

Hugh Montgomery plantiffe: Richard Addis Defendant.

The plantiffe by Thomas Huges his Attorney Sues the Defendant for the Sume of two hundred Eighty nine pounds of tobaccoe etc. and did not procecute his Said writt in Appearing Either by himselfe or Attorney when the Said Action Came upon tryall but made Default. Therefore he and his pledges of procecuting be in mercy etc. Lett the names of the pledges be Sought etc. and the Said Richard Addis goe thereof without day etc. It is Likewise Considered that the Said Richard Addis Recover against the Said Hugh Montgomery his Damages by occation of the premises to two hundred ninty three pounds of tobaccoe to the Said Richard Addis by the discretion of the Justices here at his Request for his Costs and Charges in this behalfe Sustained etc. According to the forme of the Statute etc. and by the Court here Adjudged etc.

Thomas Taney Executor of Michael Taney plantiffe: William Philmore Defendant.

William Philmore Late of Prince Georges County Carpenter otherwise Called William Philmore of Calvert County in Maryland was Sumoned to Answer unto Thomas Taney Executor of the last will and testament of Michaell Taney Deceased of a plea that hee render unto him the full and Just Sume of twelve hundred thirty and three pounds of good Sound bright Marchantable Leafe tobaccoe in Caske in good order and well Conditioned free from trash or ground Leaves which from him hee unjustly Deteyneth etc.

[121] And Whereupon the Said Thomas by Joshua Cecell his Attorney Saith that whereas the Said William in the life time of him the Said Michaell that is to Say the 29th day of September in the yeare of our Lord 1690 Att Calvert County that is to Say at Charles Towne within the Jurisdiction of this Court by his Certaine bill or writeing Obligatory Sealed with the Seale of him the Said William and here in Court produced the date whereof is the day and yeare aforesaid he the Said William by those presents did bind himselfe his heirs Executors and Administrators to pay or Cause to be paid unto the Said Michaell his heirs Executors or Assignes the full and Just Sume of 1233 pounds of good Sound bright Marc[h]antable Leafe tobaccoe in Caske in good order and well Conditioned free from trash or ground leaves Convenient in the Said County by or upon the tenth day of October next Ensueing the date of the Said bill or writeing Obligatory Nothwithstanding which the Said William the Said Sume of 1233 pounds of tobaccoe According to the tennor of the Said bill or writeing obligatory to him the Said Michaell in his life time or to the Said Thomas after the decease of the Said Michaell to whome Execution of the last will and testament of the Said Michaell hath been Legally Comitted Although often Demand have not paid but the Same to pay hath denyed in Retardation of the Administrator aforesaid and to the Damage of the Said Thomas of 1600 lbs. of tobaccoe and thereupon hee brings this Suite etc. And the Said Thomas Executor aforesaid brings into Court the Letters testamentary of the Said Michaell etc. whereby it may the plainer Appeare etc.

Joshua Cecell. Pledges etc. John Doe, Richard Roe.

And the Said William Philmore by Cleborn Lomax his Attorney Cometh and defendeth the force and Injury when etc. and prayeth Lycence thereof to Imparle here untill next Court and it is granted unto him the Same day is given unto the plantiffe alsoe.

Att which Said next Court (to witt) the 26th day of January Annoque Domini 1696 [1697]: Came as well the Said Thomas Taney Executor aforesaid by William