

the fifteenth day of September in the yeare of Our Lord 1672 in consideration that the Said Christopher at the Speciall instance & request of her the Said Mary would Serve her the Said Mary in the receiving of her debts and managing her businesse and affairs as her Steward and Bayliff from the said fifteenth of September for One whole yeare then next following and afterwards So long as both parties should agree the said Mary did assume upon her Selfe and to the said Christopher did faithfully promise that she the said Mary would pay unto the said Christopher the summe of foure thousand pounds of tobacco & caske for the Said yeares Service when thereunto required & also would pay unto the Said Christopher proportionably to the said foure thousand pound[s] of tobacco p annum for any time he should Serve her over & above the Said yeare And the Said Christopher in fact Saith that trusting to the faithfull promise & assumption of the Said Mary to him the Said Christopher So as aforesaid made he the said Christopher the Said Mary in the Office & employment aforesaid did Serve from the Said fifteenth day of September in the yeare aforesaid untill the fifteenth day of October in the yeare One thousand Six hundred Seventy three being thirteene months which at the rate of foure thousand pounds of tobacco p annum amounteth to in the whole the Summe of foure thousand three hundred thirty three pounds of tobacco Yet the Said Mary in her life time nor the Said Tobias executor of the last will & Testament of the Said Mary Since her death the Said Christopher the Said Summe of foure thousand three hundred thirty three pounds of tobacco have not paid or Satisfied though often thereunto required but the Same to pay or Satisfie hath refused and denied & as yet doe refuse & deny to the damage of the Said Christopher Six thousand pounds of tobacco And thereupon he bringeth his Suite.

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And the Said Tobias by Robert Carvile his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill next Court and it is granted him the Same day is given to both parties here.

Att which said next Provinciaall Court to wit the Sixteenth day of November in the 44th yeare of the Dominion of Caecilius &c Came the Said Christopher by his Attorney aforesaid & offered himselfe against the said Tobias in the plea aforesaid & the Said Tobias likewise by his Attorney came and the said Tobias Saith that the said Mary in her life time nor the said Tobias Since her death did not make Such promise and assumption to the Said Christopher as the said Christopher hath above against him declared and of this he putts himselfe upon the Country and the Said plaintiff likewise Therefore it is comanded the Sheriff that he cause to come here twelve &c who neither &c by whom &c to recognize &c because aswell &c.

Afterwards to wit the twentieth day of November in the yeare