

aswell the said John Litchington by Kenelm Chiseldyne his Attorney as the said John Maltby by Vincent Lowe his Attorney and the Juro^{rs} of that Jury likewise Came to wit Thomas Paine Richard Loyd Randall Hanson Marmaduke Semms Henry Hyde George Beckwith Richard Ladd Robert Tyler George Johnson William Thompson Job Walton and Joshua Doyne who to say the truth in the p^rmises being Elected tryed & sworne upon their oathes doe say that they finde for y^e p^lt Twenty Thowsand pounds of Tobacco Damages & Costs of suite wherefore it is by the Court here Considered that the said John Litchington Recover ag^t the sd John Maltby aswell the sd sume of Twenty Thowsand pounds of Tob for his damages in this behalfe susteined as also the sume of six hundred and fifty pounds of Tobacco for his Costs and Charges about the suite Expended, and the said John Maltby in mercy &c. Liber M M

And afterwards to wit the same day before the sd Justices the sd Def^t John Maltby being Convict by the Judg^t of the Court here to pay the sd John Litchington aswell the said sume of Twenty Thowsand pounds of Tobacco for his Damages by occasion of the p^rmises as also the sume of six hundred and fifty pounds of Tobacco for his Costs of suite by him Expended in & about the psecution of the sd suite thereupon the sd Def^t John Maltby is by the Court Comitted to the Keep of the prison of the Lord Prop^ry in Execution for y^e sd 20000^t Tob & y^e said 650^t Tob Costs their to Remaine untill he hath satisfied the sd John Litchington the said sume of 20650^t Tob whereof by the Judg^t of the sd Court he is Convicted as aforesd.

By p^rtence whereof the sd Luke the 7th day of ffebruary in the said 41th yeare of the Dominion of Caecilius &c aforesd at the barre of the sd Court into his Custody tooke & him so into his Custody taken did leade to the prison of him the sd Lord Prop^ry at the plantation of him the sd Luke aforesd in the sd County of St Maryes & him the sd John in the prison of him the sd Lord Prop^ry at the plantation of him the sd Luke aforesd in the sd County of St Maryes in his Custody had in Execution of and for the sd Debt of 20000^t of Tob & 650^t Tob costs of suite untill the second day of May in the 41th yeare afd and him the sd John Maltby so in Execution for the sd 20000^t Tob & 650^t Tob Costs of suite under the Custody of the sd Luke then high Sheriff of the County of St Maryes and Keep of the prison of the sd Lord Prop^ry being the same Luke afterwards that is to say the same second day of May in the one & fortieth yeare aforesayd at Cannow Neck in the County of St Maryes aforesd the same John Maltby without leave and against the will of him the sd John Litchington out of the Custody of him the said Luke suffered to Escape & to goe at Large whether he would the sd John Litchington for the sd Twenty Thowsand pounds of Tobacco & six hundred & fifty pounds of Tobacco costs of suite or any p. 152