called James Tibbett of Kent County and Province of Maryland Plaintiff were summoned to answer to William Godson Administrator of all and singular the Goods and Chattles rights and Credits which were to Peter Allebby of a plea that they render to him Two hundred & fifty pounds Current money in Silver & Gold which from him they unjustly detain &c —

And Whereupon the same William by Godson by Jack Francis his attorney saith that whereas the aforesaid James in his Life time to wit the Twenty Eighth day of March Anno Domini Eighteen Hundred Twenty & Eight the Kent County aforesaid by his Writting Obligatory Granted himselfe to be Bound to the same Peter in his Life time in the Sum of Two Hundred & fifty pounds to be paid to the same Peter or his administrator when thereto afterward he should be required Never the less the aforesaid James in his Life time and the aforesaid Henry & William Boyer after the Death of the said James altho often required the aforesaid Two Hundred & fifty pounds to the same Peter in his Life time or to the aforesaid William Godson after the Death of the said Peter (to which same William administration of all & singular the Goods Chattles rights and Credits which were of the aforesaid Peter at the time of his Death by John Gresham Gent Deputy Commissary of Kent County aforesaid after the Death of the said Peter to wit the day of Anno Dom One Thousand seven Hundred aforesaid in Due Form of Law was Committed have not rendered but that to them to render have refused and the aforesaid Henry and William Boyer the same to the said William Godson to render still do refuse and unjustly detain to the Damage of the same William Godson One hundred pounds Current money of Maryland and One Thousand pounds of Tobacco & therefore he brings Suit &c. and doth bring here into Court as well the writing aforesaid which Testifies the Debt aforesaid the Date whereof is the Day and year first above written as the Letters of Administration aforesaid which the Commission of the Administration aforesaid in Form and do Testifie &c

(J Francis) Pledges &c John Doe & Rd Roe

And the said Henry Evans & Willm Boyer Executors of the same James Tibbett Come & Defend the Force & Injury When &c and pray a hearing of the writting Obligatory aft and the Condition thereon which is Granted them in the Words following Viz.

Know all Men by these presents that I James Tibbett of Kent County and province of Maryland Planter am holden and firmly Bound to Peter Allibee of the same place millwright to him his heirs Executors and Administrators in the full sume and just Debt of Two hundred & fifty pounds Current money in Silver & Gold to the which payment, well and truly to be made and done I bind my Selfe my Heirs, Executors, or administrators for the

(Whole)

Whole and in the Whole firmly by these presents as Witness my Hand and Seal this Twenty Eight day of March In the Year One Thousand seven Hundred Twenty & Eight. — —

The Condition of the above Obligation is such that if the above Bounden James Tibbett or his heirs Executors or administrators Do allow to the above Mentioned Peter Allibee One half of the profitts or Produce of the Grists Mill which he the said James Tibbett hath bought of the said Peter Allibee as doth appear by a Bond bearing Date with these presents for the Making over the said Mill to the said James Tibbett the said profitts or Produce of the said Mill to Continue to ~~Continue~~ the said Peter no longer than his Naturall Life And also that the said James Tibbett doth Oblige Oblige himselfe to pay to Anne the said Peters Wife if she Outlive her Husband four Thousand pounds of Tobacco then the above Obligation to be Void butt otherwise to stand and remain in full force power and Virtue. — —

Which being read & heard the said Henry Evans & Wm Boyer Executors of the same James Tibbett by the said Daniel Dulany Gent their Attorney pray Leave to Imparle hereunto untill next Court & they have it and the same Day is given to the plantiff also —

At which said next Court to wit the 16 day of October Anno Domini 1733 Comes again the said William Godson administrator of the said Peter Alleby by his Attorney aforesaid and the said Wm Godson administrator as aft by his said Attorney prays that the said Henry Evans & William Boyer Executors as aforesaid to his Declaration in the Plea aforesaid may Answer But the said Henry Evans & William Boyer Executors aforesaid altho solemnly called Come not but make default whereby the said plantiff remains against the said Defendants wholly undefended —

Whereupon the said plantiff prays Judgment for the Debt aforesaid together with the Damages Sustained by Occation of Detaining the same Debt to him to be adjudged &c. —

Therefore it is considered by the Justices here the said 16 day of Octobr Anno Domini 1733 that the said William Godson Adm of the said Peter Alleby recover against the said Henry Evans and Wm Boyer Executors of the said James Tibbett as well the sume of Two hundred and fifty pounds Current Money in silver & Gold the Debt aforesaid as also the sume of

pounds of Tobacco by the Court here to the said William Godson Adm of the said Peter Alleby of his assent adjudged for his Costs and Damages Sustained by Occation of Detaining the same Debt to be Levied of the Goods & Chattles which were of the said James Tibbett In the hands of the said Henry Evans & William Boyer, remaining to be administred if so much thereof in their hands they have & if so much thereof in their hands they have not &c. then the Costs of Suit aforesaid to be Levied of the proper Goods and Chattles of the said Henry Evans & William Boyer Executors as aforesaid And the said Henry and William in Mercy &c. —

Ap

Wm Murdoch Clk