




Minutes
of the
Council and General Court
of
Colonial Virginia





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FJ87
V62m
1924

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Minutes
of the
Council and General Court
of
Colonial Virginia



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No. 338

And whereas the father said was was the
the ~~children~~ ^{presence} upon this occasion
present in court and went away and ~~was~~
his attendance it was ordered that he ~~was~~
presently sent for and be laid in ~~the~~
night following.

Friday - 1622

March 1 1622. A Court ~~was~~ ^{with} held whereat were

St. Fran. Coyett Governor, J. George, J. Pease
Mr. Coorae ^{County} Treasurer, J. Pitt
J. E. ~~other~~ ^{other} ~~other~~ ^{other} ~~other~~ ^{other} ~~other~~ ^{other}

The Court being set

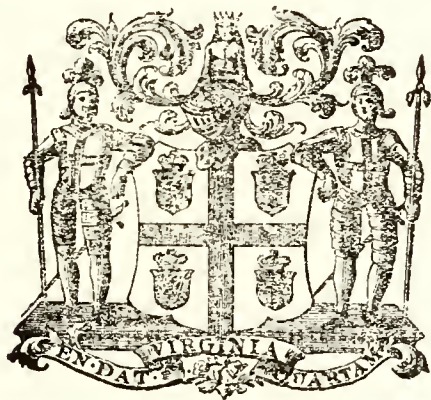
James Wickham aged 25 or 26 a
being examined a confession that on
the 24 of February 1622 ~~that~~ ^{he}
with ~~other~~ ^{other} ~~other~~ ^{other} ~~other~~ ^{other} ~~other~~ ^{other} ~~other~~ ^{other}
the wove to kill some ~~other~~ ^{other} ~~other~~ ^{other} ~~other~~ ^{other}
then ~~we~~ ^{we} ~~we~~ ^{we} ~~we~~ ^{we} ~~we~~ ^{we} ~~we~~ ^{we} ~~we~~ ^{we}
if hee saw them so ~~other~~ ^{other} ~~other~~ ^{other} ~~other~~ ^{other}
kill them. ~~that~~ ^{that} ~~that~~ ^{that} ~~that~~ ^{that} ~~that~~ ^{that}
his ~~secret~~ ^{secret} ~~secret~~ ^{secret} ~~secret~~ ^{secret} ~~secret~~ ^{secret} ~~secret~~ ^{secret}
ation ~~of~~ ^{of} ~~of~~ ^{of} ~~of~~ ^{of} ~~of~~ ^{of} ~~of~~ ^{of}
examine ~~of~~ ^{of} ~~of~~ ^{of} ~~of~~ ^{of} ~~of~~ ^{of} ~~of~~ ^{of}
after ~~with~~ ^{with} ~~with~~ ^{with} ~~with~~ ^{with} ~~with~~ ^{with} ~~with~~ ^{with}
Mr. ~~Isaac~~ ^{Isaac} ~~Isaac~~ ^{Isaac} ~~Isaac~~ ^{Isaac} ~~Isaac~~ ^{Isaac} ~~Isaac~~ ^{Isaac}
was ~~also~~ ^{also} ~~also~~ ^{also} ~~also~~ ^{also} ~~also~~ ^{also} ~~also~~ ^{also}
after they dressed it in the ~~house~~ ^{house} ~~house~~ ^{house} ~~house~~ ^{house} ~~house~~ ^{house}
all ~~belonging~~ ^{belonging} ~~belonging~~ ^{belonging} ~~belonging~~ ^{belonging} ~~belonging~~ ^{belonging}
to ~~Mr. Pitt~~ ^{Mr. Pitt} ~~Mr. Pitt~~ ^{Mr. Pitt} ~~Mr. Pitt~~ ^{Mr. Pitt} ~~Mr. Pitt~~ ^{Mr. Pitt}
J. Baynes aged about 25 or 26
examined ~~in~~ ⁱⁿ ~~in~~ ⁱⁿ ~~in~~ ⁱⁿ ~~in~~ ⁱⁿ ~~in~~ ⁱⁿ
that ~~on~~ ^{on} ~~on~~ ^{on} ~~on~~ ^{on} ~~on~~ ^{on} ~~on~~ ^{on}
Mr. Isaac & James ~~Wickham~~ ^{Wickham} ~~Wickham~~ ^{Wickham} ~~Wickham~~ ^{Wickham} ~~Wickham~~ ^{Wickham}

MINUTES
of the
COUNCIL
and
GENERAL COURT
of
COLONIAL VIRGINIA

1622-1632, 1670-1676

WITH NOTES AND EXCERPTS FROM ORIGINAL
COUNCIL AND GENERAL COURT RECORDS,
INTO 1683, NOW LOST

Edited by
H. R. McILWAINE



RICHMOND, Virginia

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1924

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Preface

This volume contains such remnants of the minutes of the proceedings of the Council and General Court of colonial *Virginia* as are extant and have been found. They are for the period *February 4, 1622* (old style), through *February 9, 1632* (old style)—there being many gaps, however—and for the period beginning *April 15, 1670*, and ending *March 22, 1676* (old style). In addition, as furnishing the only substitutes possible where the minutes themselves and other records of the court are no longer in existence, there are here published notes made from these records when they were still available. A few pages have, also, been incorporated from *Hening's "Statutes at Large of Virginia"* that give certain proceedings more clearly than do the original records themselves in their present mutilated condition. *Hening* had access, when he was making his compilation, to all the records of the court at that time in existence.

The great mass of the records of the General Court of *Virginia*, both for the colonial period and a later period, was destroyed in the burning of the State court building in the southeastern corner of the capitol square on the night of *April 2/3, 1865*, when *Richmond* was evacuated by the troops of the Southern Confederacy. The contents of the present volume, a mere fragment of the original records of the court, and incomplete notes made from a portion of them, enable the student of *Virginia* history to estimate the loss suffered in that disaster by the people of the State. The material losses incurred at the evacuation of *Richmond* have, happily, long since been more than made good, but there can be no compensation for the loss of these records. It only remains for the State through its proper agencies and for the historical workers of the State to gather up with pious care the fragments that are left from this reservoir and other reservoirs of *Virginia's* history, place them in fireproof repositories, and, further, by publication insure them—that is, their content and spirit—not only from loss by fire but from all forms of deterioration, gaining for them, at the same time, in this way wide dissemination and availability.

The majority of the notes referred to above as having been made from the originals when these were still in existence are the work of Mr. *Conway Robinson*, who, however, added to his own store notes made by an earlier worker. Mr. *Robinson* was born in *Richmond, Virginia, September 15, 1805*, and died in *Philadelphia, January 30, 1884*. Throughout life he was an indefatigable worker and showed marked ability both as a legal and an historical student and writer. In 1842-44 he was reporter of the Supreme Court of Appeals of *Virginia* and of the General Court. The list of his published works is long, including, on the legal side, Volumes 40 and 41 of "Reports of Cases decided in the Supreme Court of *Virginia* and the General Court," the "Code of *Virginia, 1849*" (prepared in collaboration with *John M. Patton*), and—probably his greatest work—"The Practice in Courts of Justice in *England* and the *United States*" (seven volumes); and, on the historical side, "An Account of Discoveries in the West until 1519, and of Voyages to and along the *Atlantic Coast of North America* from 1520 to 1573." Mr. *Robinson* was one of the founders of the *Virginia Historical Society*, on *December 29, 1831*, and throughout life was devoted to its interests, serving almost always as one of its officers. It was very fitting, then, that after his death his unpublished manuscripts and notes of an historical nature should have been given by his widow to the society. Among these were two volumes of abstracts from the court book of the *Virginia Company of London, 1619-1624*, which Mr. *Robinson* had prepared for the press, and which were published by the society as Volumes 7 and 8 of its Collections in 1888 and 1889, edited, with an introduction and notes, by *R. A. Brock*, corresponding secretary and librarian of the society. In addition, there were presented transcripts, abstracts, and notes made by Mr. *Robinson* from various sources, with occasional sentences or paragraphs of comment by him and

12 6 5 12

even a few pages of historical narrative, all of which were bound together later under the binder's title of "*Robinson Mfs.*" This collection is sometimes referred to by that title, but probably more frequently as simply the "*Robinson Notes*," and occasionally as the "*Robinson Transcripts*." Some of these notes and transcripts were made for him or by him from originals in the Library of Congress, but most of them he made from the records in the State court building. Nearly all of them have by this time appeared in print, notably in Volumes 3, 4, 5, 6, and 9 of the "*Virginia Magazine of History and Biography*." The magazine published all the material having as its source Council or Court minutes or records, except such as had appeared before in print. All the material printed in the magazine is printed in this volume with the exception of the excerpts from the minutes of the General Court, 1626-1628. These minutes are printed in full in the present volume in their proper place from the originals in the Library of Congress. But the portion of the "*Robinson Notes*" omitted from the magazine as having already been printed—notably that portion of which the so-called "*Bland Manuscript*" in the Library of Congress is the source, printed in large measure by *Hening*—have been supplied, in order to bring together in one book all material the original source of which was the General Court records.

When Mr. *Robinson's* material was assembled for binding, it was not found possible to arrange it in chronological order or to separate rigidly the several classes of material, the consequence being that the matter printed in this volume does not appear on consecutive pages in the original. This has necessitated indication of the manuscript page number, so that the student who has access to the original may, if he finds it desirable, turn to the proper page without trouble. Heavy type in brackets is used for this purpose.

The *Robinson* material is found in this volume on pages 465-523, and Mr. *Robinson's* sources are indicated as a general thing by notes made by Mr. *Robinson* himself, which are reproduced. Thus it will be seen that all the matter on pages 465-478—in this case full transcripts and not bare notes—is from the Court and Council minute book or order book for 1639 to 1642. Mr. *Robinson* refers to it as "Book in General Court Office No. 1, 1639 to 1642." The "No. 1" indicates that this book was in his time the first of the series of General Court order books in the clerk's office. The number had been put on it by some early custodian who possibly did not know that earlier books were or should be in existence. The location of earlier ones up to 1632 will be discussed later on in this preface.

A few notes then follow from what Mr. *Robinson* calls "General Court Orders No. 2" (see middle of page 479). The book probably began in *January*, 1642 (new style). Other notes made from it are printed on pages 498-503, the last being dated in 1646. The next order book from which Mr. *Robinson* made notes was one covering the period from 1654 to 1659—to which he gives no number, calling it merely "General Court Orders, etc., 1654 to 1659." His notes are printed in this book on pages 503-506. Whether the order books for the period between 1646 and 1654 were in existence when Mr. *Robinson* was at work, there is now no means of knowing, but the probability is that they had been lost or destroyed. The book described by Mr. *Robinson* as "General Court Book No. 2, 1660 to 1664," notes from which are printed on pages 507 and 508, must also have been an order book, for the last entry made by Mr. *Robinson* in reference to it (bottom of page 508) is, "Last order in this book 5th October, 1664. Adjournment then to 20th of November." It was probably marked "No. 2" by a clerk in the office when the other "No. 2" referred to above was hopelessly out of place, as were other books in the series of order books, only to come to light again later. This book Mr. *Robinson* made notes from at two different periods, as a comparison of pages 492 and 493 and pages 507-508 of this volume will show. Mr. *Robinson's* notes from "General Court Judgments and Orders, 1664 to 1670," are printed from bottom of page 508 through first part of page 511 and concluded on page 513. His notes from "General Court Judgments and Orders, 1670-1677" appear on pages 516-518.

In making his notes, however, Mr. *Robinson* did not confine himself to the order books. He made notes, also, from the will books, the deed books, and the miscellaneous

books in which were recorded bonds, commiffions, inftructions, proclamations, etc., etc. There were in the General Court houfe at that time many fuch books. Near the bottom of page 492 and near the top of page 507 are found references to a catalogue of books of record in the fecretary's office in 1661. Moft of thefe books in courfe of time—all, in fact, except thofe having to do with the patenting of land—found their way into the State court building. The catalogue extended over two pages in the original. That catalogue would now, even without the books themfelves, be of tremendous value as giving an idea of the number and character of the books of record kept. In its abfence, the ftudent has to content himfelf with the meager titles or defcriptions of the books as given by Mr. *Robinfon* in his notes, fupplemented by fuch information as he can gain from *Hening*. Mr. *Robinfon* appears to have ufed more than a dozen of them.

In addition, Mr. *Robinfon* caufed to be copied for his ufe parts of the fo-called "*Bland* Manuscript," in his day as now in the Library of Congrefs, efpecially thofe parts the original fources of which were the earlier minutes of the proceedings of the Council and Court. This "*Bland* Manuscript" (for fuller accounts of which fee "*Journals of the Houfe of Burgeffes of Virginia, 1619-1658/1659*," page xxxiii, note; "*Records of the Virginia Company of London, the Court Book*," Introduction, pages 48-54; and the "*Virginia Magazine of Hiftory and Biography*," Volume 15, pages 390-391) was compiled about the year 1722 from original *Virginia* Council and Court records at that time in exiftence for the ufe of Sir *John Randolph*, a man of fimilar taftes to thofe of Mr. *Robinfon* himfelf. Thefe copies of paragraphs from the "*Bland* Manuscript" Mr. *Robinfon* compared with the "*Randolph* Manuscript," which is itfelf a copy, in the main, of the "*Bland* Manuscript," with material put in better chronological arrangement, and made one or two additions or comments.

The material from the "*Bland* Manuscript" begins in this volume with the heading "In a Roll No. 10 (page 479) and continues to the heading "Copies of Orders of General Court during Period 1664 to 1670" on page 484. The compiler of the "*Bland* Manuscript" gives the fources of his notes. The heading "In a Roll No. 10" means, of courfe, that what follows is from a roll or book which is No. 10 in its ferief. This ferief was evidently the books of minutes of the General Court and Council, or what in courfe of time came to be called order books. Later, the compiler gives, in his notes from "Book No. 43"—though the figure "43" is fuch a puzzle to the prefent editor that he fuggefts that it may be an error made by the copyift—notes from the minutes of the period 1626-1632. Since there are no notes for a date earlier than 1626, it is conjectured that the earlier books in the ferief had in the compiler's day (1722) been mifplaced. Several of the notes made from "Book No. 43" refer to a period (1631-1634) covered by notes from Rolls Nos. 10 and 11. The conjecture bafed on this is that the numbering of thefe rolls and the affembling of the leaves making up their contents were the work, not of a contemporary clerk, but of one attempting in a not very intelligent manner the collation at a much later period, when the original covers were gone, many leaves loft, and others mutilated and hopeleffly out of place. The clerk did not read the material clofely enough to give the pages their proper chronological order. His book "No. 12," covering the year 1640, had by Mr. *Robinfon*'s time, it appears, been bound up with other material to form the book fpoken of by Mr. *Robinfon* as "Book in General Court Office marked No. 1, 1639 to 1642."

It does not feem profitable, however, to fpeculate further about thefe early records. Since the greater portion of them are loft, the notes made from them by two intelligent workers—Mr. *Robinfon* and the clerk who made the notes for Sir *John Randolph*—affume an adventitious importance. The meagernefs of the notes in comparifon with the originals may be feen by an examination of page 516 (beginning near the bottom), pages 517 and 518 of this volume, on which are printed the notes made by Mr. *Robinfon* from the minutes for 1670-1676, given in this volume in full on pages 205-461 (258 pages). The notes made by the clerk working for Sir *John Randolph* are about as meager. Despite their lack of fulnefs, however, their unclearnefs, and their other fhortcomings, the notes are of fuch value as to juftify, it is thought, inclusion in the prefent volume.

Let us turn now to the original records printed in this volume. How did it happen that they did not themselves go up in smoke at the same time with their fellows? Where are they now? How has the State Library been able to secure "copy" for the printers? The answer to these questions is interesting. These minutes, fortunately, were not in the building at the time of the fire. They had been borrowed from the archives of the Court and not returned—the earlier of them even in colonial days before the records were removed to *Richmond*. The carelessness of the custodians in allowing the books to be borrowed is much to be reprehended, but an overruling Providence is to be thanked that errors were in these cases allowed to be converted into benefits.

The history of the minutes for the earlier period (1622-1632) is to be found in part in a letter dated October 4, 1825, written by *Thomas Jefferson* to Mr. *Hugh P. Taylor* and quoted on page 43 of Dr. *Susan Myra Kingbury's* Introduction to "The Records of the Virginia Company of London, the Court Book, from the Manuscript in the Library of Congress." In this letter Mr. *Jefferson* gives a very short account of the manuscripts in his possession relating to the early history of *Virginia*, which in 1829 became by purchase the property of the Library of Congress. He first speaks of the two folio volumes containing transcripts of the proceedings of the *Virginia Company of London*, and then proceeds: "The other four volumes, I am confident, are the original office records of the Council. My conjectures are that when Sir *John Randolph* was about to begin the History of *Virginia* which he meant to write, he borrowed these volumes from the Council office to collect from them materials for his work. He died before he had made any progress in that work, and they remained in his library, probably unobserved, during the whole life of the late *Peyton Randolph*, his son. From his executor, I purchased his library, in a lump, and these volumes were sent to me as a part of it. I found the leaves so rotten as often to crumble into dust on being handled; I bound them, therefore, together, that they might not be unnecessarily opened; and have thus preserved them forty-seven years."

It would not be very fruitful, it appears to the editor, to enter here upon a discussion of the reliability of Mr. *Jefferson's* conjectures. Those who are specially interested in this phase of the subject are referred to Dr. *Kingbury's* Introduction. It appears sufficient for our present purpose to know that a part of the material here referred to was the earlier minutes of the proceedings of the General Court and Council printed in this volume. The manuscript sheets containing these records, with the exception of a few of the later ones, have by this time been skillfully repaired, and bound into two volumes. They are likely now to withstand for many years the insidious processes of decay.

The appearance of these minutes in the present volume, however, is not their first appearance in print. Transcripts of portions of the minutes for 1626, 1627, and 1628 were made years ago for Mr. *Conway Robinson*, and these were later printed in Volumes 3 and 4 of the "*Virginia Magazine of History and Biography*;" and commencing in No. 2 of Volume 19 of this magazine and continuing through No. 4, of Volume 31, all these minutes have been printed. There is no question, however, that they are of such superlative value to the student of early *Virginia* history as to justify their being printed again, in a volume made up almost exclusively of Court and Council minutes and notes made from these, in which, by the aid of a full index, they may be conveniently studied. As printed in the "*Virginia Magazine of History and Biography*," the minutes were entertainingly and instructively annotated by the editor of the magazine, Dr. *William G. Stanard*, whereas the notes in the present edition are almost negligible. The present editor has found it necessary to devote all the time and energy that he has been able to spare for the publication of this work to securing an accurate text and an adequate index. Hence the student, although he will find the present volume much more convenient for use than the dozen or so volumes of the magazine, should not by any means neglect the latter.

The text appearing in the "*Virginia Magazine of History and Biography*" was furnished for the earlier numbers by Mr. *Lothrop Withington*, of *London, England*, an accomplished antiquarian and genealogist, who spent much of his time in the latter.

years of his life in the Library of Congress, and who with great generosity and public spirit engaged to make a copy of the minutes for the *Virginia Historical Society* as a present. Mr. *Withington* was one of the victims of the crime of the *Lusitania* in *May, 1915*. After this, the text was secured by the editor of the magazine from photostat copies of the original proceedings up to the proceedings for *October 15, 1627*, published in No. 4, of Volume 28 (*October, 1920*). Beginning with that date the text was furnished by the *Virginia State Library*, for the State Library Board had by that time determined to have printed in one volume all the minutes of the proceedings of the Council and General Court that could be found, an appropriation for the purpose had been made by the General Assembly of 1920, and there had been secured from the Library of Congress a full set of photostat copies of the original, from which two sets of typewritten transcripts had been made of the minutes from *October 15, 1627*, to the close—one for the use of the editor of the "*Virginia Magazine of History and Biography*" and the other for use in the publication of the present volume. The "copy" could not actually be sent the printers, however, either in 1920 or 1921, for the reason that the appropriation for publications had to be diverted to the securing of furnishings for the archival annex to the State Library building, a necessity that the General Assembly had not provided for. The book is finally being printed from appropriations made by the General Assembly of 1922.

The effort has been made throughout to follow the originals, both the originals of the earlier minutes and those for the later period (1670-1676), very closely. It was not found practicable, however, without going to what appeared to be an unjustifiable expense for special characters and without greatly adding to the time consumed in proof reading, to represent in type the pages of the originals exactly. It was determined to use only the characters heretofore used in the printing of the "*Journals of the House of Burgesses*" and of the "*Legislative Journals of the Council*." One or two of them have, however, but with little chance of confusion, it is hoped, been called on to do double duty, as was occasionally the case in the two preceding series of volumes. Only an approximation to the manifold peculiarities of the originals has been attained, but this approximation is close enough, it is hoped, to meet all the demands of the student. The sense is never departed from, and it is to convey this sense in the clothing in which it was originally conveyed, in so far as type can represent manuscript, that the old forms are retained at all. In other words, if any modernization were referred to, there would always be a question in the mind of the reader as to how far this had been carried and as to whether the editor had in fact caught the meaning of the original. It is really for the peace of mind of the student that the ancient clothing, within the limits set forth, is retained. A list of the peculiar characters employed will be found below.

