

Thomas Hussey ag ^t Benj ^a Rozer adm ^r Joseph Pearse	}	Benjamin Rozer High Sheriff of Charles County adm ^r of the goods and Chattells of Joseph Pearse deceased was attached to answer unto Thomas Hussey Gent in a plea of trespas of the case	Liber M M
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And whereupon the Said Thomas by Robert Carvile his Attorney Saith that the Said Joseph labouring of a distemper whereof he Soon after dyed did about the Sixtenth day of July in the yeare of our Lord One thousand Six hundred Sixty foure earnestly desire and importune the said Thomas to permitt him to come and lodge at the Said Thomas house there to have his accomodation and to be attended in his sicknesse he the said Joseph assuming upon himselfe and to the Said Thomas did faithfully promise that he the said Joseph would well & truly pay unto him the Said Thomas for Such his accomodacons and for what he the Said Thomas Should expend and lay Out for him in his Sicknesse what he Should reasonably deserve And the Said Thomas in fact Saith that the said Thomas did accordingly at the Speciall and earnest request of the said Joseph entertaine him as a lodger in his Said house and the said Joseph did continue in the said house from the Said Sixtenth day of July afore-said untill the eight & twentieth day of September following at which tyme he dyed being about eleaven weekes dureing all which tyme he the said Thomas did find and allow unto him the said Joseph Sufficient meate drinke washing lodging & other necessary accomodations and did attend him carefully in his Said Sicknesse for which he well deserved to have fifty pounds of tobacco P day which in the whole amounts unto the Summe of three thousand five hundred pounds of tobacco besides severall other Summes of tobacco which the Said Thomas laid Out for his ffunerall expences amounting to the summe of twelve hundred pounds of tobacco which together with the said Summe of three thousand five hundred pounds of tobacco amounts in the whole to the summe of foure thousand Seven hundred pounds of tobacco as by a particular accompt hereunto annexed it may appeare Yet notwithstanding the Said Benjamin the Said Promise and assumption little regarding but deviseing & fraudulently intending him the said Thomas in that behalfe to deceive & defraud the Said Joseph in his life time nor the said Benjamin Since his death the Said Summe of foure thousand Seaven hundred pounds of tobacco to him the said Thomas hath not paid or Satisfied but the Same to pay hath hitherto denyed and Still doe deny & refuse to the damage of the Said Thomas Seaven thousand pounds of tobacco And thereupon he brings his Suite.

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And the Said Benjamin by Robert Ridgely his Attorney cometh and defendeth the force and injury when &c and prayeth licence to imparle here untill next Provinciaall Court and it is granted him the same day is given to both parties here.

Now here at this day to wit the twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Annoq; Dom̄ One thou-