matter therein contained are not Sufficient in Law to bar the said Thomas from having his said Action against them: to which said Rejoinder he has no need nor is he bound by the Law of the land in any manner to answer and this he is ready to verify &c. wherefore for want of a Sufficient rejoinder in this behalf the said Thomas as before prays Judgment and his Debt together with his Damages by reason of detaining that Debt to be adjudged to him &c. And the said Thomas says that he by any thing by the said James and John above by pleading in their fourth rejoinder alleaged, ought not to be barred from having his said Action against the said James and John because he says that the said fourth rejoinder by them the said James and John in manner and form above pleaded and the matter therein contained are not Sufficient in Law to bar the Said Thomas from having his said Action against them: to which Said Rejoinder he has no need nor is he bound by the Law of the land in any manner to answer and this he is ready to verify &c wherefore for want of a Sufficient Rejoinder in this behalf the said Thomas as before prays Judgment and his debt together with his Damages by reason of Detaining that Debt that Debt to be adjudged to him &c.

And as to the fifth Rejoinder of them the said James and John above by rejoining pleaded the aforesaid Thomas Sloss in like manner And so forth. And the said James and John say that the first Rejoinder aforesaid by them the said James and John in manner and form last aforesaid above by rejoining pleaded, and the matter in the Same contained, are good and Sufficient in Law to preclude him the Said Thomas Sloss from his Action aforesaid thereof against them the said James and John had which said Rejoinder and the matter therein contained the same James and John are ready to verify and prove as to the Court &c And because the said Thomas Sloss doth not Answer to the said first Rejoinder aforesaid pleaded, nor the Same hitherto deny, the same James and John as before pray Judgment and that the said Thomas Sloss may be precluded from his Action aforesaid thereof against them the said James and John had &c. And the said James and John say that the Second Rejoinder aforesaid by them the said James and John in manner and form last aforesaid above by rejoining pleaded and the matter in the same contained are good and Sufficient in Law to preclude him the said Thomas Sloss from his action aforesaid thereof against them the said James and John had which said Rejoinder and the matter therein contained the same James and John are ready to verify and prove as to the court &c. and because the said Thomas Sloss doth not answer to the said Second Rejoinder

aforesaid,

aforesaid pleaded, nor the same hitherto deny, the same James and John as before pray Judgment and that the said Thomas Sloss may be precluded from his action aforesaid thereof against them the said James and John had &c.

And the said James and John say that the third Rejoinder aforesaid by them the said James and John in manner and form last aforesaid above by rejoining pleaded, and the matter in the same contained, are good and Sufficient in Law to preclude him the said Thomas Sloss from his Action aforesaid thereof against them the said James and John had which said Rejoinder and the matter therein contained the same James and John are ready to verify and prove as to the Court &c. And because the said Thomas Sloss doth not answer to the said third third rejoinder aforesaid pleaded, nor the same hitherto deny the same James and John as before pray Judgment and that the said Thomas Sloss may be precluded from his action aforesaid thereof against them the said James and John had &c.

And the said James and John say that the fourth Rejoinder aforesaid by them the said James and John in manner and form last aforesaid above by rejoining pleaded and the matter in the same contained are good and Sufficient in Law to preclude him the said Thomas Sloss from his Action aforesaid thereof against them the said James and John had which said rejoinder and the matter therein contained the same James and John are ready to verify and prove as to the Court &c. And because the said Thomas Sloss doth not answer to the said fourth Rejoinder aforesaid pleaded, nor the same hitherto deny the same James and John as before pray Judgment and that the said Thomas Sloss may be precluded from his action aforesaid thereof against them the said James and John had &c.

And hereupon as well the aforesaid Thomas Sloss by his attornies last aforesaid as the aforesaid James Cheston and John Galloway Executors aforesaid by their Attornies last aforesaid say that as well to the fifth plea Replication, Rejoinder and Issue between them joined to be tried by the Country, as likewise to the fourth plea Replication Rejoinder Demurrer and Joinder in Demurrer between them the said parties above set forth they will not further prosecute and by leave of the court here for that purpose first granted with consent of their attornies aforesaid from the other proceedings in this cause before set forth withdraw the same.

But because the court here are not yet advised to give their Judgment of and upon the premisses - day therefore is given to the parties aforesaid before the Judges of our General Court here untill the second Tuesday of October next to hear their Judgment of and upon those premisses, because the court now here thereof are not yet &c.

At which said Second Tuesday of October being the eighth day of the Same month Anno Domini Seventeen hundred and ninety three come again here into our General Court as well the aforesaid Thomas Sloss by his attornies last aforesaid as the aforesaid James Cheston and John Galloway Executors aforesaid by their attornies last aforesaid But because the court here are not yet advised to give their Judgment of

and,