so much thereof in his Hands to be Administred and if not then the Damages aforesd. to be levied of the proper Goods and Chattels of the said Benjamin as by the said Record and Proceedings remaining in the said Court here more fully appears and the said Benjamin further saith that he has fully Administred all the goods and Chattels which were of the said James at the time of his death in his hands to be Administred and that he hath not nor on the day of the Impetration of the Writ Original aforesd. of the said Samuel and William nor ever Afterwards had any goods or Chattels which were of the said James at the time of his Death in his hands to be Administred Except Goods and Chattels to the Value of fifty pounds Current Money which are not Sufficient to Satisfie the money and Tobacco due on the said Judgment so Obtained as aforesaid which are Liable and Bound to the Execution & Satisfaction thereof with this that the said Benjamin will Verify that the Debt aforesd. in and by the said Judgment as aforesd. recovered was & is a true and Just Debt & not paid & that the Judgment aforesd. is in its full force not reversed annulled or Satisfied & that the aforesaid James Allen & Benjamin Allen in the Judgment aforesd. mentioned and the said James Allen & Benjamin Allen in the Writ and Declaration aforesaid of the said Samuel and William mentioned are the same Persons & not other or divers & this he is ready to verify &c. wherefore he prays Judgment if the aforesd. Samuel & William the Action aforesd. against him to have ought &c.

And the aforesaid Samuel and William say that they by any thing by the aforesaid Benjamin above in pleading Alledged from having and maintaining their Action aforesaid to be precluded ought not because they say that the aforesaid Benjamin hath and on the Day of the Impetration of the Writ Original of them the said Samuel and William to wit on the days of in the year of our Lord Seventeen hundred and had divers goods and Chattels which were of the aforesaid James at the Time of his Death in the hands of him the said Benjamin to be Administred beyond and more than Goods and Chattels Sufficient to satisfy the Judgment aforesaid in the plea aforesd. of him the said Benjamin above Specified wherewith the said Samuel and William of their Debt aforesaid in the Declaration aforesaid above Specified might have been satisfied to wit at Ann Arundel County aforesd. and this they pray may be enquired of by the Country and the aforesaid Benjamin in like manner and so forth

It is Therefore Considered by the Justices here the day and year last mentioned that the said Samuel Galloway & William Tipple Recover against the said Benjamin Allen Administrator James Allen aforesd. Deceased the sum of Ninety two Pounds Sterling Money the Debt aforesaid as also the Sum of pounds of Tobacco by the Court here adjudged unto him for his Costs and Charges in this behalf laid out and Expended to be Levyed of the Goods and Chattels which were of the said Deceased at the time of his Death and which shall hereafter happen to come to his hands to be Administred &c and the Defendant in Mercy &c.

Ad. 7 Thomas Wright
against
Ht. 6 John Ducker

Memorandum the Plaintiff by Daniel Dulany his Attorney sued out his Lordships Writ of Continuari the Tenor whereof follows in these words to wit Maryland ss. Frederick Absolute Lord and Proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltimore &c. To the Justices and Clerk of Ann Arundel County Greeting we being willing for Certain causes to be Certified of the Record and Proceedings of a Certain Action before you depending between Thomas Wright Plaintiff and John Ducker Defendant of a plea of Trespass upon the case we Command you that the Record and Proceedings in the Action aforesaid with all things thereunto relating as far as before you it remains by whatsoever names the Parties in the same are distinguished to our Justices of our Provincial Court to be held at Annapolis the second Tuesday of April next under your hands and Seals you send together with this Writ that our same Justices may further do therein that which of Right they see ought to be done Witness John Brice Esqr. Chief Justice of our said Provincial Court the 20th. day of September in the 9th. year of our Dominion &c. Anno q Domini 1759

Jno. March 13th. 1760 (D Dulany) Reverdy Ghiselin 68

Allowed & Jno. Brice

At which said second Tuesday of April to wit the 8th. day of the same Month Anno Dom 1760 being the day of the return of the aforegoing Writ. The Justices and Clerk of Ann arundel County in compliance with the Writ aforesaid make return thereof to the Court here thus Exposed to wit. The Execution of the within Writ appears by the Proceedings hereunto annexed

So Answers Alex^r Warfield

To which aforegoing Writ was annexed the following Record Viz^t.

In the Records and Proceedings of Ann Arundel County Court amongst other things is Contained as follows Viz^t. Ann Arundel County ss. At a County Court of the Right Honourable Frederick Absolute Lord and Proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltimore &c begun and held at the City of Annapolis in and for the County aforesaid on the second Tuesday of March being the Eleventh day of the same month and in the ninth year of our Dominion &c Annoque Domini 1760

Were Present

Alexander Warfield Gentleman Chief Presiding Justice
Humphrey Boone Henry Hall

(Hensey)