

offered himselfe ag^t the said Elizabeth Green in the plea aforesaid, but the said Elizabeth came not but made default therefore itt is considered by the Court here that the said John Burr ridge recover ag^t the said Elizabeth the aforesaid debt of three thousand one hundred thirty eight pounds of tobacco As also five hundred thirty six pounds of tobacco costs of suite

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Proprietary } Memorandum that att a Provinciall Court held the
 ag^t } ninth day of february in the first yeare of the
 Tho: Todd Ex^r } Dominion of Charles &c came here in Court Kenelm
 Tho: Todd } Cheseldyn Attorney Gen^l of the said Lord Prop^{ry} p. 528
 who for the said Lord Prop^{ry} in this behalfe prosecuteth, and Exhibited his certaine Informacon ag^t Thomas Todd Ex^r of the last Will & testam^t of the said Thomas Todd deceased, & giveth the Court here to understand & be Informed.

That whereas Thomas Todd late of Cecil County deceased in his life tyme to witt the thirteenth day of february in the three & fortieth yeare of the Dominion of Cecilius &c Annoq^{Doni} One thousand six hundred seventy foure became holden & firmly bounden unto the right Hon^{ble} Cecilius then Lord & Prop^{ry} of this Province in his life tyme in the sume of thirty thousand pounds of tobacco in caske to be paid to the said Lord Prop^{ry} or to his certaine Attorney his heyres Ex^{rs} Ad^{rs} or assignes, to the which paym^t well & truly to be made he did binde himselfe his heyres Ex^{rs} firmly by those p^rsents Notwithstanding which the said Thomas Todd in his life tyme though often thereunto required the same hath not paid to the right Hon^{ble} Cecilius in his life tyme, nor to the right Hon^{ble} Charles Absolute Lord & Prop^{ry} of this Province since his death, nor the said Thomas Todd Ex^r of the last Will & Testam^t of the said Tho: Todd deceased though often thereunto required, but the same to pay hitherto hath & still doth deny to the damage of the said Lord Prop^{ry} forty thousand pounds of tobacco Whereupon the said Kenelm Cheseldyn as aforesaid prayeth advice in the p^rmisses And that the said Thomas Todd Ex^r as aforesaid may come here in Court to Answer in & upon the same to the said Lord Prop^{ry}

And the said Thomas Todd by Thomas Long the Attorney of the said Thomas Todd cometh & defendeth the force & injury when &c & prayeth hearing the writeing aforesaid & itt is read unto him, he also prayeth hearing the Condicton of the said writeing & itt is read unto him in these words The Condicton of this Obligacon is such, that of the above bounden Arthur Carleton of Cecil County Adm^r of all & singuler the Goods & Chattels & debts of Cap^t Tho: Carleton late of the said County deceased doe make or cause to be made a true & perfect Inventory of all & singuler the Goods Chattels & debts of the said deceased And the same so made doe exhibitt or cause to be exhibited into the Office of probate of Wills & testam^{ts} on or before