In order that the reader may form some conception of the condition of the original manuscripts, half-tones of two of the pages from the earlier minutes (pages 2 and 3, appearing in this book on pages 3 and 4) are given. The pages are fairly typical, though they do not, of course, furnish illustrations of all the peculiarities of penmanship to be met with. The later minutes were the work of only two writers (with the exception of a few of the last pages, written by a third), and the handwritings were very similar; so that reading the book containing these minutes would not be difficult but for the mutilations and the fading of the ink in places. But the earlier minutes were by many different penmen, the work of each presenting problems of its own. Several of these writers wrote what was known as court or law hand, that is, the writing in which court records were at that time kept, an example of which is found in the second illustration given, and several wrote in the ordinary hand of the time, an example being the first of the illustrations. In the printed book words that are supplied to fill gaps occasioned by the frayed and broken condition of the manuscript appear in brackets—with question marks after them when merely conjectural—and dots . . . indicate places where the editor has been unwilling to hazard a guess.

One of the greatest difficulties connected with the work of securing a text of the earlier minutes has been the determination of the sequence of the pages. It must be understood that when these manuscripts came into the possession of the Library of

Congress the original covers of the books had long since been lost. A great many of the leaves had also been lost, and a great many more had been sadly mutilated, in many instances the dates of sessions originally given at the tops of pages having disappeared. The original page numbers had also mostly disappeared. The repairers of the manuscripts and those responsible for the order of the pages as given in the two volumes into which the manuscripts are now bound in the Library of Congress are to be forgiven if they made mistakes. Many of these mistakes were pointed out by Mr. *Withington*, whose suggested order has been followed in the main by the present editor, but not absolutely, since in his judgment Mr. *Withington* also made mistakes. The order given in the book is the one seeming most satisfactory after a close study of the various handwritings, of the subject matter, and of the remaining dates. It is not to be hoped that it is absolutely accurate, for in several instances it rests on nothing more solid than a guess. No doubt, more than one student, who will have the inestimable advantage of the index, will detect errors. These few errors will not be, however, of very serious consequence. In the cases in which the serious student will wish to compare the printed text with the original he will be able to do this without great difficulty, because, though the order of the pages as they appear in the two volumes in the Library of Congress has been discarded, the photostat copies of the pages will be bound in the order in which their contents are printed, and will be preserved for reference in the *Virginia* State Library.

The manuscript leaves were not only unbound at the time they were in Mr. *Jefferson's* possession, but they were in sad disarrangement. Some of the leaves had even got into other books. This is shown by the excerpts given on page 145 of Volume 1 of *Hening's* "Statutes at Large of *Virginia*" from some of these loose leaves "found," as Mr. *Hening* says, "among the acts, etc., of the General Assembly, of the period to which they relate." And these loose leaves—there were, apparently, only a few of them—must have been in better condition when examined by Mr. *Hening* than they are in today, since in the first excerpt (a paragraph appearing in this volume on page 157, in reference to Lady *Yearley's* confirmation in court of the conveyance of certain land by her late husband, Sir *George Yearley*) there are no omissions of words because of condition of the paper, whereas in the present volume there are several. As given by *Hening* this entry is as follows: "At this court the lady *Temperance Yearley*, came and did fully and absolutely confirm as much as in her lay, the conveyance made by her late husband, Sir *George Yearley*, Kn^t. late Governor, deceased, unto *Abraham Percy*, Esq. for the lands of *Flowerdieu Hundred*, being one thousand acres, and of *Weanoke* on the opposite side of the water, being 2200 acres. And the said lady *Temperance Yearley*, did then altogether absolutely disclaim and release unto the said *Abraham Percy*, all her right, interest and claim, in all and every part of the said lands, to herself any ways being and appertaining, either by way of dower or thirds."

The text of the minutes from *April 15, 1670*, through *March 22, 1676* (old style), has been obtained from the original manuscript book now in the possession of the *Virginia* Historical Society. The history of this volume—how it happened to be away from the State court house when that building was burned in 1865, and how it happened to come into the possession of the *Virginia* Historical Society—is not known. That it is indubitably the original, and not a copy, is shown by the character of the handwriting and the signatures of the two clerks, *Richard Aurborne* and *Henry Hartwell*. It has been shown above that Mr. *Robinson* made notes from it. At the time these notes were made the book was, in the opinion of Dr. *William G. Stanard*, the present secretary of the society, in the possession of the society, and not in the State court house.

The Council was in existence in *Virginia* from the beginning of the colony. According to the provisions of the first charter (1606), its members were appointed by the king and it elected in *Virginia* its own president. It was all powerful in the conduct of affairs. The second charter (1609) made of the Council a mere advisory body named by the governor (who was appointed by the *Virginia* Company of *London*) and removable

by him. The third charter (1612) did not directly change this condition but added to the power of the company to such an extent that it became possible for the company, when the progressive element came into control, to establish a General Assembly the members of the popular branch of which were elected by the people. The other branch was the Council, whose members were, as was the governor, named by the company in general session. This did not come about, however, till *November, 1618*, when *George Yeardley* was chosen governor and several papers were adopted establishing the new liberal order of things.

It is possible that records of the proceedings of the earlier all powerful Council were kept. If so, they have been lost. Under *Gates* and *Dale* and *Argall* there was no place for Council minutes, merely for records of the doings of the governor, and, indeed, we get at least a glimpse of "A Register Book during the Government of *Samuel Argall*" through notes contained in the "*Bland Manuscript*." The rehabilitated Council of *Yeardley's* time, however, no doubt began at once to keep the records of its proceedings. Governor *Yeardley* reached *Virginia* with the documents providing for the radical reorganization of the government of the colony, documents of such importance that they have been called by some the *Virginia Magna Charta*, on the 29th of *April, 1619*. Allowing for a short time for the putting of the new system into operation, there ought, then, to be minutes of the proceedings of the Council going back nearly to that date, but the earlier minutes have been lost. There are preserved, however, in *Magdalene College Library, Cambridge, England*, copies of orders issued by the Council as early as *November 11, 1619*, and copy of another order issued the next day.

On pages 98 and 99 of her Introduction to "The Records of the *Virginia Company of London, the Court Book*," Dr. *Kingsbury* gives an account of various documents—orders, proclamations, commissions, warrants, and petitions—whose subject matter is so closely related to the matter contained in the Court minutes that it was at one time the intention of the editor to print them as an appendix to this volume. The volume has become too bulky, however, as it is, and appropriations for its publication have, moreover, been exhausted. Hence the intention has not been carried into execution. It will not be long, however, it is hoped, before these documents, as well as others listed on pages 121-205 of the Introduction will be printed by the Library of Congress in a volume or volumes in the series initiated by the publication of "The Records of the *Virginia Company of London, the Court Book*."

Though the charter of the *Virginia Company of London* was abrogated in 1624, the form of government which the company had evolved went on, the king taking the place of the company. The three-fold functions of the Council—executive, judicial, and legislative—continued.

In the period covered by this volume the Council had not begun to find it necessary to hold separate meetings for the transaction of its several kinds of business. In the minutes here recorded executive and judicial items are freely intermingled, the latter, very naturally, predominating, since as a court the Council, the governor acting with it, had both original and appellate jurisdiction, and a great many cases arose; whereas the governor as an executive did not find it necessary except occasionally to call on his Council for advice.

As for the procedure of the Council functioning as a branch of the General Assembly after the time when the Council and the House of Burgesses sat together when passing laws, it is obscure. The Council proceedings, if any record were kept of them, have not been preserved. Beginning with 1680, however, the journals were regularly kept, and they have been printed by the *Virginia State Library* for the entire colonial period from that date in three volumes having the title "Legislative Journals of the Council of Colonial *Virginia*," to the preface of which the reader is referred for a more extended treatment of the subject of the records of the Council of colonial *Virginia* fitting as a branch of the General Assembly. In 1680, too, according to order from *England*, began the sending to *England* of copies of the proceedings of the Council as an executive body,

though an examination of pages 520 and 521 of this book, where will be found the notes made by Mr. *Robinson* from the original record book that he describes as "Bonds & 1677 to 1682—Orders"—which was, in fact, a minute book of the Council and General Court similar to those given in this volume—will show judicial and executive items intermingled up to the close. It is probable that the old habit of transacting the two kinds of business at the same meeting continued for some time, and that copies of the executive items of the minute book were made to be sent to the home government according to order. The order did not include the judicial items. Exactly how long the practice was kept up, it is not possible for the editor to determine.

The next volume of minutes, or journals, to be printed will be Volume 1 of the executive journals of the Council pure and simple. The series will contain many volumes, for the executive business of the Council became more and more extended and important, and separate journals soon, no doubt, began to be kept. In the *British* Public Record office there are copies of the proceedings from 1680 almost without a break, and there are a few originals in the *Virginia* State Library.

The special characters used in this volume are:

č, indicating ti (menčoned, for example, for mentioned)

đ, indicating -leman or -lemen (gentđ, standing for gentleman or gentlemen)

þ, indicating pre or pro (þvent, for prevent; þvoke, for provoke)

Ɔ, indicating per or par (Ɔson, for person; Ɔty, for party)

m̄, indicating mm (sum̄on, for summon).

In general, a curve over a letter indicates the omission of a letter or letters, either preceding or following the marked letter.

H. R. MCILWAINÉ.

Richmond, Va., February 14, 1924.

ERRATA

In the process of indexing this work the following errors to which attention should be called have been detected:

Page 6, line 4 from the bottom, *W^r* should be *Mr.*

Page 8, the minutes of the court for *December 8th* should all be transferred to middle of page 35, so as to come just before the proceedings for *December 13th*, and the month given in brackets at the bottom of the page should be *November* instead of *December*.

Page 16, line 4, after the word "was" enclosed in brackets insert the words "to be."

Page 44, line 2 from bottom, *Crampe* should be *Crumpe*.

Page 51, line 7 from bottom, *Tungis* should be *Turgis*.

Page 144, line 9, *Crampe* should be *Crumpe*.

Page 153, line 17 from bottom, *Harmm* should be *Harman*.

Page 200, line 23, *Grayue* should be *Grayne*.

Page 201, line 5, *Jack Stephens* should be *Richard Stephens*.

Page 201, line 28, *Crampe* should be *Crumpe*.

Page 205, line 14, *George Summers* should be *John Summers*

Page 205, line 7 from bottom, *York* should be *Kent*.

Page 208, line 9 from bottom, after *Cutberth* insert *Potter*.

Page 210, line 14 from bottom, *Harrell* should be *Farrell*.

Page 218, line 4 from bottom, *Nowell* should be *Newell*.

Page 220, lines 2 and 3, *Janney* should be *Jauncy*.

Page 228, lines 7 and 29, *Baker* should be *Bacon*.

Page 232, line 18, *Deaton* should be *Deacon*.

Page 256, line 7, date should be 1671 instead of 1672.

Page 257, line 16 from bottom, insert *Cocker* after *W^m*.

Page 257, line 23, *Mumford* should be *Momford*.

Page 265, line 3, *Edwd.* should be *Edmd.*

Page 265, line 8 from bottom, *Janncy* should be *Jauncey*.

Page 266, line 2, *Janncy* should be *Jauncy*.

Page 272, lines 13, 16 and 18 from bottom, *Janncy* should be *Jauncey*.

Page 274, line 15, *Coll:* should be *Thos.*

Page 280, line 5 from bottom, *Woad* should be *Wood*.

Page 286, line 18 from bottom, *Jeanes* should be *James* (standing for *James*).

Page 291, line 20, *Greene* should be *Grove*.

Page 302, line 17, *Hayes* should be *Haynes*.

Page 313, line 11, *Maloch* should be *Malach*.

Page 343, line 7 from bottom, *Hall* should be *Hull*.

Page 368, lines 7 and 8, *Prowler* should be *Bowler*.

Page 414, line 15, *While* should be *White*.

Page 428, line 25, *Stuckey* should be *Stackey*.

Page 440, line 18 from bottom, *Martin* should be *Morton*.

Page 451, lines 20 and 21 from bottom, *Pondexter* should be *Pendexter*.

Page 493, line 20 from bottom, 1667 should be 1677.

Page 507, first line, 1666 should be 1660.

A few other errors, especially in the use of italics, have been discovered, but since the reader, if he observes them, will perceive at once that they are typographical errors, it has not seemed necessary to call attention to them.

**Minutes of the Council
and General Court
1622--1632**

[A Courte Book begun the]

Feb. 4th 1622

Killdale went about the howse & then a woman cald *Bridgett roote* came into the houle & said that *Killdale* had cockt his peece, & praid god he did not fhoote the bitch, p[re]sently vpon that they hard the peece discharged, wherevpon *Rico: Craven* went forth & took vp a great ftick of wood that lay at the dore & went to *Killdale* & was redy to strike him, but whither he did fstrike him or no, this deponent knoweth not, but faith that [then] *Killdale* kept the said *Craven* of fro him, [with] his peece, wherevpon the said *Craven* cald [for] his sword, & took an othe that he would [kill] *Killdale* though he were hang'd for itt. [Al]so he faith that *Nicolas Roote* att the fame [tim]e came forth of the howse, & tooke vp a [grea]t ftick of wood, but this deponent did nott [se]e him fstrike *Killdale* wth itt, but *Tho: Hether[fall]* his dogg bitt the said *Nicolas Roote*, & so the said *Roote* beat the dogg wth the ftick This deponent faith further that while *Roote* was beating the Dogg, the said *Craven* & *Bridgett Roote* took hold on *Killdales* Peece, & took itt fro him, & carried the Peece into the howse, & told *Killdale* that he should not have the Peece till he had made satisfaction for the Bitch. & then *Richard Craven* wold have had *Killdale* goe to buffetts wth him, but *Killdale* wold nott but went back & so departed
William Dav[ies]

Itt was ordred that for this grofs abuse of *Richard Craven* [an]d *Nicholas Roote* offred to *W^m Killdale* that the said [*Rich*]ard *Craven* shall pay for the cure of *W^m Killdale* [his] legg and that the said *Craven* do further putt [in his] bond wth fureties for the paym^t of fourefcore [pou]nds of the best tobacco the first of *december* [next], and allso doe putt in bond wth fureties for the [good] behavior of him the said *Craven* allso [that the said] *Roote* shall give bond to pay twenty [pounds of] [to]bac[co] . . . time . . .

And whereas *Tho: Hetherfall* was warned [of] the Governo^rs pleashure vpon this occasion, whe[n] p[re]sent in Towne, and went away, and negle[ct]ed his attendance, itt was ordered that he shold [be] p[re]sently sentt for, and be layd in bolts all [the] night following

Feb: 4th 1622.

March 1. 1622

A COURT was held whereat were
[p[re]sent]
S^r ffra: *Wyatt* Governor, S^r *George Year[dley]* M^r. *George Sandys* Esq. Trefurer.
D^r. *Pott* M^r [*John*] *Powntes*. M^r. *Roger Smith*. M^r. [. . .]

The Court being sett.

James Wickam, aged about 25 or 26 o[n] being examined confesseth that on the 24 of *February*, 1622 hee . . . Wth *Will: Carter Rch. Baynes* and . . . (M^{rs} Mate of the *Abigall*) went together [to] the woode to kill some flesh (*Will Carte[r]*) [told] them
hee

hee knew where there were calu[es] that if hee saw them so ferre of hee [would] kill them;) *Will Carter* offering to shoote a[t one] his peece went of before hee intended it: [where] vpon *Rch. Baynes & W^m: Carter* bidding [the] examine shoote it, w^{ch} hee did. & to . . . after w^{ch} they fleefe it & *Will. Carter M^r. Ifaack* & the rest caryed each of them a part *M^r. Ifaack* was also in p[re]sence when they shot & after they dressed it in the house wh[ere they] [dw]ell (belonging to *D^r. Potts*)

[*R*]ch: *Baynes* aged about 35 or 36 [e]xamined confesseth that on *wensd[ay]* the 24 of *F[eb]r[uary]* *M^r. Ifaack & James Wicka[m]* . . .

Examinations . . . of *James Cyttie*, Ta[ken] vpp . . . one *Tewfdaye* ye fyfth Daye of [*August*, 1623, before] the righte woopⁿ Sr: *ffrançs: Wyatt* [Gouernor] and Cap^t generall of *Virginia*, and oth[ers of the] Councell there assembled.

This Examine sayeth y^t by comande of the Governor, [he] went to make search for the calfe, And coming to th[e] howse of the faide *George Clarke*, he enquired of him, [if] he coulde geve him any light or notice of the faide [calfe] The faide *George Clarke* Answered, he knew not w[hat] was become of it, but faide y^t 3 or 4 nights [before] he saw 3 or 4 men walke towards *Sandy hill* late [in] the night, And this Examine sayeth y^t as he cam ow[t] of *George Clarke* his Chamber, *John Jacksone* t[he] Smith was at woork in the fhopp, and poynted to the Examine where A kettle stood, w^{ch} he took vpp a[nd] fownde bloud in it, using these woordes) fuerly t[hat] was the bloud of the Calfe (wherevppon the faid *C[larke]* answered, *I will tell you the truth: the Calfe was kild he[r]e indeed by Daniell ffranke, And I did hel[p] to drefs it and did eate p[ar]te of it but I was lo[th] to tell you for at the ffirst, being loath to distre[ffe] my self, and there is 3 quarters of it above in y^e lof[t] in A Cheast vnspent, w^{ch} This Examine wenn[t] to see and fownde it trew, but y^e flefh stanck [and] was full of woormes) This search this Examina[te] made one *Monday* the fowerth of *Auguft* 1623.*

[*Daniell ffranke*] his Indictmen[t]

Daniell ffranke, thou art here indicted by the [name] of Daniell ffranke of the Teritori of Virginia laborer for that thou the faide Daniell ffranke, vppo Thurs[day] the last of July in the Yeare of the raigne of o^r fouaig[ne] Lord James by the grace of god of Englande ffrance and Ireland Kinge, defendor of the faith &c the xxj^o And of Scotlande the lvij^o 1623, aboute the h[oure] of Eleuen and twelue of the Clock at midnight at James Cyttie in Virginia aforefaid, Nott having the feare of god before thy Eyes, didst then & ther[e] felonyously steale and kill one Calf of the goodes and Chattles of S^r George Yardleys knight of y^e worth and price of three pounde sterlinge, and didst dresse eate and spende the same in the howse of George Clarke of James Cyttie Aforesaide Gunsmith, And also didst felonyously steale and cary Awaye one carpett one pullett and one napkine of the goods and Chattles of Randall Smalewoods of James Cyttie aforesaide of the woorth and pryce of tenn shillings sterlinge Contrary to the peace of our fouaigaine Lorde the Kinge his Crowne and Dignitie, w^t sayste thou for thy self art thou guiltie of this felony or not.

Geor[ge] Clarke his [Indictment]

George Clarke thou arte heere indicted by [the name of] George Clarke of James Cyttie in Virgin[ia] that wheras Danyell ffranke of the Terri[tori of Virginia] Laborer vppone Thurs[day] the last of Jul[y] 1623 and] of the raigne of our [Sou]raigaine Lorde James [by the grace] of God of Englande ffrance and Irelande K[ing]e defendor] of the faith &c the xxj^o and of Scotland the [lvij^o] aboute the howers of Eleuen and twelue of the [clock] at midnight, at James Cyttie in Virginia aforefaid [did] then and there felonyously steal and kill one Calfe [of] y^e goodes and Chattles of S^r: George Yardley kn[ight] of the woorth and Price of three pounde sterling And after the faide Daniell ffranke had killed the faid Calfe, Thou the faide George Clarke, as Accesf[orie] to the faide ffelony didst help the faide Daniell ffr[anck] To Carry the faide Calfe into thy owne howse, a[nd] didst helpe

to drefs eate and fpend the fame Contrary to the peace of our Sou'aigne Lorde the Ki[ng] his Crowne and Dignitie, w^t sayeft thow for they felfe arte thow guiltei of this felony or nott

The Names of the Jury Impaneled vppon the tryall of *Danyell Francke* and *George Clarke* vppon *Tewfday* the fyfth of *Awguft* 1623

Enfigne William Spenc gent

Nathaniell Reighnoldes

Richard Brewfter gent

James Hickmote

Richarde Danyell gent

Nathaniell Jeffereys

Charles Harmer gent

Edwarde Croffe

George Mynifree

Peter Afcombe

John Stephens

Thomas Allnut

Which Jurye by theire verdict, returned, and fownde the faide *Daniell [ffrancke]* and *George Clarke* guiltie of the faide ffelony And thervp[on] they Received sentenc of Death Accordinge to Lawe. *Daniell ffranke* was executed: *George Clarke* repriued.

