

unto Thomas Gassaway of a plea that they render unto him Twelve Thousand Six hundred and fifty four pounds of Tobacco which to him they Owe and unjustly detain etc. And that thereof he Should not fail etc.

And the Said Thomas Gassaway by Thomas Bordley his Attorney declares against the Said John Gresham Daniel Dulany and Thomas Humphrys in the plea aforesaid as follows Viz<sup>t</sup>

ANNARUNDELL COUNTY ss. John Gresham of Annarundell County Esq<sup>r</sup> Daniel Dulany of Annarundell County Esq<sup>r</sup> and Thomas Humphrys of Annarundell County Gent. afs dicti John Gresham Daniel Dulany and Thomas Humphrys were Summoned to answer unto Thomas Gassaway of a plea that he render unto him Twelve Thousand Six Hundred and fifty four pounds of Tob<sup>o</sup> which to him he Owe and Unjustly Detaine. etc.

And Whereupon the Said Thomas Gassaway by Thomas Bordley his Attorney Saith That whereas the aforesaid John Gresham Daniel Dulany and Thomas Humphrys the Twenty third Day of September Anno Domini hundred [sic] and Twenty Came before Daniel Mariarte of Annarundell County Gent then and yet Chief Justice of his Lordship the Right Hon<sup>ble</sup> the Lord Proprietary the County Court of Annarundell hereat in Annarundell County aforesaid in their proper persons And did then and there Confess Judgment unto the Said Thomas Gassaway for the aforesaid Sume of Twelve Thousand Six hundred and fifty four Pounds of Tobacco which Said Sum was recovered in the Land Comission Court on the Thirteenth Day of September aforesaid And the Same Should be Levyed on their bodys Goods or Chattles Lands or Tenements for the use of the Said Thomas Gassaway the Said Tobacco as aforesaid Recovered Against him with the Additional Costs thereon On the tenth Day of November then Next as by the Said Confession Amongst the Records of the Same County Court Remaining More fully Appears And the Said Thomas Gassaway in fact Saith that the Said John Gresham Nor the Said Daniel Dulany Nor Thomas Humphrys nor any of them the Said Twelve Thousand Six hundred and fifty Four pounds of Tobacco nor any part thereof to the Said Thomas Gassaway hitherto hath not Satisfyed nor paid According to the form of the Confession af<sup>d</sup> whereby Action hath Accrued to the Said Thomas Gassaway to have and require from the af<sup>d</sup> John Gresham Daniel Dulany and Thomas Humphrys the af<sup>d</sup> Twelve Thousand Six hundred and fifty four pounds of Tobacco Nevertheless the John Gresham Daniel Dulany and Thomas Humphrys or any of them Altho often thereto required the Said Twelve Thousand Six hundred Pounds of Tobacco to the Said Thomas Gassaway have not rendered but the [602] Same to him to render have refused and Unjustly detain Whereupon he Saith he is the Worse and hath Loss to the Value of five Thousand pounds of Tobacco And thereof he brings the Suit etc.

pledges etc. Jn<sup>o</sup> Doe and Richard Roe