

restraint of princes and Rulers excepted the freight or passage for the said Servant or passenger being by the Said Lord Baltmore paid in London for the performance whereof the said Miles Cooke Signed with his hand according to the Custome of merchants in the like cases a receipt in the nature of a bill of Ladeing beareing date the said sixteenth day of September to have received the said passenger and to deliver him as aforesaid as by the Said receipt under the hand of the said Miles here in Court produced may appeare And the said Charles in fact Saith that the said Miles and the said Shipp John of London are and have Safely arrived at the port of s<sup>t</sup> Maries in Maryland notwithstanding which the Said Miles Cooke the tenor of his receipt little regarding but plotting and fraudulently intending him the sd Charles of the said man Servant or passager named James Jackes as aforesaid to deceive the said man servant or passenger to him the said Charles though often thereunto required according to the tenor of the said receipt so as aforesaid by him the Said Miles signed and affirmed hath not delivered but the Same to him to deliver hath altogether refused and Still doth deny and refuse to the damage of the said Charles foure thousand pounds of tobacco And thereupon he bringeth his Suite.

And the said Miles Cooke by Thomas Bland his Attorney Comes & defends the force and injury &c and for plea saith that the Said James Jackes made his escape from on board the Shipp called John of London in the Downes in England contrary to the Knowledge of the Said Miles according to the exception in the Said Miles his receipt and thereupon he putts himselfe upon the Country and the said Charles Calvert likewise. Therefore Comand is given to the Sheriff of s<sup>t</sup> Maries County that he cause to come here twelve & by whom &c who neither &c to recognize &c because aswell &c.

Now here at this day to witt the twelfth day of April in the first yeare of the Dominion of Charles Lord Baltmore &c Annoꝝ Doñ p. 165  
 One thousand six hundred seventy six Came the said Charles Calvert Esqꝝ now Lord Baltmore by his said Attorney and the said Miles Cooke by his Attorney and the jurors of that jury came also to witt W<sup>m</sup> Rosewell W<sup>m</sup> Dare John Cunningham Jarvis Ballard John Deery Richard Dell John Baynard John Linch Dominick Bodkin Giles Blizard James Thompson & Emanuel Ratcliff who being impannelled Sumoned & Sworne to say the truth in the premisses upon their Oathes doe Say Wee find for the plaintiff two thousand pounds of tobacco with Costs of suite. Therefore it is granted by the Court here that the said Charles Calvert Esqꝝ now Lord Baltmore recover against the said Miles Cooke aswell the summe of two thousand pounds of tobacco damages occasioned by the trespas aforesaid as also the summe of nine hundred and two pounds of tobacco costs of Suite.