

Liber N N John Longden }  
                   ag<sup>t</sup> } This action is continued untill next Court.  
 Tho : Clarke }

Thomas Smith } John Dormand late of Som<sup>r</sup>sett County planter was  
                   ag<sup>t</sup> } Attached to answer unto Thomas Smith of a plea  
 John Dormand } of trespas upon the case

And whereupon the said Thomas by Christopher Rousby his Attorney complaineth, that whereas the said Thomas the fifth day of December One thousand six hundred seventy six stood obliged unto W<sup>m</sup> Pyper Marryner by bond the sume of two thousand & ten pounds of tobacco, with condicon that if the said Thomas did well & truely pay unto him the said W<sup>m</sup> one thousand pounds of tobacco, then the Obligacon to be void And whereas afterwards to witt the fifth day of Decemb<sup>r</sup> aforesaid att Wicocomoco in Somersett County in the Province of Maryland certaine comunicacon & discourse did happen to arise between him the said John Dormand & the said Thomas Smith touching & concerning the said debt due to the said W<sup>m</sup> Pyper from the said Thomas Smith as aforesaid, he the said John Dormand then & there affirming alledging & pretending himselfe to be impowered & imployed by the said W<sup>m</sup> Pyper to be his the said Williams ffactor & Receiver of tobacco for the use of the said W<sup>m</sup> did assume upon himselfe & to the said Thomas did faithfully promise that in consideracon he the said Thomas Smith would att the speciall instance & request of him the said John Dormand sell & deliver unto him the said John Dormand one man Servant of his the said Thomas which he then & there had named Pascue Bartlett being a seasoned hand, & haveing foure yeares to serve, that he the said John Dormand would not only pay unto him the said Thomas Smith two steeres & two hundred pounds of porke, but would also for & on behalfe of him the said Thomas would & truely pay unto him the said W<sup>m</sup> Pyper the said sume of one thousand pounds of tobacco in discharge of the said bond of two thousand pounds of tobacco entred into by the said Thomas Smith to the said W<sup>m</sup> Pyper as aforesaid And that he the said John Dormand would deliver the aforesaid bond or cause the same to be deliuered to the said Thomas Smith cancelled when thereunto required, And the said Thomas in fact saith, that he trusting to the faithfull promise aforesaid of him the said John Dormand Afterwards to witt the said fifth day of Decemb<sup>r</sup> One thousand six hundred seventy six did sell & deliver unto him the said John Dormand (for the consideracon aforesaid) one mann Servant named Pascue Bartlett being a seasoned hand & haveing foure yeares to serve as aforesaid Yett the said John Dormand his promise & assumpcon aforesaid little regarding, but plotting & contriving him the said Thomas in that behalfe to defraud mischieve & deceive, although he