

here that the said Susanna and Alice are Executrixes of the Last will & Testament of the said Demetrius Cartwright and thereof to have Execucōn their Letters Testamentary they here bring into Court:

And the said Kenelm Cheseldyn by Thomas Burford his Attorney cometh and defendeth the force & injury when &c. and Prayeth Liberty to imparle hereunto untill next Provinciaall Court & It is granted unto him the same day is given to the Plantiffes Likewise

Now here at this day to wit the fourth day of March in the seaventh yeare of ye Dominion of the Right hono<sup>ble</sup> Charles Lord Baltemore &c. annoq̄ Doni 1681 Came the said partyes by ther Attorneys aforesaid, and the said Kenelm Cheseldyn by his sayd Attorney sayth That the sd Symon Edwards and Susanna his wife & John Gyatt & Alice his wife late wife of Samuel Graves deceased Executrixes of the Last will & Testament of the Said Demetrius Cartwright deceased their accōn aforesaid against him the said Kenelm Ought not to have ffor that he saith that he the said Kenelm the said sume of Two thousand foure hundred pounds of tobacco in the said writeing obligatory mentioned did Satisfy and pay unto the said Demetrius Cartwright in his life time according to the Teno<sup>r</sup> of ye said writeing obligatory & this he is ready to averre & Craves Judgment whether the said symon Edwards & susanna his wife & John Gyatt & Alice his wife late wife of samuel Graves deceased Executrixes of the Last will & Testament of the said Demetrius Cartwright deceased their accōn against him ought to have And the said Executo<sup>rs</sup> by their said Attorney Say that by any thing above alleadged of their action afores<sup>d</sup> they ought not to be barred Because they say that the said Kenelm Cheseldyn the said Sume of Two Thousand foure hundred pounds of tobacco hath not payd in manner and forme as the said Deft above hath alleadged, and this they pray be Enquired of by the Country, & the deft Likewise

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Itt is therefore Comanded the Sheriffe of S<sup>t</sup> Maryes County that he Cause to come here twelve &c by whome &c. and who neither &c. to Recognize &c. because as well &c:

On w<sup>ch</sup> said fourth day of March in the yeare aforesaid Came the said Partyes by their Attorneys aforesaid. and the Juro<sup>rs</sup> Impannelled being called likewise came to wit, John Addison Daniel Clocker Joshua Guibert. John Watson Thomas Bowdle, John Hollins, Thomas Wynne. Robert Graham, James Ellis, John Stone, William Guither & Thomas Courtney Who being Elected tryed and sworne to say the truth in the premisses Upon their Oathes doe say. That the said Kenelm Cheseldyn the said sume of Two thousand foure hundred Pounds of tobacco in the said writeing Obligatory mentioned did satisfy and pay unto the said Demetrius Cartwright in his life time according to the Teno<sup>r</sup> of the said writeing Obligatory Therefore Itt is Considered that the said symon Edwards and