

his declaracōn hath suggested, which he the said Samuëll is ready to averr And of this he putts himselfe upon the judgm^t of the Court And the said Robert likewise. Whereupon the p^rmisses being seen & by the Justices here fully understood Itt is considered that the said Robert Carvile recover against the said Samuëll Leadbeater as well the su^me of Sixteene hundred pounds of tobacco da^mages As also five hundred Sixty eight pounds of tobacco costs of suite And the Defend^t in mercy &c

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Mary Roe Ex ^x Edward Roe ag ^t Mary Eaton Ex ^x Jeremiah Eaton	}	Mary Eaton Ex ^x of Jeremiah Eaton late of Kent County was Sumoned to Answer unto Mary Roe Widdow Ex ^x of Edward Roe of a plea that she render unto her the Su ^m e of five thousand Eight hundred Seventy foure pounds of good sound M ^r chantable tobacco in cask according to the late Act of Assembly which from her unjustly she doth detaine
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And whereupon the said Mary Roe by Robert Ridgely her Attorney saith, that whereas the abovesaid Jeremiah Eaton in his life tyme Viz^t upon the Sixteenth day of Decemb^r in the yeare of our Lord God One thousand six hundred Seventy & three by his certaine writeing Obligatory Sealed with the Seale of him the said Jeremiah & herein Court produced whose date is the day & yeare above written, did binde himselfe his heyres Ex^{rs} Adm^{rs} and assignes in the Su^me of five thousand Eight hundred Seventy foure pounds of good sound M^rchantable tobacco & cask according to the late Act of Assembly unto the said Edward Roe of the County of Talbot in the Province of Maryland gentl his heyres Ex^{rs} Adm^{rs} or assignes to be paid att or upon the tenth day of Octob^r next ensueing the date thereof in Tredhaven Creek or in great Choptank riuer att one intire paym^t To the which paym^t well & truely to be made he did binde himselfe his heyres Ex^{rs} & Adm^{rs} firmly by those p^rsents. Notwithstanding which the said Jeremiah Eaton in his life tyme nor the said Mary Eaton to whom Execution of the testam^t of the said Jeremiah since his death hath bin com^mitted though often thereunto required the said five thousand Eight hundred Seventy foure pounds of tobacco hath not paid nor rendred unto the said Edward Roe in his life tyme nor unto The said Mary Roe since his death to whom Execution of the Testam^t of him the said Edward hath bin com^mitted, but the same to pay hitherto hath denyed & still doth deny, whereupon the said Mary Roe saith she is damnified & hath losse to the Value of Eight thousand pounds of tobacco & thereupon she bringeth her suite And the said Mary Roe to shew that she is Exec^x of the last Will & testam^t of the said Edward Roe & thereof hath the Execution, her Letters Testamentory bringeth into Court here

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And the said Mary Eaton by Kenelm Cheseldyn her Attorney comes & defends the force & injury when &c and prayeth hearing of