

Whereupon an Act past in favour of the said Renatus Smyth Empowering and authorizeing him to sell and dispose of so much of the Land whereof the said Robert Smith dyed possessed whether devised by his will or not as would pay and discharge the Debts Remaining due from the Testators Estate and Satisfied the said Renatus Smyth what he had payd on account of the decēd more than Effects Came to his hands To which use the said Renatus Smyth was Obliged to Apply the purchase mony of the Lands he should sell and to no Other use whatsoever and make or Cause to be made to any purchasers of such lands & their heirs a good sure Indefeazable Estate of Inheritance in fee Simple any Law Statute or Custome to the Contrary Notwithstanding But for that the said Renatus Smith in his life time did Only dispose of a small Inconsiderable part of the said Robert Smiths Estate to the Value of Seventy four thousand pounds of Tobacco and five pounds Currant mony which Tobacco being Valued at Ten Shillings p hundred There is a Ballance of Seven hundred and thirty four pounds nineteen Shillings and Six pence with Interest thereon due Out of the said Eleven hundred and nine pounds nineteen shillings and Six pence to the said Richard Cole and Mary his wife the daughter and heir of the said Renatus Smith And for that the s<sup>d</sup> Rich<sup>d</sup> Cole and his wife Mary are Since become bound to Severall people on Account of the said Robert Smith his debts and likewise lyable to be sued for the Bonds and Bills the said Renatus Smith in his life time past for payment of his Brothers Creditors, Over and above the Ammount of the said Robert Smith his personall Estate which since they have paid and undertaken to pay And whereas by the former Act the said Renatus Smith was Only empowered to sell and dispose of so much of the Lands whereof the said Robert Smith dyed Possessed whether devised by his will or Otherwise Without Empowering him his heirs & Whereof the said Richard Cole and his Wife are advised they Can recover Nothing by Virtue of that Act The said Richard Cole and Mary his wife pray that Commissioners may be nominated and appointed to sell any of the Lands whereof the said Robert Smith dyed possessed whether devised or not as well to Satisfie and pay unto them the sume of seven hundred and thirty four pounds nineteen shillings and Six pence the Ballance due to them Out of the Eleven hundred and nine pounds nineteen Shillings and six pence aforesaid to discharge the Bonds and Bills the said Renatus Smith past in his life time and the Judgments against him Recovered for the said Robert Smyth his Debts which being thought reasonable by this present Generall Assembly its humbly pray'd that it may be Enacted And Be it Enacted by his Lordship the Lord Prop<sup>ty</sup> by and with the advise and Consent of his Lordships Governour and Upper and Lower houses of this present Assembly and the Authority of the same That William Clayton of Talbot County and James Earle and

Liber LL, 4  
Acts

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