

Marmaduke Semme agt of Charles County of the Province of Mary-ffrancis Wyne land Cooper was attached to answer unto Marmaduke Semme of a plea that he render unto him six thousand Seaven hundred thirty five pounds of tobacco which he oweth & unjustly deteineth

And whereupon the Said Marmaduke by John Jones his Attorny saith that whereas the said ffrancis by his certaine writeing Obligatory under his hand & Seale dated the 22th of July 1676 did bind himselfe his heirs executrs & admrs to pay or cause to be paid to the said Marmaduke the full & just quantity of six thousand five hundred thirty five pounds of tobacco & caske to be paid at or upon the tenth day of October next ensueing the date thereof in some convenient place in Wiccocomoco River & although the said Marmaduke hath often demanded the said six thousand Seaven hundred thirty five pounds of tobacco of the Said ffrancis according to the contents of the Said writeing Obligatory which is here ready to be produced in Court and by which writeing the Said debt may more at large appeare Yet the said ffrancis hath refused & Still doth refuse to pay the said summe of six thousand Seaven hundred thirty five pounds of tobacco unto him the said Marmaduke whereupon he saith he dampnified ten thousand pounds of tobacco & bring suite.

And the said ffrancis by Christopher Rousby his Attorny cometh & defendeth the force and injury when &c & prayeth liberty of speakeing hereunto untill April Court next & it is granted him the same day is given to the said Marmaduke.

Now here at this day to wit the eight & twentith day of April Anno 1677 came the Said Marmaduke by his Said Attorny but the Said Marmaduke is granted by the Court here That the said Marmaduke recover agt the said ffrancis aswell the summe of six thousand seaven hundred thirty five pounds of tobacco the debt aforesaid as also the summe of five hundred thirty & Six pounds of tobacco costs of suite & the Said ffrancis in mercy.

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