. . . [1623]

COURT was held at which were

þfent

S^r [ffra: Wyatt] [G]overner M^r *Treasurer*, Chr: *Dauifon*—D^r *Pott*. Cap^t *Ham[or]* [M^r. *John*] [Po]wntes

Whereas there was a Proclamation against buy[ing] comōdityes & felling the same agayne to the enhancing [thereof] upon the penalty of forfeyting the Comodityes so sold S^r *Georg Yeardley* or his assignes contrary to the sayde Proclamation hath bought a hogsheade of facke of M^r. *Benet* 7^g gallon for 36^s in Tobacco & sold the same for 30^s in money to [George] *Minifye* & *John Stephens* who have given theyr bill for payment thereof upon very short dayes. *It was ordered* that the sayde hogsheade of wine should be confiscate & (being gaged) to remayne in the hands of the sayde *Geo. Minifye* & *Jo: Stephens* untill S^r *Geo Yeardley* haue made his answer.

August 20th [1623]

ACOURT was held att w^{ch} were

þfent

S^r *ffra: Wyatt* Knight Governo^r, M^r *Treasurer* M^r *Pountis*, D^r *Pott*, Cap^t *Hamor*.

It was taken into confideraçon how of late by degrees Comōdities have growne to very exceffive rates, not onely in tobacco but in readie mony, to the great preiudice of the ftate & com̄wealth of *Virginia*, & are likely by sufferance to grow greater, *ordered* that since the greateft abuse herein, especially fro the com̄o fort, hath growne by sack strong waters & other [drinc]ks of like kynde, w^{ch} they will have at what rate foever, *It is therefore ordered* that no fherry sack shalbe sold (by any Adventurer or Planter [in] *Virginia*, above iiij^s the gallone in reddy money & vj^s in tobacco att iiij^s the pound & Canary & Malligo & Allicant Tent Bastard Muskadell etc: vj^s in ready money & nine fhillings in tobacco. Aqua vitae at iiij^s mony & vj^s tobacco. Sallett oyle at vj^s mony & nine fhill: tobacco Wine Vineger iiij^s the gall. mony iiij^s. vj^d. tobacco beere vinegar at ij^s the gal: money & iiij^s Tobacco

[September

. [September 1623]

[COURT was held at which were
. . .] D^r Pott

present

The oathes of Supremacy & aleg[iance adminiftered] To thefe whole names are
underwrittenof the *Ann* which
arrived at *James*
Citty the 5 of
Sept^r

Thomas Faireley of *Worcefter* in *Worcefterfhire* gent.
Owen Dawson of *St. Martins* in the fields joyner & . . .
Ralph Buckridge of *Sutton* in *Barkfhire* gent.
John Crampton of *Bolton* in the *Moore* in *Lankafhire* Cha[ndler]
William Poole of *Preton* in *Anderneffe* in *Lankfhire* . . .
Thomas Crompton of *Bolton* in the *Moore* in *Lankafhire* . . .
Simon Withe of *London* bricklayer
Thomas Siffon of *London* haberdafher.
William Kempe of *Howes* in *Leicefterfhire* ge[nt.]

- 10 *Thomas Warden* of *Ely* in *Hampfhire*, hufband[man]
Edward Rogeres of *Porbery* in *Somerfhire*, carp[enter]
William Jones of *Michmansfell* in *Herefordfhire* . . .
John Baker (about 17 aged) in *London* joyner
William Kelloway aged about 20 of *Poorchmouth*, hufband-
 m[an]

- 15 *John Gowton* of *Hatfield* in *Surrey*, gent

John Downes of *London*, Grocer
Thomas Roper of *Malden* in the County of *bedfordfhire*, gent.
John Bath of *London* Leatherfeller.
Will^m Fitzgeffrey of *Staple Inne* gent
George Syberrye of *London* tallow-chandler.
Henry Fell of *Chriftchurch* in *Oxford*, ftudent.
Theodore Pettus of *Norwich* gent.
Robert Collins of *London*, haberdafher.
John Pegden of *London*, gent.
Jofyas Harr of *London* haberdafher.
John Eman of *London* goldfmith.
George Fitzgeffrey of *Howton Conqueft* in *bedfordfhire* gent.
Henry Cheyney of *York* marchant

- 14 *Robert Conftable* of *North Allerton* in *Yorkfhire* gent

George Pacy of *London*, grocer.
John Weft of *Witley* in *Surrey*, hufbandman.
Auften Smith of *London*, Carpenter.
Edward Hofyer of *Ratcliffe*, vintner.
Henry Syberrye of *London*, chandler.
Thomas Weft of *London*, coop[er].
James Holt of *London*, Carpenter.
Alexander Gill of *Maldon* in *Bedfordfhire*
Ralph Martin of *Bachain* *Somerfhire*, hufbandman.
John Dyer of *London*, Carpenter
John Prieft of *Langport* in *Somerfetfhire*, tayler.
Richard Crouch of *Howton*, in *Bedfordfhire* carpenter aged
 about . . .
Samuell Weauer of *London* aged about 18
Roger Rodes, W^r. *Fitzgeffreye* his fervant of *Dowton* in *Wilfhire*
 (aged about 19) . . .

- Thomas Sexton* of *London*, one of *Chrifts Hofpittall* age about 17
 16 *Moyfes Stone* of *Longworth* in *Barkfhire* aged about 18

Of the *Bonny Bef*s
 w^{ch} came to *James*
Citty the 12 of *Sept^r*

. . . a *dutch* noate under the hands of certayne saylers of . . . of the *Everett*, having loft our [ship in the] *West Indyces* & we should with our ship & our pinnace called . . . *Everett* both go to *Virginia*. now that wee can not finde our ship [in the] *West Indyces*, so have we no trust or confidence to sayle with our M^r [Master] by reason of his hard goverment ouer us & want of all things. This noate under theyr hand they made to lett the M^r know why they [were] unwilling to go ouer to *Virginia* which noate *Bowen* (that wrote it) [put] downe before the M^r of the *Flushinger* who took it up (*George Jennyson* being with him) & read [&] threw it from him, & *Georg Jennyson* himself tooke it up.

1 After all this, they sayde if hee would fitt his ship & cask, they would go with him, which afterward they did.

2 Further in *Virginia* about the 20th of *July* in this riuer the M^r demanding of them whether they would go home wth him (if he could victuale the pinnace) or no *Bowen John Floures* & *Alwin Danyell* they answered they would not.

3 Further since they came into the riuer divers of them have hyred themselves out.

4 *Alwin Danyell* tooke away his cheft without the M^{rs} priuity or consent

5 *John Flores* told the M^r that hee were best fell the bark that she was old & would be eaten up with wormes

6 *Alwin Danyell* sayde hee had rather loofe his wages, then go with the M^r

[To] the 1 They affirm that the M^r sayde if any *frenchman* or other should come thither hee would leaue the bark & them there & go with the *frenchman*.

John doth not remember the mention of the *Frenchman*, the rest hee doth, of leaving them there *viz*!

to the 2 They affirm that they then wanted victuall, tight cask, rigging & had but one anchor.

John sayth that they had not one good cask they were so eaten with wormes and had but one anchor & wanted some small ropes.

To 2 *Alwin Danyell* sayth hee did not denye to go home if the Bark might be victualed

To the 3^d They hyred themselves forth because the M^r had no victuall to feede them

To the 4th Hee went aboard, thinking the M^r had beene there, but in his absence hee called the M^{rs} boy & shewed him what was in the cheft.

To the 5 *John* confesseth this.

To the 6 *Alwyn Danyell* sayth he spake those words because the M^r called him dog, & rogue, & bid him go ashore.

November 19th [1623]

[A COURT helde] *November 19th [1623]*
 present
S^r ffra: Wyatt Gouvernor & [*Christopher*] *Dauison* Sec^r

Sibill Royall widow fworn & examined sayth . . .

To the first, that it was layed together the same night

To the 2^d, that the fowle linnen was taken away next morning, M^r *Pott, Anthony, Randall*, and shee being present Shee neuer saw y^e D^r and his wife, or either alone in the house, nor looke into any trunk

To the 3^d she sayth, that *Anthony* told her, that he f[aw] y^e D^r and his wife looking in y^e trunk, to which [she] replied *what of that, why*, says he, *there was no body [there ?]* shee verily thinketh, that it was vpon *Thursday*, she ha[ui]ng then washed the bucke, and ytt being in the euening at candle lighting To the 4th, shee knoweth of no money,
 but

¹ The exact date of this cannot be ascertained. It belongs, however, in the latter part of the year 1623.

but what was [counted] out in the p[re]sence of M^r *Pountis*, which was as neere [as] hee remembreth, feuen pounds, some peeces of gold among [it]

A warrant to M^r *ffarrar* to bring in the acco[unt] of M^r *Jordan* his estate by the laft Day of [*De*]cemb^r

Another warrant to M^{rs} *Jordan*, that M^r [*Farre*] put in securitye for the p[er]formance of [her hu]sbands will

Alfoe an abstract of this order to be deliv'ed to S^r *George Yeardley*

November 20th [1623]

[A] COURT helde] *November 20th [?] [1623]*
p[re]sent

S^r Francis Wyatt Gouverneur &c. & *Christopher] Davison*

Phetiplace Clofe sworne & examined sayeth that [he] being to go the March to *Chicohamani*, Advifed [*Thomas*] *Bilby* (being sick) to make his will. Wherup[on] *Thomas Bilby* told *Lewis Bayly* that all which he had [he would] giue to him

Will^m Hall sworn & examined sayth that being . . . *Hall* & . . . *Lewis Bayly* telling *Th[omas] Bilby* that shortly [he would] peck over the perch, *Bilby* [said] that if he did no body should fare the better for [that] hee :

1623 December 11th

p[re]sent

S^r GEORG YEARDLEY M^r *Treasurer Chr: Davison* D^r. *Pott*, Cap^t. *Smith*

S^r George Yeardley (having tendred the payment of 2000^l waight of Tobacco to M^r. *Southern* for the use of *Crackplace* due by bond) he desireth to bee releasf of the forfeiture of the bond; this Court [now] take notice that M^r *Southern* hath releasf *S^r George Yeardley* of the forfeiture

(These 3 examⁿ were examined apart)

Thomas Nun sworne & examined sayth that the people of the house did say that Capt. *Wilcocks* or Capt. *Barwick* had had a hoghead of Cider & certayne powder & fhott & fhoes

Bartlemew Blake sworne & examined testifyeth the same & doth not know any thing hee had of his own (besides the goodes mentioned in the Inventory), but A Pott of butter & a loafe of Sugar, 2 rundletts of Aquavita^e cont^s about 20 gallon Whereas Capt. *Sampson* sayth that vpon a report that Capt *Barwicks* . . . was delivered some 2 tuns of his own goodes aboard the the *Furtherance*. Capt. *Sampson* would not receaue it at the first becaufe hee brought no tickett from the Company, but afterward he bringing a tickett from them, hee did receaue it aboard

Nun sayth that hee was at the packing up of those goodes sent in the lighter which were pitch & tare & certayne tooles & nayles which did belong to the Company. & sayth further that there were 2 hogheades of tobacco were packed up wth tobacco, w^{ch} were taken out of the house, one of w^{ch} conteyning 220^l waight of tobacco this examⁿ packed up himself & was sent home in the *Temperance* Sayth that Capt *Barwick* upon some occasions made him a stranger to all authoritie & sayth further, that he knoweth of one hogheade of meale belonging to the Company sold by him to *Rich Taylor* also of 30^l of cheeze, sold to the same man also 3 gallons of oyle, 10 payre of Shoos, & aquavita^e (but he knoweth not the quantity of that) sold to the same man, & sayth also that some few days before his death he appointed this examⁿ to pay a bush^l & ½ of oate meale to *Georg Grimes*, & wifht this ex^d to be clofe in this busines or the world would cry shame

of

* The sentence breaks off here, and the rest of the page is blank.

of him & further sayth that of the Tobacco w^{ch} was in the howfe he did bequeath 40^l waight of Tobacco to the Church w^{ch} this examⁿ sayth was payed to *Nath. Reynolds* one [of] the church wardens

Bartlemew Blake sworn and examined sayth that he had heard the fellowes of the howfe say that Capt. *Wilcocks* had of Cap . . . A hh of cider, & certayne To[bacco] & poude[r] & fhott & saw him deliver poude[r] & fhott to Serjeant *William[s]* . . . fhott out at a back doore & received of the sayd *Williams* a cheft of Tobacco, to the quant[ity] (he) thinketh) of 100^l waight & sayth that he sold certayne fugars & spi[ce] to others & that to his knowledg . . . nothing but his apparrell bedding & . . . that hee had not fo much as a difh or a fpoon of his ow[n] & that of all the cheeze brought out when M^r *Elhate*(?) came in they had neuer more than 2^l a peece & fayeth that hee packed up 2 hh of t[obacco] w^{ch} he thinketh were sent for *England*

Silvester Balldwin fworne & examined [faith] he doth not know of eny goods Capt *Ba[ldwin]* had] of his own but his bedding & appa[rrell] he had not a difh or a spoone of his ow[n] & fayeth that Serjeant *Williams* had fome neccessary powder, fhott, ftockings & fhooes, but he knoweth not what quantity, & that he deliuered him a hh of tobacco & other tobaco under the writ of . . . & fayeth farther that Capt. *Wilcocks* had a hh of cider of him & certayne fhooes & ftockinges & that he sold to *Rich Taylor* a hh of meale & that he sold fugar & spices to M^r. *Kingsmale* for w^{ch} he rēd tobacco of him & that there were 2 hh of tobacco packed up & wayed at M^r. *R . . . [s]* ftore & sent away, but he knoweth not in what fhip

7th of January 1623.

A COURT was held the 7th of January 1623.
 p^lent
 Capt *Francis West* M^r *Treasurer* and doct^r *Pott*

A certayne differenc arifing betwixt *Tho: Lufcam* and *Supre Clarke* on th' one p^{rtie} And the fuccelors of Capt *W^m Powell* deceafed And Capt *W^m Perfe* one th' other p^{rtie} concerninge an agreement for Wadges for a Vioadge in the *ffurtherance* the faid *Lufcam* and *Clark* p^lferred a Pettiçon

Capt *W^m Eden* (*alias*) *Sampfon* aged about 35 fworne and examined faith That Capt *W^m Powell* in the p^lence of Capt *W^m Perfe* and the 2 saylo^s *Lufcam* and *Clarke* aforenam'd did giue authority to himfelfe to agree for wadges in Lieu of his Mate *Ed: Croffe* and *Rich: Croffe* to be employed for wadges And faith further that they would condescend to whatfoe^r condiçon the faid Capt *Eden alias Sampfon* fhould agree with them for w^{ch} amounted to more then the wadges of the faid *Ed: Croffe* and his Sonne by fiftie fhillings p^l month And that they condiscended to pay the ou'plus of wadges till they ariued in *England*.

It is ordered that the fuccelors of Cap^t *W^m Powell* deceafed and Capt *W^m Perfe* fhall discharge the 2 aforefaid Saylo^s the ou'plus of wadges before mençoned goinge along in the *ffurtherance* till their arrivall in *England*

It is further ordered that a Warrant fhould be ferved vppon the bodyes and goodes of *Ed: & Rich: Croffe* in the behalfe of the fuccelors of Cap^t *W^m Powell* and Cap^t *Perfe*.

It is Also att the fame Court ordered that Cap^t *W^m Perfe* admistrato^r to *Nicholas Elford* lately deceafed fhall pay vppon fight of a c^teine bill p^lferred for fome goods bought and Received by the faid *Nicholas Elford* out of the *ffurtherance* w^{ch} amounted to the fūme of 16^l 19^s. 0^d. as apeared by very fufficient testimony.

Att y^e fame Court a difference arifing betwixt *George Mynifie* one the behalfe of *Thomas Hamor* deceafed and Liuteñt *Tho: Gibbes* concerninge a fupposed b^rgain betwixt them. M^r. *Edward Blany* aged about 28 yeares examined vppon his oth faith that (beinge called to wittnes a bargaine betwixt them together wth M^r. *Benett* y^e Minifter) *Tho: Ham^r* b^rgained wth Liuteñt *Gibbs* to deliur^r him 4 Cowes And to warrant them all

wth Calfe And alfo to make good thofe Calues for y^e frft yeare In confideraçon whereof he was to pay 1000^{li} waight of tobaco this Cropp. The time of this b'gaine was about *Chriftmas & Anno Dñi* 1622.

Itt is ordered that this buffinefs fhallbe defferred till the Cominge of the Governor and vntill Mr *Benett* beinge another Wittnes can be p̄duced. And that Liuteñt *Gibbes* fhall putt in fecurity before the *George* go fro' *James Citty* that if he be caft in law to pay the Tobacco as the Court fhall order it.

January the 9th 1623.

A COURT was held *January* the 9th 1623.
 p̄fent
 Cap^t *Francis West* Mr *Treasuro* and docto^r *Pott*

Whereas itt appears by a deed vnd^r the hand of *Daniell Gookin* gent That *Rich: Kenfam* Maifter of the Shipp called the *Mary Prood* ftands engaged for the p̄p̄ [proper] debts of the faid *Daniell Gookin* (*viz*^t) in 200^{li} fterling bond to *Robert Roberts* of *Bristow* for payment of 65^{li} And in 200^{li} bound more for the payment of 127^{li} And whereas Mr *Daniell Gookin* by the faid deed doth Coveñnt wth him that fo much goodes and Comodities fhallbe deliur^d to the faid *Richard Kenfam* as fhall fuffice to fattisfie the faid debts, to be deliur^d into his cuftody to be caried home in the faid Shipp. Now in refpect the Shipp is Growne vnserviceable by the default of Cap^t *Richard Richmond* alias *Shepcard* who as it appears to vs by his Comiffion had the fole Comand and difpofinge of the faid Shipp and Mariners neither would he follow the advice the faid Maifter for the apparant benefitt of the owner nor gi[ve] him meanes for the p̄vention of the ruine that is befallne the Shipp.—*Itt is therefore ordered* that Liuteñt *John Richmond* (alias) *Sheperd* fhall deliur^d vnto the faid *Kenfam* fo much Tobacco as fhall fuffice for the difcharge of the debts aforefaid he giuinge in bonds to the vfe of the faid *Daniell Gookin* of 200^{li} fterlinge to deliur^d a faithfull acc[t] of the p̄ceed of the faid Tobacco And to deliur^d the ou^rplus ([if] any be) vnto the faid *Daniell Gookin*.

Att the fame Court touchinge a controverf[ie] betwixt Mr *John Chew* and W^m *Douglas* [about] wine Meale & other things of the goods of m^r [*Chew*] w^{ch} weare fpent in y^e Shipp called y^e *Margre[t]* for y^e w^{ch} Mr *Chew* demandeth the fume [of] 1738^{li} waight of Tobacco.

fforafmuch as there is not left vndifpofed fufficient (of the [goods] belonginge to Mr *Langley* deceafed Mr of the faid S[hipp for] the fatisfacçon of the faid debt.

Itt is ordered that the Cables and Ancho^{rs} and fuch th[ings as] are not already prifed in the Shipp fhall now be [given] to the vfe of the faid Mr *Chew*.

Att the fame Court touchinge the buffines betwixt Mr *Weston* and *James Carter* about *Maunder*

John Howbeck aged 35 fworne and examined faith that the Shipp called the *Sparrow* was Mr *Westons* and y^t Mr *Weston* bought *Becgam* out of the faid shipp and goods before fhe came fro' *Plimmouth*. And that the ffifh that was taken att *Canada* brought hither was y^e p̄p̄ goods of Mr *Weston*. *Itt is ord* . . .

viith of March 1623.

A COURT held the viith of *March* 1623.
 p̄fent
 the Gouverno^r Sr *Georg Yeardley* Mr *Trefurer* docto^r *Pott* Cap^t *Hamor* & Mr *Pointes*

Solomon Greene aged about 26 Sworne & examined faith that Cap^t *Whittakers* did lett one of the Companys tenants named *John Vaughan* vnto Enfign *Savadge* for a yeare &

& the fellow was to have 100^{li} tob: & 3 barrells of Corne for his half Partes & Ensigne *Savadge* was to go a tradinge voadge wth Cap^t *Whittakers* on a shallop when he should demand him for his Part of the mans service, and whereas Cap^t. *Whittaker* alledgeth that Ensigne *Savadge* writ to him for Cloths for the tenēt it was in regard the tenēt said that there was Cloths due him fro Cap^t. *Whittakers*

Cap^t *Ralph Hamor* faith 8 basketts of Corne cont' each basket 21 Cans at *Machepongo* w^{ch} seemes to be Part of the Corne that *Savadge* bought of them for truck p^d [?] formerly to him by me & that I think thousand or therabout of blew beads but did not vnderstand wherefore they weare left in my shallopp

Cap^t *Tucker* sworne and ex faith that the Laughing King sent in the quantity of twelue bushells of Corne or thereabouts. and said it was for the great King as Ensigne *Savadge* faith so farr as I remember

M^r *Pountes* faith that Ensigne *Savadge* told him the last Sumner that the laughinginge kinge had sent the Gouvernor 20 tubbs of Corne the same did the laughinginge kinge affirme at his now [?] beinge there Ensigne *Savadge* being his Interpreto^r

S^t *George Yeardley* faith that Cap^t *Jno. West* & Liutenēt *Gibbs* did testifie before him vnd^r their hands that there was owinge by Cap^t *Thorpe* or *Berkley* Company 8 barrells of Corne to Cap^t *Nath: West*

It is ordered that S^t *Georg Yeardley* shall appoint men to prise Cap^t *Thorps* goods & return an Inventory to the Court & that Cap^t *John West* shalbe exam[ined] whether this was the p^p debt of Cap^t *Thorpe* or of *Berkley* Co . . .

