more is to be expected from them by way of acknowledgm.
or confession and that they intend to be accountable for no
more then what cann be made appear they converted to their
owne uses of the said Estate, the said Henry Darnall notwithstanding
this disadvantage he lyes under is ready in as plain a manner
as in reason cann be expected to make it evident to this hon.
Court that the said Henry Lee and Susannah Maria his wife or
one of them have disposed of and converted to their owne uses
about One hundred thousand pounds of tobacco belonging to the Estate of the
said John Darnall over and above what they have given the
Estate Creditt for (a Sume to great to be forgott) all which
he is ready to prove Wherefore he prays as in the Libell is prayed.

Which plea & explication to the same as aforesaid being
read & heard and argued & debated by both partyes before
the Judges, and by the Judges fully understood they declared
their Opinion, that the said Defend.ts plea to the aforegoing
Libell nor any thing therein contained is sufficient to dismisse
the same &c: It is therefore Ordered & Decreed that the said
Defend.ts forthwith make a true Answer upon their oaths
to the aforegoing Libell or by the Libellant aforesaid is prayed
Which of the Defend.ts are in not wise to Omitt.

Whereupon the said Defend.ts by their Procurator. Ed. againe
appeared and exhibited their answer upon oath in these words
following viz.t The said Defend.ts for answer say as for money
in England due to the said Estate they know of none; as for Cash in
the house the said Susannah knows of none nor any in his pockett
when he dyed — As for Crops of tobacco that year he dyed being
but small, the Negroes went chiefly for Support of the family as
Corne provisions Cloaths for Servants &c: Or if any shipt for
England the Effects for ought he knows shipt for what he owed
there — As for Secretarys Jewell the said Susannah knows
not what became of them nor the said Henry of his certaine
knowledge without any of them be included in the annexed acc.t

(And

And as touching bills bonds & Judgm.ts the said Henry saith he hath none
except one of the Honble Samuel Hauldsworth for about five thousand four
hundred pounds of tobacco and which is paid as he saith, and another
bill of Edward Henry Darnall for about fourty thousand pounds of tob:
and that the annexed account is the best collection or account he
said Henry cann further render in favour of the Estate of the said
John Darnall and also the said Henry craves allowance for
further paym.t & discharge of the Estate is not yet charged with all,
which account thereof shall be produced — And the said Defend.t Henry hu-
mbly offers to the Judges consideracon the great difficultyes he is
under in rendring an account of the said Estate of the dead by reason
it was at least a year & half before the said Henry intermarryed with the
widdow, during which time of her widdowhood the said Estate debts books
and papers were in possession of Edward Darnall or always ready for his
perusall soe that the annexed account is what he cann at present
make from the books and other papers relating thereto, but if any
thing therein omitted is willing to allow as also what ever else cann
be made appear ought to be charged with all the Estate of debts —
mencond in this Answer amounts to Twenty Eight thousand four
hundred and four pounds of tobacco and five pounds Sterling: /

All which being read and heard & well considered it appeared to
the Judges that the main scope & designe of the Libellant is to
force the Defend.t to a just and true Account of the Estate of the said
John Darnall dead and to discover the true ballance thereof which by
the s.d Henry Darnall the Libellant may come by his just right being
Our Mayesty or half part of the said Estate remaining on ballance
pursuant to the last Will & Testam.t of the said John Darnall dead
as the said Libellant by his said Libell hee prays. —

Whereupon the said Judges upon mature consideracon of
the pleas &c: Do declare Sentence & Decree that the severall debts
acknowledged in and by their answer amounting to Twenty Eight
thousand four hundred and four pounds of tobacco and five pounds
Sterling be paid by the Defend.ts be carryed to the Credit of the said
Estate, and likewise that the severall debts made appear by Major

(Nicholas