

five hundred pounds of tobaccoe & thereupon he bringeth his Suite Liber D  
 And whithall preferred his acco<sup>t</sup> amounting to the Said Sum<sup>e</sup> of [p. 125]  
 327<sup>th</sup> of To<sup>b</sup>:

To which the Said John replied that he was overcharged in the Said acco<sup>t</sup> & put the p<sup>l</sup>t to the prooffe thereof & farther that he had payed to the Sheriff for the use of the p<sup>l</sup>t two hundred fifty five pounds of To<sup>b</sup>: which he did Judge to be all his Just due debt to the S<sup>d</sup> p<sup>l</sup>t: whereupon Ralph Coates being Sworne & Examined on the behalfe of the p<sup>l</sup>t Saith That he did delliver to the Defend<sup>t</sup> the particulars men<sup>o</sup>ned in the Said acco<sup>t</sup> Whereupon after abatem<sup>t</sup> made in open Court by the p<sup>l</sup>t the Court gave Judgement against the d<sup>e</sup>ft for the Sum<sup>e</sup> of twenty two pounds of tobaccoe with Costs of Suite & the p<sup>l</sup>t was by the Court allowed for his Costs & attendance 90<sup>th</sup> of tobaccoe.

Edward Maddock Pl<sup>t</sup> came & appeared to prosecute th<sup>e</sup> suite by him Commenced ag<sup>t</sup> James Lee for eight hundred fifty eight pounds of to<sup>b</sup>

James Lee Def<sup>t</sup> came likewise & appeared to answer & defend th<sup>e</sup> suite com<sup>e</sup>nced ag<sup>t</sup> him by Edw<sup>d</sup> Maddock af<sup>s</sup>d Whereupon th<sup>e</sup> pl<sup>ts</sup> Declaracon was read in Court to th<sup>e</sup> effect viz<sup>t</sup>

The s<sup>d</sup> Edw<sup>d</sup> Complaineth ag<sup>t</sup> th<sup>e</sup> s<sup>d</sup> James by a bill under his hand & seale beareing date th<sup>e</sup> twenty sixth day of June 1669 in th<sup>e</sup> xxxviii yeare of th<sup>e</sup> Dominion of Caecilius standeth indebt<sup>d</sup> unto him th<sup>e</sup> s<sup>d</sup> Edward in th<sup>e</sup> sum<sup>e</sup> of eight hundred fifty eight pounds of tobaccoe & being soe indebted he th<sup>e</sup> s<sup>d</sup> James th<sup>e</sup> s<sup>d</sup> sume of eight hundred fifty & eight of tobaccoe on him self did then assume & to th<sup>e</sup> s<sup>d</sup> Edward well & truly to pay did faithfully promise Neverth<sup>e</sup>less th<sup>e</sup> s<sup>d</sup> James his promise & Assump<sup>c</sup>on little regarding but deviseing & fraudulently intending him th<sup>e</sup> s<sup>d</sup> Edw<sup>d</sup> of th<sup>e</sup> s<sup>d</sup> sume of eight hundred & fifty eight pounds of to<sup>b</sup> to deceive th<sup>e</sup> s<sup>d</sup> sum<sup>e</sup> of eight hundred fifty eight pounds of to<sup>b</sup> to th<sup>e</sup> s<sup>d</sup> Edw<sup>d</sup> hath not satisfied but doth altogether refuse for to pay th<sup>e</sup> same to th<sup>e</sup> great damage of him th<sup>e</sup> s<sup>d</sup> Edward whereupon he saith he hath loss to th<sup>e</sup> Value of one thousand two hundred pounds of to<sup>b</sup> & thereupon he bringeth his suite.

& w<sup>th</sup>all he produced his bill to w<sup>ch</sup> Rich<sup>d</sup> Boughton Attur<sup>n</sup> for th<sup>e</sup> Def<sup>t</sup> pleaded non est factum

Whereupon W<sup>m</sup> Smith was sworne & Jn<sup>o</sup> Simpson who say that W<sup>m</sup> Smith writt th<sup>e</sup> bill & James Lee Signed it & Delivered it Whereupon th<sup>e</sup> Court Gave Judgm<sup>t</sup> ag<sup>t</sup> th<sup>e</sup> Def<sup>t</sup> for eight hundred fifty Eight pounds of to<sup>b</sup> w<sup>th</sup> Cost & Charges of suite then th<sup>e</sup> pl<sup>t</sup> produced [p. 126]  
 this bill of Charges w<sup>ch</sup> was allow<sup>d</sup> p<sup>o</sup> the Court

To his owne Attendance.....	3 daies.....	90
To John Simpson.....	3 daies.....	90
To W <sup>m</sup> Smith.....	3 daies.....	90
To Attur <sup>n</sup> ies Fees.....		60

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