

Liber N N of the said Richard and here in Court produced whose date is the day and yeare abovesaid did bind himselfe his heirs executors adm^{rs} or assignes to pay or cause to be paid unto the said Gervase Ballard his heirs execut^{rs} adm^{rs} or assignes the summe of seaven thousand eighty & One pounds of good sound merchantable tobacco in caske in Petuxent River upon demand notwithstanding which the said Richard though often demanded the said Summe of Seaven thousand eighty & One pounds of tobacco to the said Gervase according to the tenor of the said bill hath not paid but the same to pay hitherto hath denyed and still doth deny and refuse to the damage of the said Gervase fourteen thousand pounds of tobacco and thereupon he bringeth his suite.

And the said Richard by Mathew Warde his Attorney cometh and defendeth the force & injury when &c and Prayeth liberty of Speakeing hereunto untill the next Provinciaall Court the same day is given to both parties.

Now here at this day to wit the twelfth day of february in the yeare One thousand six hundred seventy five came the said Gervase by the Attorney aforesaid and offered himselfe against the said Richard in the plea aforesaid and the said Richard came likewise and the said Richard saith that as to three thousand One hundred ninty six pounds of tobacco the remainder of the said Summe of seaven thousand eighty One pounds of tobacco he cannot gainsay for that he oweth unto the said Gervase the said summe of Three thousand One hundred ninty six pounds of tobacco Therefore it is granted by the Court here that the said Gervase recover against the said Richard Bayley aswell the summe of three thousand One hundred ninty six pounds of tobacco the debt aforesaid as also the summe of pounds of tobacco costs of suite.

John Quigley } James Lewis late of the County of s^t Maries other-
ag^t } wise called James Lewis of s^t Maries County in the
James Lewis } Province of Maryland planter was Sum^oned to answer
unto John Quigley One of the Attornys of the Pro-
vinciaall Court according to the priviledges &c in a plea that he render
unto him twelve hundred seventy five pounds of tobacco which to him
he oweth and unjustly deteineth

And whereupon the said John in his proper person saith that whereas the said James the third day of March in the yeare of Our Lord One thousand six hundred seventy three did by his certaine writeing Obligatory sealed with the seale of him the said James and here in Court produced whose date is the same day and yeare abovewritten, bind himselfe his heirs executors and adm^{rs} to pay or cause to be well & truly paid unto him the said John Quigley his heirs executors & adm^{rs} the just & full quantity of twelve hundred seventy & five pounds of good sound leafe tobacco in caske due to be paid the twelfth day of this instant march it being for and in consideration of his passage