

And the said James in his proper Person comes and declares the force and injury  
whereto. and says that he cannot deny the truth of the said Statute  
sons nor but that he did assume upon himself in manner and form as the said  
Richard & Sons against him have complained nor also but that the said Rich.  
and Sons have sustained Damages by means of not performing the promise of  
assumptions afo. to Three Thousand Three Hundred Pounds of Tobacco as the said  
Richard & Sons above in declaring suppose

Whereupon the said Richard & Sons  
by Sumner Chase their Attorney afo. pray Judgment and those Damages to be  
acknowledged together with his costs and Charges by him about his suit in this  
Court laid out and Expended to them to be adjudged  
Therefore it is considered by the Court  
here that the said Richard and Sons do shew against the said James their Damages  
afo. to Three Thousand Three Hundred Pounds of Tobacco above acknowledged and  
also the sum of Two Hundred Eighty Three, shillings of Expended Tobacco for their  
costs and Charges by him about their suit in this Court laid out and Expended  
as in and their afo. by the Court here adjudged and the said James in Sherry 16<sup>e</sup>

Case John Rowand Junior vs. James Smith  
Judgment of Law

Charles County vs. James Smith late of Charles County Planter, was Attached to by  
unto John Rowand Junior of afo. upon the case and so forth  
And Whereupon the said John Rowand Jun. by Sumner Chase his Attorney  
complains that whereas the said James Smith, the fourteenth day of October in the year  
our Lord one Thousand seven Hundred and forty seven at Charles County afo. was  
indebted to the said John Rowand Junior in the sum of Eleven Hundred and ninety  
five Pounds of Tobacco for divers Articles lying properly in an account as by the Particular  
Account thereof here with into Court brought may appear and being so thereof indebted  
the said James Smith in consideration thereof afterwards to wit the day and year afo.  
at the County afo. upon himself assumed and to the said and to the said John Rowand  
Jun. thereof there faithfully promised that he the said James Smith the said sum of Eleven  
Hundred and Ninety five pounds of Tobacco to the said John Rowand Jun. when the same  
afterwards he should be required, well and truly would content and pay Nevertheless the said  
James Smith his promise and assumption afo. not regarding but minding in a  
fraudulently intending the same John Rowand Junior in this part craftily and subtilly  
to deceive afo. defrauded the said James Smith the said sum of Eleven Hundred and ninety  
five pounds of Tobacco or any part thereof to the said John Rowand Jun. hath not paid nor him  
for the same in any sort contented Altho the said James Smith afterwards to wit the fifth  
day of December in the year our Lord one Thousand seven Hundred and forty seven and  
often afterwards at Charles County afo. by the same John Rowand Junior hath been required  
but the same to him neither to, to pay or him for the same in any sort to content truth to the  
Altogether refused and will doth Refuse to the damage of him the said John Rowand Jun.  
Two Thousand Three Hundred and Ninety Pounds of Tobacco and therefore he is  
brought and so forth

Edw. 16<sup>e</sup> John Doe  
Richard Doe