

Liber N N said plaintiffes by their Attorney aforesaid say that they will make no further prosecution against the said Defend^t in the plea aforesaid Therefore itt is considered by the Court here that the said plaintiffes take nothing by their writt, but be in mercy for their false claime And that the said Defend^t goe thereof without day

Thomas Bland }
 ag^t } This action is continued untill next Court.
 Edward Dorsey }

p. 755 Robert Williams }
 ag } Mary Ward Exec^x of the last Will & Testam^t
 Mary Ward Exec^x } of Matthew Ward deceased was Attached to
 Matthew Ward } Answer unto Robert Williams in a plea of tres-
 pas upon the case

And whereupon the said Robert by Kenelm Cheseldyn his Attorney complaineth, that whereas the said Matthew in his life tyme to witt the Seventeenth day of May in the yeare of our Lord One thousand six hundred seventy five stood indebted unto one Edward Rooke of London the sume of two thousand pounds of tobacco by bill under hand & Seale, the said Matthew the day & yeare aforesaid in consideration that George Macall then Attorney for the said Robert Williams would pay the said two thousand pounds of tobacco to the said Rooke & take in his bill passed as aforesaid as Attorney aforesaid, the said Matthew did assume upon himselfe & to the said George Macall Attorney aforesaid of the said Robert Williams did faithfully promise that he the said Matthew would when required pay unto the said Robert Williams the Sume of two thousand pounds of tobacco paid as aforesaid to the said Edward Rooke by the said Robert Williams on the behalfe of him the said Mathew Ward And the said Robert in fact saith, that the said George as he was Attorney of him the said Robert did out of the tobaccos of him the said Robert pay the said Sume of two thousand pounds of tobacco aforesaid Notwithstanding which the said Matthew the said sume of two thousand pounds of tobacco according to his promise to him the said Robert Williams hath not paid in his life tyme nor the said Mary since his death Exec^x of the last Will & testament of the said Matthew hath not paid though often thereunto required but the same to pay hitherto hath & still denies to the damage of the said Robert the sume of ffoure thousand pounds of tobacco & thereupon he bringeth his suite

And the said Mary by Robert Carvile her Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto her, the same day is given to the plaintiff also.

Now here att this day to witt the thirteenth day of March in the fourth yeare of the Dominion of Charles Lord Baltemore &c Annoq; Doni 1678. cometh the said parties by their Attorneys aforesaid