

Two-Tracts. But before the Same were granted him Summons issued Against the Said W^m Seward requiring him to make his Objections before his Lordships agents thereto which Summons was Duly Notified to him but the Said W^m Seward being Either Conscious to himself he Could not prove the Condition paid for the Said Warrant or offer any thing that might be of Advantage to him Or through his Obstinacy refused to appear and Contest his Right to the Said Lands and thereupon the Said Agents proceeded to hear the Said Smithson prove his Allegations In the Said Petition Set forth, Ex parte and being Satisfyed with the Same Granted him the Said Patents. This Defendant Confesses he hold [sic] half of the Said Tracts of Land Called Camberlake and Sector both together Containing 869 Acres as Assignee of Thomas Smithson of Talbot County the Patentee and John Daviss of Dorchester County holds the other half of the Said Tracts. Without that that any other matter Cause or thing in the Said Complainants Said bill of Complaint Contained Materiall or Effectuall in Law for him this Defendant to answer unto and not herein and hereby well and Sufficiently answered unto Confessed or avoided traversed or denyed is true all which matters and things this Def^t is ready to aver mantain and prove as this Hon^rble Court Shall award and humbly prays to be hence Dismissed with his Cost and Charges in this behalf most wrongfully Sustained.

Jur 17^o — die — Septembr 1716^o

coram me

Phile Loyd

Tho: Macnemara

[657] The Replication of Mary and Ann Seward by Benj^a Woodward and Mary his Wife their next friends Complainants. To the answer of Thomas Hicks Defendant

The Said Complainants for Replication to the Said Def^{ts} Said answer Say that the Said Bill of Complaint by them Exhibited into this Honble Court against the Said Defendant is very true certain and Sufficient in the Law to be by the Said Def^t answered unto and that all and every the matters and allegations in the Said Bill of Complaint Contained are by them therein Set forth upon good Cause and just ground and Occasion of Suit and these Replyants further Say and Avert That the Said answer of the Said Defendants unto the Said Bill of Complaint is very uncertain untrue and insufficient in the Law to be replied unto by these Replyants Nevertheless all advantages and benefit of Exception to the Incertainties and Insufficiencies of the Said Def^{ts} Said answer to these Replyants now and at all times hereafter Saved and Reserved for Replication unto the Said Defendants Said answer these Replyants in and by their Replication Say and Shew in every matter and thing as before in and by their Said Bill of Complaint they have Said and Shewed and they doe and Will thereby Justifye mantain and prove their Said Bill of Complaint and all and every the matter and allegations therein Comprized to be Certain and true in Such Sort manner and form as the Same are therein by them these Replyants Set forth and Expressed Without that