

And the Said Thomas Hollyday and Joshua Cecell in their propper persons comes and defends the force and Injury when etc. and Prayeth Lycence to im-parle here untill the next court coming and it is granted unto them the Same day is given to the Plantiffe Likewise.

Att which Said day (to witt) the 22d day of August Annoque Domini 1699 came as well the Said Thomas Colliar by John Meryton his Attorney aforesaid as the Said Thomas Hollyday and Joshua Cecell in their Propper Persons and the Said John Meryton prayeth that the Defendants to the Plaintiffs Declaration aforesaid may answer.

And the Said Thomas Hollyday and Joshua Cecell in their Propper Persons comes and defends the force and Injury when etc. and Saith nothing in barr of the Action of the Said Thomas Colliar Plantiffe, by which the Said Thomas Colliar remaineth against the Said Thomas Hollyday and Joshua Cecell Defendants thereof without defence.

Therefore it is Considered that the Said Thomas Colliar Plantiffe doe recover against the aforesaid Thomas Hollyday and Joshua Cecell Administrators of Richard Brightwell deceased as well the Sume of Sixteen Hundred and Sixteen pounds of Tobacco his Debt aforesaid as also the Sume of two Hundred and twenty pounds of Tobacco for his Cost and Charges of Suite of the Said Thomas Colliar of his Assent by the Court here adjudged out of the goods and Chattles whereof Richard Brightwell att the time of his discease in the hands of the Said Thomas Hollyday and Joshua Cecell to be administered if hee hath Soe much thereof in his hands to be administered and the Said Thomas Hollyday and Joshua Cecell in Mercy.

Thomas Collyar Plaintiff: Brightwells administrators Defendant

Thomas Hollyday and Joshua Cecell of Prince Georges County Gentleman otherwise called Thomas Hollyday and Joshua Cecell the administrators of all Singular the goods and Creditts of Richard Brightwell Late of Callvert County Deceased ware Sumoned to answer unto Thomas Colliar of the Same County of a Plea that they render unto him the full Sume of Nine hundred and fifty pounds of good Sound Leafe Tobacco in Caske which from him they unjustly deteine.

And whereupon the Said Thomas Collier by John Meryton his Attorney Compleines that whereas the Said Richard Brightwell Lately deceased in his Life time Stood indebted unto the Said Thomas Colliar by his certaine bill or wrighting Obligatory dated the 13th day of March 1694 [1695] and with the Seal of him the Said Richard Sealed and now in Court produced whose Date is the Day and year aforesaid did binde himselfe his heires Executors and assignes in the full Sume of nine hundred and fifty pounds of good Sound Leafe Tobacco in Caske to Conteine the Same it being for the Enterteineing him and his men in Fetching Mr. Richard Smith to Prison Nottwithstanding which the Said Richard Brightwell the Said Sume of 950 pounds of Tobacco in his Life time to the Said Thomas Colliar did not Pay Nor the Said Thomas Hollyday Nor Joshua Cecell Since his Death to whom the Letters of administration Since hath been Committed although often demanded but the Said Sume of 950 pounds of Tobacco to him the Said Thomas Colliar to pay they the Said Thomas and Joshua hitherto hath denyed and as yet doth denye whereupon the Said Thomas Colliar Saith he is Damnified and hath Loss to the Value of 1800 lbs. of Tobacco and thereupon he brings his Suite.

Pledges to prosecute John Doe, Richard Roe. Meryton for the plaintiff.