

for his false claime thereupon prosecuted And the aforesaid ffrancis Liber N N
 may goe thereof without day And that the said ffrancis Johnson may
 recover against the said George Tyte the sume of Eighteen hundred
 & ninety pounds of tobacco for his costs & charges by him about his
 defence in this behalfe sustained, to the said ffrancis by the discre-
 tion of the justices here adjudged And the aforesaid ffrancis may
 have thereof Execucōn.

Lord Prop^{ry} } Memorandum that att a Provinciaall Court held the
 ag^t } Eleventh day of October, in the second yeare of the
 Geo: Wharton } Dominion of Charles absolute Lord & Prop^{ry} of the
 Province of Maryland & Avalon &c here p^rsent in
 Court Kenelm Cheseldyn Attorney Generall of the said Lord Prop^{ry}
 in proper person who for the said Lord Prop^{ry} in this behalfe prosec-
 cuteth & exhibitteth to the Justices here a certaine Informacōn
 against George Wharton of Cecil County planter, thereby givinge
 the Court here to understand & be informed

That whereas the said George Wharton in the yeare One thousand
 six hundred Seventy foure, did by his certaine writeing obligatory
 Sealed with the Seale of the said George here in Court produced
 whose date is the same day & yeare above written, binde himselfe
 his heyres or assignes to pay or cause to be paid unto James Brown
 of Salem in New England his heyres or assignes the full & just sume
 of Seven hundred thirty two pounds of tobacco upon demand after
 the tenth day of October next ensueing the date thereof And whereas
 the said James Browne afterwards to witt the fifteenth day of
 Novemb^r in the yeare of our Lord One thousand six hundred seventy
 five was before Charles James gentl his Lordpps Coroner of Balte-
 more County super visum Corporis lawfully found by the Oaths
 of twelve men of the same County to be a felo de se and thereby to
 have forfeited all his Goods & Chattells to the said Lord Prop^{ry} as
 by the said Inquisicōn upon Record doth appeare Yet neverthesse
 the said George Wharton not ignorant of the p^rmisses the said sume
 of seven hundred thirty two pounds of tobacco to be forfeited as
 aforesaid but endeavouring & fraudulently intending the said Lord
 Prop^{ry} the said sume of seven hundred Thirty two pounds of tobacco p. 760
 to deceive & defraud the same though often required hitherto hath
 and still doth deny to pay to the damage of the said Lord Prop^{ry} two
 thousand pounds of tobacco, & in contempt of his said Lordpp &
 contrary to the Law, Whereupon the said Kenelm Attorney for the
 said Lord Prop^{ry} prayeth advice upon the p^rmisses aforesaid, & that
 the said George may come here in Court & answer the said Prop^{ry}
 upon the same

And the said George Wharton by George Parker his Attorney
 cometh & defendeth the force & injury when &c and prayeth liberty
 to imparle hereunto untill next Provinciaall Court & itt is granted
 unto him, the same day is given to the plaintiffe also