

said Kingdome of England Sailemaker of a plea of trespas upon Liber NN
the case

And whereupon the said W^m Aubone & Robert Swaine by Robert Ridgely their Attorney complaine That whereas the said Robert ffarrer in his life time at Newcastle upon Tyne in the Kingdome of England the sixteenth day of July 1674 haveing certaine communication with the said Robert Swaine about a trade between the said Newcastle upon Tyne & this Province of Maryland & the Purchase of tobaccos in the said Province of Maryland the said Robert ffarrer in case the Said Robert Swaine would employ him as his ffactor Agent assignee or Trustee with some considerable cargoe of goods from the said Towne of Newcastle upon Tyne into the said Province of Maryland, & for the transporting the same hire Some good Shipp & also allow him the said Robert ffarrer such Salery as merchants usually allow their ffactors Agents, assignes or trustees, the said Robert did assume upon himselfe & to the said Robert Swaine did then & there faithfully promise that he the said Robert ffarrer all the said goods that he the said Robert Swaine should So Shipp on board any Such Shipp for Maryland aforesaid the said Robert ffarrer would take into his charge, custody & possession & with the same in the said Shipp goe for the said Province of Maryland in person, & at his arrivall there, the said goods Sell to any person that would by them for the best advantage of the said Robert Swaine or his assignes & the produce thereof in tobacco or other goods & merchandizes Shipp home to the said Robert Swaine at Newcastle aforesaid with all convenient Speed & to load the said Shipp that should so transport the said Goods for Maryland aforesaid with tobacco or other merchandizes part of the produce of the said Goods back for Newcastle aforesaid this present yeare. And the Said Robert Swaine & W^m Aubone in fact Say that the said Robert Swaine trusting to the faithfull promise & assumption of the said Robert ffarrer to him made as aforesaid he the said Rob^t Swaine On the 16th day of July in the yeare aforesaid did ffreight the good Shipp called the Endeavour of Hull whereof John Newton was Master for a voyage from the said Towne of Newcastle unto the said Province of Maryland, & from thence back to the said Towne of New Castle, & did on the said Shipp load two Cargoes One at the said Towne of Newcastle amounting too foure hundred & eight pounds One shilling & ten pence halfepeny of lawfull mony of England, and the other at Lamington in the said Kingdome of England amounting too One hundred fifty & three pounds fifteen shillings & two pence lawfull mony of England both which in the whole amount too the summe of five hundred sixty One pounds Seventeene Shillings & a halfe peny Sterling, a particular whereof is by the said W^m Aubone & Robert Swaine here in Court produced & the Same Cargoes & every part & parcell thereof the said Robert Swaine did entrust wholly to