

On Which said Eighteenth day of Aprill Anno Dom Seaventeen hundred and twelve William Holland Esqr Chief Justice of the Provinciaall Court makes returne of the Writt of Error aforesaid in these Words Viz^t The Record and process of the plea aforesaid Whereof Mention is made within with all things relating thereto to her Majestys Governour and Councill within mentioend at the day day [sic] and place within Contained in A Certain Record to this Writt Annext I send as Within I am Comanded,

Will^m Holland Chief Justice

In the Records and Proceedings of her Majesty's Provinciaall Court Amongst other things is thus Contained as followeth Viz^t

MARYLAND SS. Att A Provinciaall Court held at the Towne and Port of Annapolis in Ann Arundell County for the Province of Maryland the first day of Aprill in the Seaventh Year of the reigne of our Sovereigne Lady Anne by the Grace of God of England Scotland France and Ireland Queen defender of the faith etc. Annoque Dom 1708.

Present: The Hono^{ble} Coł William Holland; Coł Thomas Smyth; Phil^o Lloyd Esqr, Justices
Josiah Wilson Sher.

John Beale Cłr

Thomas Robins agt Renatus Smith and Anth^o Ivey Executors of Rob^t Smith Esqr

MARYLAND SS. Renatus Smith and Anthony Ivey of Queen Anns County Gentⁿ [277] Executors of the last Will and Testament of Robert Smith late of Talbott County Gentⁿ deceased otherwise called Robert Smith of Talbott County Esqr were Sumoned to answer unto Thomas Robins of A plea that they render unto him the full and Just Summe of Two hundred and Eighty Eight pounds Currant money of England Which from him they do unjustly detain.

And Whereupon the Same Thomas by Robert Goldsborough his Attorney saith that Whereas the aforesaid Robert Smith in his life time (that is to say) the third day of January in the Year of our Lord One thousand Seaven hundred and five in Talbott County by his Certain bond or Writing Obligatory seald with his Seale and as his Act and deed delivered and here into Court brought whose date is the day and Year aforesaid he acknowledged himself to be held and firmly bound unto the aforesaid Thomas Robins in the full and just Sume of Two hundred and Eighty Eight pounds Currant money of England to be paid to the same Thomas his Heirs Executors administrators or Assignes to which payment Well and truly to be made the aforesaid Robert Smith bound himself his heires Executors and Administrators firmly by these presents Nevertheless the said Robert Smith in his life time the aforesaid Sume of Two hundred Eighty Eight pounds unto the Same Thomas he did not render altho often required And the aforesd Re-