

that he render unto him the Summe of thirty eight thousand one hundred & twenty pounds of tobacco which to him he oweth & unjustly detaineth Liber W. C.

And whereupon the said Abraham by Kenelm Cheseldyn his Attorney saith, that whereas the said W^m Wells the one & twentieth day of february in the yeare of our Lord One thousand six hundred seventy Seven did by his certaine writeing obligatory Sealed with the Seale of the said W^m here in Court produced whose date is the same day & yeare above written did acknowledge himselfe his heyres Ex^{rs} Adm^{rs} & assignes to stand justly indebted unto the said Abraham Blagg of Plymouth in the just Summe of thirty Eight thousand One hundred & twenty pounds of tobacco & cask every way well condicōned to be paid unto the said Abraham Blagg his heyres Ex^{rs} Adm^{rs} assignes or certaine Attorney att his or their will & pleasure To the which paym^t well & truely to be made & done he did binde himselfe his heyres Ex^{rs} Adm^{rs} & assignes firmly by those p^rsents Notwithstanding which the said W^m Wells the said summe of thirty eight thousand one hundred & twenty pounds of tobacco to him the said Abraham hath not paid according to the tenour of his said writing Obligatory, but the same to pay hitherto hath & still denies to pay to the damage of the said Abraham the summe of forty thousand pounds of tobacco & thereupon he bringeth his suite

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And the said W^m Wells in his proper person doth come & defend the force & injury when & c and prayeth hearing the writing aforesaid & itt is read unto him, he prayeth also hearing the Condiçōn of the said writing & itt is read unto him in these words The Condiçōn of this aboue Obligacōn is such, that if the above bounden W^m Wells his heyres Ex^{rs} & Adm^{rs} shall well & truely satisfie Content & pay unto the above named, Abraham Blagg his heyres Ex^{rs} Adm^{rs} assignes or certaine Attorney the just & neat quantity of Nineteen thousand & sixty pounds of good sound M^rchantable tobacco in caske convenient in Nanjemy or Portobacco Creeke att or before the tenth day of Ostoher next ensuing the above date, that then the above Obligacō to be void & of no Effect, Or else to remaine in full force & vertue, which being read & heard this day to witt the fourteenth day of Octob^r in the fourth yeare of the Dominion of the right Hon^{ble} Charles Lord Baltmore & Annoq̄ Doni 1679 the said W^m Wells being att the barr did confesse judgment unto the said Abraham Blagg for the Summe of twenty thousand & sixty pounds of tobacco Therefore itt is considered that the said Abraham Blagg recover against the said W^m Wells as well the Summe of Twenty thousand & Sixty pounds of tobacco debt As also five hundred thirty six pounds of tobacco costs of suite And the Defend^t in mercy & c

Afterwards to witt the fourteenth day of Octob^r in the yeare aforesaid the said W^m Wells att the request of Kenelm Cheseldyne Attorney for the plaintiffe is by the Justices of the Court