aforesaid Sum of Eight hundred pounds Ster: lawfull Money of England to be paid to the said
Late Lady the Queen her heirs & Successors when he should be afterwards thereunto requ: Never the less
the said Thomas although often thereunto requested the said Eight hundred pounds Sterling or any part
thereof to the said Lady the Queen or to the said Lord the King hath not yet rendered or paid but the
same but the same to the said Late Lady the Queen or to the said Lord the King that now is to render or
or pay hath hitherto denyd and Gainsayd and the same to the said Lord the King that now is to render or
still doth deny and gainsay to the Damage of the said Lord the King One thousand pounds Sterling
and this for the said Lord the King the said Attorney Generall is ready to verify and the said Attorney
General brings here into Court the writing obligatory aft which testifies the Debt aforesaid in form aft
whose date is the day and year above said &c: D Dulany Attorney Generall

And the said Thomas Howell by Joshua Gange his Attorney Comes and Defendeth the force and Injury
when &c and prayeth a hearing of the writing obligatory aft and it is read unto him and he prayeth a
hearing of the Condition of the same writing which is read unto him in the ft words viz: The Condition
of the above Obligation is such that if the above bound Hugh Eccleston Ex: of the last will & Testament
of Hugh Eccleston Late of Dorset: County deced do make a Cause to be made a true & perfect
Inventory of all and Singular the goods Chattels and Credits of the said deced Appraised in Money & the
same be made do Exhibit a Cause to be Exhibited into the office for probat of wills &c at or before the
first day of November next Ensuing and the same goods Chattels and Credits do well & truly Admi:
viz: do pay the debts of the said Deced which he did owe at the time of his decease so far forth as
the said goods Chattels and Credits will extend to and the Law will Charge and further do make a Cause
to be made a Just and true Account of and upon his said Administration within Twelve Months from
the day of his Admittance to such Administration and such parcel & portion of the said Estate as
shall be found remaining upon such Account Examined and Adjusted by the Judge Appointed for the
time being for probat of wills &c do Distribute and Dispose as by the said Judge shall be
Limited and Appointed According to the true Intent and meaning of the last will & Testament of the
said Deceased and Lastly do at all and every time and times hereafter Clearly discharge & Save
harmless her said Majesty her Judges and all other her Officers and Ministers from all persons
having or pretending to have any right title or Interest to the said Goods and Chattels that then this
Obligation to be void and of no effect or else to stand remain and be in full force power and Virtue
Which being read and heard the said Thomas Howell prays Leave to Imparle hereunto until next Court and
he hath it and the Same day is given to the said Dan: Dulany Esq: his Lordships Attorney Gen: &c
who &c also

At which said next Court to wit the 10th day of September Anno Dom: 1728 Comes again as well the said
~~Thomas Howell by his Attorney aft and the said~~ Daniel Dulany Esq: his Lordships Attorney Generall
who &c as the said Thomas Howell by his Attorney aft and the said Thomas Howell by his said Attorney
prays further Leave to Imparle hereunto until next Court and he hath it and the Same day is given
to the said Daniel Dulany Esq: his Lordships Attorney Generall who &c also

At which said next Court to wit the Nine Month day of May Anno Dom: 1726 Comes again as well the
said Daniel Dulany Esq: his Lordships Attorney Generall who &c as the said Thomas Howell by his
Attorney aft and the said Thomas Howell by his said Attorney as before Defendeth the force and
Injury when &c And Saith that the Attorney Generall the Action aft against him to have & Maintain Ought
not because he saith that before suing out the Original writ in the plea aforesaid to wit the first day
of September Anno Dom: Seventeen hundred and Eleven the said Hugh Eccleston Ex: as aforesaid

(did)

did make a true and perfect Inventory of all and Singular the goods Chattels and Credits which were of Hugh
Eccleston deced in the Condition of the above writing Mentioned Appraised in Money and the same so made deced
Exhibit into the office for probat of wills &c before the aft first day of November in the Condition of the aforesaid
writing Mentioned to wit at Ann Arundell County and the said Goods Chattels & Credits did well and truly Admi:
viz: did pay the Debts of the said Deced which he did owe at the time of his decease so far forth as the said
Goods Chattels and Credits did Extend to and the Law would Charge and further did make a true & Just Account
of and upon his said Administration within Twelve Months from the time of his Admittance to the said Administration
to wit on the thirtieth day of July which was then in the year Seventeen hundred Twelve and that such part or
portion of the said Goods found remaining upon the said Account Examined and Adjusted by the Judge Appointed
for that time being for probat of wills &c did Distribute and Dispose as by the said Judge was Limited and
Appointed to wit at Ann: County aft and did at all times after the performing the writing aft Clearly Acquit
Discharge and Save harmless her said Majesty her Judges and all other her Officers and Ministers from all
persons having or pretending to have any right title or Interest of in and to the same goods Chattels & Credits
to wit at Ann Arundell County aft And the said Thomas Howell further saith that the said Hugh Eccleston Ex:
as aft always after the making the writing aft hath well and truly fulfilled performed and kept all and
Singular the Articles Clauses and Covenants in the Condition of that writing Specified to wit at Ann: County aforesaid
and this he is ready to verify and therefore the said Thomas Howell prays Judgement if the said Attorney Gen:
his Action aforesaid against him to have & Maintain Ought &c

And the said Attorney Generall Saith that he by reason of any thing pro allegeth from having and
Maintaining the Action aft for the said Lord the King Ought not to be barred because protesting that
the said Hugh Eccleston Executor aft did not Exhibit a true and perfect Inventory of the goods & Chattels
of the said Hugh Eccleston the Testator into the office for probat of wills According to the form & Effect of
the Condition of the said writing and protesting that the said Hugh the Executor wasted the goods and
Chattels which were of the said Testator And Likewise protesting that the said Hugh the Executor hath
not performed fulfilled and kept all or any of the Articles Clauses and Covenants in the Condition of the
said writing Specified for Replication the said Attorney Generall Saith that the said Hugh Eccleston
Executor aft did not make any Account of and upon his said Administration within Twelve Months from
the time of his Admittance to the said Administration or at any time before or after and this the Att: Attorney
Generall prays may be Enquired of by the Country.

And the aforesaid Thomas Howell Saith that the plea aft by Replication pleaded & the Matters therein
Contained are not Sufficient in Law the said Attorney Generall for the said Lord the King his Action aforesaid
against him the said Thomas Howell to have & Maintain to which said Replication the aft Tho: Howell
hath no need nor by the Law of the Land is in any wise Obliged to Answer and this he is ready to verify
wherefore for want of a Sufficient Replication in this part the same Thomas Howell prays Judgment and
that the aforesaid Attorney Generall for the said Lord the King from having his Action aft aft: him the said
Thomas Howell be precluded and for Causes of Demurrer According to the form of the Statute in
such Cases provided he showeth to the Court here the ft following viz:

1st Ly For that the said Replication concludes to the Country whereas it should have concluded with a Verification.

2: For that the said Replication is Double in this that it says the said Hugh Eccleston did not make any
Account of and upon his said Administration within Twelve Months from the time of his Admittance thereto
or at any time before or after.

Lastly the said Replication wanteth form.

(And)