

First the p^t Thomas Tench Sues the Said W^m Hopkins of a plea of Trespass upon the Case for Severall Summes of Tobbacco in all Amounting to the Sume of five thousand Six hundred and Twenty pounds of Tobbacco and although the Said William Hopkins did Afterwards pay to the S^d Thomas Tench p^t the Summe of three Thousand Two hundred Thirty [98] Six pounds of Tobbacco yet as to the Summe of Two Thousand three hundred Eighty and four pounds of Tobbacco residue of the Said Summe of five Thousand Six hundred and Twenty pounds of Tobbacco he the Said William Hopkins defend^t According to his Promise to the Said Thomas Tench p^t hath not paid allthough often thereunto required as by the p^{ts} Declaration and Record i[s] Sett forth to which Action the Defendant pleaded a Certain Act of Assembly made the 26th day of Aprill One Thousand Six hundred Eighty and four That it was amongst other things Enacted That no person or persons whatsoever within the Province Shall from and After that Session of Assembly Ask demand or take directly or indirectly for the Loan of any Money Wares Merchandizes or other Comoditys whatsoever to be paid in Money above the Value of Six pounds for forbearance of one hundred pounds and So after that Rate for a greater or Lesser Summe or for a Longer or Shorter time Nor Shall any Person or persons whatsoever within this Province af^d from and After the time af^d Ask, Demand or take directly or indirectly for Loan of any Tobbacco Wares Merchandizes or other Comoditys in this Province above the Value of Eight pounds for forbearance of one hundred pounds of Tobbacco And after that Rate for any Other goods or Comoditys for one Year So after that Rate for a Greater or lesser Summe or for a Longer or Shorter time And all Bonds Contracts Assurances whatsoever made after the time af^d for payment of any Principall Money or Tobbacco or Goods or Comoditys to be Lent or Covenanted to be performed upon or for any Usury whereupon or whereby there Shall be above the Rate of Six pounds in the Hundred in money as aforesaid and above Eight pounds [99] in the Hundred in Tobbacco or other goods or Comoditys as af^d Shall be utterly Void And that all and every person or persons which Shall after the time af^d upon any Contract to be made Ask demand or Take Accept or receive by way of Corrupt Bargain Loan Exchange Chevizance Shift or Interest of any Wares Merchandizes or other thing or things whatsoever or by any Directfull way for the forbearance or giving day of Payment for one whole Year of or for their Money Tobbacco or Goods or Comoditys af^d Shall forfeit and loose for every Such Offence the Treble Value of their Money Tobba^a goods Wares Merchandizes and other things So lent Bargained Sold Exch^d and Shifted as af^d the one halfe of the fine and forfeiture to the R^t Hon^{ble} the L^d Prop^{ry} and the other halfe to him or them that Shall Sue for the Same in any Court of Record within this Province by Action of debt Bill Plaint or Information wherein no [Essoyn] protection or Wager of Law to be Allowed And the Said William Hopkins by protestation Saith That he the S^d Thomas Tench lent