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Province of Maryland Gent and M<sup>r</sup> Seth ffoster late of the same County Gent otherwise called Seth ffoster of ffosters Island in Talbott County Gent if they Should be found in his Bailiwick and them safe Keepe So that he have their bodyes here at a Provinciaall Court to be holden the eighth day of Decem[ber] last past to answer unto his excellency Charles Calvert Esq<sup>r</sup> Cap<sup>t</sup> Generall and cheife Governour of this Province of Maryland and Cheife justice of the Provinciaall Court according to the Liberties and priviledges to such like Cheife justices and Other justices of the same Court in the same Court used and allowed of a plea that they render unto him the full and just quantity of two hundred thousand pounds of good sound merchantable tobacco and casque to containe the same which to him they Owe and unjustly deteine.

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Att which said eighth day of December in the yeare aforesaid the said Provinciaall Court was by his Lopps writt of adjournment adjourned untill the ninth day of the same December at which said Court the same Sheriff maketh returne of the writt aforesaid that he hath taken the said Stephen Tully whose body he hath ready at the time & place as by the same writt he is comāded and that the said Seth ffoster is not found in his Bailiwick which said cause was continued untill next Court.

Now here at this day to wit the tenth day of ffebruary in the yeare aforesaid came the said Charles Calvert by Robert Ridgely his Attorney and Saith that whereas the said Stephen Tully and Seth ffoster the two & twentieth day of August in the 42<sup>th</sup> yeare of the Dominion of Caecilius &c Annoq<sup>ue</sup> Dom<sup>ini</sup> One thousand Six hundred Seventy three by their certaine writeing Obligatory Sealed with the seales of them the said Stephen and Seth and here in Court produced whose date is the same day and yeare aforesaid did acknowledge themselves to be holden and firmly bound unto the said Charles in the full and just quantity of two hundred thousand pounds of good Sound merchantable tobacco and caske to containe the same to be paid to the said Charles Calvert Esq<sup>r</sup> or to his certaine Attorney his heirs executors adm<sup>rs</sup> or assignes for the which payment well and truly to be made the said Stephen and Seth did bind themselves joyntly and Severally their and either of their heirs executors and administrators firmly by those presents Notwithstanding which the said Seth and Stephen the said summe of two hundred thousand pounds of tobacco to him the said Charles according to the tenor of the said writeing Obligatory have not paid though often thereunto demanded but the same to pay they and either of them have denyed and yet doe deny whereupon the said Charles Saith he is dampnified and hath lost One hundred thousand pounds of tobacco And thereupon he bringeth his Suite.