Att which said Prov Court to witt the Second Tuesday of October Anno Dni 1722 Come again the said parties by their Curators aforesd and the said Libellee filed here in Court an Answer to the Libell aforesd which is read & follows in these words. Viz.

Maryland ss.

The Answer of Caleb Dorsey to the Libell & Complaint of Richard Clagett & Deborah his Wife One of the Daughters and Legatees of John Dorsey late of Ballimore County Esqr Dec.d &c.

This Respondent saving to himself the benefitt and Advantages of Exception to the Uncertainties and Imperfections in the said Libell for Answer thereto saith that tis it is that the said John Dorsey mentioned in the Libell Did On the Twenty Sixth Day of November Anno Dni Seventeen hundred and fourteen make his last Will and Testament in writing which follows in the words Expressd in the Libell viz.t

In the Name of God Amen and Amongst Other things is thus Contained Item I give and bequeath unto my Daughter Deborah Clagett One hundred and fifty pounds Sterling to be paid by my Executor hereafter Named for her Own proper use for her Support to be paid at Eight pounds P Year as he shall see her Occasions serve And by the same Will Did Nominate and Appoint this Respondent his Son to be his whole Executor of his last Will and Testament as by the said Will may Appear And that this Respondent in pursuance to the said Appointment Did take upon him the Burthen of the Execution of the said Will And that the said John Did Die possessed of a very Valuable personall Estate Sufficient to Discharge his Debts and Legacys And as to the Several Demands mentioned in the Libell and Nonpayment of any part of the Legacies bequeathed to the Libellant Deborah this Respondent Saith that tis it is that the s.d Deborah made Several Demands of this Respondent for the Legacy aforesaid that this Respondent has made payment of such part of the s.d Legacy as he thought the s.d Deborah's Occasions required Always believing she lived in very Good Circumstances And wanted no Support from him & Always ready to pay the Legacy aforesd According to the Intent of the Testator but this respondent only believing it to be the Intent of his Dear Father that the Legacy aforesd was Only given Toward the Relief of the said Deborah in Case of Ethiam Necessity which in a Former Will was Expressd

Resperance being thereunto had may Appear if required for which reason he of the Same to be said by this respondent Rather should see her Occasions require which this Respondent humbly Conceives was Entirely leaving the time of payment ~~the time aft demandant~~ to the Discretion of this Respondent who being Desirous that the said Legacy should be Exactly Applyed According to the true Intent of the Dead Still keeps it in his hands in Order to Apply it to her Necessity And to her own proper use & Support as by the Words of the said Will are Directed And not to the said Richard and Deborah as prayed, for this Respondent most humbly Conceives that the payment of it According to the prayer of the Libellant might be a means that the same might be Imbezzled or otherwise laid Out to the use of the said Richard when in his power so to Do by which means in Case of Ethiam necessity the said Deborah might be reduced to want And then no Relief to be had According to the Will of the Testator And further this Respondent Saith that upon the last Demands made by the said Deborah she said she wanted the Money to find Goods for her Family's use which is Contrary to the Intent of the Dead Upon which this Respondent Advised w.th Mr John Beale who was the Penman or writer of his Fathers Will who then the said Beale thought it might be safe for him the Respondent to pay the Legacy as Demanded or no who Answered that if he Did it was his Opinion if the Libellant Deborah should Come to be reduced to want she might make him pay the Money again According to the Intent of the Will And as to the One hundred and fifty pounds prayed by Libellants to be paid as Your Honours shall seem Meet this Respondent Doth not Gainsay provided such Course in no wise Vary from the Intent of the Testator And the words of the Will as this Respondent humbly hopes and believes Your honours in your Justices will not Do And this Respondent humbly prays that he may have the Liberty of Adding or Diminishing from and Correcting this Answer as Occasion shall require And prays to be Dismist with his reasonable Cost most wrongfully Sustained &c.

~~Mr. before me~~ Mr. Caleb Dorsey Before me One of this Ldships Justices of this provincial Court & made Oath that what is Contained In the within Answer of his Own knowledge is true And the Rest thereof believes to be true

August 15th 1722 Sworn before me Sam.l Young