

recovered a Judgement against the Said Jonathan for the Sume of 8740 pounds of Tobacco and £17 11 6d Sterling Debt and 691 pounds of Tobacco Cost of Suite etc. before the Justices of the Provintiall Court of this Province the 15th day of Aprill annoque Domini 1698 one Edward Anthill recovered a Judgement against the Said Jonathan for the Sume of £ 29 03 00 Sterling and        lbs of Tobacco Cost of Suite before the Justices of Charles County Court the ninth day of March Annoque Domini 1696 James Kingsbury recovered a Judgement against the Said Jonathan for the Sume of 1340 lbs. of Tobacco Debt and 349 lbs. of Tobacco Cost of Suite as by a Coppy of the Said records here in Court produced relation being thereunto had may more att Large appear besides which Said three Judgements the Said Defendants Saith that they have not assetts in their hands belonging to the Said Jonathans Esteate to Pay the Plaintiffs Debt Sued for and this they are ready to aver therefore demands Judgement if the Said Simon his action aforesaid ought to have etc.

Joshua Cecell in propria persona.

And the Said Plantiffe by his Attorney aforesaid saith that he ought not to be barrd of his action aforesaid by the Plea aforesaid because he Saith that Soposeing it to be true as is alleadged in the Defendants plea aforesaid that is to Say that there is Debts due from the Esteate of the Said Jonathan Willson Deceased of a higher nature then the Said Simons Mentioned in the Declaration yet by Protestation he Saith that there is a Considerable List of Debts due to the Esteat of the Said Jonathan Willson Deceased from Severall persons which will be Assetts in the hands of the Said Executors when received beyond the Said Debts of a higher Nature Now mentioned in the plea aforesaid therefore the Plantiffe prays Judgement against the Said Executors to be paid of the Debts aforesaid when the Same Shall be recovered and and of this he prays Judgement. William Stone.

And the Said Kathrine Willson and Joshua Cecell as formerly Saith that the Said Simon Nicholls his action aforesaid against them the Said Kathrine and Joshua ought not to have for the Debt in the Plaintifs Declaration Mentioned because the Said Defendants Saith as in their Plea aforesaid that there is Severall Debts Due from the Said deceaseds Esteate of a higher Nature then the Plaintiffs Debt Sued for and ought to be first paid and Satisfyed out of the Deceaseds Esteate besides which Said Debts Sued for and that they ought not to be Charged with any assetts upon any Lists of Debts Due to the Said Deceseds Esteat untill the Said Debts are by the Said Executors Received the which they are ready to aver and of this they putts themselves upon the Court. Joshua Cecell.

And the Plantiffe allso. William Stone.

The Pleading of both Parties by the Court being read Seen and Fully understood it is Considered that the aforesaid Simon Nicholls Plantife doe recover against the aforesaid Kathrine Willson and Joshua Cecell Executors of the Said Jonathan Willson Deceased Defendants as well the Sume of twelve hundred pounds of Tobacco his Debt aforesaid as allso the Sume of two hundred Eighty Eight pounds of Tobacco for his Cost and Charges of Suite to the Said Simon Nicholls Plantiffe of his assent by the Court here adjudged out of the Goods and Chattles whereof the Said Jonathan Willson att the time of his Death in the hands of the Said Kathrine Willson and Joshua Cecell to be administred if they have So much thereof in their hands to be administred and the Said Kathrine Willson and Joshua Cecell in mercy.