

eight thousand seven hundred forty & six pounds of tob̄ according to the tenour of the said bond to him the said Matthew hath not paid but hath & still doth deny to pay the same to the damage of the said Matthew fforty thousand p̄ds of tobacco & thereupon he brings his suite. Liber N N

And the said John ffaning in his proper person cometh & denieth the force & injury when &c & prayeth hearing of the said bond or writeing obligatory & itt is read unto him, he also prayeth hearing of the Condicon of the said bond & itt is read unto him in these words The Condicon of this obligation is such, that if the above bounden John ffaning doe well & truely pay or cause to be paid unto the aforesaid Matthew Paine his heyres Ex^{rs} or Adm^{as} the full & just quantity of foureteen thousand three hundred seventy & three p̄ds of good sound M^rchantable leafe tobacco with cask conveniently in S^t Maryes or Charles County att or upon the tenth day of Novemb^r next ensuing this date Then this obligation to be void & of none effect, otherwise to stand & remaine in full power force & vertue Which being read & heard the said John ffaning this day to witt the Eleventh day of April in the third year of the Dominion of Charles Lord Baltemore &c Annoq̄ Doni 1678. saith nothing in barr or avoidance of the action aforesaid of him the said Matthew Paine in forme aforesaid brought for that he oweth the said sume of twenty eight thousand seven hundred forty & six pounds of tob̄ to the said Matthew Therefore itt is considered by the Court here, that the said Matthew Paine recover ag^t the said John ffaning the aforesaid sume of twenty eight thousand seven hundred forty & six p̄ds of tob̄ debt As also pounds of tobacco costs of suite so that Execucoñ thereof cease untill the tenth day of Octob^r next

Richard Loyd }
 ag^t } The Defend^t by W^m Williams his Attorney appears
 W^m Singleton } & imparles untill next Court

Att a Provinciaall Court held att the City of S^t Maryes The Eleventh day of June in the third year of the Dominion of Charles absolute Lord & Prop^{ty} of the Provinces of Maryland & Avalon Lord Baron of Baltemore &c Annoq̄ Doni one thousand six hundred seventy eight & there continued untill the Eighteenth day of the same Month of June Att which said Eleventh day of June were p^rsent p. 549

Thomas Notley Esq^r Lievt Gen^{ll} & chiefe Justice
 The Hon^{ble} { Philip Calvert Esq^r Chancelour
 { W^m Calvert Esq^r Principall Secry
 { Baker Brooke Esq^r Survey^r Gen^{ll}
 { Benjamin Rozer Esq^r
Nicholas Painter Clerke