

wards of Prince Georges County was Sumoned to Answer unto Edward Willett Willett of a plea that he Render unto him the full Summe of Nine hundred pounds of good Sound Marchantable tobaccoe and Caske to be Cleare of all trash which to him he oweth and unjustly Deteyneth etc.

And whereupon the Said Edward by William Stone his Attorney Saith that the Said Richard the Eighth day of June in the yeare of our Lord 1696 at Charles Towne within the Jurisdiction of this Court by his Sertaine bill Obligatory which the Said Edward with the Seale of the Said Richard Signed bringeth here into Court the date whereof is the Same day and yeare aforesaid Acknowldgedd himselfe to be bound unto the Said Edward in the full Summe of Nine hundred pounds of good Sound Marchantable tobaccoe and Caske Cleare of all trash to be paid from of the then dwelling plantation which the Said Richard then Lived on to the which payment well and truly to be made and Done the Said Richard bound himselfe firmly by the Said bill Nevertheless the Said Richard the Said full Summe of Nine hundred pounds of tobaccoe and Casque Although often Demanded the Same to the Said Edward hath not Rendered but hath hitherto denyed and Still doth denye to the Damage of the Said Edward of 1800 pounds of tobaccoe and thereof he bringeth his Suite etc.

William Stone. Pledges etc. John Doe, Richard Roe.

And the Said Richard Edwards by Cleborne Lomax his Attorney Cometh and defendeth the force and Injury when etc. and prayeth Leave thereof to Imparle her[e] untill the next Court and it is granted unto him the Same day is given to the plantiffe alsoe etc.

Att which Said next Court (to witt) the 22d day of June in the yeare of our Lord 1697 Came as well the Said Edward Willett by William Stone his Attorney as the Said Richard Edwards by Cleborn Lomax his Attorney aforesaid and the Said Edward Willett prayeth that the Said Richard Edwards to his decleration aforesaid may Answer etc. And the Said Richard Edwards by Cleborne Lomax his Attorney Cometh and Defendeth the force and Injury when etc. And Saith that he is not Informed by the Said Richard Edwards his Clyent of any Answer for the Said Richard Edwards in the plea aforesaid to be given and nothing more thereof Saith by which the Said Edward Willett Remaineth against the Said Richard Edwards thereof undefended etc.

Therefore it is Considered that the Said Edward Willett Recover against the Said Richard Edwards the Summe of Nine hundred pounds of tobaccoe his Debt aforesaid And his Damages by Occation of Deteyning the Said Debt three hundred ninty two pounds of tobaccoe to the Said Edward Willett of his Assent by the Court here Adjudged etc. And the Said Richard Edwards in mercy etc.

[180] Matthew Mockeboy at the Suite of Georges Burgis

Judgment Arrested in November Court 1696 etc. The Defendants Reasons in the Same.

And the Said Matthew by William Bladen his Attorney Arresteth the verdict aforesaid and prays Liberty untill the next fourth Tuesday in January 1696 [1697] to file his Reasons of Such Arrest And it is given him the Same day is given in Court to the Said George to here and Defend the Same etc. Att which day the Said Matthew by his Attorney aforesaid for Reason of Such arrest Assigneth that the Compass Scale and protracture by the plantifes owne Shewing were lent to the Defendant and Consequently to be Returned in kind ergo not lent but that the plantiffe ought to have brought his Action of Detinue in failing