

the said bequeathed the said Land & plantation to two young men of the  
 name called by the names of Brother Anthony & Brother William to have to  
 them the said Anthony & William & their heirs forever to be by them disposed  
 for the building of an Hospital or other Charitable uses as they should  
 think fit and of the said Will he made the said Heron his wife & James  
 Cullen Esq<sup>r</sup> & Robert Cavell James pattenon Garrett Vanwooringen & the  
 Executors in full Executors of the said Will & shortly after dyed indebted to  
 Anthony Wood late of Liverpool in the Kingdom of England Decd David Poole  
 & Humphrey Trafford Divers other persons in this province in several other  
 considerable Sums of money & Debts & several of the Legacies in the Will  
 were not yet paid or satisfied After whose Death the said Heron & James  
 Cullen proved the said Will & took upon them the burden of the said Will  
 till such time as the said Heron should dyed & then the said James Cullen who they  
 possessed himself of the said Decd's personal Estate & had sold & disposed of  
 the same and of the said two parcels of Land ordered to be sold by the said  
 Esq<sup>r</sup> for the payment of the payment of the Debts & Legacies afo<sup>r</sup> and yet he pretended  
 he had not assets in his hands to pay the then debts & other the Decd's then  
 several Debts to them due as afo<sup>r</sup> much less the Legacies afo<sup>r</sup> but as yet  
 had not rendered the Act of this said Esq<sup>r</sup> to the Comisary of the said  
 Judge for probat of Will & granting of Administrations within this province  
 And it being apparent by the said Will that the intention of the said Mar<sup>t</sup>  
 Cordova as also was agreed to by Justice & all Laws Divine & Humane that  
 the Debts & Legacies of any person decd should be first paid & discharged  
 before any other Charitable use or uses ought to be made & can take place and for  
 as much as the said Brother Anthony called Anthony Lumbroy was an  
 alien born not then naturalized & is now since dead & the said Brother  
 who called William Burley was then a person convicted of Murder &  
 not then pardoned & both then incapacitated (as it was supposed) was  
 a good Estate of the Decd of the premises for the payment of the said Debts & Legacies  
 by sale of the premises or any other the Charitable uses afo<sup>r</sup> Therefore the said  
 Creditors prayed the said Lands of the said Mar<sup>t</sup> might be by the Order of  
 the same Assembly adjudged to be put into the hands of Trustees for sale thereof for payment  
 of the Debts & Legacies afo<sup>r</sup> & if any over plus remained the same to go to  
 Charitable uses according to the will of the said Testator upon due Consideration  
 had of all the premises afo<sup>r</sup> the same petition or Bill had been lawed read in  
 the said Assembly & they were very well inclined to allow the said Debts  
 & Legacies afo<sup>r</sup> & to have passed an Act for that purpose But it happening