the said parties Plaintiffs and Defendant by their Attorneys aforesaid and the said Defendant by his said Attorney prays further Leave to Imparle hereunto until next Court and he hath it and the same day is given to the Plaintiffs also

At which said next Court to wit the 13 Day of April Anno Domini 1762 Come again the said parties Plaintiffs and Defendant by their Attorneys aforesaid and the said Defendant by his said Attorney prays further Leave to Imparle hereunto until next Court and he hath it and the same day is given to the Plaintiffs also

At which said next Court to wit the 11th Day of September Anno Domini 1762 Come again as well the said Samuel Moore and Wife by their Attorney aforesaid as the said John Thomas by his Attorney aforesaid and the said John Thomas by his said Attorney as before defends the force and Injury when and so forth and saith that the aforesaid Samuel and Charity his Wife ought not to have Dower of the Tenements aforesaid with the Appurtenances of the endowment of the said Zachariah Wade her late Husband because he saith that the same Zachariah neither on the day he Married her the said Charity nor ever after was Seised of the Tenement aforesaid with the Appurtenances whereof &c. of such an Estate so that he could Endow her the said Charity thereof And of this he puts himself upon the Country &c. and the plaintiff in like manner And the aforesaid John with leave of the Court here and according to the form of the Statute in such case late made and provided comes and further defends the force and Injury when &c. and saith that the aforesaid Samuel and Charity his Wife ought not to have Dower of the Tenements aforesaid with the Appurtenances of the Endowment of the said Zachariah her late Husband because he saith that they the said Samuel Moore and Charity his Wife before the bringing their Writ of Dower aforesaid Released and Surrendered all their Right Title and Interest to Dower of into or out of the Tenement aforesaid with the Appurtenances to a certain Zachariah Wade heir at Law to the aforesaid Zachariah under which said heir at Law the Defendant Claims to wit at the County aforesaid and this he is ready to verify &c. Wherefore he prays Judgment if the aforesaid Samuel and Charity their Action aforesaid against him the said John to have or Maintain ought &c.

And the aforesaid Samuel and Charity as to the second plea aforesaid of the aforesaid John above pleaded say that the same second plea and the matter in the same Contained are not sufficient in Law to preclude them the said Samuel and Charity from having and Maintaining their Action aforesaid to which same

/plea/

plea in manner and form aforesaid above pleaded they are under no necessity nor by the Law of the Land bound in any manner to answer and this they are ready to verify and so pray wherefore for want of a sufficient plea in this part they pray Judgment and Dower of the Land aforesaid with the Appurtenances to them to be Adjudged and so forth.

And for Causes of Demurrer in Law the said Samuel and Charity according to the form of the Statute in such Case made and provided shew to the Court here the following to wit for that it is not Alledged in the plea aforesaid that she the said Charity did release and Surrender by Deed for that there is not any Profect of any Deed of release or Surrender for that the said plea is double in this that there is therein alledged the said Charity released and Surrendered and for that the same plea is double incertain and wants form and so forth