

Liber W. C. thereof soe possessed the said Richard the said Guelding the day and yeare aforesaid out of his hands and possession lost, w<sup>ch</sup> said Guelding afterwards that is to say the fifteenth day of August then next following by finding came into the hands and possession of him the said Gerrard Slye, Yet the said Gerrard knowing the aforesaid Guelding to bee the prop Guelding of him the said Richard ffenwick and unto him of right to belong and appertaine, Yet the said Gerrard Slye deviseing and fraudulently intending him the said Richard ffenwick of the said Guelding subtilly and craftily to deceive and defraud Although often thereunto required hath not delivered, but the same Guelding that is to say upon the tenth day of June in the yeare of our Lord one thousand six hundred seaventy nine hath converted and disposed to his owne use to the damage of him the said Richard Whereupon the said Richard saith hee is Damnified and hath losse to the vallue of two thousand ffive hundred pounds of tobacco, & thereupon hee bringeth his suite

And the said Gerrard by Christopher Rousby his Attorney cometh and Defendeth the force and injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court and itt is granted unto him the same day is given to the p<sup>l</sup>t also

Now here at this day to witt the eighteenth day of ffebruary in the ffifth yeare of the Dominion of the Right hono<sup>ble</sup> Charles Lord Baltmore &c Annoq Dominj 1679 came the said parties by their Attorneys aforesaid, and the said Gerard by his said Attorney saith That between the writt upon w<sup>ch</sup> this suite is grounded and the said p<sup>l</sup>ts Declaration there is materiall Variance in this viz, that the writt comands the sheriffe of s<sup>t</sup> Maryes County that hee take Gerrard Slye to answeere unto Richard ffenwick of a plea of Trover and Conversion &c, And in the Declaracon Itt is onely said, to answeere unto Richard ffenwick of a plea of w<sup>ch</sup> the said Gerrard is ready to Averte, And prayes Judgment of the writt aforesaid and that the same may abate

p. 128 Whereupon the said p<sup>l</sup>t refuseth to make any further prosecucon ag<sup>t</sup> the said Defend<sup>t</sup> in the plea afforesaid, Therefore itt is Considered that the said Richard ffenwick take nothing by his writt but bee in mercy for his falce claime thereupon, and that the said Gerrard may goe thereof without day, And also that the said Gerard slye recover against the said Richard ffenwick the sume of ffive hundred and thirteene pounds of tobacco for his costs and charges by him about his defence in this behalfe laid out and expended, And the said Gerrard may have thereof Execucon

Sam <sup>ll</sup> Hatton ag <sup>t</sup> Edw <sup>d</sup> Cooke & ux adm <sup>r</sup> Henry Montague	}	Edward Cooke late of Dorchester County and Alice his wife, Adm <sup>ix</sup> of the goods and Chattells of Henry Montague dec <sup>d</sup> was Sumoned to answeere unto Samuell Hatton of a plea that they render unto him Two
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