

Liber W. C. William Phelps maketh oath that the account above Mentioned is a Just and true account, and that there is still due upon the same the Sume of Two thousand three hundred Seaventy and seven pounds of tobacco

Sworne before me this twenty first day of May 1679

Philip Calvert

Charles Lord Baltimore & Benj <sup>a</sup> Rozer Esq̄ Ex <sup>rs</sup> of Thomas Notley Esq̄ ag <sup>t</sup> Thomas Jones	}	Thomas Jones late of st Maryes County sloop- man otherwise called Thomas Jones of the County of S <sup>t</sup> Maryes
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was sumoned to answer unto the Right hono<sup>ble</sup> Charles Lord Baltimore & Benjamin Rozer Esq̄ Ex<sup>rs</sup> of the Last will and Testament of Thomas Notley Esq̄ Deceased of a plea that he Rend<sup>r</sup> unto the said Executo<sup>rs</sup> the full and Just Quantity of Tenn thousand foure hundred pounds of good sound Marchantable Leafe tobacco and Casq̄ w<sup>ch</sup> from them hee unjustly detaineth

p. 388 And Whereupon the said Charles Lord Baltimore & Benjamin Rozer by Robert Ridgely their Attorney say that whereas the said Thomas Jones the one and twentyeth day of ffebruary Annoq̄ Dominj One thousand six hundred seaventy Eight, by his Certaine bill or Writeing obligatory sealed with the seale of him the said Thomas and here in Court produced whose date is the day & yeare aforesaid Did acknowledge himself to owe and stand Justly indebted unto the said Thomas Notley the full and Just Quantity of Tenn thousand ffoure hundred Pounds of good sound Marchantable Leafe Tobacco & Caske to Containe it, To be paid to the said Thomas Notley his heirs Executo<sup>rs</sup> Adm<sup>rs</sup> or Assignes Convenient in st Maryes County aforesaid at or before the first day of Octob<sup>r</sup> next Ensueing the date of the said bill or writeing Obligatory, To the w<sup>ch</sup> payment well and truely to be made the said Thomas Jones did bind himself his heires Ex<sup>rs</sup> and Adm<sup>rs</sup> firmly by those presents, Nothwithstanding w<sup>ch</sup> the said Thomas Jones the said sume of Ten thousand four hundred pounds of Tobacco to the said Thomas Notley in his life time, nor to the said Charles & Benjamin since his Death (to whome Execūcon of the Last will and Testament of the said Thomas Notley since his death hath been Comitted) according to the Teno<sup>r</sup> of the said bill or Writeing obligatory hath not Paid although often thereunto Required, But the same Tenn thousand foure hundred pounds of Tobacco to pay hath denyed and as yet doth Denye in Retardacōn of the Execūcon of the Testament of the said Thomas Notley and to the Damage of the said Ex<sup>rs</sup> to the Value of Twenty thousand pounds of Tobacco, and thereupon they bring their suite And the said Exec<sup>rs</sup> bring into Court here the Letters Testamentary to them granted of the Testament of the said Thomas