

to th<sup>e</sup> said Daniel th<sup>e</sup> said Summe of 378<sup>lb</sup> of tobaccoe though th<sup>e</sup> same hath been frequentlie demanded of him hath not Satisfied or in anie Manner for th<sup>e</sup> same Contented and Paid unto th<sup>e</sup> s<sup>d</sup> Daniel But altogether doth refuse to doe th<sup>e</sup> same Whereupon th<sup>e</sup> said Daniel Saith he is Damnified, & is th<sup>e</sup> worse for 400<sup>lb</sup> of tobaccoe, & thereupon he brings his suite. Liber C

Whereupon th<sup>e</sup> said Thomas did Acknowledg a Judgm<sup>t</sup> to th<sup>e</sup> said Daniel for th<sup>e</sup> said Summe

Ordered Therefore That th<sup>e</sup> Defend<sup>t</sup> Pay unto th<sup>e</sup> Plaintife th<sup>e</sup> just quantitie of 378<sup>lb</sup> of tobaccoe together w<sup>th</sup> Costs of suite

Robert Sampson Plaintife made his Personall appearance this Cr<sup>t</sup> to Prosecute th<sup>e</sup> Suite Commenced by him against William Thomas Defend<sup>t</sup> in a Plea of trespasse upon th<sup>e</sup> case.

William Thomas Defend<sup>t</sup> made his personall appearance to Defend th<sup>e</sup> said Suite Commenced against him by the said Robert Sampson as aforesaid.

Whereupon th<sup>e</sup> Plaintifes Declaraçon was read in Cr<sup>t</sup> as followeth viz<sup>t</sup>

To th<sup>e</sup> Wor<sup>sh</sup> th<sup>e</sup> Comission<sup>rs</sup> of Charles Countie.

Robert Sampson Plaintife                      Will. Thomas Defend<sup>t</sup>

In a Plea of trespasse upon th<sup>e</sup> case.

Whereupon th<sup>e</sup> said Robert Complaineth ag<sup>t</sup> th<sup>e</sup> said William For th<sup>t</sup> th<sup>t</sup> is to Say That Whereas th<sup>e</sup> said Robert Sundrie and Severall times did at th<sup>e</sup> instance and request of th<sup>e</sup> said William Sell and Deliver to him 2 Caskes of Cyder for 800<sup>lb</sup> of tobaccoe, one caske of vinegar for 250<sup>lb</sup> of tobaccoe 70<sup>lb</sup> of Sugar at 5<sup>lb</sup> of tobaccoe p<sup>o</sup> pound for 350<sup>lb</sup> of tobaccoe and two paire of Stockins for 100<sup>lb</sup> of tobaccoe all which said Severall Summes amounting in th<sup>e</sup> whole to 1500<sup>lb</sup> th<sup>e</sup> said William did assume upon himselfe and faithfullie promise That he th<sup>e</sup> said William th<sup>e</sup> same to th<sup>e</sup> said Robert well & truelie would Satisfie and Pay when thereunto required Notwithstanding th<sup>e</sup> said William the said Severall Summes amounting to 1500<sup>lb</sup> of tobaccoe aforesaid though often thereunto required hath not Satisfied or in anie wise for th<sup>e</sup> same Contented and Paid, but hath refused to doe th<sup>e</sup> same and doth still refuse to th<sup>e</sup> Dammage of th<sup>e</sup> said Robert and thereupon he brings his suite. [p. 273]

The Defend<sup>t</sup> hereupon Entered William Calvert Esq<sup>o</sup> his Attorney who Pleaded That the Plaintife accepted a Letter of Attorney tendered & delivered to him by the Defend<sup>t</sup>, endorsed w<sup>th</sup> firme Assignment of th<sup>e</sup> same, in Satisfaçon of th<sup>e</sup> said 1500<sup>lb</sup> of tobaccoe specified in th<sup>e</sup> Declaraçon, w<sup>ch</sup> Lett<sup>r</sup> of Attorney was made by one Henrie Walker to th<sup>e</sup> Defend<sup>t</sup> empowering him to sue for 1200<sup>lb</sup> of tobaccoe due from Owen Jones to th<sup>e</sup> said Henry, and was as followeth (viz<sup>t</sup>)