Witnesses for the Defendant

And it is also Comanded unto Lyed Wayley Guy Witt: & Rudolph Wright that they be and appear also before this Court at the day and place aforesaid to testify on the behalf of the Defendt & for the Court adjourned till the Second day the sixth day of September next

Court adjourned

At a Court held at the Citty of St Mary: the sixth day of September 1670 before the honble William Calvert Esq Judge in Testamentary business

Jno Attin Mary: exr of Wm & Ruth Mary: exrix deceased

At which day and place came also the said Jno by Jnno Mortrost his procurator against the Pltff Wm & Mary: by Dan: Jenifer their procurator and the said Pltff having Jno Midell their witness that the last Court the Pltff produced of the Court that the might be examined to the Interrogatorys by them put in to the Court which upon the said Jno Midell was by the Court here privately examined to the Interrogatorys aforesaid and the Defendt put into Court their Interrogatorys to which they did deliver that the witnesses might be examined and the Pltff Counsel demanded them to produce their witnesses which upon the Defendt produced Lyed Wayley & Guy witnesses the witnesses were also privately examined after which the Pltff on both sides being willing to Court to publication and the Pltff desiring Coppies of the Defendt account and of the Examinations to the Interrogatorys on both sides and the Defendt also desiring Coppies of the Examinations on both sides whereupon the Court deferred for two Howrs what Coppies of the Depositions should be written within: the Court sate again & both parties appearing the Court proceed first to the Examination of the account in which account to our artickle of the bringing for funerall charges 1000 lbs tob charged the Court allowes but 400 lbs the Defendt not being able to make appear his disbursements at the funerall in particular and that article which charged 282 lbs Tobacco for rent of ffarm to the Claimer that it is not allowed it being not belonging to the Estate of Jshmaell Wright to pay but to the Estate of his Father in whose name the Land is pattented & to other two Articles more in the account for 1293 lbs being by the Defendt Judged to be due by bill under the hand & seal of the Jshmaell unto two Men whose names they know not It is ordered by the Court here that

witnesses for the Defendant

Coppies of Accounts

Aud: Examin:

(the said Wm Ruing)

The said Wm Ruing be allowed the said 1293 lbs tob in the account but if he cannot make it appear that he pay the same to the Pltff Seaman the Shipping now Claiming to be accountable for the same It growing late the Court adjourned till the Morning at which time both parties appearing they proceeded on to the further Examination of the affore Pltff Attorney of the last Article being 2000 lbs tob for viat & Clothing for the orphant Mary now wife of the plaint the Pltff Procurator entering into Court here an Act of affordes for not allowance of the same the Judge order that he will not allow that article in the account but yet in the making up of all the Embrell Reason that the Defendt be allowed home being for it which upon the Defendt put in additionall account to Entitle the Court Considering would not allow Home Artickle of it endeavored what he did allow to be put at the foot of the former account to Entitle Additionall Account to be by the Judge allowed and placed at the foot of the former account amounting unto — — 2970

Adjourned till Morning

Addition aut:

The Estate due to be for that put of the Artickle — — 9638

taken out of the account that were not allowed to that in which the Estate is due — — 12608

The Defendt Charge the in Satisfy to the appraisement of the Estate according to Inventory — — 17930

So that the Defendt Remain upon the Account Brought in to Court due to the Estate — — — 05322

The Examination of the Court Under Account under the Opposition to the Reading of the Depositions of the Witnesses on both sides were being done and by the Counsell to Court the Court here on both sides argued it appearing that there was a Drop of Cows & Tobacco 10000 Commonly & about a Sixty foot house full of Tobacco two Brown pistols A Looking Glass two Bulls the Age not known what Linnen & Skew Linnen the quantity not known an old par of Stript Stuff Curtains apparr of Holland Shirts two Lothrum Shirts a Dozen & half of Lothrum Napkins two Little table Cloaths an Ground pitt a Frying pann & a dripping pann all which Last mentioned Goods were not appraised now by Marg now wife of Wm Ruing and Rachel Administratrix of Jshmaell Wright dec brought to the View of the appraisers of the Estate whereupon upon the Viewing of the Whole business It is the Judgment of the Court here that the Pltff Attorney