

three pounds Sterling the debt aforesaid as also the sume of nine hundred and Seaven pounds of tobacco for his costs and charges in that behalfe laid Out and expended the said John in mercy. Liber M M

Henry Phippes ag ^t John Larkin	}	John Larkine late of Ann Arrundell County otherwise called John Larkin of Ann Arundell County in the Province of Maryland was Sumoned to answer unto Henry Phippes adm ^r of the goods and chattells of Edward Maynard deceased in a plea that he render unto him the summe of five thousand Six hundred & thirteene pounds of tobacco which from him he unjustly deteineth
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And whereupon the said Henry by Kenelm Cheseldyn his Attorney Saith that whereas the said John Larkin the eleventh day of May in the yeare One thousand Six hundred Seventy One by his certaine writeing Obligatory Sealed with the sale of the said John here in Court produced whose date is the day and yeare abovewritten acknowledge himselfe to owe and stand indebted unto Edward Maynard merchant Comāder of the Shipp called the William of Dover in the full and just Sume of five thousand Six hundred and thirteene pounds of good sound merchantable tobacco in caske to containe the same to be paid to the said Edward Maynard his heirs executors or certaine Attorney in that behalfe at or upon the tenth day of October next ensueing the date thereof in Some convenient place in the County aforesaid to the true performance whereof he did bind himselfe his heirs executors administrators firmly by those presents Notwithstanding which the said John Larkin the said Sume of 5613 $\frac{1}{2}$ of tobacco according to the tenor of the said writeing Obligatory hath not paid to the said Edward in his life time nor to the said Henry since his death to whom administration of all and Singular the goods and Chattells which were the said Edwards at the time of his death Since his death hath beene committed though often thereunto required but the same to him to pay hitherto hath and Still doth altogether deny to the damage of the said Henry eight thousand pounds of tobacco & thereupon he bringeth his suite. And the said Henry bringeth also here into Court the Letters of Administracōn to him granted of all and singular the goods and Chattells which were the said Edwards at the time of his death to him committed that it may appeare to the Court here that he is administrator of the said Edward and thereupon to have administracōn

And the said John by Robert Carvile his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto until next Provincial Court and it is granted him the same day is given to both parties.

Now here at this day to witt the thirteenth day of December in the p. 416