

wch the said Defend^t, the said p^lt his debt aforesaid could satisfie, Liber W. C.
 to witt att Ann Arundell County wthin the Jurisdiccon of this Court,
 and this hee hee [*sic*] prayeth may bee Enquired of by the Country.
 Wch being read and heard the said plantiffe by his said Attorney
 refuseth to make any further psecucon against the said Defend^t
 in the plea aforesaid. Therefore itt is Considered that the said plt
 take nothing by his Writt butt bee in mercy for his false claime
 thereupon, and the said Defend^t may goe thereof wthout day, and p. 132
 alsoe that the said John Larkin administrato^r as aforesaid recov^r
 against the said James Mills the sume of Eight hundred twenty
 foure pounds of tobacco for his costs & charges about his Defence
 in this behalfe laid out and Expended. And the said John Larkin
 may have thereof Execucōn

John Hartwell } John Butcher late of Charles County planter was
 ag^t } attached to answeere unto John Hartwell of a plea of
 John Butcher } trespas upon the case

And whereupon the said John Hartwell by Robert
 Ridgely his Attorney Complayneth that Whereas the said John
 Butcher the two & twentieth day of October in the year of our
 Lord 1678 stood indebted unto the said John Hartwell by bill under
 his hand and Seale, the full and Just sume of Eight thousand &
 nine pounds of tobacco, and being soe indebted the said p^lt and def^t
 the said two and twentieth day of October in the yeare aforesaid at
 Charles County aforesaid came to an account of divers reconings
 between them, & upon the reconing up of the said account it was
 found that the said John Butcher him the said John Hartwell had
 paid in part of the said bill, the sume of ffoure thousand one hun-
 dred ninety & nine pounds of Tobacco, soe that there remayned
 due to the said John Hartwell the day and yeare aforesaid, the
 sume of three thousand eight hundred & tenn pounds of tobacco in
 full of the said bill, The said John Butcher in case said John Hart-
 well him the said bill of Eight thousand and nine pounds of tobacco
 would deliver up, hee the said John Butcher did assume upon him-
 selfe and to the said John Hartwell did ffaithfully promise, that hee
 would then and there passe bill to him the said Hartwell for the said
 sume of three thousand eight hundred and tenn pounds of tobacco
 payable upon demand And the said John Hartwell in fact saith that
 trusting to the pmisse & assumption of him the said John Butcher
 to him soe as aforesaid made, hee did deliver up to the said John
 Butcher the said bill of Eight thousand and nine pounds of tobacco,
 & did then & there tender one bill to the said John Butcher payable
 upon demand to the said John Hartwell for the sume of three thou-
 sand eight hundred and tenn pounds of tobacco, the ballance of
 the bill aforesaid, due to him as aforesaid, Yet the aforesaid John
 Butcher his pmisse and Assumpcon soe as aforesaid made not