

And also there is Due to one Roger Brooke the Sume of 22729 lbs. of Tobacco by bill under the hand and Seal of the Said Deceased and also there is due to one Edward Bottler the Sume of 1000 pounds of Tobacco by bill under the hand and Seale of the Said deceased and also there is due to the Said William Round and Company the Sume of £15 10 00 Sterling by bill under the hand and Seale of the Deceased which Said Debts are of an higher nature than the account Sued for by the Plaintiff and that the Said Defendants hath not assetts in their hands to Sattisfye the Plaintiffs account Sued for whereupon they pray Judgement of this Court if the Said Plantife his Action against them ought to have. Joshua Cecell in propria persona

[478] And the Said Plantiffe by his Attorney aforesaid Saith that he ought not to be Barrd of the action aforesaid by the Plea aforesaid because he Saith that Suppose it be true as is alleaged by the Defendants in their 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 Williams Debt Mentioned in the Declaration Yet the Said William by Protestation Saith that there is a Considerable List of Debts due to the Esteate 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 out of the Said List when the Same Shall be received by the Said Executors and of this he Prays Judgement etc. William Stone.

And the Said Kathrine and Joshua as formarly Saith that the Said William Rounds his Action aforesaid against them the Said Kathrine and Joshua ought not to have for the Debt in the Plaintiffs Declaration mentioned because the Said Defendants Saith as in their Plea aforesaid that there is Severall Debts Due from the Said Deceaseds Esteat besides 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 they have not assetts in their hands to Pay the Plaintiffs Debt Sued for and that they ought not to be Charged with any assetts upon any List of Debts due to the Said Deceaseds Esteate 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 by Consent. Joshua Cecell.

And the Plaintiff allso. William Stone.

The Pleadeings on both Sides by the Court being read Seen and fully understood Therefore it is Considered that the aforesaid William Rounds Plantiffe doe recover against the Said Kathrine Willson and Joshua Cecell Executors of Jonathan Willson deceased as well the Sume of Six pounds Eleven shillings Sterling his Debt aforesaid as allso the Sume of three hundred Eighty Eight pounds of Tobacco for his Cost and Charges of Suite of the Said William Round Plantiffe of his Assent by the Court here adjudged out of the goods and Chattles whereof Jonathan Willson at the time of his Death in the hands of the Said Kathrine Willson and Joshua Cecell to be administred if they have Soe much thereof in their hands to bc administred etc. and the Said Kathrine Willson and Joshua Cecell in mercy.

Timothy Mayhall Plaintiff: Ambross Shipwash Defendant

Ambross Shipwash Late of Prince Georges County Planter was attached to answer unto Timothy Mayhall of a Plea of tresspass upon the Case etc.