afterwards towit the fifth Day of April in the Year afs. Administration of all and Singular
the Goods and Chattels which were of the said Arthur Conner was granted unto the said
Nicholas Goldsborough in the Indorsement upon the Writ afs. mentioned with the
Testament of the said Arthur annexed during the Absence of Margaret Conner Exx.
of the said Arthur Conner by Thomas Bullen Deputy Commissary of Talbot County
to whom the Granting that Administration did of Right appertain as by the
same Letters here in Court Produced may appear by Virtue of which Letters of
Administration all and Singular the Goods and Chattels which were of the said Arthur
Conner in the hands of the said Elijah unadministred ought to be by the said Elijah
delivered to the said Nicholas Goldsborough and the said Attorney General in fact Saith
that Divers Goods and Chattels which were of the said Conner at the time of his
Death came into the hands of the said Elijah to the Value of three hundred and forty
eight Pounds eighteen Shillings and eleven pence towit in Talbot County which still
are unadministred by the said Elijah Nevertheless the said Elijah altho' often required
the said Goods and Chattels or any Part of them to the said Nicholas hath not
delivered but the same to the said Nicholas to Deliver hath refused and Still doth
contra to the Duty of him the said Elijah and the true intent and meaning of the
Condition of the said Writing and this the said Attorney General is ready to verify
and therefore prays Judgment for the Debt afs. together with the Damage Sustained
by Occasion of the Detention of that Debt to the said Lord Propry to be adjudged with this
That the said Attorney General will aver, that Nicholas Goldsborough herein
before mentioned to whom Administration of the Goods and Chattels which were of the
said Arthur Conner was Committed, and Nicholas Goldsborough in the Indorsement
of the said Writ mentioned is one and the same person and not others or Divers.

And the afs. John Sherwood saith that the Plea afs. by him the said Attorney
General in manner and form afs. above in his replication Pleaded and the matter in
the same contained, are no ways Sufficient in Law for him the said Lord Propry to have
and maintain his Action afs. against him the said John Sherwood, to which the said John
hath no Necessity nor by the Law of the Land is Obliged in any manner to answer; and
this he is ready to aver wherefore for want of a sufficient Replication in this Particular
the same John as before prays Judgment, and that the afs. Lord Propry may be Precluded
from having his Action afs. against him &c.

And the afs. Attorney General Saith that the Plea afs. by him the said Attorney Genl.
in manner and form afs. above in his Replication Pleaded and the matter in the same Contained
are good and Sufficient in Law for him the said Lord Propry to have and maintain his
Action afs. against him the said John Sherwood which same Plea and the matter in the
same contained he the said Attorney General is ready to aver and Prove so far as the Court
here shall award &c. and because the afs. John Sherwood hath not answered to that Plea
nor the same hitherto in any manner hath denied, the same Lord Propry as before
demands Judgment and his Debt afs. together with the damages on Occasion of
detaining that Debt to be adjudged to him &c.

Whereupon all and Singular the Premisses being by the Court here Seen
heard fully understood and Mature Deliberation thereupon had. for that it seems to
the Court here that the Plea of the afs. Lord Propry above in replying alledged and
the matter therein Contained are not Sufficient in Law for the afs. Lord Propry
his Action afs. against the said John Sherwood to have and maintain.

Therefore it is Considered by the Justices here that the said Lord Propry take nothing
by his Writ afs. but bein Mercy for his false Clamour, and that the afs. John Sherwood

go thereof without Day &c. Test. R. Burdus Clk

DD. The Lord Propry
a
Wg. Thomas Shillington

Maryland ss. Thomas Shillington late of Talbot County Planter
otherwise Called Thomas Shillington of Talbot County in the
Province afs. was Summoned to answer unto the Right Honble
the Lord Propry of this Province of a Plea that he render unto him the
sum of one Thousand Pounds Sterling which to him he Owes and unjustly Detains &c.
And Whereupon Daniel Dulany Esq. Attorney General of the said Lord Propriatary who for the
said Lord Propry in this behalf followeth, saith that Whereas the said Thomas the Seventeenth
day of February in the Year of our Lord Seventeen hundred and thirty nine at Talbot County
afs. by his Certain Writing Obligatory Granted himself to be held and firmly bound unto the said
Lord Propry in the said One Thousand pounds Sterling to be paid to the said Lord Propry when
thereunto required, yet the said Thomas altho' often required the said One Thousand pounds
or any part thereof to the said Lord Propry hath not rendred but the same to the said Lord
Propry to render hath hitherto gainsayed and Still doth Gainsay, to the Damage of the said
Lord Propry one hundred pounds Sterling and therefore this Suit is brought, and the Sd.
Attorney General of the said Lord Propry bringeth here into Court the Writing afs. which
the Debt afs. inform afs. Testifies, the Date whereof is the day and Year afs.

And the afs. Thomas Shillington by William Goldsborough his attorney Comes and
Defends the force and Injury when &c. and prays a hearing of the Writing Obligatory afs.
and he hath it, He also Prays a hearing of the Condition of the same Writing Obligatory and
he hath it in these words following to wit, The Condition of the above Obligation is such
that if the above bound Elijah Shillington Administrator during the absence of Marg.
Conner of all and Singular the Goods and Chattels Rights and Credits of Arthur Conner
late of Talbot County deceased with a Copy of the said Deceased's Will annexed, do make or
cause to be made a true and Perfect Inventory of all and Singular the Goods Chattels
Rights and Credits which were of the Deceased at the time of his Death according to Law
(appraised in money) together with a list of the Debts Sperate and Desperate and the same
so made do exhibit or cause to be exhibitted into the Office for Probat of Wills &c. at or before
the Twenty Seventh Day of May next ensuing and the same Goods Chattels and Credits
do well and truly administer Viz. do pay the Debts of the said Deceased which he
did Owe at the time of his Decease as also all such reasonable Charges and fees as have
arisen or shall arise or become due to any his Lordship's Officers and others from the said
~~Elijah Shillington~~ Deceased or his Estate so far forth as the said Goods Chattels and Credits will
extend and the Law will charge, and further do make or 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 or Portion of the said Estate as
shall be found remaining upon such account examined and Adjudged by the Judge
appointed for the time being for Probat of Wills &c. do distribute and dispose according
to Law and the true intent and meaning of the last Will and Testament of the said
Deceased; and lastly do at all and every time and times hereafter Clearly discharge
and save harmless his s. Lordship his Judges and all other his 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 Vitue in Law. Which being read and heard the said Thomas
Shillington Prays leave to imparle hereunto untill next Court and he hath it and the same
Day is given to Plaintiff the said Daniel Dulany Esq. his Lordship's Attorney General
who &c. also

At which said next Court to wit the 17th Day of May Anno Dom. 1748.