

Liber C can make appeare for w^{ch} said su^mes they being 1111^{lb} of toba^c he Craveth ord^r of this Wor^{ple} C^{rt} And &c.

Whereupon th^e Defend^{ts} Confesse a judgment to th^e Plaintife
 Ordered Therefore That th^e Defend^{ts} pay unto th^e Plaintife the
 su^me of eleaven hundred and eleaven pounds of toba^c

Nicholas Grosse Plf Walt : Beane Def^t

The Plf su^moning th^e Defend^t in his a^{co}n of Detinue to th^e value
 of 412^{lb} of toba^c preferreth his following Declara^{co}n (viz^t)
 To th^e Wor^{ple} the Co^mission^{rs} of Charles Countie.

Nicholas Grosse of th^e same Countie Planter complaineth ag^t Walt.
 Beane of th^e same Countie gen^t for that Whereas th^e s^d Walter
 Beane by his Rec^r Jonathan Marler did receive of the said Nicholas
 Grosse the su^me of 412^{lb} of tobaccoe over and above his just debt
 of thirteene hundred & fiftie pounds of tobaccoe as by the receipt
 under hand of th^e said Jonathan Marler dated the sixth of November
 1665 doth appeare and th^e said Beane hath disposed of th^e said su^me
 of 412^{lb} of toba^c to his owne proper use and benefit yet notwith-
 standing th^e s^d Beane doth unjustlie detain and refuse to pay or
 in anie wise satisfie the said Groce for th^e said su^me of foure hundred
 [p. 93] and twelve pounds of tobaccoe contrarie to all Lawe and Justice,
 whereby the said Groce is damnified to th^e value of eight hundred
 pounds of toba^c And thereupon he brings his suite

Whereupon in Confirma^{co}n of th^e said Declara^{co}n th^e Plaintife
 humblie requesteth That his evidences may be sworne w^{ch} was
 graunted

Richard Morrice aged about 30 yeares and sworne in open C^{rt}
 saith That M^r Beane came to his house one Morning, Nicholas
 Groce being there at th^e same time and they both falling into dis-
 course about th^e said debt Nicholas Groce asked M^r Beane if he
 would pay it, to w^{ch} M^r Beane replied if I owe you anie thing I will
 pay it but said I owe you none; In fine saith M^r Beane unto th^e
 said Groce What will you abate, to w^{ch} th^e said Groce answered he
 would quitt th^e 12^{lb} of toba^c Will you take 300^{lb} saith M^r Beane,
 No saith Nicholas Groce; Then saith M^r Beane thou shalt not get a
 pound, and this Depon^t further saith not

Jonathan Marler aged about 26 yeares and sworne in open C^{rt}
 saith That he this Depon^t was requested of M^r Walter Beane the
 su^me of thirteene hundred and fiftie pounds of toba^c whereupon 3
 hogsheads not paying the debt th^e s^d Depon^t received 4 hogsheads
 w^{ch} paid th^e same wth overplus of 412^{lb} of toba^c and this Depon^t gave
 his receipt for th^e said 4 hogsheads and this Depon^t further saith:
 That 2 of th^e said 4 hogsheads were paid unto M^r Beanes Carpenter
 for building a toba^c house; and th^e other two were paid unto this
 Depon^t in parte of satisfa^{co}n for 6 hogsheads w^{ch} this Depon^t