

Liber W. C. of the said Samuell att the tyme of his death to him comitted, nor yet hath fully Administred the same And of this he putts himselfe upon the Countrey, whereupon day is given to both parties untill next Provinciaall Court

Now here att this day to witt the fifteenth day of Octob<sup>r</sup> in the fourth yeare of the Dominion of the right Hon<sup>ble</sup> Charles Lord Baltmore &c Annoq̄ Doni 1679 came the said John Barnes by his Attorney and offered himselfe against the said Mark Cordea in the plea aforesaid, but the said Mark Cordea came not but made default Therefore itt is considered that the said John Barnes recover against the said Marke Cordea Adm<sup>r</sup> as aforesaid as well the sume of Eighteen hundred & forty pounds of tobacco debt As also seven hundred thirty Eight pounds of tobacco costs of suite And the Defend<sup>t</sup> in mercy

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| Cuthbert Scott<br>ag <sup>t</sup><br>John Barnes | } | John Barnes late of S <sup>t</sup> Maryes County otherwise called John Barnes of S <sup>t</sup> Maryes City Innholder was Sumoned to Answer unto Cuthbert Scott of a plea that he render unto him two thousand six hundred pounds of tobacco which to him he oweth & unjustly detaineth. |
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And whereupon the said Cuthbert by Robert Carvile his Attorney saith, that whereas the said John upon the Seventeenth day of June Anno Doni One thousand Six hundred Seventy Eight, by his certaine bill or writeing obligatory sealed with the Seale of him the said John & here in Court produced whose date is the day & yeare abovesaid did binde himselfe to pay or cause to be paid to the said Cuthbert Scott his heyres or assignes the just & full sume or quantity of two thousand Six hundred pounds of good sound M<sup>r</sup>chantable tobacco in cask to be paid convenient in Calvert County upon all demands. Yet notwithstanding the said John the said Sume of two thousand six hundred pounds of tobacco to him the said Cuthbert though thereunto often requested hath not paid or satisfied, but the same to pay & satisfie hath denyed & refused & still doth deny to pay the same to the damage of the said Cuthbert foure thousand pounds of tobacco & thereupon he bringeth his suite

And the said John Barnes by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provincial Court & itt is granted unto him, the same day is given to the plaintiffe likewise

Att which the said next Provinciaall Court to witt the the Thirteenth day of Octob<sup>r</sup> in the foure yeare of the Dominion of the right Hon<sup>ble</sup> Charles Lord Baltmore &c Annoq̄ Doni 1679 came the said parties by their Attorneys aforesaid And the said John Barnes by his said Attorney saith that he is not informed by the said John of any Answer by him to the action of the said Cuthbert to be given And nothing else saith thereupon by which the said Cuthbert