maintain ought not Because he saith that he the said Thomas Lambden did well and truly Pay Into the afs.d Thomas Nelson in his lifetime the afs.d Several Sums of Sterling Money and Current Money in the Condition afs.d mentioned with Legal Interest for the same on the Several and Respective Days in the same Condition also mentioned according to the form and Effect of the Same Condition to wit at Somerset County afs.d and this he is Ready to Verify Wherefore he prays Judgment if the same William his Action afs.d against him to have or maintain ought &c.a

And the said William Nelson Exor as afs.d saith that he by anything before Alledged from having his Action afs.d ought not to be precluded Because he saith that the said Thomas Lambden did not well and truly Pay to the afs.d Thomas Nelson in his life time the afs.d several Sums of Sterling Money and Current Money in the Condition afs.d mentioned with Legal Interest for the same on the Several and Respective Days in the same Condition also mentioned according to the Form and Effect of the same Condition in manner and form as the said Thomas Lambden above by Pleading hath alledged and this he prays may be Inquired of by the Country and the Defendant also

Whereupon for Trying the Issue afs.d Command is given to the Coroners of Worcester County that they cause to come before the Justices of the Provincial Court at Annapolis the third Tuesday of October next or before the Justices appointed to take the Assizes in their County if they shall before that time to wit on Thursday the thirtieth Day of March next to the County Court House in the said County twelve Good and Lawfull Men of their Bailiwick by whom &c who neither &c to Recognize &c Because as well &c.a

Afterwards the Process continued between the Parties afs.d in the Plea afs.d by the Jury being put thereon in Respite here untill the third Tuesday of October next Unless the Justices of his Lordship the Lord Propry to take the Assizes in the said County Assigned on Thursday thirtieth Day of March next to the County Court house in the said County shall come

Never the Lesse the said Thomas Lambden by his Attorney aforesaid Relinquishing the Acrement above by him Pretended saith that he cannot Deny but that he owes to the said William Nelson Executor of the said Thomas Nelson the afs.d Sum of Sixty Pounds thirteen Shillings and six Pence Sterling and two hundred and Eighty nine Pounds sixteen Shillings Current Money in manner and form as the said William Nelson Exor as afs.d above against him hath Declared

Therefore it is Considered by the Justices here that the said William Nelson Exor of the said Thomas Nelson Recover against the said Thomas Lambden as well the Sum of Sixty Pounds thirteen Shillings and six pence Sterling and two hundred and Eighty nine Pounds Sixteen Shillings Current Money his Debt afs.d as also the Sum of 1160 lb tob Pounds of Tobacco by the Court here unto him on his Aforesaid Adjudged for his Costs and Charges by him about his Suit in this behalf laid out and Expended and the said Defendant in Mercy &c.a

Mem.d the Plf. Releases the Sum of thirty Pounds Sterling paid in the Year 1743 by Colonel Gale and also all other Payments that the Defendant shall make appear to John Brice Esq.r one of the Justices of this Court by the tenth of March next to have been made Exclusive of the thirty Pounds Sterling and also the Penalty only reserving

Test R Burrus Clk

x Also said the Jurors of October term 17[illegible] Days of the same Month Anno Dom. 1749 came into his Lordships Provincial Court as well the said William Nelson as also the said Thomas Lambden by their Attorney afs.d to Wit the Commons have not their Writ

DD Henry Wilson
a
H. Turner Wootton and Uxor

Command was given to the Sheriff of Prince Georges County that if Henry Wilson should make him Secure in the Prosecution of his Clamour &c.a then he should Summon by good Summoners Turner Wootton late of Prince Georges County Gent and Elizabeth his Wife that they should be and appear before the Justices of his Lordships Provincial Court to be held at Annapolis the Second Tuesday of April then next to shew Wherefore Whereas the said Henry Wilson and the said Turner Wootton and Elizabeth his Wife together and undivided hold one Tract of Land in the said County called Landover Containing Six Hundred and forty one Acres with the Appurtenances Contrary to the form of the Statute in such Cases Provided they the said Turner Wootton and Elizabeth his Wife unjustly denyed and did not permit Partition to be made thereof Between them according to the form of the Statute and that the said Sheriff should have then and there the Names of those persons before whom he should Summons the said Turner Wootton and Elizabeth his Wife &c.a

At which said Second Tuesday of April to wit the 11th Day of the same Month Anno Dom. 1747 being the Day of the return of the aforegoing Writ comes the said Henry Wilson by Daniel Dulany his Attorney and the Sheriff of Prince Georges County to whom the same Writ was Directed likewise comes and makes return thereof to the Court here thus Endorsed Viz.t

Summoned before Richard Duckett and Thomas Williams Jun.r the 13th of April 1747 as by the within Precept I am Commanded

To Answer, W Maudeit Shff P.G. Coty

And the said Henry Wilson by his Attorney afs.d Declares against the afs.d Turner Wootton and Elizabeth his Wife in the Plea afs.d as follows Viz.t

Maryland ss. Turner Wootton late of Prince Georges County Gent and Elizabeth his Wife were Summoned to Answer unto Henry Wilson in a plea Wherefore Whereas the said Henry Wilson and the said Turner Wootton and Elizabeth his Wife together and undivided hold one Tract of Land in the said County called Landover Containing Six Hundred and forty one Acres with the Appurtenances Contrary to the form of the Statute in such Cases Provided they the said Turner Wootton and Elizabeth his Wife unjustly Deny and do not permit partition to be made thereof between them according to the form of the Statute &c.a

And Whereupon the said Henry by Daniel Dulany his Attorney saith that Whereas the said Turner and Elizabeth his Wife in Right of the said Elizabeth and the said Henry together and undivided hold to them and the Heirs of the said Elizabeth and the said Henry in two parts to be divided One Tract of Land in the said County called Landover Containing Six hundred and forty One Acres with the Appurtenances whereof one Moiety with the Appurtenances belongs to the said Henry and his Heirs and the other Moiety to the said Turner and Elizabeth in Right of the said Elizabeth and the Heirs of the said Elizabeth to be holden by them in severally so that the afs.d Henry his own Moiety thereof and the said Turner and Elizabeth in Right of the said Elizabeth their own Moiety may Severally take to their own Profit appropriate they the said Turner and Elizabeth Partition thereof to be made according to the form of the Statute in that case made and Provided have unjustly denyed and not Permitted Contrary to the form of the Statute afs.d Wherefore the said Henry saith he is the worse and is Demnified to the Value of One Hundred Pounds Current Money and therefore he brings this Suit &c.a

Pledges &c.a { John Doe, Rd Roe

And the said Turner Wootton and Elizabeth his Wife by Thomas Clark their Attorney come and Defend the force and Injury when &c.a and pray Leave to Imparle hereunto until next Court and they have it and the same Day is given to the Plf. also

at