

Liber M M that they the Said Edward and Company would well and truly pay the Same And the Said Richard in fact Saith that in pursuance of the aforesaid Orders of the Said Edward and Comp^a he the Said Richard On the One and twentieth of june 1673 did for the Port Dutyes and Country Custome of the tobacco Shipped in the Said Shipp Agreem^t draw bills of exchange for thirty One pounds foure two pence On the Said Jeremiah Holwey Sen^r of Bristoll merchant pay^{ble} to Charles Calvert or his Order and to Secure the payment of the Said bills of Exchange So drawne by him as aforesaid did together with Benjamin Solly his Security become bound to the Said Charles Calvert in the Summe of 200 £ Sterl that the Said bills of Exchange Should be paid and Satisfied and the Same day to witt the Said 21th of june 1673 the Said Richard became bound to the Said Benjamin in the like Summe of two hundred pounds Sterl to Save the Said Benjamin harmless from the Said former bond So entred into by him the Said Richard and Benjamin joyntly to the Said Charles for the payment of the Said bills And the Said Richard further in fact Saith that at a Provinciaall Court held at the City of St Maries the 18th day of May in the 42th yeare of the Dominion of Caecilius &c Annoq̃ Dom̃ 1674 the Said Charles Calvert by due course of Law by reason of the non payment of the Said bills of Exchange did recover judgm^t ag^t the Said Benjamin for the Summe of 31 £ 4^s 2^d Sterling the debt aforesaid as also the Summe of 7 £ 14^s 4^d damages to him adjudge by him to be Susteined by reason of the deteineing of the Said debt. And the Said Richard further Saith that at the Same Court the Said Benjamin impleaded the Said Richard upon the bond aforesaid for two hundred pounds Sterling and thereupon procured an attachment against the goods and Chattells of the Said Richard for two hundred Sixty Six pounds Sterl And the Said Richard in fact Saith that he trusting to the faithfull promise and assumption aforesaid of them the Said Edward and Comp^a to him the Said Richard So as aforesaid made well and truly to pay the Said bills of Exchange the Said Richard drew the Said bills of Exchange and also became bound in the Severall bonds before mentioned Notwithstanding which the Said Edward & Comp^a their promise and assumption to him the Said Richard So as aforesaid made little regarding but deviseing and fraudulently intending him the Said Richard in this behalfe craftily and Subtilly to deceive and defraud the Same bills of exchange of thirty One pounds foure Shillings two pence Sterling to him the Said Charles Calvert according to their promise aforesaid have not paid but the Same to pay refused and as yett doe refuse to the damage of the s^d Richard of three hundred pounds Sterling and thereupon he bringeth his Suite

p. 232

Att which day the Same Sheriff made returne of the writt aforesaid and Saith that the Said Edward Erbery and Comp^a are not found in his Bailiwick.