

Liber W. C. (5) Fifthly the said Judgm^t is Erronious in this That the
 s^d Defts haveing also Unjustly being Contrary to Law,
 payd to Majo^r Ringold for Wheate delivered to the de-
 ceaseds Widdow, the sume of One thousand pounds of } i000
 Tobacco as by their acco^t May appeare w^{ch} is an inferio^r
 debt to the p^{lts} w^{ch} must bee Assets in their hands. }

 ii559

And therefore the said p^{lts} prayes the Said Judgm^t may bee Re-
 versed & had for Nothing, and that hee the said plt as to all things
 by him sustained by reason of the Judgm^t aforesaid may bee Re-
 stored, the said Adm^{rs} haveing asets in their hands to the Vallue of
 Eleaven thousand ffifty nine pounds of Tobacco as above may appeare
 p. 235 W^{ch} Reasons aforesaid being Read and heard, It seemeth to the
 Justices here That the same Reasons are insufficient in Law to
 arrest Judgm^t Upon the Verdict of the Juro^{rs} aforesaid, Therefore
 It is Considered that the said Archibold Arthur take nothing by his
 writt but bee in Mercy for his false plaint thereon, and that the
 said Defts may goe from thence wthout day, and alsoe that the
 said Josias Lenham and James Balderstone Doe Recover against
 the said Archibold Arthur the Sume of Seaven hundred Eighty
 ffoure pounds of Tobacco for their Costs and Charges by them
 about their defence in this behalfe Laid out and Expended, and the
 said Josias and James May have thereof Execution

John Harris } George Gunnell late of Baltemore County other-
 ag^t } wise called George Gunnell of the County of Balte-
 George Gunnell } more Chirurgion was Sumoned to answer unto
 John Harris of the City of London Maryner of a
 plea that hee Render unto him the Sume of Twelve Thousand
 Nine hundred seaventy Six pounds of Tobacco w^{ch} to him hee oweth
 and Unjustly detaineth

And Whereupon the said John by Robert Carvile his Attorney
 Sayth, That Whereas the said George upon the ninth day of October
 in the Yeare of our Lord 1678 by his Certaine bond or writeing
 obligatory Sealed wth the Seale of him the said George and here in
 Court produced whose date is the day and Yeare aforesaid, Did
 acknowledge himself to bee holden and firmly bounden unto the
 said John Harris in the full sume and Just Quantity of Twelve
 Thousand Nine hundred Seaventy six pounds of good Sound well
 Condiçoned Tobacco and Casq̄ To bee paid to the said John Harris
 or to his Certaine Attorney Ex^{rs} or Adm^{rs}, Yet Notwthstanding the
 said George the said Sume of Twelve thousand Nine hundred Sev-
 enty Six pounds of Tobacco to him the said John according to the