

Liber W. C. accompt of the tyme that he was Receiver of the Goods M^rchandizes & tobacco of them the said John & Thomas Dudlestone & which to them to make justly he ought

And whereupon the said John & Thomas Dudlestone by George Parker their Attorney say, that whereas the said Theophilus Turford was Receiver of the Goods M^rchandizes & tobacco of them the said John & Thomas Dudlestone from the day of in the yeare of our Lord One hundred sixty seven untill the day of in the yeare of our Lord One hundred sixty seven, & by the same tyme received of the Goodes & M^rchandizes of the said
 p. 38 John And Thomas One hundred forty nine pounds Seven shillings currant money of England by the hand of William Stevens Comānder of the shipp Comfort of Bristoll at Pertuxon river in this Province And also by the hands of received of the proper tobaccos of the said plaintiffes one hundred & nineteen thousand & seventy two pounds of tobacco, to render a reasonable accompt as well of the same One hundred forty nine pounds seven shillings As also of the same one hundred & nineteen thousand and Seventy two pounds of tobacco to the said John & Thomas Dudlestone when he should be thereunto required Nevery^eles the same Theophilus Turford although often required hath not yet rendred his reasonable accompt aforesaid to the said John & Thomas Dudlestone, but hitherto hath denyed & yet doth deny to render unto them the same, whereupon they say they are damnied & haue lost of the Value of six hundred pounds sterl & thereupon they bring their suite

And the said Theophilus Turford by Christopher Rousby his Attorney cometh & defendeth the force and injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him the same day is given to the plaintiffes likewise.

Now here att this day to witt the ffifteenth day of Octob^r in the fourth yeare of the Dominion of the right Hon^{ble} Charles Lord Baltemore &c Annoq̄ Doni 1679 came the said parties by their Attorneys aforesaid And the said Theophilus by his said Attorney saith, that the matter in the said plaintiffes declaracōn alleadged in manner & forme as the same is therein sett forth is insufficient in Lawe to him the said Theophilus to answer because he saith first that the said declaracōn is not sufficiently warranted by the writt or precept whereupon the same is pretended to be grounded, for that the said writt is for the said Theophilus to Answer unto John Dudlestone & Thomas Dudlestone of a plea that he render unto them his reasonable accompt of the tyme he was receiver of the Goods M^rchandize & tobacco of them the said John & Thomas & which to them to make justly he ought And in the Declaracōn the said plaintiffes doe charge the said Theophilus with the receipt of Goods M^rchandize & tobacco