

November Court, Anno Domini 1729

Three Hundred & Forty two pounds and Three Quarters of a pound of Tobacco for his Costs and Charges by him about his defence in this part sustained on his Appear by the Court here adjudged according to the form and Effect of the statute in such Cases made and provided & that the said John have three of Execution of 16.

Arthur Lee . . . Debt 2000^l Tobacco

ffth Wth Nally & Bennet Hill Judgment of Cognovit Actionem
John Higdon & Joth Nally Nth

Charles County ffth William Nally, Bennet Hill, John Higdon and Joseph Nally late of Charles County Planters otherwise Called Wth Nally Bennet Hill, John Higdon and Joseph Nally of Charles County Planters was humbly to Answer unto Arthur Lee of the said County Gentleman of Appear that they Render unto him the Penal Sum of Two Thousand Pounds of Good Sound Clean Merchantable Tobacco which to him they owe and Unjustly detain and withhold. And whereupon the same Arthur Lee by Jeremiah Chase his Attorney saith that whereas the said Wth Nally Bennet Hill & John Higdon & Joseph Nally the Twenty Second day of April in the year of our Lord one Thousand Seven Hundred and forty Eight at Charles County apth by their Certain Bill obligatory with the Seal of them the said William Nally, Bennet Hill, John Higdon and Joseph Nally sealed and bearing Seal brought whose Date is the day and year aforesaid Acknowledged themselves to owe to the said Arthur Lee the sum of One Thousand pounds of Good Sound Clean Merchantable Tobacco in one Hoghead to be paid to the said Arthur Lee his heirs Executors Administrators or Assigns on the fifteenth day of December Next Enjoining the date of this said Writing obligatory and the same Payment made and to be made the said William Nally Bennet Hill John Higdon and Joseph Nally bound themselves their Heirs Executors and administrators in the said Sum of Two Thousand Pounds of like Tobacco for the Payment of one Thousand pounds of like Tobacco as aforesaid. Simly by the said Bill and the said Arthur Lee in full faith that the said William Nally Bennet Hill John Higdon and Joseph Nally nor either of them nor died to the said Arthur Lee the said Sum of one Thousand Pounds of like Tobacco as aforesaid nor any Part thereof upon the said fifteenth day of December which to him on the said day they ought to have paid according to the form and Effect of the Bill aforesaid by which Action both aforesaid to the said Arthur Lee to have and demand of the said William Nally Bennet Hill John Higdon and Joseph Nally the said Sum of Two Thousand pounds of like Tobacco as aforesaid. Nevertheless the said William Nally Bennet Hill John Higdon and Joseph Nally altho' often required hath not paid to the said Arthur Lee the said Sum of Two Thousand Pounds of like Tobacco nor any part thereof but hitherto altogether hath and still doth Refuse to pay the same wherefore he with his heirs and assigns hath Damage to the Value of Two Thousand pounds of like Tobacco and therefore Suit is Brought and forth

John Doe
Plth & Richth Roe

And the said William Nally, Bennet Hill, John Higdon and Joseph Nally by their Attorney Come and Depose before and saying when & so forth and pray a hearing of the Writing obligatory aforesaid and the said Acknowledgment and the said Pray a hearing of Execution of the said Writing obligatory and they have it with. Maryland ffth John Doe by these Parents that the said William Nally, Bennet Hill, John Higdon and Joseph Nally of Charles County Planters are Held and firmly bound unto Arthur Lee of the said County Gentleman in