

have denied & the said John Brookes as yet doth deny to the damage of the said John Moll twelve thousand pounds of tobacco And thereupon he bringeth his suite. Liber N N

And the said John Brookes by Thomas Jones his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill the next Court the same day is given to both parties.

Now here at this day to wit the eighth day of October Anno One thousand six hundred seventy Seven Came the said John Moll by his said Attorney & offered himselfe against the said John Brookes in the plea aforesaid but the said John Brookes came not but made default & it appeareing by the Said John Moll his owne shewing that there is paid of the said summe the summe of foure thousand three hundred forty foure pounds of tobacco It is considered by the Court here that the said John Moll recover against the estate of the said W^m Worgan the summe of six thousand eighty eight pounds of tobacco the remainder of the debt aforesaid as also the summe of five hundred forty foure pounds of tobacco costs of suite but so as execution cease untill assetts.

John Moll ag ^t John Brookes adm ^r W ^m Worgan	}	John Brookes administrator of the goods & chattells of W ^m Worgan late of Dorchester County deceased was Sumoned to answer unto John Moll in a plea that he render unto him the summe of foure hundred & eighteene pounds of tobacco which from him he unjustly deteineth
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And whereupon the said John Moll by Kenelm Cheseldyn his Attorney Saith that whereas the Said W^m Worgan in his life time the second day of june One thousand six hundred Seventy foure by his certaine writeing Obligatory Sealed with the seale of him the said W^m here in Court produced whose date is the day & yeare aforesaid did acknowledge himselfe holden & firmly bounden unto the said John Moll the just & neate quantity of ffoure hundred & eighteene pounds of good Sound merchantable tobacco in caske for a valuable consideration by him received to be paid upon all demands to the Said John Moll his heirs execut^{rs} adm^{rs} or assignes or to his certaine Attorney at some convenient Landing place in Choptanck River in the County aforesaid To the which payment well & trully to be made he did bind himselfe his heirs execut^{rs} & adm^{rs} firmly by those p^rsents Yet the Said W^m Worgan in his life time nor the said John Brookes since the death of the said W^m the said summe of foure hundred and eighteene pounds of tobacco to him the said John Moll according to the tenor of the said writeing Obligatory have not paid though often thereunto required but the same to pay have denied & the said John Brookes as yet doth deny to the damage of the said John Moll Eight hundred pounds of tobacco And thereupon he bringeth his suite.