

Liber N N John Thompson } This cause being upon an Appeale from the County  
 ag<sup>t</sup> } Court of Calvert County And the defend<sup>t</sup> appeare-  
 John Atkey } ing by Robert Carvile his Attorney And the said  
 John Atkey not appearing to prosecute his writt of  
 Error & Supersedeas a Procedendo is granted

Jarvis Ballard } Richard Perry late of Calvert County was Attached  
 ag<sup>t</sup> } to Answer unto Jarvis Ballard of a plea of trespas  
 Richard Perry } upon the cause

And whereupon the said Jarvis Ballard by Charles Boteler his Attorney complaineth, that whereas John Gould late of Calvert County deceased upon the twenty fifth day of October in the yeare of our Lord One thousand six hundred seventy & five, & for the terme of two yeares before that tyme was & had bin the ffactor of the same Richard Perry in this Province of Maryland And by the order & comand, with the estate & property, to the use & behoofe & in the name of the said Richard Perry did buy barter bargain & traffick with severall of the Inhabitants of this Province And also with severall M<sup>r</sup>chants tradeing into the same Province for severall Goods & M<sup>r</sup>chandizes, & the severall Goods & Comodities so bought & bartered, the said John Gould as the ffactor of the said Richard did in the name of the said Richard & to his rescue againe sell dispose & Merchandize And the said John Gould being ffactor of the said Richard Perry as aforesaid upon the day & yeare aforesaid in the name & for the proper accompt of the said Richard Perry bought had & received of the said Jarvis severall Goods & M<sup>r</sup>chandizes that is to say, one barrell of maccrell of the price of two hundred & fifty pounds of tobacco, six barrells of salt of the price of twelve hundred pounds of tobacco, one hogshhead of sugar containing seven hundred & eighty pounds of suger of the price of two thousand three hundred & forty pounds of tobacco, Eleven barrells of Molossus & one jarr of oyle of the price of foure thousand one hundred twenty five pounds of tobacco, ninety six gallons of rum of the price of two thousand foure hundred pounds of tobacco, thirty pounds of bread of the price of ninety pounds of tobacco, & one man servant of the price of two thousand two hundred pounds of tobacco, in the whole amounting to the sume of twelve thousand six hundred & five pounds of tobacco And the said Jarvis in fact saith, that the aforesaid Goods & M<sup>r</sup>chandizes amounting to the sume of twelve thousand six hundred & five pounds of tobacco unto the hands of the said John Gould as the ffactor of the said Richard Perry he did sell & deliver upon the proper accompt of the said Richard Perry & upon none other accompt whatsoever Whereby action doth accrue unto the said Jarvis to recover haue & receive of the said Richard Perry the said sume of twelve thousand six hundred & five pounds of tobacco And further the said Jarvis saith, that for further security for payment of the said twelve thousand six hundred & five pounds of tobacco,