

August Court. - - - 1723 - - - 106

Whereupon the said William Whittington by his attorney aforesaid prays that the aforesaid horses, mare, Blank, Hogg, Cart and Wheels and two Yearling Bulls all of the value of four pounds five Shillings seven pence attached as the Goods and Chattels of the aforesaid Robert Pitts, may be Condemned for the Use of the said William Whittington to satisfy his debt of five pounds one Shilling and seven pence and all Costs accrued &c

Therefore it is Considered by the Justice here the twentieth day of August and Dated One thousand Seven hundred and twenty three that the aforesaid horses, mare, Blank, Hogg, Cart and Wheels, & two Bulls of the value of four pounds five Shillings be Condemned in the hands of Joseph Master High Sheriff of the County aforesaid of the Right and Credits of the said Robert Pitts, and that his Lordship's Writ of Vendition Exponas Issue to the said Sheriff to Seize and dispose of the same Goods and Chattels aforesaid attached to satisfy unto the said William Whittington his debt and Costs aforesaid &c

Margarett Lady Baltimore
Exe. of Charles Lord Baron of Baltimore

Somerset County for Nicholas Evans of the County of -
Somerset County and Rachel his wife Exe. of the Last will and Testament

of John Instruct

of John Instruct Late of the County aforesaid Decd. ad. Intest. Joseph Instruct of -

Somerset County Clerk was summoned to answer unto the Right Honourable Margarett Lady Baltimore widow and Exe. of the Last will and Testament of the Right Honourable

Charles Lord Baron of Baltimore lately decd. of a plea that they tender unto her four thousand Eight hundred pounds of good Sound merchantable Leaf tobacco and Cash which from her they unjustly detain &c

And whereupon the said Margarett Lady Baltimore by Francis Allen her attorney Complaines that whereas the said John in his Life time to wit the twenty Eighth day of September and Dated One thousand Six hundred and Ninety four at Somerset County aforesaid within the Jurisdiction of this Court by his certain Writing Obligatory

whilst the said Margarett Lady Baltimore with the Seal of the said John in his Life time signed here unto. Comt Brings the Date whereof is the same day and Year did acknowledge himself to be Bound unto the said Right

honourable Charles Lord Baron of Baltimore in his Life time in the aforesaid four thousand Eight hundred pounds of good Sound merchantable Leaf tobacco and Cash to be paid unto the said Lord Baron of Baltimore when he should

be thereunto required Nevertheless the aforesaid John in his Life time on the aforesaid Rachel ~~Widow~~ Exe. as aforesaid whilst she was sole nor the aforesaid Nicholas and Rachel after Exponas Between them the said Nicholas and Rachel

Celebrated this aforesaid required the aforesaid four thousand Eight hundred pounds of good Sound merchantable Leaf tobacco and Cash to the aforesaid Lord Baron of Baltimore in his Life time or the aforesaid Margarett Lady Baltimore Exe. as aforesaid

after the death of the said Lord Baron of Baltimore have not tendered ^{but} the same to her to tender have denied and unjustly detain &c to the detriment of her in the Execution of the Last will and Testament aforesaid whereupon she

Saith she is ware and hath damage to the value of five thousand pounds of tobacco and thereupon she brings Suite &c and Brings into Court here the Letters testamentary aforesaid of the aforesaid Lord Baron of Baltimore the ten-

-ture by which it plainly appears to the Court here, her the aforesaid Margarett to be the Exe. of the Testament of the said Lord Baron of Baltimore &c the testator & thereupon to have administered &c

Allen &c Deeds Deeds In Doe R R R (and)