

to imparle here untill next Provinciaall Court & it is granted him the same day given to both parties Liber M M

Att which Said next Provinciaall Court to witt the twentieth day of November in the 44th yeare of the Dominion of Caccilius &c Annoq̄ Doñ One thousand Six hundred Seventy five Came the said Thomas by his Attorney aforesaid and Saith he did not assume upon himselfe & to the said Isaac make such promise as the said Isaac hath above against him declared and of this he putts himselfe upon the Country and the plaintiff likewise Therefore it is Comanded the Sheriff that he cause to Come here twelve &c who neither &c to recognize &c because aswell &c.

But before the Said Jurors came the Said Thomas Saith nothing in barre or avoidance of the action aforesaid for the Summe of Six thousand five hundred & eight pounds of tobacco whereupon the said Isaac remaineth ag^t the said Thomas thereof undefended Therefore it is considered by the Court here that the Said Isaac ffoxcroft recover against the said Thomas Collen aswell the Summe of Six thousand five hundred & eight pounds of tobacco for his damages occasioned by the trespas aforesaid as also the sume of eleaven hundred fifty eight pounds of tobacco for his costs & charges in this behalfe laid Out & expended & the Said Thomas in mercy &c. p. 621

Baker Brooke Esq̄ ag ^t W ^m Hemsley	}	William Hemsley late of Talbott County was attached to answer Baker Brooke Esq̄ Survey ^r Generall of this Province and One of the justices of this Court according to the priviledges &c in a plea of trespas upon the case.
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And whereupon the said Baker Brooke by Robert Carvile his Attorney Saith that the said W^m being upon the Sixtenth day of November in the yeare of Our Lord One thousand Six hundred Seventy-five justly indebted unto the said Baker in the summe of twenty thousand pounds of tobacco he the said W^m did then assume upon himselfe and to the said Baker faithfully promise that he the said W^m the said summe of twenty thousand pounds of tobacco to him the said Baker would well & truly pay & satisfie when thereunto required Yet notwithstanding the said William the said summe of twenty thousand pounds of tobacco to him the said Baker though often thereunto requested hath not paid or Satisfied but the same to pay hath altogether denyed and refused and Still doth deny to the damage of the said Baker twenty thousand pounds of tobacco & thereupon he bringeth his Suite.

And the said William the foure & twentieth day of November in the yeare aforesaid by Vincent Lowe his Attorney cometh and defendeth the force & injury when &c & Saith that he saith nothing in barre of the said Plaintiffs action but Saith that he is willing that the said plaintiff should recover against him the said Summe of p. 622