

of tobacco to him the Said John according to the Said bond though often required hath not paid or Satisfied but the same to pay hath hitherto denyed and Still doth deny to pay the Same to the damage of the Said John One hundred and twenty thousand pounds of tobacco And thereupon he bringeth his Suite. Liber M M

And the Said Garrett Vansweringen by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c and prayeth heareing of the writeing aforesaid and it is read unto him he prayeth also the heareing of the Condition of the Said writeing and it is read unto him in these words The Condition of this Obligation is Such That if the abovebound Garrett Vansweringen his heirs executors or administrators shall for his or their parts well and truly pay or cause to be paid unto the abovenamed John Quigley his heirs executors administrat<sup>rs</sup> or lawfull Attorney the just & full quantity of fifty Seaven thousand foure hundred Seventy five pounds of good Sound merchantable leafe tobacco and caske at or before the tenth day of October next ensueing the date hereof in Some convenient place or places in S<sup>t</sup> Maries County Charles County Calvert County Kent and Talbott County that then this Obligation to be void & of none effect otherwise to stand in full force power & Virtue in the Law Which being read and heard the Said Garrett prayeth liberty of Speakeing hereunto untill the next Provinciaall Court the Same day is given to both parties here. p. 528

Att which Said next Provinciaall Court to wit the Sixth day of May in the 43<sup>th</sup> yeare of the Dominion of Caecilius &c Came the Said John Quigley and the Said Garrett by his Attorney aforesaid came likewise and the Said Garrett demandeth judgment of the writt aforesaid because he Saith that the Originall writt of the Said John Quigley is a writ of priviledge as an Attorney of this Court, and that the Said debt was not due to the said John upon the accompt of Attornyes ffees for which only a writ of privilege lyeth and this he is ready to averre and thereupon demands judgment of the writ aforesaid &c. whereupon the judgment of the Court here is that there is no cause of abatement of the writ aforesaid of him the Said John Quigley therefore it is considered by the Court here (Nemine Contra dicente) that the Said John Quigley recover against the Said Garrett Vansweringen aswell the Summe of One hundred and fourteen thousand nine hundred & fifty pounds of tobacco the penalty of the writeing Obligatory aforesaid as also the sume of pounds of tobacco for his costs and charges in this behalfe laid Out and expended and the said Garret in mercy &c

Garret Vansweringen ag <sup>t</sup> John Quigley	}	Memorandum that this present Court to wit the ninth day of february in the 43 <sup>th</sup> yeare of the Dominion of Caecilius &c Annoq̄ Dom̄ 1674 came here into Court Garret Vanswer-
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