

appertained to the same belonging, for the full term of nine
 hundred ninety and nine years and the heirs of one Christopher
 Smith of Maryland, with the proviso, that if the said Company
 the Executors or assigns or any of them should well and truly
 pay or cause to be paid unto the said Deft. the Credits due or
 assigned at or upon the Now dwelling Plantation of the said Company
 in Hunting Creek aforesaid, or at some other convenient Landing
 place in Calvert County in the half a Mile of the Water side, the
 Just sum of Twenty five thousand Eighty and Eight Pounds of
 Tobacco in Cash upon the Twenty the day of December next ensuing
 the date hereof without any fraud than the said Deft. to be void
 or else to stand in full force as by the said Deed might appear, and the
 Deft. says that for what he had and accounts the Deft. knew of the
 Company to be: but in fact as aforesaid he ought not to give them any
 Receipts for the same, nor was it usual with Attorneys at Law so to
 do: but says he did up all the things and according to the duty
 of an Attorney for the speedy Recovery of the same, and that the
 Company did receive satisfaction of the Deft. for him for the
 same as he believed and the Deft. says he did (but upon the
 Company's solicitation or request aforesaid) and took the opportunity of
 Defending any the amount aforesaid or agreed to pay the Credits
 aforesaid, but finding him unable to pay the same and had a great
 sum to pay the Lord Proprietor for the Land (which he might otherwise
 lose) the Deft. to help him in the necessity relying upon his promise
 to be duly repaid what he should pay for him with what profits
 he should derive with all the just and Disbursements he did pay
 the same sum aforesaid, but knew not of any agreement the
 Company had made with any of his Credits to take satisfaction in
 goods, that Tobacco was very scarce with the Company he had
 very little Tobacco that was good due to him, not for much
 as the Deft. would give four thousand Pounds of Tobacco,
 and he did ever Dissuade the Company from selling the stock
 Cattle or Goods to pay the Debts or that he would prefer the
 same from the Credits, but always advised him so to do: that the
 personal Estate did not amount to above the sum of Twenty thousand
 pounds of Tobacco, & that the same and Land aforesaid were mortgaged