

Liber W. C. stead thereof w^{ch} is to be accepted of at the tryall of the same action.

W^m Digges Esq^r Adm^r of
Edward Oystin
ag^t

W^m Dixon & ux W^m Sharp
& Thomas Taylor Executo^{rs}
of Winlock Christenson

March y^e 2^d 1681

Itt is Ordered in this accon by
the Court that unlesse the defts put
in their plea to the p^{ts} declaracōn
soe as they will stand thereto & be
ready to Come to tryall next Pro-
vinciall Court, Judgment shall the

next Court Passe against the said Defendants by default

p. 518 Gerrard Slye } James Mills late of Baltemore County gentf Other-
ag^t } wise called James Mills of Baltemore County was
James Mills } Sumoned to answeere unto Gerrard Slye of a plea that
he Render unto him the full & Just Sume of Two
thousand nine hundred thirty eight pounds of good sound M^rchant-
able Tobacco and Caske w^{ch} to him he Oweth and unjustly detaineth

And Whereupon the said Gerrard Slye by Robert Ridgely his
Attorney sayth the Whereas the said James Mills the fourteenth
day of June 1678 by his Certaine bill or writeing obligatory sealed
with the seale of him the said James and here in Court Produced
whose date is the day and yeare aforesaid Did acknowledge himself
to be holden and firmly bound unto the said Gerrard Slye in the
full & Just sume of Two thousand Nine hundred thirty Eight
pounds of good sound Marchantable Tobacco in Caske To be payd
unto the aforesaid Gerrard Slye his heires Executo^{rs} Adm^{rs} or
Assignes Convenient in st Maryes County upon the tenth day of
October next Ensueing the date of the same bill or writeing Obliga-
tory, ffor w^{ch} payment well and truely to be made the said James
Mills did bind himself his heires Executors & Adm^{rs} firmly by
those presents Notwithstanding w^{ch} the aforesaid James Mills the
said sume of Two thousand Nine hundred thirty Eight pounds of
tobacco to him y^e said Gerrard Slye according to the Teno^r of the
said bill or writeing Obligatory hath not payd Although often
thereunto required but the same to pay hath denied and still doth
denye whereupon the said Gerrard slye sayth he is Damnified and
hath Losse to the Vallue of ffoure thousand pounds of tobacco. &
thereupon hee bringeth his Suite:

And the said James Mills by Robert Carvile his Attorney cometh
and defendeth the force & Injury when &c and prayeth Liberty
to Imparle hereunto untill next Provinciall Court and it is granted
unto him the same day is given to the Plantiffe Likewise

Att w^{ch} said next Provinciall Court Came the said partyes by
their Attorneys aforesaid & the said James Mills by his said Attorney
sayth That the said Gerrard his action aforesaid against him Ought
not to have because he sayth that long before the purchasing of