Heires Exrs or assignes to paij or cause to be paid unto ye sd Richard Bishopp his heires Exrs or assigns in ye full and just Sume of five hundred pounds of good sound merchantable tobacco & Cask to containe ye same att or upon ye 10th Daij of October Every year Byearly yelding & paying ye same rent therefore and thereout Dureing the sd terme and space & till it be compleated & Ended as by ye same Deed more fully appears by vertue of which Demise ye sd Thomas Did Inter into ye sd Grant of Land and assigned as aforesd and was & is thereof possessed and five hundred pounds of tobacco ye sd rent & Since ye Death of ye sd Richard Bishopp viz upon ye 10th Daij of October anno Dni 1703 for one years rent ye Ended & allso five hundred pounds more of tobo & sd rent upon the 10th Daij of October next following viz anno Dni 1704 which is due. Sume amounting in ye whole to ye Sume of one thousand pounds of tobacco unto the sd Richard now plff as heire of ye Decad Richard & he is ready to verifie was & yett is in arr. unpaid by which action hath accrued unto ye sd plff to require & have of ye sd Thomas ye Deft ye sd 1000 lbs of tobo Nevertheless ye sd Deft altho often required ye sd Sume of 1000 lbs of tobo unto ye sd plff hath not rendd but ye same to him to rend. hath Denied and as yett Doth Denij and Gainsaij & Thereupon he saith he is worse & hath Damage to ye value of 2000 lbs of tobo and therupon he brings his Suite &c

Richd Bishopp
Thomas Eppins } Plffs

Phillipson pl Q Bridges D pro. } Jno Doe / Rich Roe

and ye Deft by Michael Earle his attorney comes & Defends by force & Injurij when &c and for plea saith ye plff his action ag ye sd Deft he ought not to have and maintaine for ye Richard Bishopp Deceased and whome ye plff Claimes had by his Deed Indented before ye sealing and Delivery of ye Lease in ye plaintiffs Decla mentioned alienated ye sd Land & appurtenc unto a certaine Robert Smith of Talbot County Esqr whose tenant ye Deft now is and hath continued so ye sd ye plff now, nor at ye purchasing of ye originall writt nor at any time before ye plff had hath noe Mannr of right title or interest in ye sd Land or appurtenc to ye same belonging or which this Deft is ready to verifie and therefore prays Judgt. whether the plff his action ag ye sd Deft he ought to have Maintained &c

Earle pro Deft

Issue Joyned

Which pleadings and allegations on both sides & great many more being by ye Court heard fully understood and maturely Deliberated It is Therefore Considered here by the Justices here Considered & this

Verdict