

June Court - 1727 - 272

Debenthe the And whereupon the afo^d Mary, Simon, Hannah, Jacob, Jane Magdalene, Hester & Cornelius Holluck by Jno: Cumberton their atty sayt whereas the afo^d Thos. Mumford the Ninth day of July anno Dom: one thousand Seven hundred & twenty by his certain Writing Obligatory Confessed him self held to the afo^d Jacob Holluck in his life, in twenty five & eleven shillings & pence Silver Money of America to be paid to the same Jacob Holluck when there of afterward he should be required. Nevertheless y^r afo^d Thos. Mumford tho often required y^r atty to pay five & eleven shillings to the same Jacob Holluck in his life, or the afo^d Mary, Simon, Hannah, Jacob, Jane, Magdalene, Hester & Cornelius Holluck after the death of said Jacob have not rendered but the same to them to render debet, & if same Mary, Simon, Hannah, Jacob, Jane, Magdalene, Hester, & Cornelius as yet to render Debts & Injuries by Detaineth, Whereupon they say they are Detainored & have Damages to the value of thirty pounds like Money & thereof produceth Suite & and offers here in Court as well the Writing Obligatory afo^d whilke Debt afo^d doth testifie whose Date is the same Day & year above said & as the Letter testamentary of the afo^d Jacob Holluck by which it Sufficiently appeareth to the Court here the afo^d Mary, Simon, Hannah, Jacob, Jane, Magdalene, Hester & Cornelius were the executors of y^r Testam^t afo^d & there of to have administration — Jno: Cumberton Ques^t p^g d^o g^o e^o d^o f^o r^o k^o r^o A Copy of the foregoing Deed was made & sent to be served on the afo^d Mr. Mumford with the Writt in the glea afo^d — At which said third Tuesday day of June to witt the twentieth day of the same Month anno Dom: one thousand Seven hundred & twenty seven being the day of y^r return of the said Writt Cometh the afo^d Elfts by their atty afo^d the Sherif of Somerset County to whom the foregoing Writt was Directed Likewise Cometh the return therof to the Court here made in these words following viz —

John Evans Esq^r delivered in due
presence Allen scc^r

Whereupon the afo^d Thomas Mumford by George Dashwood his attorney comes and defend the same and sayng when &c and saith that he cannot gainsay but that the writing Obligatory afo^d is the act of the same Thomas nor but that he detaineth from the afo^d Elfts, the afo^d Twenty five pounds Eleven pence in manner and form as the afo^d Elfts above against him have declared — Therefore it is considered by the Justice here that the afo^d Mary, Simon, Hannah, Jacob, Jane, Magdalene Hester and Cornelius Holluck Executors as recovered against the afo^d Thomas Mumford twenty five pounds Eleven pence Silver money of America their Debt afo^d and their damage by reason of the detaining of the same debt to from hundred & sixtynine — pounds of tobacco to the same Elfts off their afo^d by the further adjuged and afo^d debt in money £90 —

By Benjamin Weller memorandum as the debt by Secon Hale his attorney sued but his Lordships court of Chancery against the debt the term whereof followeth in these words off by Sir Richard Pender absolute Lord and proprietor of the manor of Mar-