

aforesayd sume of 12000<sup>l</sup> Tob to the aforesd Richard hath not as yet payd but the same to him to pay doth Deny and Refuse, whereupon the said Richard saith he is Damnified, and hath losse to the vallue of 14000<sup>l</sup> of Tobacco and thereupon he bringeth his suite. Liber M M

• And the aforesayd Henry by Vincent Lowe his Attorney cometh & Defendeth the force & injury aforesayd when &c and Desireth hearing of the said writing and to him it is Read, he Desireth also the hearing of the Condicion of the said writing, and to him that is read in these words. The Condicion of this obligation is such that if the above bound Henry Mitchell his heires Executors Adm<sup>rs</sup> or assigns to give unto M<sup>r</sup> Ladd a firme bill of sale for foure hundred Acres of Land lying Chester River formerly called Smiths Pointe to him and his heirs forever, as the Law in this Country can afforde, or as the Learned in Law can advise, and to Cleare the Lords Rent to this day, for a valluable Consideration the said Henry Mitchell hath Received then this obligation to be voyd and of no Effect otherwise to stand in full force power and vertu, which words being heard and Read the said Henry Mitchell saith that he alwayes was and still is ready to pforme the Condition of the said obligation, and to make to the said M<sup>r</sup> Ladd a firme bill of sale for the said foure hundred acres of Land lying in Chester River formerly Called Smiths pointe to him and his heires forever as the Law in this Country can afforde or as the Learned in Law can advise, and to Cleare the Lords Rent to the day of the Date of the said obligation according to the Teno<sup>r</sup> of the Condition of the said obligation when thereunto required by the said M<sup>r</sup> Ladd.

And the aforesayd Richard Ladd saith that he by any thing before alledged ought not to be Debarred from having his accōn aforesayd because he sayes that the aforesayd Henry Mitchell did not make to the said Richard Ladd a firme bill of sale for the aforesayd foure hundred acres of Land lying in Chester River formerly called Smiths pointe and did not Cleare the Lords Rent to the day of the date of the said obligation, according to the Tenour forme and Effect of the Condicion of the said obligation at the aforesayd Henry hath above alledged and this he prayes may be inquired of by the Country and the said Henry likewise. p. 30

Therefore comand is given to the Sheriff of St Maryes County that he cause to Come here at St Maryes before the Justices of y<sup>e</sup> next Provincial Court the 8<sup>th</sup> day of Aprill next being the first day of the same Court Twelve &c by whom &c who neither &c because aswell &c to Recognize &c and the same day is given to both ptyes.

At which day that is to say the 8<sup>th</sup> day of Aprill in the 41<sup>th</sup> yeare of the Dominion of Caecilius &c Annoq̄ Domini 1673. Came aswell the said Richard Ladd by Robert Carvile his Attorney as the said Henry Mitchell by Vincent Lowe his Attorney and the Juro<sup>rs</sup> of