

Liber W. C. by any thing before alleadged ought not to be debarred from having his action aforesaid, because he saith, that they the aforesaid Josias Lenham & James Balderstone the day of the issuing forth the originall writt of him the said Thomas Taillor, had divers Goods & Chattles which were the aforesaid John Desiardins att the tyme of his death in their hands to be Administred to the Value of the aforesaid debt of two thousand six hundred sixty two pounds of tobacco, whereby they were able to satisfie him the same debt And this he prayeth may be enquired by the Country And the said p^t likewise whereupon the said p^t refuseth to make any further prosecution against the said Defend^{ts} in the plea aforesaid Therefore itt is considered that the said Thomas Taillor take nothing by his writt, but be in mercy for his false plaint thereupon And the said Josias & James may goe thereof without day Therefore itt is considered that the said Josias Lenham & James Balderstone recover against the said Thomas Taillor the sume of Eight hundred Eighty foure pounds of tobacco for their costs & charges by them about their defence in this behalfe laid out & expended And the said Josias & James may haue thereof Execution &c

John Owen ag ^t Desiardins Adm ^{rs}	}	Josias Lenham & James Balderstone late of Kent County, Adm ^{rs} of the Goods Chattles & debts of John Desiardins deceased, were At- tached to Answer unto John Owen of London
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Drugest, of a plea of trespass upon the case

And whereupon the said John Owen by George Parker his Attorney complaineth, that whereas the said John Desiardins in his life tyme, to witt the twenty fifth day of March in the yeare of our Lord God one thousand six hundred Seventy eight, in consideration of one Chest of severall Druggs & medicines bought had & received of him the said John Owen, amounting in the whole to the sume of thirty foure pounds & thirteen shillings of good and lawfull money of England, an accompt whereof is here in Court produced, did assume upon himselfe & to the said John Owen faithfully promise, that he the said John Desiardins the said Sume of thirty foure pounds & thirteen shillings when thereunto required would well & truly content & pay And the said John Owen in fact saith, that trusting to the faithfull promise of him the said John Desiardins made as aforesaid, did Sell & deliver unto him The said John Desiardins one Chest of severall druggs and medicines amounting in the whole to the sume of Thirty foure pounds and thirteen shillings, a particule whereof is herein annexed Yet the said John Desiardins the said Sume of Thirty pounds & thirteen shillings in his life tyme hath not paid nor they the said Josias Lenham & James Balderstone to whom Letters of Administration of all & singuler the Goods Chattles and debts of the said John Desiardins att the tyme of his death since his death hath bin comitted, the said