

March Court 1716

for the same and Cost thereon accruing Therefore it is Considered by the Court here viz. the same day last mentioned That the aforesaid Plaintiffs Richard Smithers and Mary his wife Executors of the last will and testament of John Carroll deceased Recover against the said Defendant Benjamin Griffith as well the aforesaid Sum of one Thousand pounds of Tobacco and four hundred and forty pounds of Tobacco the debts aforesaid as also the Sum of Three hundred and Sixty one pounds of Tobacco Est by the aforesaid about their Sutes in this behalf expended and by the Court here of their aforesaid adjudged and the said Debt in merryle

Richard Smithers

Richard Smithers & the  
Executors John Carroll dec<sup>d</sup>  
Benjamin Griffith

Went County Benjamin Griffith of Kent  
County Taylor and Did Benjamin Griffith  
of Kent County in the province of Maryland  
Taylor was summoned to Enforce into  
Richard Smithers and Mary his wife late

called Mary Carroll Exec<sup>rs</sup> of last will & Testament of John Carroll late of P.  
County Kent deceased of a plea that he render to them the full and just Sum  
of one Thousand two hundred pounds of Tobacco of the value of five pounds  
Sterling money which he unjustly detains &c. And whereupon the aforesaid  
Richard and Mary by Thomas Beane their attorney say that whereas  
the aforesaid Benjamin the fourteenth day of February Anno Domini 1600 two  
hundred Eight in the life time of the said John at S. Pauls parish in Kent  
County aforesaid within the jurisdiction of this Court by his written obligatory  
which of said Benjamin Sealed with his Seal & as his deed delivered hereinto  
Court brought the date whereof is the same day & year aforesaid granted himself to  
owe and be indebted to the aforesaid John in his life time the aforesaid full and just  
Sum of one Thousand two hundred pounds of Tobacco of the aforesaid value of  
five pounds Sterling money to be paid to the said John in his life time or  
to his Executors when thereunto required yet the aforesaid Benjamin altho often  
required the aforesaid one Thousand two hundred pounds of Tobacco to the aforesaid  
John in his life time or to the aforesaid Mary while Sole after the death of the  
said John or to the said Richard and Mary after Epousals between  
them Celebrated hath not rendered but that to the said John in his life  
time and to the said Mary while Sole after the death of the said  
John and to the said Richard and Mary after Epousals aforesaid to  
render hitherto hath denied and to the said Richard and Mary  
yet