Thorpe indebted to M^r *Blany* 417^{li} tob:

John Cranage shall be sett free, & doth Covent [wth] M^r. *Treasurer* till *Christmas* next & to receiue his wadges 100^{li} tob: & 3 barrells of Corne

Henery Watkins Sworn & ex faith that Cap^t *R* [. . .] said he would paie 6 barrells of Corne to him for th . . . of my lady *dale* w^{ch} he being her ov^rseer nev^r rec[eived] nor any other to his knowledge

Cap^t *Nicholas Martin* sworne and examined faith faith that *Ed: Giften* cam vpp to the fallinge Creek & administered Phisick to eu^ry of the P^{er}sons specified the[n?] went & did that Cure vppon *ffoffett* who was farre spent with the droppsie Cominge downe to *Weyanoa[k]* wth Cap^t. *Martin* & there spent 3 weeks in the P^{er}fecting that cure, and not the one of those his patients misc[arried?]

It is ordered that the goods of Cap^t *Thorpes* shall pay this debt vnles it shall further appeare that the Company of *Berkeley Hundredth* [had] the Corne they to sattisfie it or if they had [it] p^{ro}miscuously they to be paid by Cap^t. *Thorpe* & the [court] no way conceiuinge that this letter vnd^r S^t *George* [*Yeardeleys*] hand bindeth him to the paym^{nt} thereof

Will^m Andrews aged about 25 or 26 years Sworne [& ex] fayth that he helped to carie a barrell of Corne to Cap^t *Nat[h: West]* w^{ch} *Thomas Harris* lent him and besides that he lent [enough] for a man all the yeare till corne was gathered but how much itt [was he knows] not

Cap^t. *Will^m Tucker* Sworn and examined faith that [he was not] att the bargain makinge but he heard liuetenēt *Gibbs* f[ay that] M^r *Thomas Hamar* had fould him foure cowes & a bull [& he] was to make good that the Cows should have four Calfs livinge a yeare for w^{ch} liuete[nant *Gibbs*] was to pay him 1000^{li} tob: the b^rgaine was aboute . . . 1622. These 4 Cowes & the bull were att *Flourdieu hundredth* where l[ieu]tenant *Gibbs* lived and had the use of them whereof 2 of them dyed & one of them was f[hot] by the Indians & the bull was drownd swimminge ou^r to *Berkeley hundredth* & was eaten there

It is ordered that Cap^t *ffrances West* & Cap^t *Ifack M[adison]* shall produce what witnesses they can in the behalf of Liuetent *Gibbs* that they may be examined befor S^t. *Geor[ge] Yeardley* att *Flourdieu hundredth* & the tryall to be mad[e] [&] he[ld] the 20th of this Month.

9th of *March* 1623

A COURT held the 9th of *March* 1623
 present
 Cap^t *frances West* M^r *Treasurer* Doct^r *John Pott* Cap^t *Raph Hamar*.

Richard Grove aged about 28 sworne and examined faith that that [*fic*] he was bound to M^r. *Procto^r* att the first but after he was shiped the exam demandinge of M^r. *Horne* where his was M^r. *Horne* said that this ex was the man that M^r. *Procto^r* appointed that he should have, but bad M^r *Horne* say nothings then of [it] till they were aboard, and that this examinatt was [taken] for M^r. *Hornes* servant all the voadge at Sea [and] since they came ashore w^{ch} he nev^r heard affir[med or] contradicted by M^r. *Procto^r*. and further faith that M^r [*Procto^r*] said since they came to *James Citty* if M^r. *Horne* & this ex were agreed he should be M^r *Hornes* [servant]

Phettyplace Clofe aged about 30 sworne and examined sai[th] that M^r *Procto^r* hath acknowledged the goods that M^r. *Horne* demandeth of M^r. *Procto^r* are M^r. *Hornes*

Tho: Flower aged about 20 yeares Sworne and examined sai[th] that M^r. *Horne* had furnished a man to come for this Countrie & when they were ready to come away he told M^r. *Procto^r* that his man was sicke, to w^{ch} M^r. *Procto^r* said *take no care for a man if youe wilbe ruled by me youe shall have one of my men when we come to Virginia*.

It is agreed by the consent of both Parties that *Thomas fflow* shall be assigned out to *Henry Horn* for 3 yeares provided that if the said *Henry Horne* do purpose to giue him out or assigne him to another M^r. *Procto^r* s[hall] have the refusall of him payeing as an other will . . . *Procto^r* is ready to . . . and if there hapne to be any difference betwixt them in their accompt they are both agreed that *John Smith* & *John B* . . . shall devide them

11th of *March* 1623

A COURT helld the 11th of *March* 1623
 present
 [Sir] *frances Wyatt* Knight Govern^r &c M^r. *Treasuro^r* Cap^t *Smith* Capt *Hamar*
 & M^r. *Pountes* etc

Cap^t *Quailes* speeches being red *It is ordered* that *Richard Quaile* his Commission shalbe Coma[nded?] from him & he igominiously degraded from his degree of Cap^t his sword broken and he sent out o[f] the port of *James Citty* with an ax on his shoulder afterwards to be brought in agai[n] by the name of *Richard Quaile*, Carpenter And that he sha[ll] sett vppon the pillory wth his eares nayled thereto & they either to be cutt of or redeemed by payinge the fine of 100^{li} sterli[ng]

12th of *March* 1623

A COURT held the 12th of *March* 1623
 present
 S^r *franc[is] Wyatt* Knight Govern^r & M^r. *Treasure^r* Doct^r *Pott* Cap^t *Smith*
 Cap^t *Raph Hamar* & M^r. *Pountis*

It is ordered that notice shalbe given in the Church that eury *Munday* a Court shall be kept to heare Causes and that men that have any buffines shall attend that day for their dispatches

Doct^r *Jhon Pott* examined and sworne faith that he did condiçon wth Cap^t *Wm Holmes* to giue him one hundre[d] & three score waight of tobacco for those 3 chefts of phyfick w^c stood at Cap^t. *Holmes* his dore & either one of the chefts or an hoghead vpon
 condiçon

condiçon tha[t] nothing in the chefts were imbefiled or fpoiled fince he faw them laft till the tyme of this agree^t w^{ch} this examinate taketh to be about the end of *Novemb* laft.

It is agreed betwixt them that Do^r *Pott* fhall give him one of [the] Chefts & one hundredth & threefcore pounds of tobacco [on] the payment of the tobacco Cap^t. *Holmes* is [to] . . . 7 gallons of Sacke w^{ch} is a conclufion of all . . . accompt betwixt them.

. . . aged 27 Sworne and ex f[ai]th th[at] he [owed a bond] of 80^{li} fterlinge to be p^d in *England* to *Bartlemew* . . . there is a bond to *John Bland* & Copany for 140^{li} fterlinge More to the owners of the *Abigaile* 7th 10^o.

. . . *Cage* aged 27 Sworn and ex faith that ther was a man intended for *Liuetenñt Harifon* w^{ch} went afhore att *St. Christopher* in the *West Indies*, and Could not be gott aboard againe, but by whofe order he went afhore he knoweth not.

Nicholas Green-hill aged 25 Sworne and ex faith that at M^r. *Bens* request M^r. *Denis* gaue *W^m Royly* leaue to go afhore att *St. Christophers* in the *weft Indies* who was a man fervant flipped by M^r. *John Harifon* to come for *Livete[nnt] Harifon*, and the man was there loft & came not abord againe. And [furth]er faith that 2 or 3 dayes after this *Robert Crew* asked leaue to go af[hore] [whi]ch time M^r. *Dennis* faid that there fhould not a man of them go afh[ore] vnleft one would be bound for another, before w^{ch} time he remembreth not that M^r. *Dennis* made any fuch Caution.

For <i>Rich: Steevens</i> debt 100 ^{li} tob:	} appointed to be p ^d by M ^r <i>benet</i> vnd ^r his hand
To M ^r . <i>Sothorn</i> for <i>Ifraell Knolls</i> .. 50	
To M ^r . <i>Soame</i> 60	
<i>John Gill</i> 120	

[D]ept fro' *Sam: Talbott* of 59^{li} tob: of w^{ch} he had loft M^r. *Benets* noa[t]

[Deb]t of M^r *wolrich* for 30 fro' M^r. *W^m Benett*

Suit Cap^t *Harvy*

Nathaniell Reeve aged 40 Sworne and ex faith that M^r *White* asked him if he weare intended to go to *Canada* & return hither again or no he Anfwered that he would not make him acquainted what he meant to do. and would not fett his hand to the noat.

23th of *March*

[C]OURT held the 23th of *March*

þfent

S^r *ffrancis Wyatt* Knight [Gov]erno^r &c Cap^t. *ffr: West* Docto^r *Jn^o Pott*, Cap^t *Raph Hamar* & [Ca]p^t *Roger Smith*.

Cap^t *W^m Holmes* Sworn and ex faith that M^r *Chew* agreed wth M^r. *Calcar* for a bed a Covering valence Curtains pewter &c to the vallew of 303^{li} of tob: or there abouts for M^r. *Will^m Ben[ets]* vfe

Vppon M^r *John Chews* acknowledgment that he is endebted vnto Cap^t *W^m Holmes* in the fome of 99^{li} of tob: *it is ordered* that he fhall forthly pay itt.

[Ma]rch the 24th 1623

COURTE [held] [Ma]rch the 24th 1623

þfent

[S^r *ffrancis Wyatt*] Knight Governour &c Cap^t *ffrancis West* Docto^r [*Jn^o Pott*] and Cap^t *Hamar*.

Nathaniell Reeve the Boatfon Sworne and ex faith [that] he could not reftreine 18 of the *Saylo^rs* fro' cominge they alledginge that they would not work till they had [talked ?]

[talked ?] wth the Maister, notwthstand he said that if the Go[vernour] [w]as he, he would send a peece of ordinance after them. he further faith that att Cap^t *Harves* going vpp into the Cuntre he k[new] not of aboue foure or fiue of the Shippes Compa but were minded to come back fro' *Canada*

Cap^t *Harvy*.

to the frst he anfwers that he told him there should none be aboue him except himself.

to y^e 2 he faith that he hath often tould that if any man . . . to him in the shipp lett me be informed & I will . . . of.

to y^e 3 he faith may be he asked him some things that he would not . . . him of

to y^e 4 he neu' [never] said absolotly that he went as a passenger but said *what if I go as a passenger*

to the 5 he faith he hath cancelled it.

to the 6 he hath published it to the Maister & hoped there should [not] haue been any need to publish itt to others.

to the 7 for the Charge of the viogh his accompts will shew itt.

to the 8 he absolotly denieth that he ever said so.

The Gouverno^r askinge Cap^t *Harvy* if he would be fworn to these things he . . . tooke vpp the paper wthout beinge required & red the articles & thus answered [*I fwear ?*]

M^r *Dennis* Sworne and ex faith that uppon *Newport Key* Cap^t *Harv[y]* & M^r. *White* beinge att controverfie about the proceed of [the] vioadge, he heard Cap^t *Harvy* say *will you not g[o] vppon yo^r viodge I will take som course from the [Gouvernour &] the Counsell to force youe to go. What will youe [not] p^rmitt me to go as a passenger in my owne shipp*

Tho: Edwards fworn and ex faith that he havinge Comif[sioned] M^r. *Bland* by Cap^t *Harvys* p^rmise to lade abord the *Southamp[ton]* certain goods laded them by the leaue of Cap^t *Harvey*, a[nd] M^r. *Guyer* as M^r. affirmed y^e bills of ladinge. And he conceived M^r. *Guyer* to be Maister and Comando^r but Cap^t *Harvy* had the superiority

10th of *May* 1624

A COURT was held the 10th of *May* 1624 Whereat was

present

S^r *Jfran: Wyat*, Governour, Cap^t. *Jfran. West*, S^r *George Yeardley*, M^r. *George Sandys* Threfo^r D^r. *Pott*. Cap^t. *Roger Smith*, & Cap^t *Raph Hamor*.

Whereas it appeared to this Court by sufficient prooffe & his owne confessiō that *Ed: Sharples*, beinge fworne Clark to the Counsell of State, hath betrayed our Counsell & intentions, in givinge Copyes of our wryteings & L^res to the Kings ma^{ty} & the L. of the privye Counsell, to some of the Comiffion^{rs} out of p^rmise of reward, &c. *This Court hath adjudged* that he shalbe set vpō the Pillory in the m^rket place of *James Citty* & there to haue his eares nayled to it, & cutt off.

It is also ordered at the same court that a lfe shalbe sent to the Company in *England* to manifest M^r. *Pory* his subornatiō of our forefaid Clark & his punishmt

Ordr^d that Whereas *Rich: Barnes* had used base & detracting speeches concerning the Govno^r he defyres to be absent, & that the rest of the Counsell would examine, & censure the buifines The Counsell have therefore ordered that *Rich: Barnes* (for his opprobrious & base speeches of the Governour) shall be disarmed, & have his armes broken & his tongue bored through wth a awl. shall pass through a guard of 40 men & shalbe butted by every one of them, & att the head of the troope kicked downe & footed out of the fort: that he shalbe banished out of *James Citty* & the Iland, that he shall not be capable of any priviledge or freedome of the countrey, & that (before he goe out of the Iland) he shall put in suretyes of 200^{li} bond for the good behaviour.

xxjth of

xxjth of June 1624

A COURT held the xxjth of June 1624
 þsent
 St. Francis Wyatt, St. George Yardley, Doct^r Pott, Cap^t Roger Smith, and Cap^t
 Ralph Hamer.

It is ordered at this Courte y^t M^r Robert Evers fhall appere heere at the next Courte, Concerninge his Clayme to *Hogg Island*, or otherwise to Appoynt An Attorney vnder him, to Deale for him, in case himself cannott come.

Charles Harmer aged 24 or therabouts fworne and examined fayeth that about the 22th daye of *June* laft past Cap^t W^m Epps to[oke] this Exa^m along wth him to Ensigne *Savage* his howse where y^e said Cap^t Epps told Ensigne *Savage* he had slandered him in saying y^t he stooð in feare of his liefe of y^e said Cap^t Epps, wherevppon the said Cap^t Epps Did laye y^e said Ensigne *Savage* necke and heeles, and fayeth y^t the said Ensigne *Savage* gauē Cap^t Epps noe ill language y^t he did heere

It alsoe ordered that the next *Sabath* day in the tyme of devine service *Ellnor Sprage* fhall publickly before the Congregatione, Acknowleg her offence in Contractinge her selfe to two severall men at one tyme, and penetently Confessinge her falte fhall aske god and the Congregationes forgiuenefs

And to prevent the like offence in others, *it is ordered* that every minister give notice in his Church to all his parishioners y^t w^t man or woman foeuer fhall vse wordes Amountinge to A Contract of mariage to severall ¶ties though not presice and legall, yet foe as may intangle and brede scrouple in theire Confeyences, fhall for such their offence vnder goe either Corporall punishment as whippinge or other punishment by fine or otherwyse Accordinge to y^e qualletie of y^e ¶son offendinge.

These Examinations were taken y^e 24th of June 1624 before
 Doct^r John Pott and Cap^t Roger Smith

George Vngvine fworne and examined sayth y^t he havinge [beene one of] the watch laft night did not see any ¶sone that night [about] the forte (saue only M^{rs} *Pasmore* who came to enquire . . . but as Concerninge the breakage vpp of M^r *Abraham Perse*[y's store] hee knoweth nothings

James Rylei fworne and examined fayeth y^t hee beinge one of y^e watch that night did nott see any suspicyous ¶sons walking abroad y^t night neyther doth hee know any thinge of the breakinge of M^r *Perseys* store and fourther fayeth y^t hee sawe 2 fellows y^t cam clofe vnder the Countrie howse about x of the clock and hee said to them (*que vulla*) to whom they answered y^t they could not gett in to St *Georges* howse for that y^e dore was lockt and foe they went to get in at y^e back Dore and as hee thinketh y^t *Thomas De la maior* or one *hatch* was of them

William Carter fworn and examined fayeth y^t hee beinge one of y^e watch the laft night did nott see any Suspicyous ¶sons walking about neyther doth he know any thinge of the breaking of the said store

Nicholas marteu fworne and examined fayeth y^t hee beinge one of y^e watch the laft night fayeth hee stooð Centry y^e second watch, but did not see any suspicyous ¶sons walking abroade y^t night, neyther doth hee know any thinge of y^e breakinge of M^r *Peerfies* store

Richard Mounsford fworne and examined fayeth y^t he beinge one of the watch y^e laft night and stooð y^e laft watch Centrie, did not see any suspicyous ¶sons walkinge abroade that night, neyther doth hee know any thinge of y^e breakinge of the saide store.

[*John*] *Burrows* geñt fworne and Examined fayeth, y^t about *whitson munday* laft M^r *Thomas Allnutt* meetinge wth him, Told this Exā. y^t now he knew who it was that should steele *mara Buck* away (said y^t it was noe smale one, but y^t it was A great one) And further this Exa^m fayeth y^t he beinge very ymportunate wth M^r *Allnutt* to tell him
 who

who it was, the said *Thomas Allnut* said yt was *M^r Sandys*, y^e minifter, and that he had rather *M^r Richards* should have her then he

Ellnor y^e maide fervant of *Thomas Allnut* fworne and examined fayeth, y^t fhee hard her *M^r* and *M^{rs}* say y^t *Mara Buck* [was] ftolen away and y^t then this Exa: tolde her *M^r* and *M^{rs}* y^t *Francis Dunninge* fervant to *Cap^t Mathews*, told her that there was one of y^t fide y^e water would take away a maide from this fide, but named neyther of y^e ¶ties, where vppon her *M^r* and *M^{rs}* said they could not devife who should take her Away, except it should bee *M^r Sandys* y^e minifter

Bridgett Burrows y^e wife of *John Burrows* gent fworne & examined faith y^t vppon *whitfone Tewfday* in y^e morninge *M^{rs} Allnut* came vnto her and told her y^t now fhe knew who it was, and said yt was *M^r Sandys*, and this Exa: demandinge of *M^{rs} Allnut* how fhe knew it, said y^t her maides Countreyman dwellinge one the other fide y^e water, told her that there was A maide of this fide y^t was to be ftolen away by one from the other fide . . . asked her anything concerninge y^t matter y^t . . . Deny it, but fhe should . . . to any bodye ells, and further this Exa say[eth that] this tyme *M^r Allnut* moved the match [as it was] very Convenient and fitt for him

John Jackfone fworne and examed fayeth y^t being [at *M^r Burrows*] his howfe, *M^r Burrows*, y^e þvoft marshall beinge þfnt, vppon fome report y^t *Mara B[uck]* be ftolen away, *M^r Burrows* said y^t he had rathe[r *M^r*] *Richards* should have her then a ftranger, or any other [he] did nott know, and therefore wifhed *M^r Richards* yf hee could love her, to make [a match(?)] yf he could gett her goodwill, to þvent others *M^r Burrows* wifht it might be Devulgd abro[ad to] þvent any fuch intent in others, foorthr this [examine] fayeth y^t *M^{rs} Burrows* prayed her husband nott to trouble himself, for fhe would look to her . . . stolne and beare y^e blame yf fhee were stolne, this Exa: fourther fayeth y^t walkinge in the Island wth *M^r Richards* [he] asked him whether he had any fuch intent to mary *Mara Buck*, w^{ch} *M^r Richards* vtterly denied

Thomas Allnut fworne and Examined, fayeth y^t vppon *whit Monday* at night, *M^r Burrows* vppon the reporte of *M[ara] Buck* her ftealinge away, said vnto this Exa: y^t hee [would] rather *M^r Richards* should have her then one he [knew] not, and asked this Exa: yf hee were nott of the f[ame] minde, to w^{ch} he answered y^{es}, and foorthr *M^r Burr[ows]* asked this Exa: wiese whether fhee ware nott of y^e fa[me] minde to, to whom fhe answered yes.

