

Liber N N case of writeings in the whole to the Value of two thousand pounds of tobacco And the said James further saith that upon the day of being presst to serve the right Hon^{ble} the Lord Prop^{ry} under Cap^t Justinian Gerard against the Emperor of Nantecoke, the aforesaid wearing Cloaths & writeings in the possession of the said James he did leave And afterwards Viz^t upon the twelfth day of April One thousand six hundred seventy eight the said John Weare did returne being dismist from the said service, & the said wearing Apparrell & writeings of the said James did demand & require Yett the said James Rumsey though often thereunto required the said wearing apparrell & writings to him the said John hath not delivered, but the same to deliuer hath denyed & as yett doth deny & unjustly detainē Whereupon the said John saith he is damnified & hath damage to the Value of three thousand pounds
p. 701 Of tobacco & thereupon he brings his suite

And the said James Rumsey by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to the plaintiffe also

Now here att this day to witt the Sixteenth day of Octob^r in the third yeare of the Dominion of Charles Lord Baltemore &c. Annoq^{ue} Doni 1678. came the said parties by their Attorneys aforesaid And the said James Rumsey by his said Attorney saith that he detaineth not the Goods & Chattels from the aforesaid John Weare nor any parcell thereof in forme wherein the said John above against him hath declared And of this he putts himselfe upon the Countrey, & the plaintiffe likewise Whereupon itt is comāded the Sheriffe of S^t Maryes County that he cause to come here twelve &c by whom &c and who neither &c to Recognize &c because aswell &c Att which said Sixteenth day of October in the yeare aforesaid came as well the said plaintiffe as the said Defend^t by their Attorneys aforesaid And the jurors impannelled being called likewise came to witt Richard Boughton, John Haslewood, Thomas Doxey, John Doxey, Mark Bromfield, Thomas Bowdle, Tho: Osborne, Lewis Blangy, Tho: Ball, Henry Howard, Thomas Gilbert & Richard Hodgson who being att the barr the said John Weare by his Attorney aforesaid said that he would make no further prosecution against the said James in the plea aforesaid Therefore itt is considered by the Court here that the said James Rumsey recover ag^t the said John Weare the sumē of pounds of tobacco for his costs & charges by him about his defence in this behalfe laid out & expended And the said John Weare in mercy &c for his false plaint

John Weare	}	James Rumsey late of Calvert Conty was Attached to Answer unto John Weare of a plea of trespas upon the case
ag ^t		
James Rumsey		

And whereupon the said John Weare by Charles