Condy by his Certain writeing obligr acknowledged himself to be holden and
firmly bound unto ye s.d James in his Lifetime in two thousand pounds Sterl
to be pd to the said James when he should be thereunto required Nevertheless if
said Phillip & his ass.ts often thereunto required the ass.d two thousand pounds Sterl to ye
s.d James in his Lifetime or to ye s.d Elizth Jones his Relict had not rendred
but the same to them or either had denyed and the same to ye s.d Elizth to
render did deny and unjustly Detain wherupon the said Plaintiff was
damnified and had Loss to ye Value of two thousand pounds Sterl and thereof
she brought this suit &c and she brought here into Court as well the said writeing
obligr ass which Testifyed the debt ass in forme ass as the Exrs Resid of
the s.d James by wch she Sufficiently appeared to the Court here to be his
Exr ass of the Testam.t of the said James and thereon to have due Execution &c
And the ass Phillip Hopkins by Counsell saith that he as an other
the force and injury when &c and prays hearing of the writeing obligr ass
and it was read unto him and he also prays the hearing of the Condition
of the same writeing and it was also read unto him in these words &c
The Condition of the obligation is such that whereas ye s.d the hon.ble John
Lewis Deed by his last will and Testam.t with and ordained his wife Madm
Charity Lewis Exr of his will During her widdowhood and upon her
Marryage ordained that the eldest & some of his Sons if arrived to ye age of
twenty years should take his own his brothers and Sisters portions into his
hands but if none of his said Sons should at such time be arrived to ye age
and that then the said James Keeling ye Surveying should take ye same charge
and trust of the said Childrens Estate and whereas also there was had and
solemnized a Marryage between the above bound John Conlee and ye
Madm Charity Lewis one of the s.d Children being arrived to ye age of
twenty & one but never the less out of the tender regard the said James
Keeling bore the said Charity Lewis and the said Children and upon bond &
Security Given for the said Childrens Liberale Education and providing
for and preserving the said James Keeling Entitled the said John Conlee and
Charity after Marryage to clain the said Children and their portions
in their hands as by the s.d will of the said Col.o Lewis and a bond passed
by the above bound John Conlee and the s.d Charity and others remaining
on record in the Condys office more at large may appear Bill &c it has
happened that since the s.d Marryage the said Charity is dead but before her
death did regt and desire both of the s.d James Keeling and John Conlee that
the s.d Jn.o Conlee might have the Care and bringing up all her said
(Children)

Children & the one named Ann Lewis and that the said Ann Lewis might be
brought up under the Care and Tuition of the said James Keeling and Elizth his wife and y.e
sole Negroy and the Increase of Slaves that properly belonged to the said Charity
might be given and decided among her Children notwithstanding the right
Claim the said Jn.o Conlee by the Marryage aforesaught had or them as by
Certain Depositions hereunto annexed more at large may appear Whereupon
the said James Keeling and the said John Conlee Conferring together upon the premiss
and being desirous as Much as in them Lyes to Comply with the Will of the said
John Lewis wch principally respects and Intends that the said Children might
be Carefully Educated and their portions duly preserved for and paid to them
as also they would Comply with the desire and Intent of the said Charity at her
death it is Concluded and agreed that the said James Keeling shall condescended
that the said John Conlee may retain and keep all the said Children of the
John and Charity of and their portions Except that of the s.d Ann Lewis and her
portion according to the desire of the said Charity at her death and under
such Covens and performances of the s.d Jn.o Conlee as are mentioned and
exprest in a Writ.g of the agreem.t thereon annexed hereunto & therefore
the said John Conlee do at all times well and faithfully perform and keep
the several articles things and paym.ts on his p.t to be performed
mencioned and expressed in the Writ.g hereunto annexed that is that he
bestow upon the said Children with him Carefull and Liberall Education and
Maintainance preserve their persons and deliver them their Negroes without
Lessening or diminishing and deliver them their Negroes and Issues of the said
Charity at her death desird according to her desire and deliver the said
Ann Lewis and her portion to the said James Keeling and pay him for her use
in lieu of his p.s of what the said Charity gave among her Children and
this without fraud or Covin then this obligation to be void or else to
remain in full force &c Now it was thereupon so far proceeded in our
said Court that it was Considered by the Justices of the prov.l Court of the said
Annoque Dom.i 1714 ass that the said Elizth Keeling Exr as ass should recover ag.st
said Phillip Hopkins as well the Sume of two thousand pounds Sterl of Engl
her debt ass as also the Sum of nine hundred and twenty three pounds
of tobacco by the Court there adjudged unto her for her Costs and damages
sustained by occasion of Detaining the said debt and that the said def.t should
be in Mercy &c Afterwards to wit at a prov.l Court held at Annapolis
for the province of Maryland the twelfth day of April Instant
before y.e hon.ble Edw.d Holland Esq.r and his associates then our Justices
of our said Court the said Elizth Keeling Exr as ass by Thos Bordley her
(attorney)