

hundred Sixty one pounds of Tobacco, w^{ch} hee saith in his plea hee hath paid him, and soe was not in issue before y^e Jury and therefore the said Judgment ought to bee arrested Liber W. C.

W^{ch} being read and heard Itt Seemeth to the Justices here that the reasons aforesaid are insufficient in Law to arrest Judgment upon the Verdict of the Juro^{rs} aforesaid, Therefore Itt is Considered that the said John England take nothing by his writt but bee in Mercy for his false Claime thereon, and that the said Gerrard slye may goe from thence without day, and that the said Gerrard slye Doe Recover against the said John England the sume of Twelve hundred & sixteene pounds of Tobacco for his Costs & charges by him about his defence in this behalfe Layd out & Expended, & the s^d Gerard may have thereof Execu^{on}

Thomas Jones } John England late of S^t Maryes County was attached p. 297
 ag^t } to Answere unto Thomas Jones of a plea of Tres-
 John England } passe of the case

And Whereupon the said Thomas Jones by Robert Carvile his Attorney sayth that Whereas the said Thomas Jones was in the yeares of our Lord god i676 & i677 Agent ffacto^r and Attorney for him the said John England in this Province, Hee the said Thomas did in the same yeares pay and disburse ffor him the said John England to Severall psons hereafter named the seaverall sumes hereafter men^oned (that is to say) To Andrew Whittington Three hundred pounds of Tobacco, To Edmund Lindsey One hundred forty foure pounds of Tobacco to Majo^r Breereton ffoure hundred thirty nine pounds of Tobacco, To M^r Kenelm Cheseldyn Eight hundred pounds of Tobacco, To the same M^r Cheseldyn Twelve hundred Seaventy foure pounds of Tobacco, To M^r Randall Hanson One hundred and Twelve pounds of Tobacco, To the said M^r Cheseldyn more the sume of Eight hundred pounds of Tobacco, To M^r Edmund Beauchampe ffoure hundred pounds of Tobacco, To William Watts six hundred Seaventy five pounds of Tobacco, and the said Thomas Jones did in the same yeares Receive for him the said John England the sume of Nine thousand seaven hundred and one pounds of Tobacco for w^{ch} the said Thomas Jones was by agreement to have and Receive for his sallary after the rate of ffourteene pounds p Cent w^{ch} comes to the sume of Thirteene hundred fifty eight pounds of Tobacco, And the said Thomas Jones did Expend & was att the charges of One Thousand pounds of Tobacco in makeing seaverall voyages Up the bay and up Potomack River about the occasions of the said John England, and did also pay for the said John England to Majo^r Breereton by a bill of one popes due to the said Thomas Jones and delivered to the s^d Majo^r Breereton for to Receive of him the said Pope the sume of ffive hundred pounds of Tobacco, All w^{ch} said sumes due in the whole amount unto the Sume