

Liber JJ Mary after the espousalls betweene them celebrated according to the tenor and effect of the said bill whereupon an action did acruē to the said Daniel and Mary to require and have of the said Edward the said three thousand seven hundred eighty seven pounds of tobacco Nevertheless the aforesaid Edward although often required the same to the said Daniel and Mary hath not rendred but the same to them hitherto to render he hath denyed and still doth deny whereupon they say that they are dampnified and have losse to the value of five thousand pounds of tobacco.

And the said Edward by Thomas Knighton his Attorney doth Come and defend the force and injury when &c and the said Thomas Saith That he is not informed by the said Edward his Clyent of any answer to them to be given wherefore the said Jenifer and Mary his wife remaineth against the said Edward undefended wherefore it is considered of by the Court here that the said Jenifer shall recover against the said Edward the said summe of three thousand seaven hundred eighty and seven pounds of tobacco with costs.

Thomas Bowdell } Walter Carr late of Ann Arrundell County planter
ag^t Walter Carr } otherwise called Walter Carr of the County of
Ann Arrundell planter was summoned to answer Thomas Bowdell
assignee of James Cullumes of a plea that he render to him the
summe of three thousand pounds of tobacco which he unjustly
detaineth

And whereupon the said Thomas by John Morecroft his Attorney complaineth that whereas the said Walter the seaventh day of April One thousand six hundred sixty nine and in the seaven and thirtith yeare of the Dominion of Caecilius &c by his certaine bill Obligatory sealed with the seale of the said Walter and here in Court brought whose date is the day and yeare as above did acknowledge himselfe to Owe and Stand indebted to the said James Cullumes his heires or assignes the full and just summe of three thousand pounds of merchantable tobacco in caske due to be paid in the County of Ann Arrundell at or upon the tenth day of October next ensueing the date of the said bill to the true performance whereof the said Walter did bind himselfe his heirs executors and administrators Notwith-
[p. 65] standing the said Walter the said sume of three thousand pounds of tobacco according to the tenor of the said bill to him the said James nor to him the said Thomas assignee of the said James hath not paid to the great damage of the said Thomas whereupon he saith he is dampnified and hath losse to the value of foure thousand pounds of tobacco and thereupon bringeth his suite.

And the said Walter Carr by Thomas Knighton his Attorney cometh and defendeth the force and injury when &c and saith he hath paid and satisfied the said debt to the plaintiff at the day and place and therefore putteth himselfe upon the Country