Humphreys his Action aft. against him to have ought not because he saith that he the said Charles at the Time of making the writing aft. and always afterwards untill the Time of exhibiting the Bill aft. was and continued inhabiting and residing within this Province of Maryland to wit at Kent County aft. and this he is ready to verify and so forth wherefore he prays Judgment and so forth.

And the aft. Charles with the leave aft. according to the form of the Statute aft. further defended the force and Injury when and so forth and saith that the aft. William Humphreys his Action aft. against him to have or maintain ought not because he saith that the writing aft. at the Time of the Death of the said William M'Ilwaine was remaining and being within this Province of Maryland to wit at Kent County aft. without that the same writing at the Time of the Death of the aft. William M'Ilwaine was remaining and being within the Province of Pensylvania aft. and this he is ready to verify and so forth, wherefore he prays Judgment and so forth.

And the aft. Charles with the leave aft. according to the form of the Statute aft. further defends the force and Injury when and so forth and saith that the aft. William Humphreys his Action aft. against him to have or maintain ought not because he saith that the writing aft. at the Time of the Death of the said William M'Ilwaine was not remaining and being within the Province of Pensylvania aft. as the aft. William Humphreys above hath declared and of this he puts himself upon the Country &c so forth.

And the aft. Charles with the leave aft. according to the form of the Statute aft. further defends the force and Injury when &c so forth and saith that the aft. William Humphreys his Action aft. against him to have or maintain ought not because he saith that the afores. William M'Ilwaine at Kent County aft. died intestate without that that the aft. William M'Ilwaine constituted the aft. William Humphreys to be Executor of his Testament and last Will as the aft. William Humphreys by his Bill aft. hath supposed and this he is ready to verify and so forth wherefore he prays Judgment and so forth.

And the aft. Charles with the leave of the Court there according to the form of the Statute aft. further defends the force and Injury when and so forth and saith that the aft. William Humphreys his Action aft. against him to have or maintain ought not because he saith That Walter Dulany Esquire deceased late Commissary General and chief Judge for Probate of Wills and granting Administrations within this Province of Maryland after the Death of the aft. William M'Ilwaine to wit on the day of Seventeen hundred and at the County aft. the Administration of all and singular the Goods Chattels Rights and Credits which were of the aft. William M'Ilwaine at the Time of his Death to a certain

in due form of Law did commit and Letters for the Administration of the same Goods Chattels Rights and Credits to the aft. on the day and year aft. at the County aft. did grant which same Letters of Administration in full force and virtue yet remain not cancelled repealed or revoked and the aft. in full Life yet is and remains to wit at the County aft. and this the aft. Charles is ready to verify wherefore he prays Judgment and so forth.

And the aft. Charles Gordon by his Attorney aft. prayed that a Rule of Court be made for the aft. William Humphreys to file his Replication at the then next September Term. and it was granted unto him. Whereupon on the same second Tuesday of April seventeen hundred and seventy four was rulled by the Court there that the aft. William Humphreys should file his Replication and answer the plea of him the aft. Charles Gordon at the then next September Term.

And the aft. William Humphreys by his Attorney aft. prayed Liberty of continuing his Action there untill the second Tuesday of September next and he had it the same day was given to the aft. Charles Gordon &c so forth.

At which aft. second Tuesday of September seventeen hundred and seventy four came the parties aft. by their Attornies aft. And the afores. Charles Gordon by his Attorney aft. further prayed that the Rule of Court be further extended on the aft. William Humphreys to file his Replication at the then next April Term and it was granted unto him.

At which aft. second Tuesday of April seventeen hundred and seventy five came the parties aft. by their Attornies aft. And the afores. Charles Gordon by his Attorney aft. further prayed that the Rule of Court be further extended on the aft. William Humphreys to file his Replication at the then next September Term and it was granted unto him

And the aft. William Humphreys by his Attorney aft. prayed further Liberty of continuing his Action there untill the second Tuesday of September then next and he had it the same day was given to the aft. Charles Gordon and so forth.

At which aft. second Tuesday of September seventeen hundred and seventy five came the parties aft. by their Attorneys aft. And thereupon the Process between the parties aft. was continued from the aft. second Tuesday of September seventeen hundred and seventy five unto the second Tuesday of April Anno Dominii one thousand seven hundred and seventy eight according to the Act of the General Assembly of The State of Maryland in such case made and provided.

At which aft. second Tuesday of April seventeen hundred and seventy eight came the parties aft. by their Attorneys aft. And the aft. Charles Gordon by his Attorney aft. further prayed that the Rule of Court be further extended on the aft. William Humphreys to reply at the then next September Term and it was granted unto him.