M^{rs} Allnut y^e wiefe of *Thomas Allnut* fworne and examined fay[eth] y^t *Ellynor* her maide did tell her, y^t her Countrey man [who] dwelleth wth *Cap^t Mathews* did tell her y^t there was one [of] there plantatione y^t intended to fteale Away a maide of this fide, And thervppon this Exa: fufpected it was *M^r Sandys* y^e minifter, And accordingle went to *M^{rs} bourow* and Acquainted her y^t fhe thought it was *M^r Sandys*

And fourther *Randall Sallwood* formerlie . . . *Burrows* hath been very Diligent . . . teachinge of *Mara buck* to reade in the Bible, but fayeth y^t the said *Mara* was very Dull to take her lerninge

John Jackfone formerlie fworn fayeth y^t *M^{rs} Burrows* to his Knowledge hath divers tymes taken great paynes in teachinge y^e said *Mara Buck* in y^e bible, but fayth y^t fhee was very dull in taking her learninge.

Yt is ordered at this Court y^t m^r *John Burrows* fhall give securitie unto the overfeers of *M^r Riē Buck* his laft will in y^e fome of 100 pounce, y^t neyther hee nor his wiefe fhall ¶mitt or fuffer any motione of marriadge to be made to *Mara buck* or yf any fuch fhall bee, y^t they fhall as foon as they fhall haue notice thereof, make y^e overfeer or overfeers, Acquainted therwith to the end they may vfe their beft advife eyther in furtheringe or þventinge y^e fame

Yt is further ordered at this Courte y^t *Robert Evers* bee warned to appeare heere one *monday* next beinge A Courte Day to bringe his Patent or Divident for *Hogg Islande*.

Yt is further ordered y^t y^e differene, between *Cap^t Hamer* and *Livt Gibbs* fhelbe harde and Decided one y^e next Courte Dye becaufe they then expect more of the Counfell to bee þfent

24th of June 1624A T A Court held y^e 24th of June 1624p^{re}ntS^r ffraⁿcis Wyatt Gou^{er}nor . . . S^r George Yardly

M^{rs} Jaine Kingfmell sworne and examined fayeth y^t aboute 2 moneths laft paft Cominge through M^r Bucks entrie at the Dore, fhee hard *Robert Marshall* aske *Ellinor Sprage* art thou mine to w^{ch} fhe replied, *yes wth all my harte, and thou art myne art thou nott*, to w^{ch} y^e faid *Robert marshall* faid *yes* and thervppon they both took handes, and y^e faid *Rob^t marshall* requested this Deponant to beere witnes and then they both went wth this Deponent to y^e water fide, and by the way y^e faid *Robert* and *Ellinor* vfed many fpeeches concerninge theire weddinge apparell, and to have the bannes asked.

Raphe Griffith sworne and examined fayeth that about 2 moneths laft paft Cominge wth his M^{rs} Mifteris *Kingfmell* through M^r Bucks entry at the Dore he harde *Robert marshall* aske *Ellinor Sprage* is it A match, art thou myne, to w^{ch} fhe answered *yes*, and faid to *marshall* art thou myne, to w^{ch} he replied *yes*, and thervppon they both tooke hands and requested this Deponent to beare witnes.

Richard Peerce sworne and examined fayth y^t about 2 moneths laft paft he met wth M^{rs} *Kingfmell* nere to M^r Bucks howfe and the faid *Rob^t* and *Ellinor* in her Company, and M^{rs} *Kingfmell* told this Deponant y^t there was A match made betwixt y^e faid *Robert* and *Ellinor*, and this Deponant Demanded of them whether it were foe or no, to w^{ch} they answered it was A match

28th of June 1624A T A Courte helde the 28th of June 1624p^{re}ntS^r ffraⁿcis Wyatt, Cap^t ffraⁿcis West, M^r Threfurer, Doct^{or} Pott, Cap^t *Raphe Hamer*.

Whereas Cap^t *Hamer* hath by Peticione bearing date y^e 30 of *May* 1624, moved this Courte, y^t the furplufage of 490 acres beinge dew by Pattent to *Mary Baylie* in h[ogg] *Iflande*, wth the refervatione alfo of any right or Clame [that] *Suthampton Hundred* fhall make to y^e fame may be granted to h[im] as p^{re}te of his dividnt, he beeing already feated vppon a p^{re}te of the fame *Island* by the Content of M^r *John Powntis* Threfurer of *Suthampton hundred*.

And y^t as wheras M^r *Robert Evers* as gardian to *Mary Baylie*, Claymeth by Pattent ye whole *Iflande*, as having by his Pattent A Claufe to purchafe y^e whole of y^e Company w^{ch} now at this Courte by the voyce of M^r *Threfurer* he offers to doe, by y^e right of fo much land as is due to feverall p^{er}sons tranfported into *Virginia* whose names he is redie to p^{ro}duce

Yt is ordered by this Courte y^t the 490 acres dew to *Mary Baylie* be furvayde, and laid owte in hogg *Iflande* and Choyfe therof be made by *Robert Evers* who is guardian to the faid *Mary baylie* in her behalfe, And y^t to whomfoeuer the right of y^e furplufage fhallbelong fhall Satisfie Cap^t *Hamer* for y^e buildinge of fuch howfes & Cleringe of land as he fhall build and Cleare, till y^e right be decyded.

Yt is further ordered y^t Livt *Thomas Gibbs* fhall paye to Cap^t *Ralph Hamer* his heys or affignes at his howfe in *James Cytie* for 4 Cowes and 1 Bull fold vnto him by M^r *Thomas Hamer*, the fomme of 600 pownd waight of good marchantable Tobacco in or vppon the 20th dye of *November* next enfuinge the date hereof, and for other accompt dependinge betwen them to be Cle[ard] by notes and prooffes one other fide

Alfoe it is ordered at this Courte y^t thofe y^t haue to deele in the goodes of Cap^t *Thorpe* or have y^e dealinge in *Barkley hundredth* Bufinefs, fhall pay feaven barrells of good

good Indyan Corne sheald, vnto M^{rs} *ffrancis west* widdow in or vppon the 10th Dye of *November* now next enfwinge the date heerof or otherwyfe in lew of the faide Corne to give other valuablen Confideraçon

John Gybbs sworne and Ex^m fayeth y^t he harde Cap^t *Thorpe* say Aboute a fortnight before he dyed that he did owe M^r *Dade* feaven barrells of Corne, wherof this Ex^m knew of ye deliu[ery] of two barrells of eares.

Richard milton sworne and ex^m fayeth y^t he knoweth of 2 barrells of ears y^t Cap^t *Thorpe* borrowed of M^r *Dade*

12th day of *July* 162[4]

A COURT held the 12th day of *July* 162[4] being
 p^{re}sent
 S^r *ffrancis Wyatt* Knight, M^r *Threforer*, Cap^t *ffrancis West*, & D^r *Pott*.

It is ordered that such p^{er}sons as remaine at home, shall ratably bere out the labours of such as are abroad upon the march, by giveinge dayes workes in their ground untill their returne: & that the Comaunde^r of each plantacō: distribute their labours equally by iust computatiō & w^{ith} all indifferently, & see it duely executed; ftraightly charging all p^{er}sons to obey their comaunders herein as they will answere the contrarye at their p^{er}ills.

It is likewise ordred at the same Court that there be a Comission graunted to such of the Counsell as remaine at home, for the dispatch of all buifineses vntill the Govnour his returne: according to the last president, *mutatis mutandis*.

It is further ordred that M^r. *Tho: Alnet* for giveing out wordes of defamatiō against M^r *David Sandys* minister (in saying he would steale away *Mara Buck*) that he shall aske him forgevenes before this board, & shall likewyfe pay 100^{li} of Tobacco, towards repaçons of the church in *James Citye*; at the next crope.

16th of *August* 1624

A COURT helde the 16th of *August* 1624 beinge
 p^{re}sent
 S^r *ffrancis Wyatt* Knight & S^r *Georg Yardley* Knight Doctōr *John Pott* Cap^t *Roger Smith* and Cap^t *Raphe Hamer*.

Ensigne *John Vtie* Complayneth against *W^m Tyler* for speeeking of Divers reproachfull Speeches and Slanderous woordes to the ymppayring of his good fame and reputation.

Thomas Paffmour sworne and ex^m fayeth: that he harde the said *W^m Tyler* called the said M^r *Vtie* ffdlinge Rogue and Rascall, and y^t he said some divers tymes, and further said he was a theefe and that he had stolene the Companys Tobacco, and y^t he would haue him [to] the whippinge post for it, and fayeth that m^r *Vtie* gaue *Tyler* not any fowle speech at all.

W^m Ramshere sworne & Ex^m fayeth that the said *W^m Tyler* did eale the said m^r *Vtie* ffdlinge Rogue and Rascall and theefe and that he had stolen the Companies Tobacco and he would haue him to the whippinge post for it, but he fayeth he hard not m^r *Vtie* giue the said *Tyler* any fowle speech at all.

Henry Woodward sworne and Ex^m fayeth y^t vpon some falinge out betweene M^r *Vtie* and *W^m Tyler* about a hooke, M^r *Vtie* told y^e faide *Tyler* that he was growne very high and loftie, to w^{ch} *Tyler* replide *I wilbe as high as A fidler*, and faide that he was a fidler and that it was p^{ar}te of his p^{ro}fessione in *England*, and further called M^r *Vtie* a Theefe and that he had stolen A hogthead of Tobacco of the Companies and caried it to Cap^t *Hamers* howfe, and that he would haue him to the whippinge post for it.

where

where vppon M^r *Vtie* flung a ftick at him, and then they clofed both to geather and both fell to the ground, and being $\text{\textcircled{P}}$ ted, the faid *Tyler* vfed the words as aforefaid
And f³

W^m. Tylers Anfwere

He confeffeth y^t he called M^r *Vtie* fidler, becaufe he faw him play vppon A violl at fea: and faith y^t he harde other fay [that] he was a mufitione in *England*, And fourther fayeth that he called him theef and Charged him wth ftealinge of the companies Tobacco becaufe he caryed it by night to Cap^t *Hamers* houfe, and Certen other Tobacco to Cap^t *Holmes* to *James Cyttie*

To this M^r *Vtie* fayeth y^t he planted fome Tobacco for his owne vfe wth[in] the palizadoe Amounting to about 100^{li} waighte, whereof he fayeth he fent to Cap^t *Hamers* 72^{li} as he waid it when he received it and to Cap^t *Holmes* at *James Cyttie* 28^{li} waight

Thomas Sympfone fworne and examⁿ faith that him felf and *Tho: Branfbie* did cary certen Tobacco to Cap^t *Hamers* howfe and putt it into A dry fate [i. e. vat] wherein was 60^{li} waight of Tobacco before w^{ch} cam from S^r *Georg Yardleys* and certen grounde leaves of Tobacco of Cap^t *Hamers* w^{ch} made the dry fate half full

W^m Ramfheere before fworne and ex^a faieth that he did pack A cheft full of Tobacco w^{ch} was growne wthin the fforte and to his Judgment there could be no lefs then 150^{li} waight, thereof out of w^{ch} M^r *Vtie* did take the Tobacco as aforef[aid] and further fayeth that fome $\text{\textcircled{P}}$ te of the tobacco w^{ch} grew in the forte was caryed and mixt wth the Companies Tobacco And fourther he thinketh as neere as he can geffe there was fome [2]5 or 2600 plants planted by the Companys men of w^{ch} fome $\text{\textcircled{P}}$ te was drowned, but how much hee knoweth nott, and he knoweth nott of any Tobacco y^t was any wayfe done away

Henry Woodward before fworne and ex^a fayeth that he thinketh as neere as he can gefs that in one place there was drownde fome 2 or 300 plants and fome more in fome other places but how many he cannot faye

Roger Webfter fworne and examⁿ faieth that beinge appoynted by M^r *Powntis* to tell how many plants were planted vppon an Acre and endeuered to tell y^e plants vppon one Acre but could nott $\text{\textcircled{P}}$ fec[tly] tell [or] make an ende thereof, but fayeth that he told 3000 pl[ants] wthin fome 40 or 50 plants. And further fayeth as neere [as] he can gefs there was planted in all fome 28 thowfand [plants] and fayeth he knoweth nott of any tobacco made Away, more [than] w^t was drank owte, and y^t about 200 plants weere [drowned] in the grounde.

It is ordered that Cap^t *Hamer* fhall minifter oaths and take the examinaçons of the Companys men Concerninge the interogatories before written, and to refer the Cenfure thereof to y^e gou^rnor and Counfell.

W^m Ramfheere before fworne and examⁿ fayeth y^t he harde *W^m Tyler* faye that he did not fee y^t the Gou^rnor and Counfell neither could or would doe poore men any right

Cap^t. *Raphe Hamer* fayeth that he harde *W^m Tyler* faye that nether the Gou^rnor nor Counfell could or would doe any poore men right, but that they would fhew favor to great men and wronge the poore.

It is fourthe ordered at this Courte, y^t *John Johnfone* fhall new Cover and Tenant-ablely repay[r]e the late dwelling howfe of Enfigne *W^m Spence* in *James Cyttie* Ilande and make good the ffences about the ground Accordinge to one bill of Covenants fealed and figned by the faid *John Johnfone* to the faid *W^m Spence*, by the ffeaft dye of S^ct: *Michaell* Thearkangell now next Cominge (*subpeno*) 300^{li} pownd waight of Tobacco

Ryfe Watkins fworne and exam^d fayeth that *W^m Tyler* faid to Cap^t *Hamer* y^t yf hee were A man of meanes yet hee would nott be one of the Counfell, Cap^t *Hamer* asked *Tyler* why, To w^{ch} *Tyler* answered that his Confcyence would not fuffer becaufe he
could

³ The sentence breaks off abruptly. Nothing further is written on the page in the original.

could doe noe righte, To w^{ch} Cap^t. *Hamer* said *doe you know any of the Counsell that doe any man wronge*, *Tyler* answered y^t poore men could hardly gett any righte and that the great men wold hold all together, and fourther said that he did not see y^t the Gou'nor could doe any man righte, and vsed some other speeches, concerning y^e awthorytie of y^e Gou'nor and Counsell had to punishe men.

Richard Crocker sworne and Examined sayeth, that he harde *W^m Tyler* say to Cap^t *Hamer* y^t yf he were a sufficyent man of meanes yett he would not be one of the Counsell, becaufe he did not see how they could well discharge their Confyenc

John Dawson sworne and Examⁿ sayeth he harde *W^m Tyler* saye these wordes Cap^t *Hamer* *me thinks yf I were in your place, I could not tell how to cleere my Conscyence or the rest of the Counsell*, for that he did not see but that they favored great men more than the poore.

23 of Awguste 1624

A COURTE held the 23 of Awguste 1624 beinge
psent,—

S^r *ffrancis Wyat* Knight &c Doct^r *John Pott*, Cap^t. *Roger Smith* Cap^t *Raphe Hamer*

It is ordered at this Courte y^t *W^m Tyler* for his slanderous words against M^r *Vty*, w^{ch} he cannott any ways prove, shall paye vnto the saide M^r *Vtie* at or before the feaft daye of S^t *Thomas* Theapostle next enswinge the some of one hundred markes *sterlinge*. And to ask the saide M^r *Vtie* publique forgiuenefs before the Compeny and planters at *hogg Islande*. And for to give bound wth Sufficyent Securitie for the payment of the [said] 100 marks: vppon the day above written

And y^e other speeches he vsed against the Gou'nor and Counsell, becaufe they were mentioned occasionally and accidentally they are referred to a further tyme of Consideration, only for y^e psente bindinge y^e saide *W^m Tyler* in 100^{li} to y^e good behaviore wth two sufficyent Suerties, before y^e next Courte daye.

xxviith of September 1624

A COURTE held the xxviith of September 1624 beinge
psent.

S^r *ffrancis Wyatt* Knight &c S^r *George Yardley* Knight Doct^r *Pott* Cap^t. *Roger Smith* Cap^t *Raphe Hamer*.

It is ordered at this Courte, that wheras *John Roe* gent *James Hickmote* and *Nathaniell Jeffereys*, vppon *mondye* the xxth of this instant moneth, hauinge kept compeny in drinkinge, and Comittinge of a ryott, shall, vppon trew notice taken of any their misdemenors heerafter in the like nature pay twenty nobles apeece towards their Repacons of the Church

It is further ordered y^t Cap^t *Smiths* bounde dew from Live^t *George Harrifone* shalbe paid accordinge to an Agreement made by M^r *W^m Claybourne*, *vids^t*, 583 pownd waight of Tobacco, at xvij^{ds} 7^p pownde w^{ch} is to be paide to Cap^t *Smith* by M^r. *George Menifrey* the last daye of *November* now next Cominge

Mdd^t it was ageede [agreed] and fully Concluded betwene M^r *Michell Marshatt* & *Lwke Eden*, in the psene of Cap^t *ffrancis West* M^r *Threac̄* Cap^t *Smith* & Cap^t *Hamer* as followeth, *vdze*, That M^r *Marshatt* should pay to *Lwke Eden* so much of the best Tobacco in leafe as y^e saide *Lwke* had disburfed and laid owte at *Canada* for Comodities, And y^e saide

⁴ The contraction represented here by "Mdd" probably stands for "memorandum". It is met with occasionally in the book. Once or twice it is written "Mddm".

faid *Lwke* to bringe in A trew Aceompt upon oath how and for w^t he disbursed the same, And also y^t the faide *Michell Marfhatt* fhuld paye to y^e faid *Lwke Eden* 200 pownd waight of Tobacco Towards his Travell and los of time in the faid Vioage

And that M^r *Marfhatt* fhould lett *Lwke Eden* have w^t Comodities he had neede of for his owne vfe out of y^e faid goodes at the rate of the Countrey as heere they are folde

And M^r *Marfhatt* to pay the Tobacco to *Lwke Eden* wthin one moneth or 5 weekes next after this agreement

October the 4th 1624. Sworne before S^r *ffrancis Wyatt* Knight &c.

Mary Afcoum wydow aged 40 or thereaboute beinge fworne and Examined fayeth. That *Sibill Royall* wydow late deceafed lyinge vppon her death bed this Examn^te willed her to fett downe her will in wrytinge vnto whom the faide *Sibill Royall* faide w^t *nedeth that fince my purpofe is yf god cale me Away to to geve you all I have*, onely y^t the faid she had a god-daughter in *England* w^{ch} she wifht might haue fome fmale matter owt of her eftate.

Elyzaberth Hamer gentle' fworne and Examined fayeth that *Sibill Ryall* beinge very fick and Cominge to this Examinats howfe the faid M^{rs} *Hamer* asked her w^t she ment to do wth her goods yf god fhould cale her Away. the faid *Sibill Ryall* answered y^t shee would give it all to M^{rs}. *Afcome* wher she did lye. only a god daughter she had in *London* fhould haue 50^{li} waight of Tobacco owt of it, but did not tell w^t y^e Childs name was

xth of October 1624

A TT a Courte held the xth of *October* 1624

þfent

S^r: *ffrancis Wyatt* Knight &c M^r *Georg Sandys*, Threfurer, Doct^r *Pott*, Cap^t *Roger Smith*, Cap^t. *Raphe Hamer*.

Jonas Stogden minifter fworne and Examined fayeth that hee harde Cap^t *John Marten* faye y^t there was 500 pownd given by one named *Dufte and afhes* (who proved to be M^r. *Barber*) w^{ch} 500^{li} was devided betweene S^r: *Edwine Sands* M^r. *Rett* and others

Georg Keth mynifter fworne and Examined fayeth that in the þfence of M^r *Robert Sweete* he harde Cap^t *Marten* faye that reftitutione was to be made vnto all the olde Planters for all Taxes w^{ch} haue bene laid on them and alfo affirmeth he harde him faye as much as M^r *Stogden* hath faide

William Julyan gent fworne and Examined fayeth y^t he harde Cap^t. *Jo: Marten* faye that all the old planters of *Kickatan* fhuld received Satisfacti^one for all wrongs w^{ch} they haue Reeceived. And alfo that he hard him faye as much Concerning *Duft and afhes* as hath bene deliuered before by M^r *Jonas Stogden*

George Menejre marchant fworne and Examined fayeth that W^m *Geyny* told the marchant of the fhipp that Cap^t *Marten* Cam in, how that he harde Cap^t *Marten* fay that the Company had hired him to make [an end?] of him w^{ch} y^e marchant denying, W^m *Geyny* justified it to him that he fpake it before A great Company

Diçtoris Christmas fworne and Examined fayeth that he hard Cap^t *Marten* faye that M^r *Raftall* and the Compeny had Confented to make him Awaye, foother fayeth that Cap^t *Marten* demandinge of this Examine why *Edward Sharples* was fett one the Pillory and loft his Ears, this Examinat answered that it was for difclofinge of the Secretts and Councell of the Governor and Counfell Cap^t *Marten* answered it had been better it had nott been doune. And further faid that Cap^t *Marten* faid y^t for y^e wrongs he had received from S^r *George Yardley* he wold be rited when he cam vpp, or otherwyfe y^e Gouvernor and Counfell fhould fhew Themfelves Rebels and y^t Cap^t *Marten* faid that ther was a new Gou'nor and Counfell to come over and that non of thefe y^t now are of y^e Counfell fhould contynew ther place.

