

Planck The deft did assume &c, The deft sayth It doth not appear where the said Planck should be Laid or Where the said Planck should be had Nor was there at the said tryall any prooffe of the said Consideration without w^{ch} said promise cannot oblige the said defendant Liber W. C.

(Thirdly) The plt hath declared that he hath beene Damnified by the said Samuels not being cured w^{ch} is Idle voyd and Repugnant in regard that if any ac^{on} had accrued on the matter sett forth in the Declaration the said ac^{on} should have beene brought by the said samuel Sikes and not by the said Thomas Sikes as above ffor w^{ch} said Reasons the said Edward Maddox prayeth the stay and arrest of the said Judgment

W^{ch} reasons being read heard and argued and by the Justices here fully understood & dilligently examined it seemeth to the same Justices that the reasons aforesaid are insufficient in lawe to arrest Judgment upon the Verdict of the Juro^{rs} aforesd Itt is therefore considered by the Court here that the said Thomas Sikes recover against the said Edward Maddox Aswell the aforesaid sume of ffoure thousand damages by the Jurors aforesaid in forme aforesaid assessed as also the sume of Two thousand five hundred eighty foure pounds of tobacco for costs of suite And the said defendant in mercy &c^a

James Mills ag ^t Thomas Pemberton	}	The Jury having found for the plt in this ac ^{on} the Sume of Two hundred pounds Sterling the deft by Kenelm Cheseldyne his Attorney moved in arrest of Judgment And day is thereupon given to both parties untill the next Provinciall Court :
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James Mills ag ^t John Walls	}	John Walls late of somersett County Marriner was attached to answeere unto James Mills Marchant of a plea of trespass of the case
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And Whereupon the same James by Robert Carville his Attorney sayth that Whereas the said John Upon the fourth day of September in the yeare of Our Lord 1682 at Bush River in Baltemore County stood justly indebted to the said James Mills for seaverall goods and Marchandizes by him the said John of him the said James then and there had bought and received, And also for seaverall sumes of Money and Tobacco by the said James paid for the said John & by his order, and for the Lone of his the said James his Shallop to him the said John, and for his the said James his paynes and care in buying of provisions for the use of y^e shipp of the said John and Otherwise about the concernes of him the said John amounting in the whole to the sume of Nine thousand One hundred and thirty pounds of tobacco & ffoure pounds eighteene shillings seaven pence sterling as by a perticular account thereof p. 733