

their Guardian Since the death of the said Thomas Howell did never make Knowne to them the said Johanna & George what the halfe of the costs charges payment or payments of mony or tobacco the said Thomas Howell had bin at, or which had been Ordered agreed awarded or determined according to the forme & effect of the said Condition of the said writeing or bond Obligatory for want of which no action can accrue & this they are ready to averr, whereupon they pray judgment if they the said John & Nathaniel by Philemon Loyd their Guardian Ought to have their action. Liber N N

And the said John and Nathaniel Say the Said action Ought not to be barred because they Say George & Johanna have not performed the Condition of the said Obligacōn and have had notice of the costs charges & damages the said Thomas Howell had paid & susteined & of this they putt themselves on the Country and the defendants likewise Therefore it is comāded the Sheriff of s<sup>t</sup> Maries County that he cause to come here twelve &c. by whom &c who neither &c to recognize &c because aswell &c Afterwards to witt the seaven & twentieth day of April in the yeare of Our Lord One thousand Six hundred Seventy seaven came the parties aforesaid by their said Attornyes & the jurors of that jury came likewise to witt Edward English Thomas Spinke Marmaduke Semme Samuel Raspin Thomas Russell Ninian Beale John Darby John Barnes John Waghob John Hyland ffrancis Swinfen & James Rumsey who being impannelled Sumoned & Sworne to say the truth in the premisses upon their Oathes doe say Wee find for the plaintiffs due on the bond forty seaven thousand nine hundred eighty One pounds of tobacco for damages five thousand pounds of tobacco with costs of suite Whereupon it is granted by the Court here the eight & twentieth day of April in the yeare aforesaid That the said John Howell & Nathaniel Howell recover against the said George Wells and Johanna Goldsmith aswell the summe of forty seaven thousand nine hundred eighty One pounds of tobacco the remainder of the debt aforesaid together with five thousand pounds of tobacco damages by Occasion of the unjust deteineing of the said debt as also the summe of eleaven hundred & fifty pounds of tobacco costs of suite And the said George and Johanna in mercy.

Moyes Execut <sup>rs</sup>	}	}
ag <sup>t</sup>		
Morgan Jones adm <sup>r</sup>	}	
Jn <sup>o</sup> Harrington		
Robert Harper	}	
ag <sup>t</sup>		
the same	}	
James Holland & Partners		
ag <sup>t</sup>	}	
Thomas Overton		

} these five causes discontinued.