

Pope Alvey } Comand was given to the Sheriff of S<sup>t</sup> Maries  
 ag<sup>t</sup> } County that he take John Saunders merchant if &c  
 John Saunders } to answer unto Pope Alvey in a plea of trespas upon  
 the case. Liber M M

And whereupon the Said Pope Alvey by Robert Ridgely his At-  
 torny complaineth that whereas the Said John Saunders upon the  
 thirtieth day of March in the 42<sup>th</sup> yeare of the Dominion of Caecilius  
 &c Annoꝝ Doñ 1674 in consideration that he the Said Pope at the  
 Speciall instance and request of him the Said John would Sell and  
 deliver unto him the Said John two hogesheads of tobacco containe-  
 ing neate Seaven hundred and eighty pounds the Said John did  
 assume upon himselfe and to the Said Pope did then and there faith-  
 fully promise that he the Said John to him the Said Pope three thou-  
 sand of Single tenn-penny nailes and three thousand of double tenn  
 penny nailes at the rate and price of Sixty pounds of tobacco for  
 each thousand would upon demand well & faithfully deliver and also  
 the remainder of the Said Seaven hundred and eighty pounds of  
 tobacco after the Said Six thousand of nayles was paid for at the  
 price aforesaid the Said John did assume upon himselfe and to the  
 Said Pope did faithfully promise that if the Said Pope would travell  
 to the Store of him the Said John at the house of Randall Hanson  
 in S<sup>t</sup> Maries County he would pay the value thereof to the Said  
 Pope in redd broad Cloath or any other goods that he had in his  
 Said Store and that the Said Pope should make choice off at Such  
 reasonable rates as he the Said John had Sold goods to any other  
 the Inhabitants of this Province. And the Said Pope in fact Saith  
 that he trysting to the faithfull promise and assumption aforesaid of  
 him the Said John did the day and yeare abovesaid at the plantation  
 of him the Said Pope in S<sup>t</sup> Maries County aforesaid deliver unto  
 him the Said John the Said two hogesheads of tobacco containeing  
 neate the Said Summe of Seaven hundred and eighty pounds of  
 tobacco, and afterwards to witt the Second day of April then next  
 following did travell to the Store of him the Said John at the house  
 of the Said Randall Hanson aforesaid and then and there of the  
 Said John did demand the Six thousand of nailes aforesaid and  
 red broad Cloth and other goods that he the Said John had in his  
 Store to the value aforesaid Notwithstanding which the said John  
 his promise and assumption So as aforesaid made not regarding but  
 fraudulently intending him the Said Pope in that behalfe craftily  
 and Subtilly to deceive and defraud the Said Six thousand of nayles  
 or the redd broad Cloath or other goods to the Value aforesaid to  
 him the said Pope to deliver altogether refused and denyed and as  
 yet doth refuse and deny whereupon the Said Pope Saith he is  
 dampnified and hath losse to the value of twelve thousand pounds  
 of tobacco and thereupon he bringeth his Suite. p. 234