

Liber W. C.
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not well and truly pay When the same was p^rsented unto him, hee the said Enock him the said James the said ffour thousand ffoure hundred pounds of tobacco would well and Justly content & pay when thereunto required, And the said James Mills in ffact saith that trusting to the ffaithfull pmissse of the said Enock Bolton to him as aforesaid in manner aforesaid made, hee the said James did accept of the said note, And afterwards to witt the two and twentieth day of June in the yeare aforesaid att the Ridge in Ann Arrundell County aforesaid at the house of the said Thomas Taylor to the said Thomas Taylor, the said Noate soe drawne on him by the said Enock for ffoure thousand ffoure hundred pounds of tobacco as aforesaid payable to the said James, hee the said James did p^rsent to the said Thomas and desire his acceptance and paym^t thereof but the said Thomas wholly refused and denyed the same, Yet the said Enoch Bolton in his life time nor the said John Larkin since his death, to whome the Adm^{on} of all and singuler the goods Chattells Rights and Creditts w^{ch} were of the said Enock in his life time since his death hath been Comitted, the said sume of ffoure thousand ffoure hundred pounds of tobacco although often thereunto requested have not paid or satisfied but the same to pay or satisfie have denyed and as yet doe denye, to the damage of the said James Mills six thousand pounds of tobacco, an thereupon they bring their suite

And the said John Larkin by George Parker his Attorney Cometh and Defendeth the fforce and Injury when &c, and prayeth Liberty to imparle hereunto untill next provinciall Court and itt is granted unto him the same day is given to the p^lt alsoe

Now here att this day to witt the Eighteenth day of ffebruary in the ffifth yeare of the Dominion of the right hono^{ble} Charles Lord Baltemore &c Anoq^y Dominj 1679 came the said parties by their Attorneys aforesaid, and the said John Larkin by his said Attorney saith that the said James Mills his acc^{on} aforesaid against him Ought not to have for that hee hath ffully administred all the goods and Chattells w^{ch} were the said Enock Boltons att the time of his death, and that hee hath noe goods and Chattells wch were of the aforesaid Enock Boltons at the time of his death in his hands to bee Administred, nor had att the day of the takeing out of the Originall writt of the said James nor ever after and this hee is readie to Verifie, Whereupon hee demands Judgment whether the said James his acc^{on} aforesaid against him Ought to have &c And the said James Mills by his said Attorney saith, that hee by any thing before alleadged from haveing his action aforesaid ought not to bee debarred because hee saith that the said Defend^t the day of the Entring the Originall writt against him in this Accon, to witt the seaventh day of June last past had divers goods and Chattells wch were of the said Enock Bolton at the time of his death in his hands to bee administred to the vallue of the Debt aforesaid out of