

Liber N N and the said John Jordaine being designed to goe to Virginia to looke after his said negroes he the said John Tant did apply himselfe to the said John Jordaine and requested him to looke after & endeavour the takeing apprehending and bringing home his said two negroes so from him runn away in company with the said John Jordaines negroes as aforesaid which the said Jn^o Jordaine promised to doe, if he the said John Tant would beare his proportionable Share and charge for lookeing after, takeing up & bringing home the same In consideration whereof the said John Tant did assume upon himselfe and to the said John Jordaine did faithfully pmise that he the said John Tant would well & truly pay and satisfie unto him the said John Jordaine one third part of the charges the said John Jordaine should expend lay out and be at in lookeing after & apprehending & bringing home the negroes aforesaid when thereunto requested And thereupon the said John Jordaine went into Virginia about the negroes aforesaid where he continued some months in
p. 218 going after the negroes aforesaid and at the last apprehended three of them to witt two negroes of the said John Jordaines and One negroe of the said John Tants which he brought home & delivered to the Said John Tant his owne negroe brought home as aforesaid, And the said John Jordaine in fact Saith that he did really expend & lay Out in lookeing after apprehending and bringing home the three negroes aforesaid the summe of three thousand seven hundred pounds of tobacco as by a particular hereunto annexed may appeare One third part thereof being One thousand two hundred thirty three & a third part of a pound of tobacco is due from him the said John Tant to pay & satisfie to him the said John Jordaine Yet he the said John Tant his promise & assumption litle regarding but deviseing and fraudulently intending him the said John Jordaine in that case craftily & Subtilly to defraud & deceive the said twelve hundred thirty three pounds & One third part of a pound of tobacco to him the said John Jordaine though often thereunto requested hath not paid or satisfied but the same to pay hath hitherto and still doth deny to the damage of the said John Jordaine three thousand pounds of tobacco and thereupon he bringeth his Suite. And the said John Tant by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c and prayeth liberty to imparle hereunto untill the next Provinciaall Court and it is granted him the same day is given to the pft.

Now here at this day to wit the Seventh day of December in the yeare of Our Lord 1676 came the parties aforesaid by their said Attornyes and the said John Tant Saith he did not assume in manner & forme as the said John Jordaine hath above declared against him & this he is ready to averre & demands judgment if the said John Jordaine his action aforesaid against him ought to have. and the said John Jordaine saith he did assume in manner & forme afore-