

Hugh Ryley Remains Altogether undefended against the plantiffe his plea aforesaid being Altogether insufficient for that the Same is a Spetiall plea and by the Law ought to have been Spetially pleaded wherefore for want of a Siffitient plea the plantiffe Demands Judgment against the Defendant. The Defendant Joynes in Demurrer. William Stone.

The truth of the matter in Controversie between the parties aforesaid by the Court here being [76] heard understood and Maturely deliberated it is thereupon Considered that the Said George Plater take nothing by his Said writt but be in mercy for his falce Clamour etc. And that the Said Hugh Ryley goe thereof without day etc. It is Likewise Considered that the Said Hugh Ryley Recover against the Said George Plater his Damages by occation of the premises to three hundred and nine pounds of tobaccoe to the Said Hugh Ryley by the discretion of the Justices here att his Request for his Cost and Charges in this behalfe Sustained According to the forme of the Stattute etc. by the Cour[t] here Adjudged etc.

John Smith plantiffe: Thomas Palmer Defendant.

Prince Georges County Ss: Thomas Palmer Late of Prince Georges County planter was Atteched to Answer unto John Smith of a plea of trespass upon the Case etc.

And whereupon the Said John by Joshua Cecell his Attorney Complayneth that whereas the Said Thomas the 10th day of November in the yeare of our Lord 1695 att Calvert County that is to Say at Charles Towne within the Jurisdiction of this Court Stood Indebted unto the Said John in the Sume of four hundred pounds of tobaccoe being Soe much tobaccoe that he the Said Thomas did Assume to pay to the Said John for one John Christenson which Said Sume the Said John Christenson before that time did owe unto the Said John and the Said Thomas to the Said John being Indebted as aforesaid In consideration thereof did Assume upon himselfe and to the Said John then and there faithfully promise that he the Said Thomas him the Said John the Said Sume of four hundred pounds of tobaccoe when he the Said Thomas by the Said John Should be thereunto Requested would well and truly Content and pay Nevertheless the Said Thomas his promise and Assumption Soe as aforesaid made Little Regarding but minding and Fraudulently Intending him the Said John in this behalfe Craftily and Subtily to deceive and defraud the Said Thomas the Said Sume of 400 lbs. of tobaccoe or any part there of to the Said John hath not paid Although the Said Thomas Afterwards the day and place aforesaid to doe the Same by the Said John was thereunto Requested but the Same to pay to the Said John hath hitherto denyed and Still doth denye to the Damage of the Said John of 1000 pounds of tobaccoe and thereupon he brings this Suite etc. Joshua Cecell.

Pledges etc. John Doe, Richard Roe.

And the Said Thomas Palmer by Thomas Hughes his Attorney Cometh and defendeth the force and Injury when etc. and prayeth Lycence thereof to Imparle here untill next Court and it is granted unto him the Same day is given to the plantiffe Likewise.

Att which Said next Court (to witt) the 24th day of November Annoque Domini 1696 Came here the Said John Smith by William Stone his Attorney and the Said Thomas Palmer by his Attorney aforesaid Likewise Came And the Said John Smith prayeth that the Said Thomas to his Decleration aforesaid may Answer etc.