And thereupon prayes that the said Thomas Courtney produce the said Will that the same may be proued, and that the said Thomas may giue a particular accompt of what tobaccos Money and other goods & Chattells was left in his possession & what improvements he hath made of the same and that one halfe of the same may be deliuered to these Complainants that is to say one third part of the said halfe to Sarah the Mother & the other two thirds to them to the vse of Sarah the Infant Daught of the said John Johnson they giueing Security for the said Infants part — To which the Defendents answer that they doe not Know whether the said Hobbe Roberts be liuing or dead but true it is that the said Hobbs made a will at his Departure out of this Province as in the Libell is sett forth and did constitute the said Courtney his Attorney as in the Libell is Mentioned and left in his hands in tobacco Money goods & Chattells to the Value of 20000 lbs of Tobacco or there abouts as by a particular accompt to his answer annexed appears and further that they never received any part or parcell of the said Debts due to the said Roberts the persons that owed the same being either gone out of the Province insolvant or unknowne to them and prayes allowance of their accompt to their answer annexed — To which the Complainant Reply that the Defendents have evaded in their Answer to giue upon oath a particular accompt of the encrease of Seuerall mares and the sale of Seuerall horses that was left in their hands and prayes the said Courtny my answer the same in person upon oath at the contesting his said accompt to his answer annexed before the said Judge and that these complay =nants may also haue their euidences to disprove the said accompt Sworne also at the same time, All which premiss Considered by the said Judge & the partys their procurators & Euidences on both sides heard the said Judge did order the plaintiffs & Defendents to contest the Defendents accompt to his answer annexed before him, of what estate was left in the hands of the Defendent by the Testator and of the improvemt of the same as well the encrease of the mares as improvemt of the rest of the estate while it remained in the Defendents hands And upon examining the said accompt the said Judge doth Decree that the Defendents be allowed 2720 lbs of tobacco for Debts and also 2216 lbs of tobacco paid by the Defendents to the plaintiffs and also out of the encrease of the mares two stone horses & two goldings that was deliuered to the plaintiffs Valued at 6000 lbs of tobacco, not to be allowed out of the defend but out of the Stock of horses, And also out of the list of Debts 1800 lbs of tobacco for 5 lbs 12 s per ster. the Testator owed the defend And its further Decreed that the Stock of horses & mares that is now remaining in the woods or in the possession of the said Courtney be equally Diuided between him & the plaintiffs, and that the horse the said Courtny sold to Mr Robert Bridges That the said Defendent Courtny deliuer another as good in

in Lieu of him to the plaintiffs and that the remaining Debts due to the estate of the said Testator in the said Courtny hands be diuided between the sayd Courtny & the Complainants And if hereafter any more horses or mares, other then what is at present known be discouered the same to be Equally diuided between the plaintiffs & Defendents, And further that the plaintiffs giue Security to the County Court of St Maryes for the Infant Sarah Daughter of the said Johnson her part — And further that the said Courtny cause the said Hobbs Roberts will to be Recorded & proued, AND further its Decreed that the said Thomas Courtny pay to the plaintiffs their reasonable Costs Valued by the sayd Judge at 2000 lbs of tobacco. Wee doe therefore hereby Strictly & Straitly Comand and Enjoyn you the said Thomas Courtny that you doe observe and performe & doe all & euery the matters & things in the said Sentence and Decree Mentioned and Contayned soe farr forth as the same doth or may Concern you and that you pay or cause to be payd to the said Libells the sume due with their Costs aforesaid according to the true Intent & Meaning of the said Sentence decree and this you may in no wise omitt Under the payne inflicted Witness Kenelm Cheseldyn Esqr our County Generall or Chiefe Judge for Probate of Wills &c This 15th day of December in the 8th yeare of our Raign Annoq Domini 1696

Kenelm Cheseldyn
County Genll

Hobs Charged

Decemb 15th Commission issued out under the Seale of this office To Mr Joshua Doyll for Dispt of County of Prince George County and entred into bond for 50000 lbs of tobacco

Ditto 16 Came Thomas Kinniston of Prince George County and Shewed to the Judge here that Richard Beasley is lately deceased Intestate and as greatest Creditor prayed for Letts of Admon on the ps deceased estate the which was Granted and Comission issued out to Mr Wm Barton to swear the said Admr with Blanck bond to take Security and warr to Swear Robert Orm & John Smith appraisers to warr to them to appraise the ps deceased estate Jno Archer in 3 m

Milsted & Sergeant } This Cause being upon Libell & Answer this Day Came to hearing Mr Wm Dent & Mr Robert Carnik appeared pr Libellants & Mr Charles Carroll pr Defendt Libell and answer being read and the procurators on both sydes heard Considered by the Hon Judge here & referred till next may Court to draw diffinitive Sentence & Decree

Ditto