

Liber N N of tobacco for such merchants & others amounting to above three hundred thousand pounds of tobacco for collecting whereof he was to have ten pounds of tobacco for every hundred received & without that, that the bag So taken as aforesaid at the time of the takeing thereof as aforesaid did containe all his the said Edward Pynns papers & concernes touching the management of the imployment of receivour as aforesaid or any papers or concernes otherwise then what the Said Edward had been entrusted withall upon his Said Lopps the publique or some of his Lopps Officers as aforesaid & which were mentioned & intended by the said precept or warrant directed to the Said Charles James as aforesaid, & without that that the said Charles from him the said Edward the said papers, writings & accompts relateing to his said Office & Receivour otherwise then what was mentioned & intended by the Said warrant or precept from the Hon^{ble} W^m Calvert as aforesaid did deteine & Keepe so as the said Edward for want thereof lost the opportunity of Collecting & receiveing tobacco aforesaid & by meanes thereof his Salery of ten pounds PCent & also the imployment of Collecting & receiveing tobacco & this the said Charles is ready to averre whereupon he prayeth judgment whether the aforesaid Edward ought to have his action aforesaid against him.

And the said Edward Saith that as to the assault & takeing away the bagg of writings from the said Edward by the Said Charles the Said Charles is guilty of the trespas aforesaid in manner & forme as the said Edward hath above declared against him, & this he prayes
 p. 358 may be enquired off by the Country & the said Charles also And as to the residue of the said plea in barr Offered against the action of the Said Edward the said Edward Saith he ought not for any thing therein before alledged to be barred from his action aforesaid for that he saith the said Charles did not duly execute the said precept or warrant On the said Edward as the said Charles hath above pleaded nor was the due execution of the said precept or warrant the trespas above declared, without that that the said Charles did permitt or Suffer the Said Edward to seperate the Publique bookes & accompts from the other papers that were in the Said bagg all which the said Edward is ready to averre & humbly demands judgment & his damages &c & the said Charles also. Whereupon it is Comanded the sheriff of s^t Maries County that he cause to come here twelve &c by whom &c who neither &c to recognize &c because aswell &c. Now here at this day to wit the sixth day of October in the Second year of the Dominion of Charles Lord Baltemore &c over this Province Came the Said Edward & the said Charles by their said Attorney and the jurors of that jury came also to witt Thomas Cosden Edward Turner Jn^o Baker Thomas Gant Michael Tawney Mordecay Hunton Thomas Sprigg Michael Miller Stephen Murty John Bearcroft Morgan Jones and W^m Thomas who being