

Liber W. C. Bryan Dailey and Rebecca his wife and James Pattison Executors of John Askin deceased, Last Court Eight dayes and this Court eight dayes in all Sixteene dayes at thirty pounds of Tobacco p day is ffoure hundred and Eighty pounds.

Robert Mason for testifyeing for the same also the same Allowed ut supra

Stephen Murty }
 ag^t } Richard Royston late of Talbott County planter
 Richard Royston } plea of Trespas of the Case.

And whereupon the said stephen by Thomas Burford his Attorney complaineth that Whereas the said Richard the second day of June in the yeare of our Lord 1681 at the City of St Maries was indebted unto the said Stephen in Twelve hogs-heads of tobacco containing the Quantity of ffive thousand Six hundred and ffifty pounds of tobacco ffor soe much of the tob^a of the said stephen by the said Richard before that time had and received, And the said Richard to the said stephen soe as aforesaid being indebted the said Richard Afterwards that is to say the day and yeare and place aforesaid In Consideraçon thereof did assume upon himself and to the said stephen then and there faithfully promise that he the sd Richard the said ffive thousand six hundred and fifty pounds of tobacco to the said stephen when he should be thereunto requested would well and truely content and pay Nevertheless the said Richard his promise and assumption aforesaid not regarding but minding & fraudulently intending the said Stephen in this behalfe Craftily and subtilly to deceive and defraud, The said five thousand six hundred and fifty pounds of tobacco or any part thereof to the said Stephen hath not paid Although to doe the same the said Richard by the sd Stephen afterwards the day yeare and place aforesaid was requested, but hath hitherto refused and doth still refuse To the Damage of the said stephen of tenn thousand pounds of tobacco, And thereof he bringeth his suite &c.

And the said Richard by Robert Carvile his Attorney cometh and defendeth and defendeth the force and Injury when &c and prayeth liberty to imparle hereunto untill next Provinc^l Court & it is granted unto him And the same day is given to the plt also

Now here at this day (to wit) the thirtyeth day of June in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltmore &c. Annoꝝ Doni 1683. Came the said partyes by their Attorneys aforesaid And the said Richard Royston by his said Attorney sayth, That he did not assume or to the said stephen promise in manner and forme as the sd Stephen above against him hath declared And of this he puts himself upon the Country, And the plt likewise, Itt is therefore comanded the sheriffe of