

Liber B B Orphan into their protection according to Act of Assembly, the County Courte hauing neglected it

[p. 343] Vpon which the records was produc'd that Hugh Lee (whose Relict the said Price maryed) did uppon the Estate of Sampson Cooper Administer and thereby enjoyned by the 10th of Decemb^r 1661 an Inuentory of the said Estate into the Secretarys office to deliuer which being accordingly not performed nor on record to be found—

Therefore Ordered that the abouesaid Price in the Sherriffs Custody be kept untill security for fiteene thowsand pounds of tobacco be giuen to the Lord Proprietary by a recognizance forfeited by Hugh Lees nonperformance in deliuering an Inuentory as aforesaid—

To the hon^{ble} the Gouverno^r & Councell the humble petⁿ of Edm^d Lindsey and Bartholemew Gatherill Humbly Sheweth

That yo^r pet^{rs} were summoned downe to Co^{rt} by James Lee ags^t James Lindsey to yo^r pet^{rs} greate da^mage, wherefore it is the humble desire of yo^r pet^{rs} that yo^r Honno^{rs} will be pleased to grant them an Order for their charges as allsoe that they may be now Sworne least they be againe forc^t to come downe about the same bussiness and they shall as in duty bound pray &^c—

Vpon the abouesaid petⁿ of Edmund Lindsey and Bartho: Gatherill as persons summoned by James Lee ags^t James Lindsey but neyther p^{it} nor def^t appearing wherefore they desire Order for their Charges—

Ordered that the wittnesses be examined in perpetuum rei memoriam as is petcon^d and that they haue their Charges borne by James Lee (uizt) 9 dayes for each att 30th p̄ die which amounts unto 540th tob:

Symond Carpenter plaint ^f	} The p ^{it} : sues the defend ^t prout in pet ⁿ in folio 194—The defend ^t by her Attorney Cap ^t Thomas
Mary Bateman th ^e Ex ^{trix} of	
Jn ^o Bateman Esq ^z de ^{cd} defend ^t	

Mannyng deliuers in his answer (uizt)

To the Rig^t Hon^{ble} the Gouverno^r & Councell of Maryland

The def^{ts} answer to the p^{it}^s declaracōn

[p. 344] Concerning the money demanded by the p^{it}. the def^t humbly Craues an injunction that she may be heard in Chancery for that the plaintiffe did Confesse that hee had receiued letters that a Considerable part of the money was payd in England for which the plaintiffe has giuen the defendant noe Credit^t ffor the tobacco the defend^t humbly Craues this Court to auditt or to appoint Audito^{rs} of their accompts, for the def^t alleadgeth that uppon the Ballance the Plain^tiffe is endebted to the def^t about 3885th tobacco and Caske for which