

And whereupon the said John by Robert Carvile his Attorney saith that whereas the said Richard the Sevententh day of July in the year of Our Lord 1674 by his certaine bond or writeing Obligatory Sealed with the Seale of him the said Richard and here in Court produced whose date is the day and yeare abovewritten did confesse and acknowledge himselfe to owe and stand indebted unto the said John in the full and just summe of Eighty thousand pounds of good tobacco & caske to be paid to the Said John Harris his heirs execut^{rs} adm^{rs} or assignes Yet notwithstanding the said Richard the said Summe of eighty thousand pounds of tobacco and caske to him the said John according to the tenor of the writeing aforesaid hath not hitherto paid or Satisfied though often thereunto requested but the same to pay doth deny & refuse to the damage of the said John One hundred thousand pounds of tobacco and thereupon he bringeth his suite. Liber N N

And the said Richard in his proper person cometh and defendeth the force & injury when &c and prayeth the heareing of the said writeing Obligatory and it is read unto him he also prayeth heareing of the Condition of the said writeing Obligatory and it is read unto him in these words The Condition of this present Obligation is such that if the abovebounden Richard Ball his heirs execut^{rs} adm^{rs} them or any of them shall well & truly pay or cause to be well & truly paid & contented unto Thomas Taylor of the County of Ann Arundell merchant or his Order to the use and accompt of John Harris above-said merchant his heirs execut^{rs} adm^{rs} or assignes in good sufficient caske well nayled the full and just quantity of One hundred ~~hnds~~ of good sound cleane and well conditioned tobacco without ground leaves or seconds at the time and places hereafter nominated and appointed each ~~hnd~~ to containe foure hundred pounds of neate tobacco at the least to Say Sixty ~~hnds~~ of tobacco to be paid as aforesaid p. 220
 On the thirtieth day of November next ensuing the date hercof in Petapsco River and thirty upon the Same betweene Petapsco River & Bush River in all ninty ~~hnds~~ to be paid as aforesaid and tenn ~~hnds~~ to be paid unto the said Taylor or his Order in Petapsco River the thirtieth of November which shall be in the yeare of Our Lord 1675 So that the whole quantity whether in ~~hnds~~ more or lesse all to containe forty thousand pounds of neate tobacco then this present Obligation to be void or else to remaine in full force power & virtue Signed sealed & delivered the day & yeare abovewritten. Which being read & heard the said Richard saith nothing in barr of the plaintiffs action but that the said John recover against him the summe of Eighty thousand pounds of tobacco, Therefore it is considered by the Court here the nine and twentieth day of November Anno Domini 1676 that the said John Harris recover against him the said Richard Ball the summe of Eighty thousand pounds of tobacco for his debt and damages aforesaid with five hundred ninty Seaven pounds of tobacco for costs of Suite and the said Richard in mercy &c.