by the Jurors aft. in form aft. Affirmed as also the Sum of

3013 4/6 Pounds of Tobacco by the Court here unto him on his Account

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

Test. R Burdett

2d Rd. Cty. The Lord Propry

v.

Wm. William Kinney

Command was given to Sheriff of Somerset County that

he should take William Kinney late of Somerset County Planter

otherwise called William Kenney of the County and Province aft.

if he should be found in his Bailiwick and him safe keep

so that he might have his Body before the Justices of his Lordships Provincial Court

the Second Tuesday of September then next to Answer unto the Right Honourable the

Lord Proprietary of a Plea that he render unto him the full and Just Sum of three

hundred Pounds Sterling money of Great Britain which to the said Lord Propry. he

owes and unjustly detains and so forth — And that thereof he the said Sheriff

should not fail &c

Mr. Henry Darnall Esq. Attorney General of the said Lord Proprietary who &c

Declared against the said William Kenney in the Plea aft. as follows Viz.

Maryland ss. William Kenney late of Somerset County Planter otherwise called

William Kenney of the County and Province aft. was summoned to answer unto the Right

Honourable the Lord Propry of a Plea that he render unto him the full and Just Sum of

three hundred Pounds Sterling Money of Great Britain which to the said Lord Propry he

owes and unjustly detains and so forth

And Whereupon Henry Darnall Esq. Attorney General of the said Lord Propry

who for the said Lord Propry. Prosecuteth saith that whereas the aft. William Kenney the

Thirtieth day of December in the year of our Lord Seventeen hundred and forty three at

Somerset County aft. by his certain Writing Obligatory did acknowledge himself to be bound

and firmly bound unto the said Lord Propry. in the aft. three hundred Pounds to be paid to

the said Lord Propry. when afterwards he should be there unto requested Nevertheless the

aft. William Kenney at the often requested the aft. three hundred Pounds to the said Lord

Propry hath not rendered but the same to him to render hath Refused and still doth

Refuse to the Damage of the said Lord Propry. Six hundred Pounds Sterling money aft. and

this the said Henry Darnall for the said Lord Propry is ready to verify and so forth

(and)

and he brings here into Court the Writing Obligatory aft. which the Debt aft. in form aft. Doth Testify

whereof date as the Day and year above Written

Pledges &c { John Doe, Richd. Roe }

And the aft. William Kenney by his attorney comes and Defends the

force and Injury when &c and Prays a hearing of the Writing Obligatory aft. and it is read unto

him And he also Prays a hearing of the Condition of the same Writing and it is read unto him

in those Words following Viz. The Condition of the above Obligation is such that if the above bound

Robert Caldwell Executor of the Testament and last will of John Caldwell late of Somerset County

Deceased do make or cause to be made a True and Perfect Inventory of all and singular the

goods Chattles 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 Separate and Desperate and the same

so made do Exhibit or cause to be Exhibited unto the Office for Probate of Wills &c. at or

before the Twenty ninth day of March next ensuing and the same Goods and Chattles 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 so far forth as the said Goods Chattles and Credits will extend and the

Law will charge as also all such Reasonable Charges and fees as have Arisen or shall Arise

or become Due to any his Lordships Officers from the said Robert Caldwell on Account of the

said Deceased or his Estate 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 or Judges Appointed for the time being

for Probate of Wills &c Do Distribute or 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 said Lordship his Judges and

all other his Officers and Ministers from all Persons having or Pretending to have any Right

Title and Interest to the said Goods and Chattles that then this Obligation to be void

and of no Effect or else to stand Remain and be in full Power and virtue in Law.

Many of which aforegoing Declaration was made out and fast with the Writ

in the Plea aft.

At which said Second Tuesday of September to wit the 10th day of the same Month

anno Dni 1751 being the day of the return of the aforegoing Writ comes the said Henry Darnall

Esq. his said Lordships Attorney General who &c and the Sheriff of Somerset County to whom the

same Writ was directed likewise comes and makes return thereof to the Court

(here)