

said Robert Peca hath sustained damage for want of the restitucon of the Goods & Chattles aforesaid to Seven thousand one hundred pounds of tobacco Therefore itt is considered that the said Robert Peca recover against the said Henry Stocket the aforesaid Sume of Seven thousand one hundred pounds of tobacco dañages by the jurors aforesaid in forme aforesaid assessed As also two thousand one hundred & six pounds of tobacco costs of suite And the Defend^t in mercy &c

Liber N N

Tho: Hussey ag^t Justinian Gerard } Justinian Gerard otherwise called Justinian Gerard
Justinian Gerard } of S^t Maryes County in the Province of Mary-land Gentl was Sumoned to Answer unto Thomas Hussey of Charles County in the Province aforesaid Gentl in a plea that he render unto the said Hussey two thousand pounds of tobacco which to him he oweth & unjustly detaineth

Whereupon the said Hussey by George Parker his Attorney saith that whereas the aforesaid Justinian Gerard the tenth day of May Anno one thousand Six hundred Seventy seven by his certaine bill obligatory which he the said Hussey with the Seale of him the said Gerard signed here in Court produced whose date is the same day & yeare, did oblige himselfe his heyres Exec^{rs} & Adm^{rs} to pay or cause to be paid unto Thomas Hussey of Charles County in the same Province gentl his heyres Exec^{rs} Adm^{rs} or assignes the full Sume of two thousand pounds of good sound M^rchantable leafe tobacco & cask att or upon the tenth day of Octob^r next ensuing the date thereof att some convenient place in one of the two Countyes aforesaid Notwithstanding the aforesaid Justinian Gerard although often demanded the aforesaid two thousand pounds of tobacco to the said Hussey hath not as yet rendred, but the same hitherto hath denied to pay & as yet denieth, whereupon he saith that he is damnified & hath dañage to the Value of ffoure thousand pounds of tobacco & thereupon he brings his action.

And the said Justian Gerard by Kenelm Cheseldyn his Attorney cometh & defendeth the force and injury when &c and prayeth liberty to imparle hereunto untill next Provintiall Court, & itt is granted unto him the same day is given to the plaintiffe also

Now here att this day to witt the Sixth day of June in the fourth yeare of the Dominion of Charles Lord Baltemore &c Annoq; Doni 1679. cometh as well the said Thomas Hussey as the said Justinian Gerard by their Attorneys aforesaid And the said Justinian by his said Attorney saith, that he is not informed by the said Justinian of any answer for the said Justinian to the aforesaid Thomas Hussey in the plaint aforesaid to be giuen, & nothing more thereof saith, by which the said Thomas remaineth against the aforesaid Justinian thereof undefended Therefore itt is considered that the said Thomas