

Richard Atwood in manner aforesaid being indebted the Said Henry Brent Inconsideration thereof did Assume upon himselfe and to the Said Richard Attwood then and there faithfully promise that he the Said Henry Brent the Said Sume of 974 lbs. of tobaccoe to the Said Richard Attwood when he Should be thereunto Requested would well and truly Content and pay Nevertheless the Said Henry Brent in his Life time his promise and Assumption aforesaid not Regarding but minding and fraudulently Intending the Said Richard Attwood in this behalfe Craftily and Subtily to deceive and defraud Neither the Said Henry Brent in his lifetime nor the Said Ann Since the death of the Said Henry Brent while She was Sole to whom Administration of all and Singular the goods and Chattles which were of the Said Henry Brent at the time of his Death in due forme of Law was Committed nor the Said Richard Marsham and Ann Since the Marryage between them had and Solemnized the Said Sume of 974 lbs. of tobaccoe of any part thereof to the Said Richard Attwood have not paid nor have any of them paid Although the Said Henry Brent in his life time and the Said Ann Since the death of the Said Henry Brent while She was Sole and the Said Richard Marsham and Ann after the Marryage between them had and Solemnized by the Said Richard Attwood have been often thereunto Requested but have hitherto Refused and Still doe Refuse to the Damage of the Said Richard Attwood of 1800 lbs. of tobaccoe and thereof he bringeth his Suite etc.

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

And the Said Richard Marsham and Ann his wife Administratrix aforesaid by William Stone their Attorney Cometh and Defendeth the force and Injury when etc. and Craveth Lycence here to Imparle untill next Court and it is granted unto him the Same day is given to the plantiffe alsoe.

Att which Said next Court Came the Said parties by there Attorneys aforesaid and the Said Richard Attwood prayeth that the Said Richard Marsham and Ann his wife Administratrix aforesaid to his declaration aforesaid may Answer etc. And now here at this day to witt the 22d day of June in the yeare of our Lord 1697 the Said Richard Marsham and Ann his wife Administratrix aforesaid by William Stone their Attorney Cometh and Defendeth the force and Injury when etc. and Saith that the Said Henry Brent did not Assume in manner and forme as the plantiffe in his declaration aforesaid hath Complayned and of this they putts themselves upon the Court. William Stone.

And the plantif Alsoe. Cleborn Lomax.

[183] The truth of the matter in Controversie betweene the partyes aforesaid being by the Court here Seene heard understood and Maturely deliberated it is thereupon Considered that the Said Richard Attwood Recover against the Said Richard Marsham and Ann his wife Administratrix aforesaid as well the Sume of nine hundred Seaventy four pounds of tobaccoe his Debt for Damages aforesaid As alsoe the Sume of two hundred and Seaventy Six pounds of tobaccoe to the Said Richard Attwood att his Request for his Cost and Charges in this behalfe laid out and Expended by the Court here Adjudged to be Leavyed on the goods and Chattles which were of the Said Henry Brent at the time of his death when to the hands of the Said Richard Marsham and Ann his wife Shall be Administred And the Said Richard Marsham and Ann his wife in mercy etc.

Francis Bullarye plantiffe: William Coghell Defendant.

Prince Georges County Ss: William Coghell late of Prince Georges County otherwise Called William Coghill of Charles County in the province aforesaid