September Term 1762

7 Charles Carroll
against
Lettice Wardrop, Alexander Symmer and Joseph Bell the Younger Execrs. of James Wardrop

} Command was given to the Sheriff of Prince Georges County that he should take Lettice Wardrop, Alexander Symmer and Joseph Bell the Younger of Prince Georges County Executors of the Testament and Last Will of James Wardrop late of same County Merchant Deceased otherwise lately called James Wardrop of Prince Georges County in the Province of Maryland if they should be found in his Bailiwick and them should safe keep so that he might have their Bodies before the Justices of his Lord Ships Provincial Court to be held at Annapolis the Second Tuesday of April then next to answer unto Charles Carroll in a plea that they render to him the Just sum of Three Hundred forty six Pounds seven Shillings Sterling Money which they unjustly Detain and so forth And that thereof he the said Sheriff should not fail

At which said Second Tuesday of April to wit the 14th Day of the same Month Anno Domini 1761 being the day of the Return of the aforegoing Writ Comes the said Charles Carroll by Thomas Johnson his Attorney And the Sheriff of Prince Georges County to whom the said Writ was Directed likewise comes and makes return thereof to the Court here thus Endorsed to wit

Lettice Wardrop, Alexander Symmer Joseph Bell Junr. Exprs
John Row Sheriff

And the said Charles Carroll by his Attorney aforesaid Declared against the said Lettice Wardrop, Alexander Symmer, and Joseph Bell Junior Executors as aforesaid in the plea aforesaid as follows to wit, Prince Georges County Sct. Lettice Wardrop Alexander Symmer and Joseph Bell the Younger of Prince Georges County Executors of the Testament and Last Will of James Wardrop late of same County Merchant deceased otherwise lately called James Wardrop of Prince Georges County in the Province of Maryland were Summoned to answer unto Charles Carroll in a plea that they render to him the Just sum of Three hundred forty six Pounds seven Shillings sterling Money which they unjustly detain and so forth — And Whereupon the said Charles by Thomas Johnson junior his Attorney saith that whereas the aforesaid James in his life time to wit on the Tenth Day of March in the Year of our Lord seventeen hundred and fifty two at Prince Georges County aforesaid by his certain Writing Obligatory with the Seal of him the said James in his life time Sealed and to the Court now here shewn

(whose)

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Whose Date is the same day and Year acknowledged himself to be held and firmly bound unto him the said Charles in the aforesaid sum of Three hundred forty six Pounds seven shillings Sterling Money to be paid unto the said Charles when afterwards he should be thereunto required Nevertheless neither the aforesaid James in his life time nor the aforesaid Lettice, Alexander and Joseph since the Death of him the said James (although often thereunto required) the aforesaid sum of Money or any part thereof to him the said Charles hath rendered or paid but the same to him the said Charles to render or pay they have altogether refused and the said Lettice Alexander and Joseph still do refuse to the Damage of him the said Charles in the sum of One hundred Pounds Sterling, aforesaid and therefore he brings Suit and so forth

Pledges and so forth John Doe and Richard Roe

And the aforesaid Lettice, Alexander and Joseph by Thomas Clark their Attorney come and Defend the force and Injury when and so forth and pray an hearing of the Writing Obligatory aforesaid and they have it as follows to Wit, Maryland to Know all Men by these presents that We James Wardrop of Prince Georges County in the Province afs. and Alexr. Lawson of Baltimore County and Province afs. Merchants are held and firmly bound unto Charles Carroll Esqr. of the City of Annapolis in the Province aforesaid in the full and Just sum of Three hundred forty six Pounds seven Shillings Sterling Money to be payed to the S. Charles Carroll Esqr. his certain Attorney Exors. Admrs. or Assigns to the which payment well and truly to be made We binde ourselves jointly and severally and every of our heirs Exors. or Admrs. firmly by these presents given under our hands and Seals this 10th Day of March Anno Domini 1752 — They also pray an hearing of the Condition of the same Writing Obligatory aforesaid and they have it in the following words to wit The Condition of the above Obligation is such that if the above bound James Wardrop and Alexander Lawson or either of them or either of their Heirs Exors. or Administrators shall well and truely pay or cause to be payed unto the above said Charles Carroll Esqr. his certain Attorney Exors. Admrs. or Assigns the full and Just sum of one hundred seventy three Pounds three shillings and six pence Sterling Money (with legall Interest for the same to be p. Annually) att or upon the tenth day of March which shall happen in the Year of our Lord one thousand seven hundred and fifty foure without Fraude or Covin then this Obligation to be voyd and of none effect otherwise to stand and be in full force power and Vertue of Law — And the said Lettice & Alexander

(by)