

Capias to the Sheriff of Charles County directed and returnable before the justices of the Provinciaall Court the 11<sup>th</sup> day of february next following against him the said Gerard ffitz Gerard at the suite of the said Hugh Oneale in the action aforesaid Notwithstanding which the said Hugh Oneale his promise and assumption So as aforesaid made little regarding but deviseing and fraudulently intending him the said John of the said summe of twelve hundred pounds of tobacco Subtily to deceive the said twelve hundred pounds of tobacco to him the said John in his life time according to his promise and assumption though often thereunto required hath not paid nor to the said Jonathan since his death to whom administration of all and singular the goods and chattells which were the said John at the time of his death Since his death hath bin committed hath not paid but the same to pay hath and still doth deny to the damage of the said Jonathan two thousand pounds of tobacco And thereupon he brings his suite

And the said Jonathan bringeth also here in Court the letters of adm<sup>con</sup> to him granted of all and Singular the goods and chattells which were the said John at the time of his death Since his death to him committed that it may appeare to the Court here that he is administrator of the said John and thereupon to have administration

Afterwards to witt the 14<sup>th</sup> day of April in the 42<sup>th</sup> yeare of his Lopps Dominion &c came the said Hugh Oneale by Samuel Cressey his Attorney and prayed liberty of Speaking hereunto untill this Court and it was granted unto him the same day given to both parties.

Now here at this Court to witt the sixteenth day of May in the yeare aforesaid Came the said Jonathan by Kenelm Cheseldyn his Attorney but the Said Hugh Oneale came not but made default therefore it is considered by the Court here that the Said Jonathan recover against the Said Hugh Oneale the Summe of twelve hundred pounds of tobacco together with three hundred and forty pounds of tobacco for his costs and charges in this behalfe laid Out and expended.

Thomas Gibson	}	the pf files a new declaration and makes James Neale and his wife def <sup>ts</sup> therein
ag <sup>t</sup>		
Arthur Turner	}	Ordered that a Speciall warr <sup>t</sup> issue to resurvey the Land in question and this cause to continue untill next Court.

The Sheriffs of Baltemore and Dorcester County for not returning their writts are amerced 5 £ Sterl apeice.

Daniel Gouldson & William Hallett	}	this cause being upon an appeale from Calvert County Court and day given to both parties untill
ag <sup>t</sup>		
Demetrius Cartwright		