Robert

Robert Sweete gent fworne and Examined fayeth that hee harde Cap^t *John Marten* demand of divers the planters at *Kickotan* whether they had received Satisfactions for the wrongs had been offerd them. w^{ch} yf they had nott he bid them lett it rest vntill he cam vpp and then he wold see they should be Satisfied for he had order to see them Satisfied, And alsoe fayeth that he harde W^m *Geyny* saye that Cap^t *Jo: Marten* said that the Compeny and *Rattfden* had laid a plott to make an end of him. And alsoe he hard Cap^t *Marten* told divers of the planters at *Kickatan* that yf they had nott paid the Taxes agreed one by the late general Affembly, that they should not pay it, for when he Cam vpp he had that to Shew that those w^{ch} had paid should receive it againe, And that such Tobacco as was dew to be paid to M^r *Threasurer*[r] by Cap^t *Whitaker*, there was an order to Come owt of *England* that M^r *Threasurer* should nott Receive A depte of him. And for the sharinge of the 500^{li} geven by *Dust and Ashes* this Examinat affirmeth as much as formerly hath been spoken by M^r *Stogden*

The Counsell at this Courte assembled do conceive that Accordinge to the Compenies Charter bering date y^e 4th of *Maye* 1620 they have reserued to themselves the right of patronage of the minifter and parishes of the fower Ancyent Buroughes whereof the corporatō of *Elizabeth Cyttie* is one. And therefor y^t the parishoners of the saide Corporaçon are not of themselves to elect A minifter but y^t the Choyse of y^e minifter shall remane to the Company, or to such as in their right shall be Authorifed

Whereas M^r *Robert [George] Keth* was minifter of y^e Corporaçon of *Elizabeth Cyttie*, voluntarilie removed him self from that his Cure and Charge and placed him selfe minifter at *Martens Hundred*, after w^{ch} tyme M^r. *White* was made minifter of y^e Corporaçon of *Elizabeth Cyttie* and M^r *White* being dead. Sr: *ffrancis Wyatt* Knight beinge Gou'nor. Appointed M^r. *Jonas Stogden* to be minifter of p^{te} of the saide Corporation in regard y^e saide parish is much enlarged Now it is ordered at this Court y^t all y^e inhabitants between *Hampton river* and Cap^t. *Tuckers Creek* for every male hed aboue xvi yeer shall pay to M^r. *Stogden* 10^{li} of Tobacco and 1 bushell of Corne, this p^{sent} Cropp And that all other Controversies Concerninge the devidinge of the parishes shall stand as now it doth vntill it be decided by A generall Affemble or by some other lawfull heeringe.

And Concerninge the payinge of workmens wages for building the Church it is ordered that Cap^t *Tucker* shall call the Executors of *William Gauntlett* and *Ed. Waters* beinge then Churchwardens to bring in their Accomptes w^{ch} the[y] have Collected and gathed vpp towards the buildinge of the Church w^{ch} is p^{sently} to be disposed of towards y^e payment of woorkmens wages.

Thomas Gates aged 40 (or therabout) fworne and examined fayeth, that vnto *Elizabeth Abbott* A maid fervant of M^r *Proctors*, one whom y^e saide maide called *will* did give 500 lashes w^{ch} this Examine did counte, and therevpon he called to M^r *Proctor* beinge abroade A woorminge of plaints and said he were best to kill the maide, wherto he answered it were no matter yf shee were hangde, w^{ch} said wench after that beatinge ran Away into the woods but returned againe and went away the second tyme and ther died, and about 14 dayes after this examinat feking for her found her aboute two stons caft of the houfes within the forte.

John Burrows gent fworne and examined fayeth y^t about 2 moneths laft past beinge in his grounde there cam to him *Elizabeth Abbott* made fervant to M^r *Proctor*. and this Examine did aske her w^t she made there, And she said y^t she was so beaten that she could not tell w^t to doe, & so shewd this Examinat divers p^{ts} of her body w^{ch} he fayeth was grevous to behold, and y^t this examinat sent woorde by M^r *Proctors* people that he were best fend for A Surgeon to looke to her otherwyse she must needs p^{ishe}.

Nicholes Goldsmith fervant to M^r *Burrow* fworne and Examined faieth y^t he beinge in place wth his M^r did se when the saide wench did shew his M^r how grevousley she had bene beaten and fayeth y^t her flefh in some places was raw and very black and blew and fayth y^t she said she was whip^t wth fiffhookes.

Alice Bennett fworne and Examined fayeth y^t she did finde the faid fervant maide by the well, and this examinat asked her w^t she made there, and the made answered that shee was so beaten that she durst not tarry at home, and this examinat ferching of her fownd she had been fore beaten and her body full of fores and holes very dangerously raunckled and putrified both about her waft and vpon her hips and thighes and this examine asked her who did foe beat her she faid her miferis, And after that this examinat fownd her by the watersid by M^r *Bourows* Plantacon lying behind the boate wrapped in A ruuge, and fownde her body raw and Runinge wth fores from her waft upwards whervpon this examinat wth her husband & *Ric: Richard* Caryed her whom [home] and deliured her to her M^r entreatinge him to pardon her for that fault and not to Corect her but he faid he would nott ¶don her.

Richard Grove fervant to M^r *proctor* fworne and Examined fayeth that y^e faid wench hath often tymes rann away and that shee was some tymes Corected for it, but that she neuer hadd aboute 20 or 30 lashes at atyme and y^t wth female lyne or whip corde that he knoweth of and that when M^r *Richards* and *Thomas Bennett* brought her home laft shee receved no Corectione, but when they two and the wiefe of y^e faid *Thomas Bennett* brought her h[ome] laft then she receved Corectione by *Willia[m] Nayle* fervant to M^r *Procter*.

And touchinge *Elyas Hintone* fervant to M^r *Procte[r]* this Examinat fayeth that about the midft of *July* las[t] y^e faid *Elyas* and this Examine were goinge to *John Smiths*: but y^e faid *Elias* was not able to goe throw wth him and this Examinat retorninge asked him whether he wold goe home wth him w^{ch} he refused to do, then this Examine faid that he wold tye him there and cale some of his fellow[s] to fech him home whervpon wth much ¶suasion he gott him home, and about some 3 or 4 dyes after he beinge Rakinge of weeds M^r *Procter* for som offenc did strike him wth a rake some 3 or 4 blows, whervpon the faid *Elias* went home and one *Tho: Crofs* demanded of him how he did and he answered *never worst for my M^r hath beaten me and I think he hath killed me and yf I dye I will take my death [because he] killed mee*, but Ther was no signe of any bodily hurte as this exam could ¶ceave, After that the same night y^e faid *Elyas* went away but was noe more seene till he was fownd dead.

Thomas Crofs fworne and examined fayeth that his M^r sent him over the water, and beinge put in by a guft he went into M^r *Procters* house where *Elyas* was and he asked him how hee did, who answered he was not very well his M^r had so beaten him that he should hardly recover it

Phetiplace Clofe fworne and Examined fayeth that the faid wench hath diuers tyme been Corected, but never ymmoderately to his knowledge, and demanding of her privatlee w^t cause she had to run away she would make noe answer thervnto

M^r *Anthony Barram* fworne and Examined fayeth that he once saw M^r *Procter* give *Elyais* a box one the eare and at another tyme beinge in the ground at woorke he did se M^r *Procter* faule vpon some body but knew nott whom, but at night demanding of one of the boyes who it was he faid it was *Elyas*. and the next morninge *Elias* was gone, and further fayeth that the faide *Elyas* was a very ftubborne and desperat fellowe and would oftymes say he wold shoote himfelfe wth a pistoll when he was in health, whervpon his pistoll was taken from him

And Concerninge the wench he fayeth y^t he hath harde her many tymes beaten and hard her crye, but never saw the manor of her Corectione, nor her bodie after she was Corected, but fayeth shee was a very lewd wench & such a one as noe good perfvations nor moderate corection could reclame her, and thinketh y^t by her lyinge in the woods some tymes 8 or 10 days together, was the occasion of her death

Daniell Watkins fworne and Examined fayeth y^t he never saw y^e faid wench Corected nor did ever see her bodie but knoweth y^t she hath divers tymes run Awaye & hath layne in the woods some tymes 8 or 10 dyes together and whether she was pardoned or corected she would run away againe.

Ann Wood fworne and examined fayeth y^t she did see about 2 moneths ago 2 boys whip

whip the said wench, the one named *Will* the other *John Skinner* each of them havinge a whip of female corde and caused her body to bleed downe to her waite and further sayeth y^e M^r *Procter* once Called her to looke vpon the wenchs thighs, w^{ch} she sayeth had one great fore but how it should com she knoweth nott And forther sayeth y^e in respect y^e wench had Complayned that she had been greuously beaten wth fishhooks therefore M^r *Procter* requested this Examinee to Come and vew the bodie of her, w^{ch} she did and fownd one great fore in her thigh w^{ch} this Examinat rather thinketh to come by lyeinge owt in the woodes then by any Corectiōnes

William Bullock sworne and Examined sayeth y^t he was in the ground at woorke where he saw M^r *Procter* beate *Elyas* wth a Rake and gave him some 12 or 16 blowes but w^t hurte he had this Examinat doth not knowe And after Cominge into M^r *Procters* howse he harde M^r *Smiths* man aske the said *Elias* how he did. and he said he was very ill and y^t his M^r had so beaten him y^t he should dye, and y^t he wold laye his death to his M^r if he did die.

John Skynner aged 16 years servant to M^r *Procter* beinge Examined sayeth that once himself and M^r *procters* boy *Will* did whip the said wench their M^r standing by at w^{ch} tyme he sayeth that both gave her about 100 stripes vntill she did bleede

M^r *Thomas Bunn* Chirurgione sworne and Examined sayeth that M^r *Procter* sent for him to Come over and to see A fore y^t the wench had in her foote & w^{ch} he did, and left thinkgs for to dres it wth. and further sayeth that M^r *Procter* many tymes sent for this examⁿ. to Com over to looke to his servants when any of them were sick and defeased, And that M^r *Procter* was always very Carefull for the p^rseruinge of his servants healths, and y^t he hath had 3 or 4 of his servants at tymes 4 or 5 dyes togeather and at this p^rsent hath one of his men at his howse in Cure

Will Nayle M^r *Procters* boy aged 16 years Examined sayeth that he hath whipt the said wench some six tymes by the Appoyntment of his M^r and once he thinketh he gave her about 200 stripes and some tymes less. but y^t his M^r did never appoynt him how many strokes he should give her and y^t one tyme his M^r bidd him should whip her from the waite to the hand wrifts & fleay her or ells his M^r wold flay him

Robert Sweete gent sworne and Examined sayeth y^t Cap^t *Nathaniel Butler* was very vrgent and importunate wth this Examinee at two severall tymes to sett downe vnder his hande all such grevances and misbehaviours might anywyse have in his owne p^rticular or of any other iniuries or iniustice done by M^r *George Sandys* Threfurer, Promising this Examinee that yf there were any such thinge he wold remedy it in *England* or ells this Examinat should Accompt him A very villain And further this Examinat sayeth that the said Captain *Butler* hath vrged M^r *John Baynam* to the like as he hath harde M^r *Baynam* reporte

¶ M^d that whereas there was A controverfie Dependinge betweene *Michaell marshatt* gent and *Lwke Eaden* gent for and Concerninge A Viage made into *Canadie* in the good shipp Called y^e *retourne* it was agreede by and between the said p^rties before y^e Counsell of State, that the goodes brought to *James Cyttie* in the said shipp shalbe equally shared and parted betweene them. And that M^r *Marshatt* shall allow halfe y^e tobacco that the said *Lwke Eaden* did lade abourd y^e said shipp. And that the said *Lwke Eaden* shall give Sufficyent securytie to the said *Michaell Marshatt* for y^e payment of 100^{li} *sterlinge* wthin six moneths after y^e arival of y^e ship at *James Cyttie* porte.

19th of October 1624

A T A Courte held the 19th of October 1624
p^rsent

Sr *Francis Wyatt* Knight &c Sir *George Yardley* Knight *George Sandys* Trefurer
Doct^r *Pott* Cap^t *Smith* Cap^t *Raphe Hamer*

It is ordered at this Court y^t 10 able and Sufficyent men shalbe sett foorth from the

^s This paragraph is crossed out in the original.

Eastern shore wth Sufficyent and Compleat Armes and ðivisione for two moneths w^{ch} service they are to vndertake in regarde they went nott the laft Sumer march

Whereas y^e Company by their graite Charter did formerly order that fuch as had feated vppon the Gouverno^rs land might remain there vntill they had receved fatisfactiõ, And fince by their Lrs have ordered y^t fouch free men as fhould goe vpp to ftrenghn y^e Colledg might eyther remane there vntill they hadd Satisfaction or ells to haue 10 Acres for each famylie in fee fimple Accordinge to y^e equitie of thefe orders y^e Gou^rno^r and Counfell, at the requett of Doctõr Pott Cap^t Smith M^r Bunn and others have as much as in them lye granted and ordered y^t there fhallbe granted feverall leafes to y^e faid ðties and others, who at their cofts and charges have built and Cleared and feate themfelves there for the tearme of 5 years from the date of this order

xxvth of October 1624

A COURTE helde the xxvth of October 1624

þlent

S^t Francis Wyatt Knight &c. George Sandys Threfurer, Cap^t Roger Smith

Cap^t. *John Marten* Complayneth y^t wheras there were Articles and Covenants drawne betweene him and M^r *Humphrey Raftell* for the Transportinge of the faid Cap^t *Martain*, his fervants & other his goodes vnto *Virginia*, The faid m^r *Raftell* Caried him into *new Englande* and there detayned him 9 weekes to his great lofs and hinderance To w^{ch} M^r *Raftell* replyeth y^t his Shipp beeing leaky and the wynde Contrary he was enforced to goe for *new Englande* and detayned Cap^t *Martin* there no longer, then of neceffitie he was Conftrayned to doe, And before his owne fhipp was Redy he hired another fhipp to Cary him to *Virginia*

W^m *Holland* gent fworne and Examined fayeth that there was a leake fprunge in the faid fhipp, whereby they were in great danger and were forced to heave over boord fome 40 basketts of bred, w^{ch} was fpoyled by y^e leakinge.

John Crookdeck fworne and Examined fayeth y^t the faid fhipp had a leake fproange whereby ther was fome 40 or 50 basketts of bread fpoyled and hove overboord. And that at their Cominge owt of *England* they refolved directly to come for *Virginia* And ftyred their Courfe fo longe as the winde ferved for *Virginia*, vntil the[y] were pafte the Ilands, and y^e fhipp beinge leakt and y^e Cap^t defirous to fpeak wth the *South Phoenix* directed his coorfe to *new England*. And alfo he fayeth that w^{ch} in the tyme of 16 dyes the faid fhipp was made fitt and redy to Come Away for *Virginia*

John Smith fworne and Examined fayeth that at the fealinge of the wrightinges betwene Cap^t *Marten* & M^r *Raftell*, M^r *Raftell* promifed that one *Tewfdy* next followinge Cap^t *Martine* fhould have 5 men receved aboard and y^t M^r *Raftell* wold take order for their dyett and y^t they fhould be receaved abourd, whervpon this Examⁿ went to M^r *Raftell* for A Tickett that thofe men might be receved abourd, but M^r. *Raftell* faid they nede not have A Tickett, for y^t he him felf would be abourd in the after noone and geve order for them, whervppon the faid 5 men went abourde but could not be receaved, Then this Examⁿ went againe to M^r *Raftell* and told him that he had geven noe order for the receaving of them, whervpon he made Anfwere w^t was 3 or 4 dyes forbearanc, And about 2 or 3 dyes after Cap^t *Marten* Did meete 2 of thofe 5 men at *Tower hill* and asked them why they were not abourd, and they faid they had bine abourd but y^t they could not be receaved, whervpon Cap^t *Marten* gaue them xij^{ds} to goe downe to *Clarkwall* about the fhipp, but at night they retorned againe to Cap^t *Martens* howfe and faid they could not be receved abourde, after w^{ch} tyme the faid 5 men were nott harde of

Fourther he fayeth y^t after they were pafte y^e Ilands, *Thomas Scott* one of the quart-mafters faid y^t yf it had beene Cap^t. *Woolliftons* pleafure to have bent his Courfe for *Virginia* y^t y^e fhipp might have been in *Virginia* very near a moneth before fhe could have Arrived in *Canada* And y^t y^e M^r y^e M^r mate wth divers more of y^e feamen of y^e fame fhipp

ship said y^t yf it had beene there plesure they might have beene in *Virginia* before they were in *Canada*. y^e viage there was a good wynde for *Virginia*, but he thought y^e Cap^t meant y^t fom of them should owtcom there And when they were arrived at *Canada* the fea —

And further this Exam^t fayeth y^t wth in a fortnight after the arrivall of the said shipp at *Canada*, she was made fitt and redy for her viage for *Virginia*, and that m^r *Raftell* gave order to y^e m^r to have all things in Redines, and swore wth an othe that he wold be gone y^e *monday* fennight after

And further this Examⁿ fayeth y^t for the space of 6 weeks after there Arivall at *Canada*, y^e said M^r *Raftell* did allow Cap^t *Martin* and his People but A biskett adye, and in y^t 6 weekes they had fleffh twife a weeke but very bad and not mans meate, and in that 6 weeks the said Cap^t *Marten* was allowed not aboute 2^{li} of butter but his people had not at all, and in that tyme they had noe beere, butt beverage,⁶ and for one three weeks y^t they remained there they had noe fleshe at all nor fish, vnles he sent his people for it A fhore

And foorthier he fayeth y^t when Cap^t *Martin* had indorfed the release of his paffage in the *Vnitie*, and had Cancelled the olde bond for p^rformance of Covenants and was about to feale A new bond for p^rformance of Covenants, Cap^t *Martin* demanded A Bond of 400^{li} from M^r *Raftell* in like man^r for p^rformance of his Covenants w^{ch} M^r *Raftell* p^rmisef to doe, but after y^t Cap^t *Martin* had feled beinge Demanded he Denied to Doe it

And further he fayeth y^t when mentione was made of indorfinge this release, Cap^t *Martin* put in this causione y^t y^e makinge of this release should be noe preiudice against any Article Contayned in the Covenants, saviage onely for Transportinge him self and goods in the *Swan* insteade of the *Vnitie*, And further faith y^t that night the indorfment was fealed Cap^t *Martin* told this Examⁿ y^t he wold pay M^r *Raftell* all his Tobacco, and afterwards Attach it vntill such tyme as he Did know w^t damage he had suftayned in M^r *Raftells* not p^rforminge of his Covenants

Sackford Wetherell sworne and Examined fayeth that he hath harde M^r *Raftell* p^rmisef to keepe 5 men of Cap^t *Martins* abourde and to give them Ticketts to be receved abourde, and 3 of them told this Examⁿ they had beene twyfe abourde but could not be receved, and M^r *Jones* told him that she knew them once abourd but could not be receved

And further fayeth y^t he asked M^r *W^m Edwards* y^e m^r mate of the *Vnitie* (vppon some reporte formerly had) whether they were to go to *Virginia* or to *new England* firft, and M^r *Edwards* said that Cap^t *woollifton* and m^r *Raftell* were minded to goe to *new England* firft, because they were afraid the *South Phenix* wold begone from *Canada*.

