Maryland the 29th of May 1697: No: 1

No: 19

At Commissaryes Court held at the Port of Annapolis Before the Honorable Kenelm Chiseldyn Esq Commissary Generall & Chiefe Judge for Probate of Wills and Granting Administrations in the Sd Province of Maryland

G Bouiye Regist

Came mr John Hall and mr Daniell Palmer of Baltemore County Gent and Exhibited the last Will & Testament of Mary Vtie late Deceased proued by the oaths of 4 Witnesses thereunto the which was ordered to be Recorded -

Then was the ffollowing Petition Exhibited

To the Honble Kenelm Chiseldyn Esq Comissy Genll of Maryland The humble Petition of John Hall and Daniell Palmer

Sheweth, That Mary Vtie late of Baltemore County deceased made her Last Will & Testament in writing thereby Constituteing Susanna Vtie her Daughter, an Infant of about aydars & halfe old her Executrix, and amongst other things in her said Will Ordaines the Petitioners to be Ouersees of her said Will as thereby may appeare

Wherefore they humbly pray that in as much soe tender an Infant can doe nothing towards the Administration of the said Maryes Estate that yo Hon would please to grant them (the better to performe the trust imposed in them) Administration of the said Estate during the minority of the Sd Infant and they will pray &c,

Then Came mr Marke Richardson of the Sd County Gent and Exhibited the ffollowing Answer (viz)

Answer to the Petition of John Hall and Daniell Palmer That Administration of George Vties Estate ought not to be Committed to them but to marke Richardson and Susanna his wife ffirst an Admr cannot Devise the goods & Chattells he hath as Admr for such Devise is voyd, and tho an Exor may appoint an Exor of the goods of the first Testator wch an Admr cannot doe soe that mrs Vtie being only Admx her devise of the pson all Estate is voyd