

March Court Anno Domini 1750

Next and he hath it and the same day is given to the said James & Ignatius here &c.
 At which day to wit the second Tuesday in March aforesaid comes as well the said James and Ignatius by their Attorneys as the said Thomas by his Attorneys and the said Thomas by his Attorney Prays further Licence thereof to Imparle here until the Next Court to be holden at Charles Town on the second Tuesday in June Next and he hath it and the same day is given to the said James and Ignatius here &c.
 At which day to wit the second Tuesday in June aforesaid comes as well the said James and Ignatius by their Attorneys as the said Thomas by his Attorneys and the said Thomas by his said Attorney Prays further Licence thereof to Imparle here until the Next Court to be holden at Charles Town on the second Tuesday in August Next and he hath it and the same day is given to the said James and Ignatius here &c.
 At which day to wit the second Tuesday in August aforesaid comes as well the said James and Ignatius by their Attorneys as the said Thomas by his Attorneys and the said Thomas by his said Attorney Prays further Licence thereof to Imparle here until the Next Court to be holden at Charles Town on the second Tuesday in November Next and he hath it and the same day is given to the said James and Ignatius here &c.
 At which day to wit the second Tuesday in November aforesaid comes as well the said James and Ignatius by their Attorneys as the said Thomas by his Attorneys and the said Thomas by his said Attorney Prays further Licence thereof to Imparle here until the Next Court to be holden at Charles Town on the second Tuesday in March Next and he hath it and the same day is given to the said James and Ignatius here &c.
 At which day to wit the second Tuesday in March aforesaid comes as well the said James and Ignatius by their Attorneys as the said Thomas by his Attorneys and the said Thomas by his said Attorney comes and defends the force Injuria and Damages and whatever else he ought to defend when and where the Court will consider thereof and the said Thomas prays Judgment of the Declaration of the said James and Ignatius aforesaid because he saith that the said Declaration and the subject matter therein contain a case insufficient in Law for them the said James and Ignatius to maintain their said action against the said Thomas to which Declaration the said Thomas is under no Necessity or in any wise bound by the Law of the Land to answer and this he is ready to verify and for Causes of Delay in this Part according to the Form of the Statute in such Cases made and provided he shews to the Court here these Causes following in that that the aforesaid James and Ignatius aforesaid have declared in a Plea of Suspense upon the Case in their own proper Right which they ought not to have done but as Executors of Vincent Ashin Deceased in whose Right the Debts Demanded in said Declaration if any owing was due, and for whose use the Recovery if any should be, the same being assets, another Cause of delay is this that they the said James and Ignatius have Declared without any process of Letters Testamentary which they ought not to have done but ought to have made a process of Letters Testamentary of the said Vincent Ashin the only thing that can give them a Right to this action that it might have sufficiently appeared to the Court here that the said James and Ignatius are Executors of the said Vincent Ashin and therefore have Administration. Whereupon for want of a sufficient Declaration in this Case the said Thomas Prays Judgment of the said Declaration and that the same may be Quashed and so forth.

James H. D.
 (And)