

because as well etc. and now here Att this day Came the Said parties by their Attorneys aforesaid And the Jurors thereon Impannelled being Called Likewise Came (Viz:)

James Stoddard, foreman, John Chittam, John Pottinger, Archable Edmonson, Morreen Devall, Joseph Harryson, John Sprigg, Charles Beall, John Davis, John Dossett, Thomas Prather, Robert Biggs.

Who to Speake the truth Conserving the premises being Elected tried and Sworne doe Say upon their oaths that wee find for the plaintiffs.

Therefore it is Considered by the Court here that his Said Majesty and Abraham Feild [129] Recover against the Said John Gardiner the Sume of three hundred and fifty pounds of tobaccoe the debt by Act of Assembly aforesaid by the Jurors aforesaid in forme aforesaid Assessed and their Damages by occation of Deteyneing the Said debt to two thowsand one hundred Sixty six pounds of tobaccoe to his Said Majesty and Abraham Field of their Assent by the Court here Adjudged and the Said John Gardiner in mercy etc.

Richard Brockden plantiffe: William Powell Defendant.

Prince Georges County Ss: William Powell Late of Prince Georges County planter was Atteched to Answer unto Richard Brockden of a plea of trespass upon the Case etc.

And whereupon the Said Richard by Cleborn Lomax his Attorney Complaineth that whereas the Said William Powell the 30th day of October in the year of our Lord 1692 at Calvert County that is to Say at Charles Towne within the Jurisdiction of this Court was Indebted unto the Said Richard in the Sume of four hundred pounds of tobaccoe being Soe much tobaccoe that he the Said William was Indebted to the Said Richard for four monts Servis of one Barbary the wife of the Said Richard as by a pertickeler Account thereof hereunto Annexed Relation being thereunto had may more At Large Appeare and the Said William to the Said Richard in manner aforesaid being Indebted Inconsideration thereof did Assume upon himselfe and to the Said Richard then and there faithfully promise that he the Said William him the Said Richard the Said Sume of four hundred lbs. of tobaccoe when he Should be thereunto Requested would well and truly Content and pay Nevertheless the Said William his promise and Assumption Soe as aforesaid made not at all Regarding but mind-ing and Fraudulently Intending him the Said Richard the Said Sume of 400 pounds of tobaccoe Craftily and Subtilly to Deceive and defraud the Said Sume of 400 lbs. of tobaccoe or any part thereof According to his promise and Assumption Soe as aforesaid made hath not paid Although the Said William to doe the Same by the Said Richard Afterwards the day and place aforesaid was often thereunto Requested but the Same to pay to the Said Richard hath hitherto denyed and Still doth denye to the damage of the Said Richard of 800 lbs. of tobaccoe and thereof he bringeth his Suite etc.

Cleborn Lomax. Pledges etc. John Doe, Richard Roe.

William Powell Debtor to Richard Brockden October the 30th 1692.

	lbs. tobaccoe
To four monts Servis of my wife Barbary as by Agreement .....	400
August the 26th: Then Came Richard Brockden before us and made oath that the above is a true and Just Account and that he never Received any part or parcell thereof.	

Jurat Coram Nobis      David Small, John Wighte.