

and dismissed afore said the said Bond of 20000<sup>l</sup> to be void & voided  
to be cancelled and the said Def<sup>t</sup> for their doings herein  
are for ever hereafter saved harmless & indemnified by this  
present Decree

This Decree is according  
to the petition & the consent in  
their Bill answered upon  
Record  
Rt. Carville  
London: Ch. J. Dym

2<sup>d</sup> April 1675  
Let this Decree be enrolled  
Charles Calvert

May the 5<sup>th</sup> 1675

In Chancery

Walter Hall & others Creditors & Legatees of John Reynolds  
vs Com<sup>rs</sup> M<sup>r</sup> M<sup>r</sup> Lawe the Surviving Ex<sup>r</sup> of the said  
Reynolds Def<sup>t</sup>

This cause coming this present day to be heard upon Bill & Answer in  
the presence of the Attorneys on both sides, the Com<sup>rs</sup> by their Bill  
setting forth that the said John Reynolds did dye seized of a certain  
tract of land called Fishpond-street in the pleadings mentioned having  
first made his Will & therein & thereby willed all his just debts should  
be paid And after the same paid he gave severall Legacies to the Com<sup>rs</sup>  
the Legacies to be paid within a year after the Sale of the said lands  
& dismissed And of the said Will he made the Def<sup>t</sup> one J<sup>r</sup> Smallpence  
Ex<sup>r</sup> After whose death the said Ex<sup>r</sup> having proved the said Will  
& possessed the said real & personal Estate of Reynolds sufficient to pay the  
Com<sup>rs</sup> their debts & Legacies aforesaid And the said Smallpence being  
since dead, the said Def<sup>t</sup> as Surviving Ex<sup>r</sup> is wholly possessed  
of the dismissed, but refuses to pay the Com<sup>rs</sup> said debts & Legacies  
pretending he hath not Assets of the personal Estate to doe the same  
Whereupon the said Com<sup>rs</sup> desired him to sell the land to pay &  
discharge the same according to the true Intention of the said Will  
but he refused so to doe, pretending he hath not by the Will sufficient  
authority to sell the same therefore to have the said Def<sup>t</sup> Impowered  
to sell the same And that the Com<sup>rs</sup> the Creditors & other the Creditors  
of the said Testator may be paid their just debts And after the same  
paid the Com<sup>rs</sup> the Legacies may be paid their Legacies so farre  
as the same will amount to satisfy & pay the same is the scope of  
the Com<sup>rs</sup> Bill And the Def<sup>t</sup> by Answer setting forth that he did  
after the death of the said Testator and the other Ex<sup>r</sup> Smallpence  
possesse himselfe of the said Testator's personal Estate, & did Exhibit to  
the Judge for Probate of Wills & Draughting of Administrations a just &  
true Account of his payments & disbursements for funerall Charges, Charges  
about Probate of the Will & of the debts & other disbursements & about  
the managem<sup>t</sup> of the said Executorship And that thereby it appears  
the said Def<sup>t</sup> hath not sufficient Assets in his hands to pay the  
Com<sup>rs</sup> the Creditors but is & allwayes was ready to pay & satisfy so  
farre as he hath Assets And the Def<sup>t</sup> believed the said Testator  
intended his said land called Fishpond-street should be sold for  
paym<sup>t</sup> of his debts & Legacies But he having noe sufficient authority  
by the Will to doe the same, he could not nor cannot procure a  
Purchase to buy the same being not able to make a good title thereunto.