## October Term 1796.

At which said second Tuesday of October being the fourteenth day of the same month in the year of our Lord one thousand seven hundred and ninety four comes again here into our General Court as well the said State of Maryland by its Attorney aforesaid, as the aforesaid Jacob Walters by his Attorney aforesaid, And the aforesaid Jacob Walters by his Attorney aforesaid as before defends the force and injury when and so forth and prays an hearing of the writing obligatory aforesaid, and the Condition thereof and to him they are read as follows, to wit. – Maryland, ss Know all Men by these presents, that We Jacob Walters, Samuel Wright Walters, Charles Ridgely of Wm. and Thomas Todd are held and firmly bound unto the State of Maryland in the full and just sum of twelve thousand pounds Current Money be paid to the said State of Maryland; To which payment well and truly to be made and done, We bind ourselves, and every of us, our and every of our heirs, Executors and Administrators, in the whole and for the whole, jointly and severally firmly by these presents, Sealed with our Seals, and dated this 11th. day of August in the year of our Lord 1786. – The Condition of the above obligation is such that if the above bound Jacob Walters and Samuel Wright Walters Executors of the last Will and Testament of Sabret Sollers late of Baltimore County deceased, do make, or cause to be made a true and perfect Inventory of all and singular the Goods and Chattels and Credits of the said deceased, which have or shall come to the hands knowledge or possession of them the said Jacob Walters and Samuel Wright Walters or into the hands or possession of any other person or persons, for them and the same so made do exhibit, or cause to be exhibited, into the Office for registering of Wills for the County aforesaid, at or before the 11th. day of November next ensuing, And the same Goods Chattels and Credits; and all other the Goods Chattels and Credits of the said Deceased at the time of his death, which at any time after shall come to the hands or possession of the said Jacob Walters and Samuel Wright Walters or into the hands or possession of any other person or persons for them do well and truly administer according to Law, viz, shall pay the Debts of the said deceased, so far forth as the said Goods Chattels and Credits will extend, and the law will charge, And further do make, or cause to be made, a true and just Account of their said Administration, at or before the 11th. day of August next; And all the

(Rest)



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Rest and residue of the said Goods, Chattels and Credits which shall be found remaining upon the said Administration Account, the same being first examined and adjusted by the Judge or Judges, for that purpose commissioned and appointed, for the time being, do distribute and dispose according to law, and the true intent and meaning of the last Will and Testament of the said Deceased; then this obligation to be void, and of none effect, or else to remain in full force and virtue, which being read and heard the said Jacob saith that the said State its Action aforesaid thereof against him to have or maintain ought not because he saith that from the time of making the Writing obligatory aforesaid he hath hitherto fully performed kept and fulfilled all and every thing in the Condition aforesaid mentioned on his part to be kept performed and fulfilled according to the form and effect of the said Condition and this he is ready to verify, wherefore he prays Judgment if the said State its Action aforesaid thereof against him to have or maintain ought and so forth.

And the said Zebulon Hollingsworth Attorney for the said State in this behalf saith that the said State by any thing by the said Jacob in his plea above alledged from having and maintaining the Action aforesaid to be precluded ought not because protesting that the aforesaid Jacob in the Condition of the said writing obligatory mentioned hath not performed any thing in the Condition aforesaid above specified on his part to be performed according to the form and effect of the Condition aforesaid, as the said Jacob hath above alledged for plea. – Nevertheless the said Zebulon Hollingsworth who on behalf of the said State in this instance prosecuteth for replying saith, That at a General Court held for the Western Shore of the State of Maryland at the City of Annapolis in Ann Arundel County on the second Tuesday of October in the year one thousand seven hundred and ninety two before Samuel Chase Esquire Chief Judge and others his Associates three Judges of the same Court held in and for the Western Shore of the State aforesaid, a certain John Bowen administrator and Jeremiah Johnson and Eleanor his Wife administratrix of all and singular the Goods and Chattels which were of Hugh Sollers deceased by the consideration of the said Court did recover against the said Jacob Walters Executor of the Testament and last Will of Sabrett Sollers deceased as well the sum of four hundred pounds Current Money certain Damages adjudged unto them by reason of the non performance of a certain promise and assumption by the said Sabrett in his life time to the said Hugh in his life time before that time made as also eight hundred and twenty

(pounds,