

And the said Garret VanSweringen by Robert Carvile his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to Imparle hereunto untill next Provinciaill Court & itt is granted unto him the same day is given to the p<sup>th</sup> also

Liber N N

p. 618

Now here att this day to witt the thirteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq Doni 1678. came the said George Markes by his Attorney aforesaid & the said Garret VanSweringen in his proper person came also And the said Garret saith nothing in barr or avoidance of the action aforesaid of him the said George Markes, whereby the said George remaineth ag<sup>t</sup> the said Garret thereof wholly undefended Therefore itt is considered by the Court here that the said George Markes recover ag<sup>t</sup> the said Garret VanSweringen as well the sume of seven thousand foure hundred p<sup>ds</sup> of tobacco debt As also five hundred thirty six p<sup>ds</sup> of tobacco costs of suite

George Markes ag <sup>t</sup> G VSweringen Adm <sup>r</sup> John Deery	}	Garret VanSweringen Adm <sup>r</sup> of all & singuler the Goods Chattels rights & creditts which were of John Deery deceased was Sumoned to answer unto George Markes of a plea that he render unto him the just & neat quantity of foure thousand three hundred sixty & one pounds of good sound M <sup>r</sup> chantable tobacco & cask which from him he unjustly detaineth
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And whereupon the said George Markes by Robert Ridgely his Attorney saith, that whereas the said John Deery in his life tyme to witt the twenty fourth day of September one thousand six hundred seventy seven by his certaine bill obligatory sealed with the seale of the said John & here in Court produced whose date is the day and yeare aforesaid, did acknowledge & confesse himselfe to be oweing & stand justly indebted unto George Markes of Port Royall in Jamaica Marryner in the just & neat quantity of foure thousand three hundred sixty & one pounds of good sound M<sup>r</sup>chantable tobacco & cask to be paid unto the abovesaid George Markes his heyres Ex<sup>rs</sup> Adm<sup>rs</sup> or assignes on all demands in some convenient Plantacons in S<sup>t</sup> Maryes County to the true performance whereof the abovesaid John Deery did thereby binde himselfe his heyres Ex<sup>rs</sup> Adm<sup>rs</sup> & assignes firmly by those p<sup>r</sup>sents, Notwithstanding which the said John Deery in his lifetyme nor the said Garret VanSweringen since his death to whom Adm<sup>con</sup> of all & singuler the Goods Chattells rights & creditts which were of the said John Derry in his life tyme since his death hath bin comitted, the said sume of foure thousand three hundred sixty & one p<sup>ds</sup> of tobacco to him the said George Markes according to the tenor of the said bill obligatory although often thereunto required hath not paid, but the same to pay hath refused & denyed & to pay the same as yet doth refuse & deny, whereupon the said George Markes saith he is damnified & hath losse to