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 perticular 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 thise 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 Defendants 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 lb of Tobacco or there abouts as by a perticular 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 prays allowance of their accompt to their answer annexd — To which the Complainant Reply that the Defendants have evaded in their Answer to giue upon Oath a perticular 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 parties 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 improvem^t of the same as well the encrease of the mares as improvem^t of the rest of the estate while it remained in the Defendents hand And upon examining the said accompt the said Judge doth Decree that the Defendents be allowed 2720 lb of tobacco for a Bill of Edward Wards that was lost & included in the list of Debts and also 2216 lb of tobacco paid by the Defendents to the plaintiffs and also out of the encrease of the mares two stone horses & two geldings that was deliuered to the plaintiffs Valued at 6000 lb of tobacco not to be allowed out of the defend^ts but out of the Stock of horses, And also out of the list of Debts 1800 lb of tobacco for 5 lb 12 s^ers the Testator owed the defend^t And it is further Decreed that the Stock of horses & mares that is now remaining in the woods or in the possession of the said Courtny be equally Diuided betweene him & the plaintiffs, and that the horse the said Courtny sold to m^r 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 betweene the said 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 betweene the plaintiffs & Defendents, And further that the plaintiffs giue Security to the County Court of St Maryds 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 it is Decreed that the said Thomas Courtny pay to the plaintiffs their reasonable costs Valued by the said Judge at 2000 lb 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 concerne you and that you pay or cause to be payd to the said Libellants 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 paine ensueing Witness Kenelm Cheseldyn Esq^r our Comiss^y Generall or Chiefe Judge for Probate of Wills &c This 15 th day of December in the 8 th yeare of our Raign Anno Domini 1696

Kenelm Cheseldyn
Comiss^y Gen^ll

Hobs Charged

Decemb^r 15 — Commission issued out under the Seale of this office To m^r Joshua Cecill for Dep^ty Comiss^y of Prince George County and entred into bond for 50000 lb of tobacco

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Ditto 16 — Came Thomas Kinniston of Prince George County and Shewed to the Judge here that Richard Beanly is lately deceased Intestate and as greatest Credit prayed for letters of Adm^on on the s^d deceased estate the which was Granted and Comission issued out to m^r Wm Barton to swear the said Adm^r with Blanck bond to take Security and sware & to Swear Robert Orm & John Smith appraisers to make to them to appraise the s^d deceased estate

Jm^o Preter in 3^m

Milsted & Sergeant } This Cause being upon Libell & Answer this Day Came to hearing m^r Wm Dent & m^r Robert Carrill appeared for Libellants & m^r Charles Carroll for Defend^t Libell and answer being read and the procurators on both sydes heard Considered by the Hon^ble Judge here & referred till next may Court to draw diffinitiue Sentence & Decree

Ditto