

Ordered by the Justices here to witt the xith day of February in the xxxviiith yeare of his Löpps Dominion That Henry penington be satisfied & paid for himselfe and others for the burying and expences upon Richard Miller deceased by the Administrator of the estate of the said Richard the quantity of foure hundred pounds of tobacco

Liber JJ

Miles Cooke ag^t } Miles Cooke by Daniel Jenifer his Attorney com-
 Josias Fendall } plaineth against Josias Fendall in a plea of trespas [p. 67]
 upon the case for that that is to say whereas the said Josias the five and twentieth day of January in the two and thirtith yeare of the Dominion of Caecilius &c was indebted to the said miles the summe of fifteene thousand seaven hundred pounds of good sound merchantable leafe tobacco and caske and being so endebedt the said Josias did assume upon himselfe and to the said Miles did faithfully promise that he the said Josias the said summe of fifteen thousand seaven pounds of tobacco and Caske to the said Miles would well and truly pay upon demand in convenient places in Potomack River Notwithstanding the said Josias his promise and assumption so made as aforesaid little regarding but deviseing and fraudulently intending him the said Miles to deceive the said summe of fifteen thousand seaven hundred pounds of tobacco and caske to him the said Miles though often thereunto required hath not paid but the same to him to pay hath hitherto denyed and as yet doth deny whereupon the said Miles Saith he is the worse and hath losse to the value of twenty thousand pounds of tobacco and thereupon he bringeth his suite.

And the said Josias by Robert Carvile his Attorney doth come and defend the force and injury when &c and the said Robert saith that he is not informed by the said Josias his Client of any answer to him to be given wherefore the said Miles remaineth against the said Josias undefended wherefore it is considered of by the Court here that the said Miles shall recover against the said Josias the summe of fourteene hundred seventy five pounds of tobacco being the remainder of the abovesaid summe of fifteene thousand seaven hundred pounds of tobacco, with Costs

Whereupon it was Comanded the Sheriff of Charles County to witt the eleventh day of February in the xxxviiith yeare of the Dominion of Caecilius &c that he take the said Josias if &c and him safe keepe so that he have his body before his Löpps justices here the xiith day of April next to satisfie the said Miles Cooke the summe of fourteene hundred seventy five pounds of tobacco aforesaid and also five hundred and sixteene pounds of tobacco more for Costs of Suite.

Henry Warren ag^t } George Goodrick and Robert Goodrick late of
 George Goodrick & } Charles County planters were attached to answer
 Robert Goodrick } unto Henry Warren Gent of a plea wherefore by