

[432] Whereupon the Said John Joyce in his Propper Person cometh and defendeth the Force and Injury when etc. and Saith that hee cannot Gainesay the action of the Said Jonathan Willsons Executors Nor but the two thousand ninety three pounds of Tobacco is Due and oweing to the Said Willsons Executors as in manner and forme as the Said Kathrine Willson and Joshua Cecell against him hath Declared.

Therefore it is Considered that the Said Kathrine Willson and Joshua Cecell recover against the Said John Joyce the Sume of two thousand ninety and three pounds of Tobacco his Debt aforesaid and their Damages by Occation of De-teineing the Said Debt to three Hundred Sixty and four pounds of Tobacco to the Said Kathrine Willson and Joshua Cecell of their Asscent by the Court here adjudged and the Said John Joyce in Mercy.

Kathrine Willson and Joshua Cecell plaintiffs: John Hill and Sarah his wife administrators William Willson Defendant

William Hill Late of Prince Georges County Planter and Sarah his Wife administratrix of the Goods Chattles and Creditts which ware of William Willsons at the time of his Discease was attached to answer unto Kathrine Willson and Joshua Cecell Executors of the Last will and testament of Jonathan Willson Late of Prince Georges County Inholder Deceased of a Plea of Tresspass upon the Case etc.

And whereupon the Said Joshua for himselfe and the Said Kathrine in her propper Person Compleineth that whereas the Said William Willson in his Life time and in the life of the Said Jonathan that is to Say the 24th day of October 1696 at Charles Towne within the Jurisdiction of this Court Stood indebted unto the Said Jonathan in the Sume of one Thousand and Eleven pounds of Tobacco being for Severall Licquors Credditts Ordinary Accomadations by the Said Jonathan in his Life time Sold and delivered unto the Said William Willson in his Life time as by a particular account here ready in Court to be produced may more att Large appear and being Soe indebted the Said William Willson in his Life time did assume upon himselfe and to him the Said Jonathan in his Life time then and there Faithfully promise that hee the Said William Willson the Said Sume of 1011 lbs. of Tobacco unto the Said Jonathan when hee Should bee thereunto requested would well and truely Content and Pay, And the Said Kathrine and Joshua in fact Saith that the Said William Willson in his Life time in persuance of his Promise and assumption aforesaid paid and Satisfyed unto the Said Jonathan in his Life time the Sume of 270 pounds of Tobacco part of the Said Sume of 1011 lbs. of Tobacco but as to the Sume of 741 lbs. of Tobacco residue of the Said Sume of 1011 lbs. of Tobacco the Said William Willson in his Life time his promise and assumption aforesaid not regarding but mindeing and Fraudulently intending him the Said Jonathan in his Life time in this behalfe Craftily and Subtily to deceive and defraud the Said William Willson the Said Sume of 741 lbs. of Tobacco residue as afforesaid or the Said Sarah whilst Shee was Sole after the Death of the William Willson to whom administration of all and Singular the Goods Chattles and Creditts of the Said William Willson after his Deceace was Leagally committed Or the Said William Hill or Sarah his Wife Since the Espousalls between them had and Celebrated allthough often demanded the Same to the Said Jonathan in his life time or to the Said Kathrine and Joshua or to Either of them Since the