Vertue according to Law As witnesse my hand and Seale this 29th day of April 1718 &c

And the Said Hester Brown Exx: of Wm Brown by William Bladen and Michael Howard her Attorneys Comes & Defends the force & Injury when &c: and prays Leave to imparle hereunto untill next Court & She hath it and the Same Day is given to the plaintiffs alles: &c

All which Said next Court (to wit) the 15th day of July Anno Dom: 1718 Come again the Said Parties plaintiffs & Defend: by their Attorneys as aforesd and the Said Defend: by her Said Attorneys prays further Leave to imparle hereunto untill next Court & She hath it & the Same day is given to the plaintiffs alles &c

All which Said next Court (to wit) the 16th Day of September Anno Dom: 1718 Come again as well the Said John Cumberbatch & Rebecca &c: by their Attorneys afsd as the Said Hester Brown Exx: as afsd by her Attorneys afsd and the Said Hester Brown by William Bladen her Attorney as before Defends the force & Injury when &c: And Saith that the Said John Cumberbatch & Rebecca his Wife heretofore Called Rebecca Duplex their Action afsd agt her to have & maintain ought not because She Saith She hath fully administred all the Goods & Chattells which were of the Said William Brown at the time of his Death in her hands to be administred and that She has no Goods or Chattells which were of ye afsd Wm Brown at the time of his Death in her hands to be administred nor had any at the time of ye plaintiffs obtaining their Originall Writt in this action nor ever after and this She is ready to aver wherefore She prays Judgement if ye Said John Cumberbatch & Rebecca his Wife their Action afsd agt her to have ought &c

And the Said John & Rebecca Say that they by anything preallegged from having and maintaining their Action afsd agt ye Said Hester ought not to be Barred because they Say that the Said Hester on ye Day of ye Impetration of the Originall Writt of them the Sd John and Rebecca had divers goods & Chattells which were of the Said William Brown in her hands to adm by Sufficient to pay the Debt afsd (viz:) at Cecil County afsd and this they pray may be enquired of by ye Country &c

And the Defs: likewise &c

Thereupon Command is given to the Shert of Anne Arundell County that he immediately cause to come here twelve ptt: by whom &c: who neither &c: to Recognize &c: because as well &c: of which Said precept the Said Shert to wit Benj: Tasker Gent now here at this Day to wit the Same Day & Year Last mentioned makes return that he has here ready twelve ptt: as by his precept he was Commanded and now here afterwards to wit the Same Day & Year comes as well the Said plaintiffs by their Said Attorneys as the Said Defend: by her Said Attorneys and the Jurors of that Jury being impanelled who being called likewise come (to wit) James Hutching, James Stewart, Francis

(Young)

Young, Wm Chapman, George Watts, Randolph Garland, Edward Newington, Nicholls, Hugh Handley, Philip Hanney, Henry Bullen, Edwd Cockey who being duly elected tryed & Sworne to Say the truth in the premisses and after the Same Jurors were by the Court Charged concerning their Verdict and from the Bar here to Commune together amongst themselves of and Concerning the giving in of their Verdict afsd in the premisses did recede and thereof amongst themselves being fully agreed came again to the Bar to give in that Verdict but the Said John Cumberbatch & Rebecca his Wife all this Solemnly called came not nor is the writt above: further prosecuted against the Said Hester Brown Exx: of the Said Wm Brown &c

Therefore it is Considered by the Justices here the 16th day of September Anno Dom: 1718 afsd that the Said John Cumberbatch & Rebecca his Wife and their pledges of prosecuting be in Mercy &c: and that the Names of the Said pledges be Sought for &c: and that the Said Hester Brown Exx: as afsd go thence of without Dayes: And it is also Considered by the Justices here the Day & Year Last Mentioned that the Said Hester Brown Exx: as afsd recover against the Said John Cumberbatch and Rebecca his Wife the Sum of

pounds of Tobacco by the Court here

901 adjudged unto her for her Costs & Charges by her about her defence in this behalf Said out & expended according to the form of the Statute &c

Wm Thos Macnemara
&
R John Brannock

Maryland ss: John Brannock of Dorchester County Gent was attached to Answer unto Thomas Macnemara of Anne Arundell County Esq: of a plea of Trespass upon the Case &c

And Whereupon the Same Thomas by Daniel Dullany his Attorney Complains that whereas he is a good true Liege and faithfull Subject of our Sovereign Lady the Queen ye: now is and a Good true Liege and faithfull Subject of our Said Lady the Queen hath behaved himself of Good Name Fame & reputation from the time of his Birth to this present time and during all the time hath remained free and Clear from all Kind of Infamy Injustice Perjury Extortion or any other Crime Whereas also the Same Thomas by reason of his honest Conversation and knowledge in the Law of England the Sixteenth day of May in the Year of our Lord God one thousand Seven hundred & four was admitted and yet is one of the Attorneys of Her Majesty's Prov: Court of the Province of Maryland and at the time of his Admission to ye Office of an Attorney afsd did take his Oath in the Same Prov: Court upon the holy Evangelists of God that he no falsity or deceipt would Commit, nor to any one to be Committed would Consent within the afsd Provincial Court, and if he should know any Committed he should give Notice thereof to the Chief Justice of the Provincial Court afsd or to the other Justices of the Same Court, that Reformation thereof might be made, that he should delay no Suits for the Cause of Love or Malice, he should encrease no fees but should be Content with the Ancient and Accustomed fees, he should not plead foreign Pleas, and he should not prosecute foreign Suits unjustly to Another Man his Damage but Such as should be agreable

(to)