roo  
 Jenifer p̄ p̄.

And the said Edmund by Benjamin Rozer his Attorney cometh and defendeth the force and injury when &c and as to the two thousand three hundred and five pounds of tobacco and caske in the declaration mentioned the said Benjamin saith he is not informed by the said Edmund his Client of any answer thereunto to give therefore the said Daniel doe remaine against him the said Edmund as to the said two thousand three hundred and five pounds of tobacco and caske undefended.  
 Benj<sup>a</sup> Rozer

Thomas Notley ag<sup>t</sup> }  
 Edmund Lindsey }

Edmund Lindsey of the County of Charles County was attached by writt of priviledge to answer to Thomas Notley Gent One of the Attornyes of this Court according to the liberty and priviledge of Attornyes &c in a plea of trespas upon the case.

And whereupon the aforesaid Thomas in his proper person Complaineth against the aforesaid Edmund for that that is to say that whereas the aforesaid Edmund was indebted to him the said Thomas in the summe of two thousand seven hundred thirty eight pounds of tobacco for divers goods and merchandize sold and delivered by the said Thomas to the said Edmund and being so indebted the said Edmund in consideration thereof the twenty eighth day of July in the xxxvii<sup>th</sup> yeare of the Dominion of Caecilius &c did assume upon himselfe and to the said Thomas did faithfully promise that he the said Edmund the said summe of two thousand seven hundred thirty eight pounds of tobacco to him the said Thomas when thereunto required well and truly would satisfie and pay Notwithstanding which the said Edmund his promise and assumption little regarding but deviseing and fraudulently intending him the said Thomas of the said two thousand seven hundred thirty eight pounds of tobacco subtilly to deceive the said two thousand seven hundred thirty eight