

And the said Richard Speed by Joshua Doyne his Attorney especially admitted by the favour of this Court cometh & defendeth the force & injury when &c and saith that he hath nothing to say in barre of the action aforesaid above against him declared, but that the said Robert should recover against him the said Richard the said sume of Sixteen hundred pounds of tobacco Therefore itt is considered by the Court here this day to witt the Eighth day of Octob<sup>r</sup> in the fourth year of the Dominion of the right Hon<sup>ble</sup> Charles Lord Baltemore &c Annoq̄ Doni 1679 that the said Robert Ridgely recover against the said Richard Speed as well the aforesaid Sume of Sixteene hundred pounds of tobacco damāges occasioned by the p<sup>r</sup>misses As also five hundred forty foure pounds of tobacco costs of suite And the Defend<sup>t</sup> in mercy &c

Liber W. C.

John England { Nicholas Guither late of s<sup>t</sup> Maryes County planter  
ag<sup>t</sup> { was su<sup>m</sup>oned to Answer unto John England  
Nich: Guither { M<sup>r</sup>chant of a plea that he render unto him the full  
& just Sume of Nineteen hundred fifty & Eight  
pounds of good sound M<sup>r</sup>chantable tobacco & cask which to him he  
oweth & unjustly detaineth

And whereupon the said John by Robert Ridgely his Attorney saith, that whereas the said Nicholas the eleventh day of May one thousand six hundred seventy eight by his certaine bill Obligatory Sealed with the seale of the said Nicholas & here in Court produced whose date is the day & yeare aforesaid did binde himselfe his heyres Ex<sup>rs</sup> & Adm<sup>rs</sup> to pay or cause to be paid unto the said John or his assignes or order the full & just sume of Nineteen hundred fifty & eight pounds of good sound M<sup>r</sup>chantable tobacco & caske to be paid convenient in the aforesaid County att or before The tenth day of Octob<sup>r</sup> next ensuing the date thereof yet the aforesaid Nicholas the said Sume of Nineteene hundred fifty & eight pounds of tobacco to him the said John according to the tenour of the said bill Obligatory hath not paid, but the same to pay hath denyed although often demanded, & to pay the same as yet doth deny, whereupon the said John England saith he is damnified & hath losse to the Value of three thousand pounds of tobacco And thereupon he brings his suite

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And the said Nicholas Guither by Robert Carvile his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill next Provinc<sup>l</sup> Court & itt is granted unto him, the same day is given to the plaintiffe also

Now here att this day to witt the sixteenth day of Octob<sup>r</sup> in the fourth year of the Dominion of the right Hon<sup>ble</sup> Charles Lord Baltemore &c Annoq̄ Doni 1679 came the said John England by his Attorney aforesaid, & offered himselfe against the said Nicholas Guither in the plea aforesaid, but the said Nicholas came not but