

as adm^r as aforesaid aswell the said summe of two thousand Six hundred twenty three-pounds of tobacco damages occasioned by the trespas aforesaid as also the summe of six hundred & eleaven pounds of tobacco costs of Suite but so as execution Stay untill assetts. Liber N N

Thomas Dade } Edward Leach late of S^t Maries County merchant
 ag^t } was attached to answer unto Thomas Dade merchant
 Edward Leach } in a plea of trespas upon the case.

And whereupon the said Thomas Dade by Robert Carvile his Attorney Saith that the said Thomas Dade did at the speciall instance & request of the said Edward Leach Sell & deliver unto him the said Edward two peices of brandy at the rate & price of forty foure pounds Sterling & caused the same to be shipped On board the Ruth of London Thomas Peighin Co^mander & consigned to him the said Edward Leach In consideration whereof the said Edward did assume upon himselfe and to the said Thomas did faithfully promise that he the said Edward the said summe of forty foure pounds Sterling to him the said Thomas when thereunto requested would well & truly content and pay Yet notwithstanding he the said Edward his promise & assumption aforesaid little regarding but deviseing and fraudulently intending him the said Thomas in this behalfe craftily & Subtily to deceive & defraud the said summe of forty foure pounds Sterling though often thereunto requested hath not paid or satisfied but the same to pay hath hitherto denyed & Still doth deny to the damage of the said Thomas One hundred pounds Sterling & thereupon he bringeth his suite.

And whereupon the said Edward Leach by Mathew Warde his Attorney cometh & defendeth the force & injury when &c & Saith he did not assume upon himselfe in manner & forme as he the said Thomas Dade above in his declaration hath declared against him & of this he putts himselfe upon the Country and the said Thomas likewise, Therefore Co^mand is given to the Sheriff of s^t Maries County that he cause to come here this day to wit the ninth day of December in the Second yeare of the Dominion of Charles Lord Baltemore & Anno^q Do^m 1676 twelve &c by whom &c who neither &c to recognize &c because aswell &c but before the jurors Came the said Thomas Dade by his Attorney aforesaid said he would make no further prosecution in the plaint aforesaid against the said Edward Leach Whereupon it is granted by the Court here that the said Edward Leach recover against the said Thomas Dade the summe of eight hundred Sixty three pounds of tobacco for his costs & charges in this behalfe laid Out & expended & the said Thomas Dade in mercy for his false claime.

Edward Leach }
 ag^t }
 Thomas Peighin } |