And fayeth the *Vnity* was made redy wthin 14 dyes after there Arivall at *Canada*, and y^t M^r *Raftell* said he wold take in goods and be gone, but when the ship was goñ for *England*, then M^r *Raftell* p^rtended many excufes why he could nott goe

And foorthier faieth y^t whilft they were at *Canada* they were allowed but 8 busketts for A man a weeke, and that they hadd 4 peeces of beefe A weeke to 5 men but some tymes they wanted y^t allowance of beefe but how longe he can not tell, besides they wanted their vsuall allowance of ottmeall and butter

And further he fayeth y^t Cap^t *Martin* alleging that the Relese wold fruftrat all the Covenants formerly made by M^r *Raftell*, y^e said M^r *Raftell* replied *no god forbid* for it Concerned no more but alteringe the paffage owt of the *Vnitie* into the *Swan*

And further fayeth y^t uppon y^e redinge of Cap^t *Wyllaston* his Comiffion y^e seafaringe men said the[y] marveled Cap^t *Willifton* Wold cary Cap^t *Martine* to *Canada* feing y^e Comiffion was to go to *Virginia* firft, and this exā asking how they wold Answere that, they said they were bound by y^e Charter p^rtie to goe wyther M^r *Raftell* wold haue them to goe

ffirft

⁶ This means no drink except poor cider.

firft of November 1624

A COURTE held the firft of November 1624
 þnt
 St Francis Wyatt Knight &c St George Yardley M^r Threasurer, Cap^t Roger Smith
 Cap^t Raphe Hamer

George ffadom fworne and Examined fayeth y^t he did wryghte A will for Jo: Phillimore w^{ch} was figned fealed and Deliu'd by the faid John Phillimore about the 4th of July laft past in the þfenc of Thomas Sulley and his wiefe, w^{ch} this Exa^m Did then Reade before them, w^{ch} faid will is now miſſinge but the effect therof as this Examat remembreth, was, y^t the faid Phillimor did give all his eftate to Elizabeth peer[ce] vnto whom he was affured and meant to haue maryed his depts beinge paide and 1 barrell of ſheald [shelled] Corne w^{ch} he gaue to Thomas Sulley

Further this Examat fayeth y^t by the faid will hee had given one fow pigg to M^r Conſtable and one fow pigg to this exa^m when his fow had varowed w^{ch} fowe the faid Phillimore afterwarde in his liefe tyme did fell

Thomas Sulley fworne and Examined fayeth y^t the faid John Phillimore did make fuch a will and y^t he had the faid will in Cuſtodie vntill the faid Phillimore returned from Pomkey march and about the xjth of September this Exa^m deliuered the faid will and diver other notes to the faid Phillimore againe, w^{ch} faid will is now miſſinge, but the ſubſtanc and effect was, y^t he gave all his goods lands and Chattells to Elizabeth Peerce his Depts beinge paid and one barrell of ſheald Corne to this Exa^mt and one fow pigg to Jo: ffadome and one fow pigg to M^r Conſtable, when his fowe had varowed, w^{ch} fow he afterwards fold in his liefe tyme

John Smith fworne and Examined fayeth that he did reade the faid will and y^t he gave all his whole Eſtate to the faid Elizabeth Peerce his Depts beinge paide and one barrell of ſheald corn to Thomas Sulley and one fow pigg to George ffadom when his fow had varowed

John Radifh fworne and Examined fayeth that John Phillimore did tell him that he had made his will and that he had given all his Eſtate to Elizabeth Peerce, his depts beinge paide, and one barrell of ſheald corn to Thomas Sulley.

It is ordered y^t the Gardianſhip And Adminiftration of the lands and goods of John Phillmorr ſhal be granted To any freinde whom the faid Elizabeth Peerce ſhall chooſe to her vſe.

Who at this Court hath made Choyſe of Thomas Bennet her father in law And Accordinge to this order it ſhalbe granted to y^e faid Thomas Bennett, to her vſe

William Baker fworne and Examined fayeth that Sargent ffortefcue had the Charge and oversight of St Georg Yardleys ſervants at his Plantatione at Flowerdy hundred and that hee did hange the Tobacco foe thick vppon the lynes y^t the lynes brake and the The Tobacco fell to the ground, and before the faid Tobaco was at all dried he made it vpp into Role and foe by his faulte it was not marchantable and y^t all the Tobacco except 6 or 7 hundred waight, was made vpp wett and nott merchantable, The whole Crop Amountinge to 9000 waight or therabout, And further this Exam^t faieth that him ſelf Henry Lewis John Snow Richard Starkes did tell y^e faid Sargent ffortefcue y^t yf the Tobacco were made vpp wett as it was it would not prove marchantable to w^{ch} he answered it was no matter to them for it was noe Charge of theirs, for y^t he was Anſwerable for it

M^r Abraham Peerce marchant fworne and exa^m fayeth that the laſt ꝑcell of Tobacco that Sargeant ffortefcue did cure vpp for St Georg Yardley, ther cam to this Exa^mts Beame to be waide about 13 or 14 hundred thereof and y^t it was fo wett and fo ill Cured y^t in his opinion there could not be lefs then 30 in the hundred lofs when it cam into England

Edward Grindone geñt at this Courte defireth to have A grant of foe m^{ch} ground as ſhalbe

shalbe dew to him, as yett vntaken vpp or bespoken Lyinge betwixt Ensigne *Spenc* his land and the Gleabe lande

Yt is ordered he shall haue it, and y^t M^{rs} *Kith* shall foorthwith Cause Ensigne *Spenc* his land to be Survaide

Yt is ordered that A Proclamacione shalbe p^resently sent for the ympaling of gardens Accordinge to the Act of the general Asssembly for the planting of 4 mulberry trees and 20 vynes for every male head aboue 20 yeers of age between this and the laft of *february* next coming straightly Charging all Comanders of every Plantation to see them not only planted but Carefully tended & looked to at their ^o Will, And to give information of all such as shalbe delinquent therein

Robert Poole geⁿt sworne and Examined sayeth y^t when he first lived wth *Apochankeno* beinge in the time of S^r *Tho: Dale* his Government, *Apochankeno* shewd this examⁿ certen trees wherein Certen bullets had been fhott, by Indyans w^{ch} Cap^t *Jo. Smith* did teach to shoote in a small peternell :

And after in S^r: *Thomas Dales* Govern^mt one *Coofs* An Indyan was taught to shoote in A peece by *Jo: powell* seruant to Cap^t *Web* and by Cap^t *Webb* his appoyntmt

And fourther he sayeth that in the tyme of S^r *Tho: Dales* Government one *Chacrow* an Indyan livinge wth Liv^t *Skarfe* Cap^t *W^m Powell* and Cap^t *W^m Peerce* and livinge wth them he did ordinarily shoote in A peece

And foother he sayeth that S^r *Tho Dale* gave vnto *Kiffacommas*[?] A peece caled A fnaphance wherwth all he did often shoote and killed both ffowle and Deere and was furnished wth powder and fhott by S^r *Tho Dale* this Examⁿ havinge often tymes Caryed it to him

And further he sayeth that in S^r *Samuell Argalls* tyme there was 6 men flayne by the Indyans and their peeces powder and fhoot caried to *Pomunkcy* where they were vsed by An Indyan Called *Moraffane* and Another Indyan Caled *Nemetcnew* And sayeth y^t S^r *George Yardley* after he cam to be Governo^r ymployed this Examⁿ to *Pomunkey* to steele A wye the feathers of the locks of those peeces, y^t therby they becominge vnfer-vieable *Apochankano* might fend them to him to mend and he resolved to keepe them, w^{ch} peeces afterwards were sent and they were kept.

And further he sayeth that S^r *George Yardley* forbad an Indyan who was ymployed by one *W^m Pery* to shoote in A peece & caused his peece to be taken from him, And further sayeth y^t he never knew S^r *Gcorge Yardley* to geve A peece to any Indyan

Edward Grindon gent sworne and Examined sayeth that *nanticos* an Indyan was the first that he knew to shoote in A peece but who did teach him this Examⁿ knoweth not.

And further sayeth that an Indyan caled *Cofs* was taught to shoote in A peece by Cap^t *Webb* Comandinge at *Kickatan* in y^e tyme of S^r *Tho: Dales* Gou^rment

And also this Examⁿ sayeth that An Indyan caled *Shacrow* did vse to shoote in a peece liveinge wth Liv^t *skarfe* Comandinge *James towne* in S^r *Tho: Dales* Government

And also sayeth that S^r *Tho: Dale* did give A peece to An Indyan called *Kiffacommas*[?] and y^t y^e said Indyan wold ordinarily Come to *James towne* to S^r *Tho Dale* for powder and fhott. But he never remembreth y^t ever S^r *George Yardley* gave A peece to any Indyan

Yt is ordered at this Coorte that *Thomas Grubb* shall doe M^r *Threfurer* fower moneths trew and faithfull servie for that hee hath nott ^offoormed as by one bill of Covenants vnder his hande bearinge date the 31th of *October* 1622 Appeereth

The Testamony of M^{rs} *Mary Whittaker* taken before the Gouverno^r
the 19th of *November* 1624

She affirmeth that not longe after Cap^t *Martin* cam into *James River*, he cam vnto the howse of Cap^t *Jabez Whittakers* and amonge much other Discourfe complayned y^t he had lost his Cropp by Coming in so late, y^e said M^{rs} *Whittakers* Demanded of him why

? A peternell (correct form, petronel) was a kind of carbine or large pistol.

why he would com by *Canada* to w^{ch} the faid Cap^t *Martin* replied foftlie whifpering in her eare, they both beinge neere together, *This was the laft plotte of the Company to take away my poore liefc.*

Nicholas Rayneberde Sworne by Cap^t *Ralfe Hamer* y^e 23th of *November* 1624

Cap^t *Marten* beeing att *Cape Ane* aboard in the good fhip called the *Vnity*; Cap^t *Woolafton* and M^r. *Raftell* coming aboard the fame fhip, falling in to conference about their affayres, M^r. *Raftell* the M^rchant grew collerick and hott, beeing demanded of Cap^t *Marten* wherefore hee kept prifoner in that kind, and would make noe difpatch for *Virginia* Wherevppon hee answered moft abfurdly and faid, Hee would not remoue out of the harbour vntill he thought good, not yf the King and the Lords of the councill of *England* were there.

Secondly the faid Cap^t *John Marten* gave M^r *Raftell* a bond So that the faid *Raftell* was to give Cap^t *Marten* another. Whervppon hee defired another of the faid *Raftell* the M^rchant, and hee denied y^t and would not.

This haue I taken vppon my oath before Cap^t *Hamar* and the Secretary
Nicholas Raynberd.

December 8th

AT A Courte held] *December* 8th
S^r *Fra: Wyatt* Gou^rno^r p^{re}sent

Peaceable Sherwood aged about 26 yeere fw[orne & examⁿ] fayeth, that hee knoweth of a trunk that was broken [open] but was not privy to the doing of it & fayth that hee faw certayne toren pages[?] fwiming do[wne] the river & that M^{rs} *Corker* fayd they were y^e artic[les] & fayth that to his beft remembrance the word in the firft artickel was (proportionable, not equall)

The 2^d article hee doth acknowledg

Of the 3rd He fayth a booke was to bee ke[pt] but he doth not remember that no a^{ct} was to be entered into or don wthout y^e confent of each other If any difagreement were, they fhould p^{ro}ut & a prop[or]tion be made

There was fuch bonds fealed & deliuered but what is become of them he knoweth not

Touching the bond. He knoweth not what yeares w[ere] agreed on for payment, but fayth he heard M^r *Dri* . . . demand two years And whereas though he is a witnefs to A bond, he did not reade it ouer.

8 of [*December*] 1624

ACOURT held the 8 of [*December*] 1624 being
S^r *ffrancis Wyatt* knight Gou^rno^r p^{re}sent

Robert Poole fworne and Examined fayeth y^t in the Tra[ding] Vioage wherein he was ymployed for M^r *Threfurer* [in the] Pynnace called y^e *Elizabeth*, he gave for ove[r] a] Tubb of Corne, he bought of y^e Indiyans, ten[?] armes length of fome beads, and thirteene armes le[n]gth of fome beades for Another Tubb.

And further he fayeth y^t he did nott put away any of [M^r] *Threfurers* beads for corne for his owne private vfe nor any other in y^e fhipp to his knowledg but he fayeth y^t all y^e fhipps Company did truck and trade for skins, butt where they hadd the Truck he knoweth nott.

ffurther

further he fayeth y^t Cap^t *Croshaw* gave for A great Canoe w^{ch} he bought 10000 of blew beades, fayinge y^t he would geve M^r *Threfurer* fatisfaction for the beads

Alfo he fayeth y^t he paide for matts 20000 of blew beads, of w^{ch} matts there was vfed to feele ye fhipp 20

further he fayeth that he gave to the great man of *Potuxfone* to be their guid to *pocotanck* 6 or 800 of blue bead And faith y^t hee did not buy abone 6 tubbs of Co[rne] for any Copper

further he fayeth y^t he did fee in A Cheaft of *Riçd* . . . fome 20^{li} of powder Knitt vpp in A Lynnen C[loth] and Certen Shott but how much he knoweth no[t]

further he fayeth y^t he bought 7 great beare skins, 6 [deer(?)] skins, 2 wildcatt skins, 9 otter skins, 2 yonge beare skins, . . . skins 8 or 29 muske ratts skins, 1 Lyone skin w^{ch} [the great man of] *Potuxfone* gave him, and y^t he brought home noe black fox skins And fayeth y^t Cap^t *Crofh[ow]* took charge of fuch(?) skins as he hadd

And further he fayeth y^t he bought noe . . . for redy beades to be deliuered him

And fayeth y^t at *pocotanck* they ftaid fome 23 or 24 [day]s in hope the Indyans would have furnifht them wth Corne [b]ut one weeke thereof was vnneceffarily fpent in feekinge owte of An *Englifhman*, And the M^r affirmeth y^e fame alfo

John Waltam fworne and Examined fayeth, y^t there was in y^e fhipp one full barrell of powder, an fo [also] neere 20^{li} of powder besides and fayeth y^t Cap^t *Croshaw* carried afhore owt of the fhipp 2 murtherers^s and 3 Chambers^s

Jeremy Roberts fworne and Examined fayeth y^t M^r *Geyne* did fend y^e *dutchman* aboorde and fett away A rundlett of powder of 2 or 3 gallons, And further fayeth y^t he fett 200 of dry filhe from M^r *Chew* vppon M^r *Threfurers* Accompt, [which]

M^r *Geyny* had for his owne vfe, and *Allwyn Dame* vppon his oath doth iuftifie the fame, and alfoe y^t M^r *Gen[y]* Tooke Away 2 Copper furnaces 2 bottoms of Coppe[r] and 3 Coverings of Copper.

Whereas *John Powell* in the behalfe of himfelf *John Woo* . . . *Williams*, brought into this courte, one Covenant made by [*Jo.*] *Richarde als Sheparde*, bearinge date the firft of *Novembe[r]* by w^{ch} Covenant they were to pay to M^r *Danell Gookin* or hi[s] Affignes] A Certen fome of Tobacco, as alfo to deliver divers men & go[ods] as by the Covenant it doth and may farther Appeere, And for [as much] as y^e faid *Jo. Richarde als Sheparde* is departed owt of This Co[untry] and hath left noe Certen Attorney to receive the faid Tobacco me[n] and goodes, nor other order as yett Taken by M^r *Gookin*, Th[e] Gou^rernor and Counfell takinge into Theire Confideraçon, y^t the faid M^r *Gookine* may not be dampnified by the necligene of his officer have appoynted Cap^t *W^m Tucker*, to take and receive into his Custody and Care, not only the Tobacco and Corne dew by th[e] Covenant, wth Charge to fee y^e Tobacco be of the beft y^t grew that Cropp, and that non of the faid Cropp be otherwise difp[ofed] of till the faid Choyfe be made, But alfo the Plantacione fervants Cattell and other goods thervnto beloanginge And in the faid Covenant fpecyfied, And y^t the faid Cap^t *Tucker* vppon the receipte of the before expreffed p^rmisses, do putt in bound wth Sufficyent fuerties to y^e Gou^rernor and Counfell to be at all tymes Anfwerable to the faid *Daniell Gookine* or his Affignes Concerninge the premifes, at or before y^e xxth daye of *January* now next enfuinge.

Richard Smith fervant to M^r *Robert Addams* fworne and Examined fayeth y^t to his knowledg his m^r did never gather any of M^r *Horwoods* Corne, nor that his faid M^r did euer bid him to gather any of M^r *Horwoods* Corne.

Robert Addams fworne and Examined fayeth y^t *James Davis* made A Bargaine wth M^r *Emerfone*, That in regarde M^r *Emerfone* was to free y^e faid *James Davis* of his fervice, he was to give the faid M^r. *Emerfone* one fervant boy and A Cowe.

Whereas *Anna Cooper* Complayned in Coorte by [peti]tion y^t her late hufband *James Harifone* did lend a fhallopp to Liv^t *George Harifone* late deceafed, w^{ch} boate the faide

⁸ A murtherer, or murderer, was a piece of ordnance similar to our modern mortar. A chamber was a very similar piece, but used mostly for firing salutes.

faide *Anna Cooper* often demanded of the said Liv^t *Haryfone*, but could never gett the fame or Satisfactō for it Upon the Testimony of Cap^t *Hamer*, that Ensigne *Harifone* did lend the said fhallopp to Liv^t *George Harifone* And vppon the Testimony of Cap^t *Tucker*, y^t he demanded the faide fhallop of Liv^t *Harifone* in the Right of the faide *Anna Cooper*

It is in Courte ordered that *George Menefrey* Administrator for y^e faide Liv^t *George Harifone* shall p^resently paye to the faide *Anna Cooper* in Satisfaction for the said fhallop the some of one hundred pownd waight of marchantable Tobacco

Cap^t *Raphe Hamer* Counsellor of State sworne & examined fayeth, that beinge in Conference wth Cap^t *Martyn* about the Gouvernor, Cap^t *Martyn* said to this Examinat, that yf the Gouvernor when the date of his three years was ower, would governe for the kinge, he would rather he were Governor then any man else, But yf he governed for the Company, he would nott allow him to be Governor Then this Exā made Anfwer, that hee thought y^e Gou^rno^r allwaye governed for the Kinge, for in all things he governed Accordinge to the Kings lawes.

Cap^t *Roger Smith* Counsellor of State sworne and Examined fayeth, y^t Cap^t *Martyn* being at supper with this deponents sifter and himself, ffallinge in talke about *Virginia*, he showed some *Virginia* dyamonds wth some other things amongst the rest there was A peece of Cristall, and beinge demanded from whence he had it, Cap^t *Martyn* faide ther was A rock of Chrifstall fownd in *Virginia*, And this Examinat said y^t in his tyme beinge in *Virginia* he never knew of Any. Then Cap^t *Martyn* said y^t when he cam to *Virginia* y^t this deponent should see him have A chriftoll mantle Tree

xxvth of *November* 1624

A COURT held the xxvth of *November* 1624
 p^resent
 Sr *Francis Wyatt* Knight &c Mr *Threā* Cap^t *Roger Smith*

Wheras M^{rs} *Alice Boyse* hath Complayned of *Joane Vinfone* by her Peticyone *it is ordered* y^t the said peticcione be sent up to y^e said *Joane Vinfone*, And A warrant to Comand her to Appere heere at *James Cyttie*, the *mondye* fenight next after the fight of the said warrant and that either p^rtie bringe downe there wittneffes wth them, to *James Cyttie*, or their depositions taken before two of y^e Comiffion^{rs} at the leste

A Copie of M^{rs} *Alice Boyse* her Peticione

In all humblenes of dewtie sheweth, y^t wheras *Joane Vinfone* the wief of *William Vinfone*, hath most wrongfully and uniu^rstly slandered yo^r petico^r in reportinge y^t she hath had a Bastarde, w^{ch} she Cannot approue (for y^t it is a most false Accusatione) y^e said *Joane Vinfone* beinge warned to appeare before y^e Comander and Afistaunce at the monthly court it was there by them Censured, y^t the said *Joane Vinfone* should stande in A white sheete and aske your peti^r forgiveness before y^e congregacione (which she refused to doe) for y^t she did appeale to your wo^rps and therovppon y^e Courte dismis^t her, Synce w^{ch} tyme y^e said *Joane Vinfone* hath also most slanderously reported y^t my Husband and my selfe had made (my dutiefull reverence remembred) an arswarde Bargane before we were maryed, and y^t ther was y^t greate love borne by M^r. *Jurden* to your peticioner, y^t caused much debate between M^r *Jourdon* & his wife

*In Comifseration of all w^{ch} unchristian wrongs, I moste humbly beseech your good wo^rp to graunt your warrant to Comand y^e said *Jone Vinfone* to appeere before you, accordinge to her Appeale to proue this her Accusatione, otherwise to be Censured by your wo^rp, so shall yo^r petico^r most dewly pray &c*

Wheras M^{rs} *Ann Geyny* p^rtends that she hath wronge done her by Cap^t *Whittakers*, and desireth that his passage may be ftaid vntill her husband Come home to follow the
 suite

fuite against him, Cap^t *Whittakers* ꝑduceth these depositions in his behalfe, And desireth to haue free libertie of passage into *England* in regarde, she putteth in no Causione⁹ to Anfwere y^e damages of his stay w^{ch} are very greate his Tobacco being ready shipped, and he ꝑvided for y^e vioage wth his wief & Children and she refusinge to Commence y^e fuite before her said husbands retourne (w^{ch} is vncerten and Casuall

It is ordered y^t Cap^t *Whitakers* vppon this occasione shall not be ftaide, The rather for that the said *Ann Geny* hath not orderly ꝑceded, by way of peticione ꝑferred in Courte of her wrongs, or to haue him ftaide

Examinations taken the 16th of *November*¹⁰ 1624 by Cap^t *Raleigh Croshaw*
Concerninge Cap^t *Whittakers*

Clement Dilke aged about 26 yeers, sworne and Examined sayeth that vppon the 16 Day of this instant *November* or thereabouts M^{rs} *Geny* being demanded the some or quantity of 325^l waight of Tobacco by Cap^t *Whittakers* in the behalfe of M^r *Threat*, she made anfwere, y^t she had neither any ready or a leafe taken downe, desiringe that the payment of it might be deferred vntill her husbands Cominge in, or words to y^e same or ye like effect
Clement Dilke

Richarde ffrishby aged about 34 yeers sworne and Examined sayeth, y^t when Cap^t *Whitakers* demanded certen Tobacco of M^{rs} *Geny*, she swore as god saue her she had not a leafe Taken downe
Ric: ffrishbie

Thomas Morys aged about 22 yeers sworne and Exā sayeth y^t Cap^t *Whittakers* sent him to *ffrancis Masons* to lett M^{rs} *Geny* know y^t his Cap^t ftaide at her howse to receave Tobacco who when he had delivd his Cap^{ts} meffage to M^{rs} *Geny* she ꝑsently answered y^t she had nott any taken downe, but he replyed, that there was no man in the lande but had Tobacco ready and payable before that Tyme, or words to y^t effect, she againe replyinge, y^t she wold pay none vntill her husband cam home, and then w^t was dew shuld be paide

These examinçons taken y^e 22th of *November* 1624

The marke X of *Thomas Moris*

Eliza The depositione of *Robert Browne* taken before all y^e Com^{on}
Cittie y^e xviiijth day of *November* 1624

The said Depoñt fwereth y^t M^{rs} *Geny* had in her howse, when Cap^t *Whitakers* cam and demanded Tobacco for M^r *Threfurer* in leaf and well condiçoned (at least) one Thoufand pound of Tobacco fittinge to pay Away

Robert X Browne his marke.

