

November Court 1724 245

The same to the said Mary to pay still Doth refuse and Denny to the retarding her in
the Execution of the last will and Testament ^{of} whereupon she saith she is
worse and Hath Damage to the Value of Thirteen hundred and seventy pounds of Tobacco
and thereof she brings Suite and brings into Court here her Letter Testamentary by
which ~~she~~ Francis Allen of the County of ~~the~~ ^{the} Doe

And the said William Begger by Levin Gale his attorney Comes and Defends the force and
Injury when and Brays Leave to Imparle here unto until the next Court and he hath
it and the same day is given to the Plt: also: At which said next Court to wit the
Eighteenth day of August Anno Dom One thousand seven hundred and Twenty four
Came again as well the said Plt: as the said Deft: by their attorneys ^{and} and the said
Deft: by his said attorney Brays further Leave to Imparle here unto until the next Court
and he hath it and the same day is given to the Plt: also — At which said next

Court to wit the Seventeenth day of November Anno Dom One thousand seven hundred
and Twenty four Came again as well the said Plt: as the said Deft: by their attorneys ^{and}
and the said Deft: by his said attorney As before Defends the force and Injury when
and ~~the said William Begger by Levin Gale his attorney Comes and Defends the force~~

~~by Levin Gale his attorney Comes and Defends the force~~ And says he did not assume upon him self in Manner and
form as the said Mary above against him hath complained and of this he
Buts himself upon the Country and the Plt: Like manner Francis Allen

Thereupon Command is given to the Sher: of Somerset County that Immediately he
Cause to Come here Twelve ~~or~~ by whom ~~or~~ who will ~~or~~ to recognize ~~or~~ because
as well as ~~of~~ which said Breight the said Sher: to wit Joseph M: Custer Gent: Now
here at this day to wit the same day and Year Last Mentioned Make returne that
he hath here ready Twelve ~~or~~ as by his precept he was commanded And after-
wards to wit the same day and Year Came as well the said Plt: as the said Deft: by their attorneys
and And the Jurors of that Jury therein Impanelled Being Called Came to wit John Scott,
Edward Rounds, John Dennis Senr, Henry Schoofield, James Harris, Charles Cottingham,
Adam Spenic Senr, George Benston, John Townsend Junr, John Fleming, William
Young, Daniel Cawdery, who Being duly Sworn and sworn to say the Truth
In the Premises upon their Oath doe say that the said William Begger did assume
upon him self in Manner and form as the said Mary Boga ^{doe} as ^{above} against
Hath complained and Doe as of the damages of the said Mary Beside her Costs and
(Charges)