writt and Testament of Robert Mason late of St Mary's County Gent deced pff agt
Philip Lynes late of Charles County Gent & was this day ordered by your Sales
Court by the Consent of the parties aforesaid that whereas the Charges of the
Audito[rs] at Thomas Cottells was ascertained to be paid as the Court should direct
that is to say the Sixteen Pounds two Shill and Sixpence in the Seperate moneys
in the said Action, the said Philip Lynes should pay two thirds of the said Charges
to wit the Sume of Eight pounds fifteen shill and the said Mason the other third
writt four pounds Seven shill & sixpence as by the Record and proceedings of the
said Court remaining before our said Justices manifestly appear Execution thereof
still remains to be done, And we being willing that those things which are
rightly acted in our said Court should be brought to due Execution And
whereas the said Philip Lynes is since dead as by the Insinuation of the said
Thomas Correll we have been informed in our said Court Command you that by good
and lawfull men of your Bailywick you make known unto Waller Storey &
Michael Martin of Charles County Gent Exec[rs] of the last writt and Testament
of the said Philip Lynes of Charles County Gent Dec[d] that they be and appear
before the Justices of our prov[l] Court to be holden at Annapolis the second
Tuesday of October next to shew Cause (if any) they have or for them selves can
say why the said Thomas Correll Execution ag[t] them the said Waller Storey &
Mich[l] Martin Ex[rs] as aff of the Sume of Eight pounds fifteen shill & costs
to the order aff to be levyed of the goods and Chattels which were of the said
Philip Lynes at the time of his death in the hands of the said Waller Storey &
Mich[l] Martin Ex[rs] as aff remaining to be administred he ought not to have &c to
them il shall seem meet and have you then there this writt &c Witness Coll Richard Ingle
whom you make the same known and this writt &c Witness Coll Richard Ingle Esq[r]
Chief Justice of our said Court the 18th day of July in the 13th Year of our
reign &c Anno Dom[i] 1713 - J Bordley

At which said second Tuesday of October to wit the 1st day of the same
Month Anno Dom[i] 1713 being the day of the return of this writt Comes the said
Thos Correll by his attorney aff and the Sheriff of Charles County to whom the same
writt was directed likewise Comes and makes return hereof to the Court here in
these words Viz[t] Virtue of this writt to me directed I have made known to the within named Waller Storey
within writt to the within named Anne Lynes widd deced who was
and Mich[l] Martin Ex[rs] of the within named Anne Lynes widd deced that they be and appear
Ex[rs] of the w[t] in named Philip Lynes Esq[r] deced that they be and appear
before the Justices within mentioned at the day and place w[t]in Contained To shew
Cause why the within named Thomas Correll his Execution of the w[t]in Sume of
Eight pounds fifteen shill ag[t] them the said Waller Storey & Mich[l] Martin Ex[rs] as
aff according to the order within mentioned ought not to have &c before I have made
Hanson and Mallicot Stone two good and lawfull men of my Bailywick and in
Jam Commanded - No Answer, This Dent shff Clerk

Whereupon the said Waller Storey and Mich[l] Martin Ex[rs] as aff by Dan[l] Dulany
their attorney Come and pray Leave to Imparle hereunto untill next Court and that
have it and the same day is given to the pff also - Att[n]

July Court 1714

At which said next Court to wit the 13th day of July Anno Dom[i] 1714 Comes again as
well the said pff by his attorney aff as the said Def[t] Waller Storey & Mich[l] Martin Ex[rs]
and the said Def[t] Thomas Correll as aff by their said attorney pray further Leave to Imparle hereunto
until Next Court and they have it and the same day is given to the pff also -

At which said next Court to wit the 18th day of July Anno Dom[i] 1714 Comes again
as well the said Thomas Correll by his attorney aff as the said Waller Storey & Mich[l]
Martin Ex[rs] as aff by their attorney aff and the said Waller Storey & Mich[l] Martin Ex[rs]
as aff by their said attorney ~~pray further Leave to Imparle~~ say that the writt of
Inquisition and the matter therein contained are not Sufficient in law for the aff Thos Correll
Execution ag[t] them of the said Sume of Eight pounds Sixteen shillings of the goods &
Chattles which were of the said Philip Lynes at the time of his death in the hands of the said
Waller & Michael remaining to be administred and that they to that writt in form afore-
Imparled have noticed in law by the Law of the Land are held to Answer, And this they
are ready to Verifie. And therefore pray Judgm[t] that the aff writt of Inquisition
aff quashed & be Quashed &c - And the aff Thomas Correll for that he has
likewise alledged &c Sufficient Matter in the writt aff to have his Execution aff ag[t] the said
Waller Storey & Mich[l] Martin Ex[rs] as aff of the aff Sume of Eight pounds fifteen shill
in form aff which he is ready to Verifie which matter the said Waller Storey & Mich[l]
Martin have not Gainsayd nor to the same in any wise Answered, but the same
Averment to Admitt Altogether refuseth as before he prays Judg[t] and his Execution
aff of the aff Sume of Eight pounds fifteen shill aff & costs & damages aff by him
Ex[rs] as aff to him to be adjudged &c.

Whereupon all and Singular the premisses being by the Court here seen
heard and fully understood and matured deliberation being thereupon had for that
it seems to the Court here that the said Thomas Correll has above alledged sufficient
matter in the writt aff to have his Ex[on] ag[t] the said Waller Storey & Mich[l] Martin
Ex[rs] as aff of the aff Sume of Eight pounds fifteen shill in forms aforesaid &
Therefore it is Considered by the Justices here this 13th day of July Anno Dom[i] 1714
that the said Thomas Correll have his Execution ag[t] the said Waller Storey and
Mich[l] Martin Ex[rs] as aff as well for the Sume of Eight pounds fifteen shill Sterling
damages as also the Sume of
304 pounds of tobacco by the
Court here adjudged unto him for his Costs and damages sustained by occasion of
delay of Execution of the said Debt to be levyed of the goods and Chattels
of the said Philip Lynes at the time of his death in the hands of the said Waller Storey
and Mich[l] Martin Ex[rs] aforesaid Anne Lynes deced remaining to be administred
so much thereof in their hands they have &c & so much thereof in their hands they
have not then the Costs of Suit aff to be levyed of the proper goods and Chattels
of the said Waller Storey & Mich[l] Martin Ex[rs]

Plff John Mayliew Sam[l] Thyer & Wm Hinton Merch[ts] of Maryland
Wm Hinton Merch[t]

John Saunders of Charles County
planter was attached to answer unto John[n]
Saunders - - - - Mayliew Samuel Thyer & Wm Hinton Merch[ts] in
a plea of trespass on the Case &c

And whereupon the said Jo[n] Sam[l] & Wm by Counsel their Attorney Complain
that whereas the aff John Saunders the twenty third day of June Anno Dom[i]
(Seventeen)