

Liber M M sand Six hundred Seventy five came the said Thomas by his Attorney aforesaid and offered himselfe against the said Benj^a in the plea aforesaid and the said Benjamin by his Attorney came likewise and the said Benjamin Saith nothing in barre or avoidance of the action aforesaid of him the said Thomas whereupon the Said Thomas remaineth against the said Benjamin thereupon undefended Wherefore it is considered by the Court here that the Said Thomas Hussey recover against the estate of the said Joseph aswell the summe of three thousand three hundred pounds of tobacco damages occasioned by the trespas aforesaid as also the Summe of five hundred eighty foure pounds of tobacco costs of Suite But So as Execution thereof cease untill the Governour be Satisfied Out of the Said estate the summe of Sixty Seaven pounds Sterling.

Hugh Hopewell ag ^t Charles Delaroch	}	Charles Delaroch late of S ^t Maries Citty Inholder otherwise called Charles Delaroch of S ^t Johns Inholder was summoned to answer unto Hugh Hopewell of a plea that he render unto him the full quantity of fiftene hundred and eighty p. 612 pounds of good Sound tobacco well Conditioned well packed which to him he oweth & unjustly deteineth
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And whereupon the said Hugh Hopewell by Robert Ridgely his Attorney Saith that whereas the said Charles Delaroch the 30th day of October in the yeare of Our Lord One thousand six hundred Seventy three by his certaine writeing Obligatory Sealed with the Seale of him the said Charles and here in Court produced whose date is the day and yeare aforesaid did acknowledge himselfe to be bound & firmly obliged unto the said Hugh in the full quantity of fiftene hundred and eighty pounds of good Sound tobacco well conditioned and well packed in caske To which payment well & truly to be performd the Said Charles did oblige himselfe his executors & admrs firmly by those presents Yet the said Charles Delaroch the said Summe of fifteen hundred & eighty pounds of tobacco to him the said Hugh according to the tenor of the Said writeing Obligatory hath not paid though often thereunto required but the same to him to pay hath denyed and as yet doth deny whereupon the said Hugh Saith he is dampnified and hath losse to the value of foure hundred pounds of tobacco And thereupon he bringeth his suite.

And the said Charles in his proper person cometh & defendeth the force and injury when &c and prayeth the hearing of the Said writeing Obligatory and it is read unto him he also prayeth the hearing of the Condition of the Said writing Obligatory and it is read unto him in these words The Condition of this Obligation is Such that if the abovebound Charles Delaroch his executors adm^{rs} or assignes doe well & truly pay or cause to be paid unto the said Hugh Hopewell his executors adm^{rs} or assignes the full and just quantity of eleaven hundred & eighty pounds of good Sound mer-