

And Whereupon the said Thomas Burford who for the said Lord Prop^{ty} in this behalfe prosecuteth for the said Lord Prop^{ty} sayth That Whereas the said Benjamin in his life time that is to say the third day of June in the yeare of our Lord One thousand six hundsed Seaventy six at the City of S^t Maries in S^t Maryes County by his Certaine writeing Obligatory acknowledged himself to be bound unto the Said Lord Prop^{ty} in the said Tenn thousand pounds to be paid unto the Said Lord Prop^{ty} when he should be thereunto required **Neverthelesse** the said Benjamin in his life time and the aforesaid Ann to whome Administration of all and singular the goods & Chattles w^{ch} were of the Said Benjamin at the time of his death by the Said Lord Prop^{ty} after the death of the said Benjamin was Comitted while She was Sole, and the Said Edward and Ann after the marriage betweene them Solemnized although often required the Said Tenn thousand pounds to the said Lord Proprietary have not rendered nor hath either of them rendered but have hitherto denied, And the said Edward and Ann the Same to him the said Lord Prop^{ty} doe still denye & unjustly Detaine Whereupon the said Thomas Burford who as aforesaid for the Said Lord Prop^{ty} in this behalfe Prosecuteth Sayth that the said Lord Proprietary is the worse and hath Damage to the vallue of ffive thousand pounds of Tobacco and this for the said Lord Prop^{ty} he is ready to verify &c And he bringeth here into Court the writeing aforesaid w^{ch} Testifyeth the debt aforesaid in manner aforesaid the date whereof is the day and yeare abovesaid

And Now here at this day (to wit) the Twelfth day of October in the Seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq; Dominj 1682 Came the said Edward and Ann by Anthony Underwood their Attorney and defended the force and injury when &c. and Say that they cannot denye the ac^{con} of the said Lord Prop^{ty} aforesaid Nor that the writeing aforesaid is the Deed of the s^d Benjamin nor but that they deteyne from the said Lord Prop^{ty} the Said tenn thousand pounds in manner as the said Attorney who for the said Lord Prop^{ty} in this behalfe hath above for the said Lord Prop^{ty} Declared against them Therefore Itt is Considered that the said Lord Prop^{ty} Recover against the Edward and Ann his Debt aforesaid and his damages by occasion of deteyning of that Debt to the said Lord Prop^{ty} of his Assent by the Court here adjudged of the goods and Chattles w^{ch} were of the said Benjamin at the time of his death in the hands of the said Edward and Ann to be Administred if Soe much thereof they have &c, And if they have not then the damages aforesaid of the proper goods and Chattles of the Said Edward to be leavyed, And nothing of amerceing the said Defendants because they came the first day by Sumons &c:

The aforegoeing Judgment was Confessed in Court by

Liber W. C.

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