the Said Estate and that they informed him That they well knew it was the Testators desire that the whole Estate should be equally divided between the Widow & Children and she beleives that the said Comissary Generall thought fit to order the division to be made accordingly And this Respondt. further saith that she to the best of her knowledge hath legally discharged herself as far as it was or is in her power of the Said Estate by passing the final Account as aforesd. She beleives the Libellant may be of the age in the Libell mentioned But denys that he or any other person on his behalf ever demanded of her this Respondt. one third part of the Deceased's Estate or desired her to Account for the same & pay to him the ballance due neither did the Libellant or any person on his behalf tender to her a Bond executed with a considerable penalty & good Security according to the directions of the Statute & Act of Assembly as in the Bill is suggested neither doth this Respondt. know That there is a Ballance due to the Libellant out of the Sd. Estate But this Respondt. saith & Humbly insists that if any thing should appear to be due to the Libellant the same ought to be paid and discharged to him by the said John Stephens And this Respondt. doth not know nor can answer whether any of the Legatees of Specifick Legacys died before they came to age or receipt of their Legacys neither doth she know or beleive that any allowances or Comission or Disbursmts. have been made in the Accounts of the said Estate contrary to Law. And this Respondt. saith that the Deceased's Estate was appraised in current Money & not in Sterling Money as in the Libell is charged And also that she together with the Said John Stephens & her Husband as aforesaid hath rendered a full & final Account to the best of her knowledge & belief of the Said Estate as afore is mentioned And that she knows not of any concealm of the Said Estate whatsoever without that That any other matter cause or thing in ye Complts Sd. Bill of Complaint contained material or effectual in the Law for her this Respondt. to make answer unto and not herein & hereby well & Sufficiently answered unto confessed or denyed traversed or avoided is true all which matters & things she this Respondt. is ready to justify maintain & prove as this Honoble Court shall

(award

award and humbly prays to be hence dismist wth her reasonable Costs & Charges in this behalf most wrongfully Sustained

Edm: Jennings Q Libellee

Then Came Jane ye Wife of Thomas Hammond before me the Subscriber specially appointed by virtue of a Comission issuing out of the Office of the Comissary General and made Oath on ye Holy Evangelists of Allmighty God that what is herein contained as of her own Act & knowledge is true and what relates to ye Act of another she beleives to be true Sworn before Me

March ye 8th: 1727

Wm Hemsley Depty Com.ry of Queen Anns County

And the Sheriff of Kent County to whom the same Citation was against John Stephens was directed makes return thereof to the Court endorst

Exed pr Jno Gresham Shr

But the Said John Stephens doth not appear whereupon it is ordered that Attachment Issue against him which issued accordingly returnable next Court and this Cause is continued untill next Court and the same Day is given to the Libellant & Respondents also &c

At which Said next Court to wit this Second Tuesday of May being the 14th Day of the same Month Anno Dom 1728 and the Day of the return of the Precept aforesaid, come again the said Parties Libellant & Respondts by their Attorns aforesaid and the Sheriff of Kent County aps to whom the same Attachment was directed likewise comes and makes return thereof to the Court here endorst

Attached pr me Jno Gresham Shrff

Whereupon the said John Stephens appears and by consent of all parties this Action is ordered to be entered Agreed

38 lb. Pd