in the said Cause and that then and there by order of the said High Court of Chancery the sara cause and all the proceedings therein were renewed against the said Levin And the said Thomas further Saith that afterwards in the said High Court of Chancery it was so proceeded in the said cause that on the Eighteenth day of May in the year of our Lord one thousand Seven hundred and Seventy three at a Court of Chancery then held before his Excellency Robert Eden Esquire Chancellor of Maryland it was ordered adjudged and decreed by the said Chancellor and by the authority of the said High and Honourable Court that the said Levin Wilson as administrator Should pay and Satisfy to the said Thomas the sum of Four hundred and ninety Seven pounds five Shillings and Seven pence three farthings common money the Balance which was due to the said Thomas on the first day of January one thousand Seven hundred and fifty nine together with legal Interest on three hundred and eighty nine pounds five Shillings and three farthings part thereof, from the said first day of January one thousand Seven hundred and fifty nine until the Sixteenth day of February Seventeen hundred and Seventy three and also with Interest on the said Sum of four hundred and Ninety Seven pounds five Shillings and Seven pence three farthings from the said Sixteenth day of February Seventeen hundred and Seventy three untill the same Should be paid and Satisfied. And further that the said Defendant Levin Wilson as administrator aforesaid Should pay unto the said Thomas the further Sum of Three hundred and twenty three pounds ten Shillings and three pence half penny Sterling money and Six hundred and eighty three pounds and one half pound of Tobacco being the sum of Money and Tobacco which had been paid by the said Thomas to the said McIlvane according to the order of the same court made on or about the twentieth day of February Seventeen hundred and Sixty Seven with Interest on the said sum of Sterling money and Tobacco from the first day of July Seventeen hundred and Sixty Seven untill the same Should be paid to the said Thomas and also that the said Levin as administrator aforesaid should pay to the said Thomas all Costs by him expended in the said Suit as well as all Costs expended by him in the Action which formerly had been depending in the provincial Court and which was mentioned in the same former order and the Plaintiffs and Defendants Costs of an Action which had been brought in Somerset County Court by a Certain Thomas Dashiell against the said Thomas Stoop for fees and the Execution which had been sued by the said McIlvane against the said Thomas Stoop. And it was further ordered, adjudged and Decreed that the said Sums of money and Tobacco Should be paid and Satisfied out of any assets which might thereafter come to the hands of the said Levin to be administered. all which will more fully appear by the proceedings in the said cause and by the said Decree duly enrolled and remaining of Record in the said High Court of Chancery And the said Thomas Stoop in fact saith that the said McIlvane in his life time or the said Levin since the Death of the said



said McIlvane or either of them hath not paid or satisfied to the said Thomas Stoop the aforesaid Sums of money and Tobacco so as aforesaid decreed to be paid to the said Thomas Stoop or any part thereof as according to the Condition of the said obligation ought to have been done, and this he is ready to verify &c wherefore he prays Judgment and his Debt together with his Damages by means of the Detention of the said Debt to be adjudged to him And so forth.

And as to the third plea of them the said James and John the said Thomas Saith that by any thing therein above by them alledged he ought not to be precluded from having his action aforesaid against them because he saith that true it is, that after the making of the said writing obligatory and before any final Order or Decree was made by the said High Court of Chancery in the said Cause in the said Condition mentioned the said McIlvane departed this life And the said Cause and the proceedings therein then depending and undetermined in the said Court of Chancery became abated but the said Thomas Stoop further Saith that afterwards to wit on the day of in the year of our Lord one thousand Seven hundred and administration of the goods and Chattels Rights and Credits which were of the same McIlvane at the time of his Death was duly granted unto a Certain Levin Wilson of Somerset County by Thomas Holbrook Esquire Deputy Commissary of that County And the said Thomas further Saith that afterwards to wit on the Seventh day of may in the year aforesaid he the said Thomas did exhibit in the said High Court of Chancery in the Cause aforesaid against the said Levin Wilson Administrator as aforesaid &c of the said McIlvane his the said Thomas's Bill of Revivor to revive against him the said Levin the aforesaid cause which said Levin appeared to the said Bill of Revivor and made himself Defendant in the said cause. And that then and there by order of the said High Court of Chancery the said Cause and all the proceedings therein were revived against the said Levin And the said Thomas further Saith that afterwards in the said High Court of Chancery it was so proceeded in the said Cause that on the Eighteenth day of May in the year of our Lord one thousand Seven hundred and Seventy three at a Court of Chancery then held before his Excellency Robert Eden Esquire Chancellor of Maryland it was ordered adjudged and Decreed by the said Chancellor and by the authority of the said High and Honourable Court that the said Levin Wilson as administrator Should pay and Satisfy to the said Thomas the sum of Four hundred and ninety Seven pounds five Shillings and Seven pence three farthings Common money the Balance which was due to the said Thomas on the first day of January one thousand Seven hundred and fifty nine together with legal Interest on three hundred and eighty nine pounds five Shillings and three farthings part thereof from the said first day of January one thousand seven hundred and fifty nine until the Sixteenth day of February Seventeen hundred and Seventy three and also with Interest on the said Sum of Four hundred and ninety seven

pounds,