

teen hundred and Eighteen at a County Court held at Calvert County afs^d before John Smith Gent: and his Associates Justices of the same County sued and Impleaded the said Thomas Lingan by the Name of Thomas Lingan of Calvert County Gent Executor of the Testament and last Will of Edward Boteler of Calvert County Gent: deceased in a plea of Trespass upon the Case where it was so farr proceeded that the same Daniel afterwards (to Witt) the sixteenth day of June Anno Domi Seventeen hundred and [446] Nineteen at a Calvert County Court held at Calvert town in Calvert County before the same John Smith and his Associates that it was Considered by the same Court that the said Daniel should recover against the said Thomas Lingan Executor of Edward Boteler as well one thousand five hundred and seventy five pounds of Tobacco Damages as three hundred and Seventy pounds of Tobacco for his Cost and Charges about his said Suit laid out and expended to be levyed of the goods and Chattles which were of the said Edward in the hands of the said Thomas Lingan unadministred if so much thereof in his hands he had etc: and if so much thereof in his hands he had not then the Cost of suit afs^d to be levyed of the Proper goods and Chattles of the said Thomas Lingan whereof he was Convict, and the said Attorney Gen^l further saith that severall goods and Chattles which were of the said Edward at the time of his Death before the Impetration of the Originall Writt in this Cause to the value of twenty thousand pounds of Tobacco came to the hands and possession of the said Thomas Lingan out of which he might have Satisfied the damages and Cost afs^d (to wit) at Calvert County and that after the Recovery afs^d and before the Impetration of the Original Writ in this Cause to Wit the tenth day of August Anno Domi: Seventeen hundred and Nineteen at Calvert County afs^d and Often bebore [sic] and after the said Tho^s Lingan was by the said Daniel requested to pay and satisfie unto the said Daniel the Damage and Cost afs^d said [sic] but the same Thomas Lingan the said Damage and Cost or any part thereof hath not satisfied but the same unsatisfyed and unpaid still remaineth And this the said Attorney Gen^l is ready to verifie and therefore prays Judgment for the Debt afs^d together with the Damage and Cost occasioned by the detention of that Debt to be to him Adjudged etc.

And the said Thomas Cockshutt Saith that true it is the said Daniel Dulaney in the Replication af^{sd} mentioned obtained the Judgment in the said Replication mentioned as the said Attorney Gen^l above by Pleading Hath alledged and that the said Tho^s Lingan [447] at the time of the Obtaining the Judgment afs^d to Wit at Calvert County afs^d had of the goods and Chattles which were of the said Edw^d Boteler at the time of his death in his hands to be administred Suff^t to satisfie the Damages and Costs in the same Judgment mentioned yet the said Thomas Cockshutt saith that after the Recovery afs^d and before the Impetration of the Original Writ in this Cause to Wit, the tenth day of August Anno Domi Seventeen hundred and Nineteen at Cal-