this County aforesaid, he the said Thomas did suffer the
said Robert Peake with the said Cargo and Eight servants
to remoove aboard to his house, and did furnish the said
Robert with a store house to keep the said goods & Merchandizes in, and did furnish & provide the said Eight
servants with accomodation of diet & lodging untill they
were disposed of and also did finde & provide for the said
Robert sufficient diet washing & lodging during such
time as he kept store at the house of the said Thomas
that is to say for the space of foure Months and seven days
which was from the twenty third day of October in the year
aforesaid untill the first day of March following, for which
the said Thomas doth deserve the sume of two thousand six
hundred pounds of tobacco and also did fell & deliver unto
the said Peter one boat of about fourteene foot by the keele,
one Ox of about eight yeares old for provision for his
Seamen, for which he reasonably deserves the sume of fifteene
hundred pounds of tobacco more, which sumes in the whole
doe amount to the sume of foure thousand two hundred pounds
of tobacco Notwithstanding which the said Peter his promise
and assumption so as aforesaid made not regarding, but
deliberately & fraudulently intending him the said Thomas of
the said foure thousand two hundred pounds of tobacco to defraud,
the said Peter him the said Thomas the said
sume of foure thousand two hundred pounds of tobacco
hath not paid though often thereunto required, but the
same to pay hath denyed & yet doth denye, to the damage
of the pltff ten thousand pounds of tobacco.

And whereupon the said Peter by Christopher Rousby
his Attorney cometh & defendeth the force & injury wherein
and prayeth liberty to imparle hereunto untill next
Provinciall Court & it is granted unto him. The same day is
given to the plaintiffe also —

Now here at this day to wit the fifteenth day of
October in the fourth year of the Dominion of the right
Honble Charles Lord Baltimore Lord Avnoy Domini &c^ra^ came
the said parties by their Attorneys aforesaid. And the said Peter
by his said Attorney saith, that he did not assume upon
himselfe & to the said Thomas faithfully promise in manner
& forme as by the said Thomas in the said Declaration is
alledged. All which he is ready to averr, & thereof he
putth himselfe upon the Country. And the said Thomas
likewise. Therefore it is commanded the Sheriffe of Saint
Maryes County that he cause to come here hither &c by
whom &c and who neither &c to Recognize &c because as
well &c on which said fifteenth day of October in the year
aforesaid came the said parties by their Attorneys aforesaid
And the jurors impannelled being called likewise came to
wit Edward Joyliffe, Wm Collins, John Hasselwood, Jacob
Eaton, Cornelius Comegys, Richard Baily, Wm Cole, John
Olstin, Emanuell Ratcliffe, John Stagner, Wm Layton &
Thomas Jones who being Elected tryed & sworne to say the
truth in the premisses upon their oathes doe say, that the said
Peter Pagan did assume upon himselfe & the said Thomas

faithfully

faithfully promise in manner & forme as the said Thomas
hath above declared against him and they assesse the
damages of the said Thomas to foure thousand two hundred
pounds of tobacco Therefore it is considered that the said
Thomas Bland recover against the said Peter Pagan
well the sume of foure thousand two hundred pounds of
tobacco damages by the jurors aforesaid in forme aforesaid
assessed. As also Eighteene hundred & Eighteen pounds of
tobacco costs of suit and the said Peter in mercy &c

Goffright Ex. &c
ag^t
John Darnall

John Darnall late of Calvert County gent was
summoned to answer unto Richard Marsham and
George Lingham Ex. of the last will & testament
of Charles Goffright deceased in a plea that he render
unto them seven thousand Eight hundred ninety
six pounds of tobacco which from them he unjustly
detaines &c

And whereupon the said Richard & George by Christopher
Rousby their Attorney say, that whereas the said Charles
Goffright the day of did accompt with him the said
John Darnall of divers Goods & Merchandizes to him the said
John by the said Charles before that time lent & delivered
and also of divers sumes of tobacco before that time by
the said Charles all the request of the said John he
cut & discharged. And upon that account the said Goffright
Darnall was in arrears to the said Charles Goffright
seven thousand Eight hundred ninety six pounds of tobacco
yet the said John the said sume of seven thousand Eight
hundred ninety six pounds of tobacco unto him the said
Charles in his life time, or unto them the said Richard and
George Ex. of the last will & testam. of the said Charles
since his death though often thereunto required hath not
paid, but the same to pay hath refused & still doth
altogether refuse in hinderance of the execution of the
Letters testamentary to them the said Richard & George by
the Honble Philip Calvert Esq. Secretary Gen^ll of Maryland
under the right Honble the Lord Prop^ty granted, wherefore
they say they are damnified & have losses to the value of
ten thousand pounds of tobacco & therefore they bring
their suite. And the said Richard & George bring into Court
here their Letters testamentary wherby it may appear to
the Court here that they are rightfull Ex. of the last
will & testam. of the said Charles as aforesaid —

And the said John Darnall by Charles Bale his
Attorney comes & defends the force & injury when &c and
prays liberty to imparle hereunto untill next Provinciall
Court & it is granted unto him. The same day is given to
the plaintiffes also. —

At which said next Provinciall Court came the
said parties by their Attorneys aforesaid, and the said Defdt
by his said Attorney saith, that the said Richard & George
their action aforesaid against him ought not to have, for that