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Robert Ellys ag ^t John Quigley	}	John Quigley late of S ^t Maryes County was Attached to answer unto Robert Ellys of a plea of trespas upon the case
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And whereupon the said Robert Ellys by Robert Carville his Attorney saith, that whereas the said John Quigley upon the twenty eighth day of April in the yeare of our Lord One thousand six hundred Seventy eight being aboard the Shipp George of London in Potomock River in S^t Maryes County did in consideracōn that the said Robert Ellys att the speciall instance & request of him the said John Quigley would lay out so much tobacco for him the said John Quigley as would buy one Pype of good S^t Georges or ffyall wine att the store of Charles Gosfright M^cchant in Petuxent River in Calvert County (to which place the said Robert was then intended) & would Shipp the same on board the Sloope of John Anderson who was then by him the said John Quigley desired to take in the same, & to carry the said pype of wine when bought & Shipped as aforesaid to him the said John Quigley wheresoever he should be either att Wiccocomico within this Province or att Nominy in Virginia or elsewhere in Potomock or Wiccocomico Rivers, he the said John Quigley did then assume upon himselfe & to the said Robert Ellys faithfully promise y^t he the said John Quigley would well & truly content & pay unto the said Robert Ellys when thereunto required so much tobacco as the said Robert Ellys should reasonably deserve for the buying of the said wine & Shipping the same as aforesaid And the said Robert Ellys in fact saith, that he trusting to the faire speeches & promises of the said John Quigley, did buy for the said John Quigley one pipe of good S^t Georges wine, & caused the same to be marked .J Q. & did on the third day of May one thousand six hundred seventy eight Shipp the same on board the Sloope of the said John Anderson for the use of the said John Quigley to be carryed & delivered to the said Jⁿ^o Quigley according to his order & direction aforesaid, for the buying of which wine & the care of Shipping itt as aforesaid he saith he doth well deserve the sume of two thousand fve hundred pounds of tobacco Yet notwithstanding the said John Quigley his promise & assumpcōn aforesaid little regarding, but deviseing & fraudulently intending him the said Robert in this behalfe craftily & subtly to defraud & deceive, the said sume of two thousand five hundred pounds of tobacco to him the said Robert Ellys hath not paid or satisfied though often thereunto requested, but the same to pay hath hitherto denied & refused & still doth deny & refuse to the damage of the said Robert Ellys three thousand pounds of tobacco & thereupon he bringeth his suite

And the aforesaid John Quigley by Robert Ridgely his Attorney doth come & defend the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court, & itt is granted unto him, the same day is giuen to the plaintiffe also