

their Attorneys af^d and the Said Def^t by her Said Attorney prays further Leave to Imparle here unto Untill Next Court and She hath it and the Same Day is given to the plf^t also. At Which Said next Court To Witt the 4th day of Aprill Anno Dom 1721 Come again the Said parties plf^t and Def^t by their Attorneys aforesaid and the Said Defen^t by her Said Attorney prays further Leave to Imparle hereunto Untill Next Court and she hath it and the Same day is given to the plf^t also. Att which Said Next Court to Witt the 10th day of October Anno Dom 1721 Come Again the Said parties plf^t and Defendant by their Attorneys afore Said and the Said Defendant by her Said Attorney prays further Leave to Imparle hereunto Untill Next Court and she hath it and the Same Day is given to the plf^t also. Att Which Said Next Court to Witt the 10th day of Aprill Anno Dom 1722 Comes again as well the Said Mary Hemsley Ex^{rx} as af^d by her Attorney af^d as the Said Dorothy Smith Ex^{rx} as af^d by her Attorney af^d and the Said Dorothy Smith Ex^{rx} as af^d by her Said Attorney Saith That the Said Mary her Action aforesaid Against her to have or Mantain Ought not because She Saith that the Said W^m Parker always Did Well and truely Execute the Said office of Deputy Comissary and make due return of all and Singular his proceedings therein to the office for probat of Wills etc. According to Law (to witt) at Calvert County af^d and that the Said John Contee Since the makeing the Writeing aforesaid hath been in no Manner Damnified by reason of any Act or thing done or Committed by the Said W^m as Deputy Comissary aforesaid and this She is ready to Verifye and therefore prays Judgment of the Said Mary her Action her Action [sic] aforesaid ag^t her to have or mantain Ought etc.

And the Said Mary Saith that by any thing prealleged from having her Action aforesaid She Ought not to be Barred because protesting that the Said William Parker hath not in any wise well and truely Executed the office of Deputy Commissary af^d nor made due returns of his proceedings to the office aforesaid protesting also that the Said John Contee deced hath been Damnified by reason of the Said William his failure in the Execution of his Duty in the office af^d for plea She Saith That the Said William Parker by and According to the Duty of his office of Deputy Com^{ry} of Calvert County af^d from the Day of the date of the obligation af^d dureing his Continuance in the Said office Viz^t untill the first day of August in the year Seventeen hundred and Seven af^d Ought to have taken able and Sufficient Security to her then Majesty Queen Anne etc. and her heirs and Successors from every person or persons to Whom he Should grant the Administration of any deced persons Estate According to Law. And the Said Mary further Saith that the Said W^m Parker on the Seventh Day of July Anno Dom Seventeen hundred and Seven at Calvert County by Vertue of his office of Deputy Com^{ry} af^d did Grant unto a Certain Diana Ford the administration of the Estate John Ford who before that Time dyed intestate within the County of Calvert af^d which Estate of the af^d John Ford at the Time of the [630] granting the