

Liber N N whom Letters testamentary was comitted of the Goods & Chattels of the said Samuell Boston though often demanded the said Sume of Eleven thousand pounds of tobacco hath not paid or satisfied according to the tenor of the said bond or writeing obligatory, but the same to him the said Garret doth still deny & refuse Whereupon the said Garret saith he hath losse & is damnified to the Value of sixteen thousand pounds of tobacco and thereupon he bringeth his suite

And the said James Mills by Kenelm Cheseldyn his Attorney comes & defends the force & injury when &c and prayeth the hearing of the said bond or writeing obligatory & itt is read unto him, he also prayeth the heareing of the Condicon of the said bond or writeing obligatory & itt is read unto him in these words The Condicon of this p^rsent above written obligacon is such, That if the above bounden Tho: Hedge & Samuell Boston they or either of them their or either of their heyres Ex^{rs} Adm^{rs} or assignes shall & doe well & truely pay or cause to be well & truely paid unto James Stavely of the County of Baltemore aforesaid M^rchant or to his certaine Attorney his heyres Ex^{rs} Adm^{rs} or assignes or to the order or assignes of the said Garret VanSweringen the full & just sume & just quantity of five thousand & five hundred pounds of good sound & every way well condiconed M^rchantable tobacco & cask upon the tenth day of Octob^r now next ensueing the date hereof in some convenient place in Baltemore County aforesaid within one Mile of the waterside without any fraud or further delay That then this p^rsent abovewritten obligacon shall be void & of none effect, otherwise to stand & remaine in full power force strength & vertue Which being read & heard the said James Mills by his Attorney aforesaid prayed liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to both parties

p. 566 Now here att this day to witt the seventeenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq Doni 1678. came the said Garret by his Attorney aforesaid & offered himselfe ag^t the said James Mills in the plea aforesaid but the said James came not but made default Therefore itt is considered by the Court here that the said Garret VanSweringen recover ag^t the Estate of the said Samuell Boston as well the sume of Eleven thousand pounds of tobacco debt As also five hundred sixty eight pounds of to^b costs of suite

Garret VanSweringen	}	Thomas Hedge late of Baltemore County gentl otherwise called Thomas Hedge of the Province of Maryland in Baltemore County was Sumoned to Answer unto Garret Van- Sweringen of a plea that he render unto him the full sume & just quantity of Eleven thousand pounds of good sound M ^r chantable tobacco & cask which he oweth him & unjustly detaineth
ag ^t Thomas Hedge		