

to owe and stand indebted to our said Lord the King that then was the Sume of One thousand pounds of Currant money of England to be paid to our said Lord the King that then was his heirs and Successors to which payment well and truly to be made he bound himself his heirs Executors and Adm^{rs} firmly by the said Writing when thereunto requested Nevertheless the said Phillip the said Summe of One thousand pounds of Currant money of England tho' often thereunto required hath not rendred but the same to render hath denied and still doth deny Whereupon the said George Plater Attorney Generall aforesaid saith our Lord the King that now is is damnified One Thousand Two Hundred and Fifty pounds of Currant money of England. and thereupon action is brought etc. And the said George Plater Attorney Generall for our said Lord the King bringeth here into Court the writing aforesaid which testifieth the debt aforesaid And the said Phillip Llynys in his owne proper person cometh and defendeth the force and Injury when etc. and prayeth the hearing of the Condition of the Writing aforesaid and it is read unto him in these words Viz^t The Condition of the above obligation is such that if the above bound [255] Thomas Smith shall return with his said Pinke from this Province to some port in England Wales or Town of Berwick upon Tweed or to or to [sic] some of his Majesty's Plantations in Asia Africa or America and there unlade and put on Shoar all such Tobaccoes as shall by the said Pinke be exported out of this province this present Voyage (the danger of the Seas Excepted) and returne certificate from the Officers of his Majesty's Customs of such port of his true performance hereof within one Year to this Office And further that if the said Thomas Smith before the departure of him or his said Pinke out of this Province this present Voyage shall really or bona fide render unto his Majesty's Collector of his Customs and dutys of the said Province A Just Account of the true quantity of tobaccoe by him the said Thomas Smith Loaden on Board the said Pinke this present Voyage and that if the said Pinke shall now saile from this Province directly to some Port of England Wales or Town of Berwick upon Tweed (only the danger of the Seas Excepted) that then the said Thomas Smith shall before the departure of him or his said Pinke out of this Province this present Voyage well and truly pay or cause to be paid unto his Majesty's said Collector or such persons as he shall appoint for the use of his Majesty the Just Summe of One penny Sterling per pound for every pound of tobacco of the growth of this province which shalbe loaden or taken on board the said Pinke this present Voyage the payment thereof to be paid in Money Sterling ready downe or at London by Bills of Exchange at Twenty days sight for Which good Security shalbe first Given here in this Province or in Tobacco or in other goods or Comoditys at the Election of the said Collector or whom he shall appoint that then the before going Obligation shall be Void and of no effect or els to stand and be in full force and Virtue Now here at this day to witt the fourth day of December Anno