thousand pounds of tobacco in caske merchantable according to Act of Assembly due upon demand to the said Christopher These are therefore to desire and authorize you or any of you to appeare for me in the said Provinciall Court to be held on the eighth of February next ensueing then and there to confesse judgment for the said summe of three thousand pounds of tobacco unto the said Christopher Rousby or his lawfull Attorny for which this shall be your sufficient warrant wittnesse my hand and seale this fourtenth of January One thousand six hundred sixty nine the marke of

Sealed in the p^r^sence of Jenkin I P Price (Sealed)
John Brooke
Francis Swinfen

Liber JJ

Christopher Rousby et ux ag^t^ Jenkin Price } Jenkin price of the County of Calvert was attached to answer Christopher Rousby and Elizabeth his wife in a plea of trespas upon the case. And whereupon the said Christopher and Elizabeth by John Morecroft their Attorny Complaineth that whereas the said Jenkin stand indebted unto them in the full quantity of three thousand pounds of good sound merchantable tobacco in caske for divers Goods and merchandize heretofore sold and delivered the said Jenkin and being so endebted the said Jenkin did assume upon himselfe and to the said Christopher and Elizabeth did faithfully promise that he the said Jenkin the said summe of three thousand pounds of tobacco in caske to the said Christopher and Elizabeth when thereunto required well and faithfully would satisfie and pay nevertheless the said Jenkin his promise and assumption so as aforesaid made little regarding but fraudulently intending them the said Christopher and Elizabeth of the said summe of three thousand pounds of tobacco to deceive the said three thousand pounds of tobacco in caske hath not paid or any wayes satisfied the said Christopher and Elizabeth for the same although often thereunto required whereupon they say they are the worse and have damage to the value of foure thousand pounds of tobacco And thereupon they bring their suite. [p. 62]

And the said Jenkin price by Robert Carvile his Attorny cometh and defendeth the force and injury when &c and the said Robert saith that he is not informed as to the three thousand pounds of tobacco in the declaration abovementioned by the said Jenkin his Client of any answer thereunto to give wherefore the said Christopher and Elizabeth remaine against the said Jenkin undefended wherefore it is considered by the Court here that the said Christopher and Elizabeth shall recover against the said Jenkin the said summe of three thousand pounds of tobacco in caske with costs of suite.

In the cause late depending before his Lōpps justices to witt the fourtenth day of December in the xxxvii^th^ yeare of his Lōpps Do-