in her hands to be administred and that She hath no Goods or Chattels which were of the Said W.m Browne at the time of his Death in her hands to be administred nor had at the time of the plaintiffs obtaining his originall Writt aft.d nor ever after And this She is ready to Verifie Whereupon She prays Judgment if the aft.d Charles Carroll his Action aft.d against her to have ought &c.

And the Said Charles that by any thing prealledged from having & Maintaining his Action aft.d ag.t the S.d Hester ought not to be barred because he Saith that the Said Hester on the Day of the Impetration of the Originall Writt of him the S.d Charles had Diverse Goods and Chattels w.ch were of the S.d W.m Browne in her hands to Adm.r Sufficient to pay the Debt aft.d Viz.t at Cecill County aft.d and this he prays may be enquired of by the Country &c.

And the Deft. Likewise.

But the Said Charles Carroll afterwards in the Same Court at this Solemnly called Comes not but makes default nor is his Writt in the plea aft.d further prosecuted ag.t the Said Defendant.

Therefore it is Considered by the Justices here the 16.th Day of September Anno Dom.i 1718 aft.d that the Said Charles Carroll and his pledges of prosecuting be in Mercy &c. & that the Names of the Said Pledges be Sought for &c. and that the Said Defendant Go thereof without Day. And alles it is considered by the Justices here that the Said Hester Browne &c. as aft.d recover against the Said Charles Carroll the Sum of

pounds of Tobacco by the Court here adjudged unto her for her Costs and Charges by her about her defence in this behalf Said out & expended according to the form of the Statute &c.

Will.m Bladen Esq.r for his Lordship } Maryland ss. John Browne
Attorney Generall of the Right Hon.ble the Lord Proprietary } of Calvert County Gent. High Sheriff
& } of the Same County otherwise called
John Browne - - - - - - } John Browne of Calvert County in the province aft.d Gentleman was Summoned to Answer unto William Bladen Esq.r Attorney Generall of the Right Honourable the Lord Proprietary of a plea that he render unto the Said Lord Proprietary the Full & Just Quantity of Two hundred thousand pounds of Good Sound Merchantable Leaf Tobacco & Cask which to the Said Lord Proprietary he Oweth and unjustly detaineth &c.

And Whereupon the Said W.m Bladen who for his Lordship the Lord Proprietary prosecuteth Saith that whereas the Said John Browne the fourteenth Day of January Anno Dom.i Seventeen hundred and fifteen at Anne County by his Certain Writing obligatory did grant himself to be held (and)

September Court.t 1718

and firmly bound unto his Said Lordship the Lord Proprietary in the Penalty of Two hundred thousand pounds of Good Sound Merchantable Leaf Tobacco to be paid to the S.d Lord Proprietary when thereunto required. Nevertheless the Said John the Said two hundred thousand pounds of Tobacco or any part thereof to the Said Lord Proprietary at his often thereunto required hath not rendered but the Same to render hath hitherto gainsayd and Still doth gainsay to the Damage of the Said Lord Proprietary one hundred thousand pounds of Tobacco and thereof the Said William Bladen for the Said Lord Proprietary brings this Suit &c. and brings into Court the writing aforesaid which the Debt aforesaid in form aforesaid Testifies the Date whereof is the Day and Year above written &c.

Pl.t Pledges Jn.o Doe
Rich.d Roe

And the aforesaid John Browne by Thomas Bordley his Attorney comes and Defends the force & Injury when &c. and prays hearing of the Writing aforesaid which is read unto him he also prays hearing of the Condition of the Same Writing which is likewise read unto him in these words following. &c.

The Condition of the above Obligation is Such that if the above bound John Browne do well & truly Serve his Lordship his heirs and Successors in the office of High Sheriff of the County of Calvert within the province aft.d and in all things well and faithfully execute the Same office and alles Shall render unto his Said Lordship a true faithfull and perfect account of all and Singular his Lordships Rights and dues and to his Officers a true and Just account of their fees that he Shall or may be entrusted with by his Said Lordships Governour or other his Officers within this province to render and Collect and his Said Accounts to his Said Lordship his heirs and Successors and to his or their Governour here for the time being for the fines and forfeitures and all other Dues belonging to his Said Lordship's Governour as alles his Account of all fees Sums of Money or Tobacco due to any of the Good people within this province for any Sum or Sums of Money or Tobacco herewith the Said Sheriffalty shall be entrusted during the time of his Sheriffalty for this present or to Such of them as Shall require the Same Shall pass and render by the tenth day of May next ensueing the date hereof and in all other things as Sheriff of the County of Calvert Shall behave himself well and honestly towards all persons According to the best of his power Skill and Knowledge ut in ob.t &c.

Which being read and heard the Said John Browne by Thomas Bordley his Attorney prays Leave to imparle hereunto until next Court & he hath it and the Same Day is given to the Said William Bladen Esq.r who &c. Alles. *

All which Said next Court to witt the 15.th Day of July Anno Domini 1719 aft.d Comes again as well the S.d W.m Bladen Esq.r who ag.t S.d Deft. by his Attorney aft.d and the Said Defendant by his Said Attorney prays further Leave to imparle hereunto untill next Court & he hath it and the Same Day is given to the Said W.m Bladen Esq.r who &c. Alles.

All which Said next Court to witt the 16.th Day of September (Anno)

* Memorandum that this 5.th Day of October Anno Dom.i 1719 Comes again as well the Said Wm Bladen Esq.r Attorney Generall of the Right Hon.ble the Lord Proprietary as the Said John Browne by his Said Attorney & prays further Leave to imparle hereunto until next Court & he hath it and the Same Day is given to the Said Wm Bladen Esq.r who &c. Alles.

And the Said John Browne by his Said Attorney prays Leave to Imparle hereunto until next Court (Crastino) & he hath it & the Same Day is given to the Said Wm Bladen Esq.r who &c. Alles.