Or Insufficiency of the Person or Effects of Such Executor or Adm.r as Should in the Judgment of the Provincial Court that Should hear the Cause Render such Creditors Remediless by any other reasonable means Save that of Suing Such Bonds on pain that such Person or Persons that Should Cause such Bonds Contrary to the true Intent & meaning of Such Act to be Sued Should be Condemned in full Cost of Suit to be Adjudged by such Provincial Court to the Defendant or Defendants that Shall be so Sued against the Person or Persons that Should Cause the Same to be Sued & Should Award Execution thereof as usual in other Cases as by the said Act Still in full force & virtue may more at Large appear And the said Eliz.a further Saith that at the true it is that a Firefacias bearing test the Seventeenth Day of July in the twenty first year of this Englishe Dominion & in the year of Our Lord One thousand Seven hundred & thirty five did Issue out of this Prov. Court here of the Right Honourable the Lord Prop.s returnable before the Justices of this Court here then to be held at Annapolis the third Tuesday of October then Next Directed to the Sheriff of Anne Arundell County Commanding him that of the Goods & Chattles which were William Holland Esq.r Deceased at the time of his Death in the hands of the said Eliz.a William Holland & Thomas Holland Ex.rs of the Testament & last Will of the said William Holland to be Administred Being in his Bailiwick he should Cause to be made as well the Sum of Two hundred & Sixty four Pounds one Shilling & four Pence Certain Damages which Will.m Hunt in this Provincial Court here before the Justices thereof at Annapolis on the Eighth Day of July then Instant recovered against the said Eliz.a William & Thomas Ex.rs as af. as also the Sum of two thousand three hundred & Seventy four & half Pounds of Tobacco which in this Court here was Adjudged unto the s.d William Hunt for his Costs & Damages sustained by Occasion of Detaining the same Debt of the said Goods & Chattles to be Levied if so much thereof in their hands they should have & for the Cost of Suit af. to be Levied of the Proper Goods & Chattles of the said Eliz.a Will.m & Thomas & at the Indorsement was made on the said Writ of the Words Nulla Bona Subscribed by Nicholas Maccubbin then Sheriff of the said Ann. County, Yet the said Eliz.a Saith that there is not any such Record of Such recovery or Judgm.t of this Prov. Court here of the Lord Prop.s Remaining on Record as Alledged in the said Writ of Firefacias & this she is ready to Verify. And the said Eliz.a by Licence of the Court here According to the form of the Statute in Such Case lately made & Provided further Saith that the said Writ of Firefacias was Issued on not before the twenty first Day of October One thousand Seven hundred & thirty five & that the third Tuesday of October in the said Firefacias mentioned & to which said third Tuesday of October the s.d Firefacias was returnable was the Same twenty first Day of October af. on which the said Firefacias was Issued as af. And the said Eliz.a further Saith that she the said Eliz.a nor the said William & Thomas Ex.rs as af. or Any of them were Required by the said William Hunt in the Indorsment aff. mentioned or Any Sheriff or other Person on his behalf to Show all or Any Part of the Personal Estate of the said William Holland Deceased in their or Either of their hands unadministred to the said Sheriff or his Deputy so that Such Sheriff might Levy

(Such)

Such Part thereof as the said William Hunt in the Indorsment aforementioned said or his Writ in Fact or in Law should Direct by virtue of the said Firefacias Of the s.d Eliz.a Will.m & Thom.s Executors as af. always were & Still are (to wit) in Ann. County af. Willing & ready to show all the Personal Estate of the said William Holland Deceased in their or Either of their hands unadministred to the Sheriff or his Deputy so that such Sheriff might or may Levy such Part thereof as af. And the said Eliz.a further Saith that a Nor Est Inventus on a Capias Ad respondendum was never Returned against the s.d Eliz.a Will.m or Thom.s Ex.rs as af. at the Suit of the said William Hunt in the Indorsment af. mentioned nor is there Any Apparent Insolvency or Insufficiency of the Person or Effects of the said Eliz.a Will.m & Thom.s Ex.rs as af. so as to render the said William Hunt in the Indorsment af. mentioned Remediless by any other Reasonable means Save that of Suing the Writing Obligatory af. & these Several matters she the said Eliz.a is ready to Verify Wherefore she Prays Judgment of the said Att.y Gen.l on behalf of the said Lord Prop.s the Action af. against her to have & maintain & Are of the said William Ought not to be Condemned in full Costs of Suit &c. And the said Att.y Gen.l Saith that he by any thing Above Alledged from having & maintaining the Action af. against the said Eliz.a for the said Lord Prop.s Ought not to be Precluded because Protesting that the Plea af. & matters therein Contained are insufficient in Law to Preclude the said Lord Prop.s of having his Action af. or to Compell the said Attorney Gen.l for the said Lord Prop.s to Answer thereto & that the said Attorney Gen.l to the said Plea hath no need nor by the Law of the Land is held to Answer yet Protesting that the said Eliz.a on the first Day of July in the year Our Lord Seventeen hundred & thirty five & long before & Always afterwards hath resided in Dorchester County & that William Holland & Thomas Holland the other two Ex.rs of the said William Holland the Testator on the first Day of July in the year af. & long before & ever since have resided in Calvert County & Protesting that at a Prov. Court held at Annapolis the Eighth Day of July in the year of Our Lord Seventeen hundred & thirty five before Levin Gale Esq.r & his Associates Justices of the same Court the af. William Hunt in the Indorsment on the said Writ mentioned Recovered by Consideration of the same two hundred & Sixty four Pounds one Shilling & four Pences Sterling Certain Damages & two thousand three hundred & fifty Pounds of Tobacco Costs against the said Eliz.a Holland & William Holland & Thomas Holland Ex.rs of the af. William Holland the Testator of the Goods Chattles of the same Will.m Holland the Testator in their hands to be administred so much they had in their hand to Administer if not the Cost af. of the Proper Goods & Chattles of the said Eliz.a Will.m & Thomas & Protesting that after the recovery af. to wit the Last Day of August in the year Our Lord Seventeen hundred & thirty five af. a Writ of Firefacias Issued forth of the Prov. Court here at Annapolis af. on the Recovery af. which same Writ was afterwards to wit the Day & year last mentioned at Calvert County af. Delivered to James Weems Gentleman then Sheriff of the said County to be by him duly Executed by making & Levying of the said Goods & Chattles which were of the said William Holland the Testator in the hands of the said Eliz.a William & Thomas Ex.rs af. to be Administred the said two hundred & Sixty four Pounds one Shilling & four Pences & the Costs af. And that afterwards to wit the said Last Day of August in the year last mentioned the said Sheriff went to the Dwelling house of the said William Holland one of the Ex.rs af. in Calvert County af. together with Daniel Dulany of Annapolis which same Dan.l Dulany

(then)