the Year last mentioned at the County aforesaid had Notice and this the same Charles Brown is ready to verify wherefore he prays Judgment and his Debt aforesaid together with his Damages — Occasioned by the Detention of that debt to him to be adjudged &c.

And the aforesaid William Protesting that the Negroes aforesaid respectively mentioned in the Replication aforesaid of the aforesaid Charles to be given to the aforesaid Dorothy — Edmonson, James Brown and Ann and Mary Beall in the same Replication mentioned were not among other thing by the last Will and Testament of Richard Bennett Esquire Deceased (in the Condition aforesaid mentioned) bearing date the twenty fifth day of September in the Year of our Lord One thousand Seven — Hundred and forty nine given and bequeathed to the said — Ann Carmichael by the name of Ann Brooke as the same — Charles above Replying hath alledged for Plea the said William — Saith that the aforesaid Ann in her lifetime and during the Intermarriage between the said William and her the said Ann did not make and Execute a Writing in form of a Last Will and Testa- -ment according to the form and Effect of the Condition of the writing Obligatory aforesaid as the said Charles above thereof by replying hath alledged and of this he puts himself upon the Country &c. And the aforesaid Charles in like manner &c.

Whereupon for Trying the Issues aforesaid Command is given to the Sheriff of Queen Anns County that he Cause to Come before the Justices of the Provincial Court at Annapolis the third Tuesday of May next or before the Justices appointed to the Assizes in his County if they shall before that time to wit on Wednesday the twenty first day of April next to the County Court house in the said County come Twelve good — (and)

and Lawful Men of his Bailiwick by whom &c. who neither &c. to Recognize &c. because as well &c. —

Afterwards the Process Continued between the Parties — aforesaid in the Plea aforesaid by the Jury being put thereon in Respite here untill the third Tuesday of May next unless the Justices of his Lordship the Lord Proprietary to take the Assizes in the said County Assigned on Wednesday the twenty first day of April next to the County Court house in the said County shall come —

And now here at this day to wit the said third Tuesday of May being the Eighteenth day of the same Month Anno Dom. 1756 Comes again in his Lordships Provincial Court as well the aforesaid Charles Brown by his Attorney aforesaid as the — aforesaid William Carmichael by his Attorney aforesaid But the Sheriff hath not sent his Writ —

Whereupon for Trying the Issues aforesaid Command is — again given to the Sheriff of Queen Anns County that he 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 his County if they shall before that Time to wit on Wednesday the twenty Second day of September next to the County Court house in the said County come Twelve good and Lawfull Men of his Bailiwick by whom &c. who neither &c. to Recognize &c. because as well &c. —

Afterwards the Process Continued between the Parties aforesaid in the Plea aforesaid by the Jury being put thereon in Respite — here untill the third Tuesday of October next unless the Justices of his Lordship the Lord Proprietary to take the Assizes in the said — Assigned on Wednesday the twenty Second day of September next to the County Court House in the said County shall come —