November y^e xxviith 1624

Satisfacion tendered by Cap^t *John Martin* Esquire to *Humpfrey Raftell* marchante, in the ꝑsence of S^r. *ffrancis Wyatt* Knight &c Cap^t *Roger Smith Abraham Peirsefey* marchant & *Edward Blaynefey* marchant

In primis in y^e hands of Cap^t *Roger Smith* w^{ch} he is now redy to pay 160^l of Tobacco..... 160^l
In the hands of M^r *Michaell Marfhatt* in Tobacco..... 090^l
In y^e hands of Cap^t *Hamer* in Tobacco..... 100^l
In the Custody of M^r *Lwke Boyse* 6 kyne now redy to Calfe
And more in his handes 2 yeerlinge bullocks

Humfrey Raftell doth nott Accept of this Tender, vnless the ꝑties in whose hands the said Tobacco and Cattle were ꝑsent to become deptors, neither doth he hold the goods Tendered to be Sufficyent for to geewe him full Satisfacione

laste

⁹ "Causione" is an obsolete form of "caution" and means here security. Compare the current term "caution money".

¹⁰ This (the 16th) is the date given in the heading, but it appears below that the 22nd of November is the correct date.

laſte daye of *November* 1624

A COURTE held the laſte daye of *November* 1624
 ſent
 S^r *Francis Wyatt* Knight & Cap^t *Francis Weſt* S^r *George Yardley* M. *Threaſurer*,
 Doct^r *Pott*, Cap^t *Smith*, Cap^t *Hamer*.

Hughe Hayward and *Robert ſitt* ſworne and examined ſay, that they were ſent when *Thomas Harralde* made his will and that they both were wittneſſes to the ſame, and y^t this will brought into the Courte by M^r *Richarde Kingſmell* is the ſame will, and that he was in perfect memory when he made the ſame, and lived about a moneth after, but made no later will that they know of.

Silveſter Bullen ſworne and exâ ſayeth, that *John Dayns* did Carye Certen Tymber for Cap^t *Tho: Barwick* to his howſe, for w^{ch} he promiſed him ſome Tobacco but how much he knoweth nott.

It is ordered y^t whereas *Thomas Sulley* hath broken y^e *Saboth* daye in goinge A huntinge, as by M^r *Richard Kingſmell* hath been Complayned one in Coorte, That he ſhall paye five pownd ſterlinge in good Tobacco Towards the Church Charge, and acknowledge his falte in the Church before the Congregatione

Thomas Gates ſworne and examined ſayeth, that he Cominge to *John Jackſone* to demande 76 pownd of Tobacco, y^e ſame *Jackſone* went wth him to *George Clarke*, and Caled y^e ſaid *George Clarke* and told him that this is the man y^t muſt make your howſe Tyte and yf you will pay him y^e 76 pownd of Tobacco I will giue you an Acquittal

Wheras Cap^t *John Martyn* by Covenant vnder his hande and ſeale ys to paye M^r *Humfrey Raſtell* for Tranſportinge of him ſelf and twelve men and Certen goods, the ſome of two hundred, twenty and eight pownd ſter as Tobacco ſhalbe woorth heere in redy money

Yt is ordered that there be abated for five men w^{ch} ſhould have been Tranſported and were nott, as alſo for their victualls ſixtie pownde ſterling.

Yt is alſo ordered y^t there be ſix hundred pownd waight of Tobacco allowed Cap^t *John Martyn*, for wrongs and damages in Caryinge him to *Canada* and detayninge him there, wherby he Arived ſoe late in *Virginia* (w^{ch} ſix hundred pownd waight of Tobacco at two ſhillings the pownde Cometh to ſixtie pownde ſter) The Remainder beinge one hundred and eight pownde ſter, Cap^t *Martyn* ys to paye in ſuch Tobacco as ſhalbe woorth heere two ſhillings A pownde (w^{ch} will Amounte to one thowſand and lowerſcore pownd of Tobacco) w^{ch} Cap^t *Martin* is to paye to M^r *Humfrey Raſtell* his Exeç Adm^r or aſſignes at or before the twentieth daye of *December* now next Enſuinge in *James Cyttie* And that yf y^e ſaide Cap^t *Martyn* do ſayle in payinge of the ſaid one Thowſand and lowerſcore pownd of Tobacco in parts or in the whole at or before the daye aforeſaid, That then Cap^t *Martyn* ſhall forfect the ſix hundred pownd of Tobacco allowed him for wrongs and damages as aforeſaid.

And that vppon the Payment of ye ſaide one Thowſand and lowerſcore pownd waight of Tobacco, The ſaid Cap^t *Martyn* and M^r *Humfrey Raſtell* ſhall ſeale Release eyther to other for and Concerninge this Buſineſs.

John Phillip A negro Chriſtened in *England* 12 yeers ſince, ſworne & examⁿ ſayeth, y^t beinge in a ſhipp wth S^r *Henry Maneringe*, they tooke A ſpaniſh ſhipp aboute Cape *Sâ Mary*, and Caryed her to *mamora* in w^{ch} ſhipp was A ſpaniſhe ladye and divers other, And beinge in *mamora* M^r *Symon Tuchinge* Cam into *Mamora* in a ſmale ſhipp, and after ſome Conference had by y^e ſaid *Tuchinge* wth the *Spaniards* taken as aforeſaid, he was by them ymployed in y^e ſaid ſmale ſhipp to *Liſbone* to feach money for the Ranſominge of the ſaid lady, w^{ch} Accordinglye he performed.

Edward Pepprett ſworne and Examined ſayeth y^t *Symon Tuching* told him this deponent before divers other of the ſhipps Company that he the ſaide *Tuchinge* was baniſhed owt of *England* and *Ireland*, ſayinge I Come of A good kindred, I dare nott ſhew

my face wher I was borne, I care nott yf all my kindred were hangd, and doth Cale the *Prtestants Lutherans*, And further fayeth y^e faide *Tutchine* hath been very dilligent in foundinge of this River as also in enqueringe after the Chanells of other Rivers w^{ch} in the baye, And further he fayeth that *Tutchinge* doth give owt and intend at his returne to Tuch at the *Westerne Ilands* and refresh his men

Georg Rugefs fworne and Examined fayeth y^t the faid *Tuchinge* reported of himfelfe y^t he was a banished man owt of *England*, and fayeth y^t he was very well acquainted and respected in y^e *Maderas* and hath faid of his kindred (y^t they did not care for him, nor he for them, And he cared not yf his freends were all hanged and y^t yf occasione were, he would Tuch at the *Wester Ilands* as he reto^d

John Lamoyne marchant fworne and Examined fayeth y^t M^r *Tuchinge* did tell This Examine that he was a banished man owt of *Irelande*.

William Emerfone fworne and Exā fayeth, that at *Christmas* laft past this Exa^m and *John Davis*, did give to Liv^t *Gibbs* for A man servant named w^m *Popleton* for two yeers, three hundred pownd waight of tobacco w^{ch} Tobacco was p^sently paid to Liv^t *Gibbs*.

Yt is ordered y^t y^e like L^{re} of Administ^r be granted to *John Bush* as hath been formerly granted to M^r *George Keth* And that he bringe two Sufficyent men to stande bound wth him the trew p^rformanc of the faid Administ^r. And to be here one *mondye* next Com fortnight to p^rforme this order, at w^{ch} time or before M^r *Keth* is to bringe in A trew Accompt of the Estate of y^e Orphant

William Coufe aged 29 yeeres or therabouts fworne and examined fayeth, y^t y^e xxviith day of *Awguft* laft past about one or 2 of the Clock in y^e afternoon, beinge aboard ye good shipp called the *Ambrose* then Ridinge at Anchor in *James River* *Richard Williams* als *Cornushe* M^r of the faid Shipp called the *Ambrose*, beinge then in drinke Called to this Examinat, to lay A Cleane payre of sheete into his bed, w^{ch} this Exa^m did, And the faid W^m went into the bed, and wold have this Exa^m com into y^e bed to him, w^{ch} this Exa^m refusinge to doe the faid *Richard Williams* went owt of the bed and did cut this Exa^m Cod peece . . . , and made this Exa^m unredy, and made him goe into y^e bed and then y^e faid *Williams* als *Cornushe* went into y^e bed to him, and there lay Vppon him, and kift him and hugd him, sayinge that he wold love this exa^m yf he would now and then come and lay wth him and so by force he turned this exa^m uppon his belly, And soe did putt this Exa^m to payne in the fundement and did wett him and after did cale for A napkin w^{ch} this Ex. did bringe vnto him, and fayeth that there was but one man A boarde the shipp, w^{ch} was *Walter Mathew* the boatwains mate beinge . . . And further fayeth y^t he was fore 3 or 4 dyes a[fter] and that after this y^e next dye after in y^e morning [the] faid *Williams* als *Cornish* said to this Exa^m though [I did] playe the foole wth you yesterdaye, make no woondr further he fayeth y^t after this many tymes he wou[ld] putt his hands in this Exa^m Cod peece and plaid a[nd] kifte him, sayinge to this Exa^m y^t he could have brought them to fea wth him, yf he had . . . him, that would have plaid wth him, And after this Exa^m beinge caled and refusinge to go he . . . him before the masse and forbad all the shippes Company to eate wth him, and mad this Exa^m Cooke for all the rest

M^r *William Cleybourne* fayeth y^t he was in place when M^r *Threasurer* did say he had frely forgoeve *Marten Turner* two yeers service And y^t *Marten* had but five yeeres to serve, w^{ch} the faid *Marten* beinge p^sent, did not gaine fay.

Wheras the Counfell doth Challenge for them selves and the Publique officers of the Colynie the moytie of y^e Companys rents, as Appeereth by their great Charter of laws and orders dated . . . And since it is a thinge y^t was never heertofore payed nor by the Treasurers Commiffione as he Conceaveth, he is Authorized to pay it, He therefore doth Peticion the Court, That it may be referred to A *Nisi prjus*, wherin neyther p^rtie shalbe interested Yt is ordered y^t one *Wensdaye* Com senight the xvth of this *December* next the[re] be A Jury warned of discreet & Sufficyent men Consistinge of 18 p^rsones in number to decide the forsaide Questione

Wheras

Wheras Cap^t *Hamer* Complayned in Courte for y^e recovery of A Dept of 250 pownd waight of Tobacco, dew to be payde by Ensigne *James Harifone* Deceased and *David Barry* and *John Costarde*, lkewife Deceased, as P^tners together for as much as noe prooffe was made of their P^tnershipp and for y^t it did appeare by two fervants that were only left alive, That they did p^rly belong to the faide *James Harifone*, as by the deposition of the faid fervants appeareth, *yt is therefore ordered* y^t *Anna Cooper* late wiefe to the faid *James Harifone*, doe onely Satisfie the p^rper depts dew by the faid *James Harifone*

The Depositione of *Jo: Coker* taken before Cap^t *William Tucker* y^e xxith dye of *November 1624* Tutchinge y^e difference between Cap^t *Raphe Hamer* and *Justinian Coop[er]* and his wiefe

This deponent fayeth y^t he was fervant only to Ensigne *James Harifone* deceased and no man to *Jo: Costerd* or *David Baylie*, [Barry] neyther doth he know of any agrement betweene the faid *James Harifone* *John Costerd* and *David Barry* of Co P^tner-shipp, And he also fayeth that the faid *James Haryfone* had no P^rte o^r P^rcell of the goodes that were bought of *Mr Robert Bennett* deceased by the faid *John Coster* or *David Barry*

John Coker

The depositione of *John Curtis* taken as aforefaide

This deponent fayeth y^t Ensigne *James Harifone* deceased bought of Liv^t *John Cheafman* his tyme of service and two more named *Henry Davis* and *Jo: Maltman* for y^e sole and p^rper use of the faide *James Haryfone* for the some of six hundred pownd of Tobacco, which some was paid by the wiefe of the faid *James Haryfone* owt of his owne p^rper Tobacco

The mark X of *Jo: Curtis*

xiiijth of *December 1624*

A COURTE held the xiiijth of *December 1624*
p^rsent

S^r Francis Wyatt Knight &c *S^r George Yardly* Knight Doctor *Pott*, Cap^t *Hamer*, Cap^t *Smith*

Abraham Porter fworne and examined fayeth y^t the last yeere beinge at *William Cluch* his howse, he sawe A hogg kilde that hadd noe Eare marke and y^t *Cluch* told this examⁿ he bought that hogg of *John Johnfone* for A Snaphance peece. Further this Examana^t fayeth y^t y^e faide *W^m Cluch* told this Examinat['] y^t *John Johnfone* sold *John Haule* A hogg w^{ch} was unearmark^t. And further this Ex fayth y^t *John Haule* kild A hogg vppon y^e *Saboth* dye by y^e appoyntment of *John Johnfone* as *Clutch* told him.

William Cluch fworne and Exā fayeth y^t *John Johnfone* sold him A hogg w^{ch} was not eare mark^t, for w^{ch} hog he gave the faid *Johnfone* a snaphance peece. Further he fayeth y^t about 3 weeks since this Examⁿ Cominge from Eveninge prayer vppon the *saboth* daye, *John Haule* had kild a hog at *John Johnfons* houfe, for w^{ch} *John Johnfone* was angry with his wiefe and *John Haule*.

Yt is ordered y^t wheras *John Johnfone* hath kild 4 hoggs of 3 quarters olde beinge vnearmark^t, Contrary to A lawe formerly made, That he shall make restitutione of 4 other hoggs of the fame age to the use of y^e Gou[']no^r.

Richard Craven fworne and Examined fayeth y^t *W^m Cooke* and *Thomas Hetherfoll* Borrowed A Boate of *Richard Tree* to Carry downe theire goodes to *blunt poynt* by whose Careles necklect the faide boate was splite and quite losfe.

John Clarkfone fworne and examined fayeth y^t *Richard Tree* did lend a boate to *Mr Thomas Hitherfoll*, w^{ch} boat *Mr Hetherfoll* did p^rmise to deliuer safe again to *Richard Tree*

Tree at James Cyttie and Cominge to Martins hundred, Mr W^m Cooke & Mr. Hetherfoll, Richard Craven and this Exā beinge in y^e boate they went ashore, And this Exāñ seeinge much fowle wether Cominge, he went and requested Mr. Cooke and Mr. Hetherfoll to Come, and helpe to draw y^e boate to fom Convenient place where she might be owt of danger, but they answered they wold not, by reafone whereof y^e boat was split & loft.

Lwke Edan fworne and Examined fayeth that there was sixteen thousand of fish offered him by one Corbin at Canada w^{ch} afterward y^e said Corbin refused to sell him for that it was told him his Tobacco was not good, and as this Exā hard, it was Henry Hewet that told him soe.

Further this examñ fayeth y^t there were Certen Ruggs and prunes abourd the shipp of one . . . bargand for and Docket was to receave the Tobacco for them, w^{ch} in regard the Rugs were sent ashore in a fowle and Rayning daye by Mr Hewett, Dockett would not lett this Exā by neither the prunes nor Ruggs

Further this Exāñ fayeth y^t he rec'd but seventy and six pound waight of Mr Marshalls Tobacco w^{ch} he disburfed and is redy to geve an Accompt for it and foorthere saye that there was about thre hundred pownd waight of Tobacco in A Cheaft y^t [was] no better then dounge and nothings woorth.

Mr Doctōr Pott affirmeth y^t M. Dielke beinge at his howfe told him y^t he was to be his neighbour, fayinge y^t he had agreed wth Jo: Lightfoote for his howfe and groundes where vnto Doctōr Pott replied y^t Jo: Lightfoote (to his knowledge) had let the howfe and grounds to goodman Bancks and y^t it wold breed Controversie and the poore man wold be difapoynted, wherto Mr Dielke answered y^t John Lightfoote told him y^t Bancks had given it over, then Doctōr Pott was sent his boy for John Lightfoote and asked him why he would offer to sell his howfe to Mr Dielke in regard he hadd formerly lett it to goodman Banks wherto he answered y^t he thought Bancks wold not have it becaufe he did not com over vppon new years dye, as he had appoynted.

A note of Depts dew from George Thorpe late of Barkely deceased
or Barkley Hundred

To Mr Abraham Perfey marchant as by one bill of dept
pduced by him in Corte dated the 13th of July 1621 and payable
y^e first of December next followinge appereth 30^{li} of To[bacco]

More dew to Mr Abraham Perfey marchant as by one bill
of dept bearinge date the 28th of July 1621 and payable the first
of December next ensuinge Appereth 205^{li} of Toba[cco]

Thomas Haris of y^e neck of land demandeth by speycaltie
pduced in Courte twenty five pownd lawfull money of England

Mr The^r demandeth for 2 dewtie boyes " xv^{li} ster at 18 penc
a pownde

To Mr Marmaduke Reyner 175^{li} of Tobacco by bill 175^{li}

To Cap^t Smith 30 bufhell of Corne

To Mr. Edward Blany 417^{li} Tobacco

To Cap^t. ffrancis West seaven barrells of Corne

To Mr. David Sandys for minifters dewes 35^{li} Tobacco

To Robert fisher for 5 weeks woorke about Apochankeno
his howfe 90^{li} of Tobacco

To Sr George Yardley 310^{li} Tobac[co]

To Mr. Buck 241^{li} [Tobacco]

27th of

¹¹ These "Duty boys" were boys sent over by the London Company in 1619 in the ship Duty to be servants and apprentices.

27th of December 1624

A COURT held the 27th of December 1624
 present
 Sr Francis Wyatt knighte & Cap^t ffran[cis] West Sr George Yardley Knight
 George Sandys Esq^r Threfr Doct^r Pott, Cap^t Smith, Cap^t Hamer.

1. The Firft and the fyft demands of Cap^t Martin Concerninge Sr George Yardley, is referred vntill the Cominge vpp of Ensigne Savage

2. Yt is ordered y^t Sr George shall take his oathe to the later p^t of his Anfwere to y^e fecond demand w^{ch} Sr George tooke Accordingly

3. To the thirde demande, the Courte Conceaveth not that M^r Luke Boyfe Reēd the Cattle by any order or warr[ant] from Sr George and therefore y^t he is not lyable to damages Concerninge the fame

The fixt demand is refered to y^e generall Affsembly beinge An Act of a generall Affsembly in Sr George Yardleys tyme

To the seaventh it is ordered y^t Cap^t Martyn shall bring in his prooff of such things as were taken away from Cap^t Sanders howfe by Sr George or any by his Apoyntment, more than himfelfe Confesseth in his Anfwere

To the eight Demande Ensigne Chaplen vppon oath doth deny y^t there was any such Agreeñt as that he should receive any such two Cattle of Cap^t Sanders for Satisfaction of Cap^t Martins Dept, or that Cap^t Sanders made any such trade to him nor is there any proffe brought to y^e Contrary And we Conceave the warrant of Sr George and the Counsell to be iust and lawfull

To the nyenth Demand it appereth by oath not to Concern Sir George but y^t Liv^r Peppett is lyable to make satisfacion to whom of right y^e said peece shall belonge vnto

To ye fowerth Sr George Yardley having taken oath y^t he knew not y^t y^e said Stallenges men were y^e hired servants of Cap^t John martin or y^t ever Cap^t martin to his vtmost remembrance did ever require them of him, and Cap^t Martin confessing y^t he doth not p^{er}cyfly remember whether ever he demanded them of Sr George or not y^e Court Conceaveth y^t Sr George is not Lyable to gene him Satisfaction for y^e said p^{er}tended servants, Demanded of him.

The nyne and twentieth Day of December 1624 Symon Tutchine of the good Shipp Caled the Dew retourne did take the oath of Allegiance before y^e Gov^{no}r and Counsell.

Cap^t Hamer his opynion is y^t A warrant be granted to Cap^t martin to Comand Luke Boyfe to Deliuier y^e Cattle now in his possession (being in Controverfie betweene Cap^t Jo: martin and Cap^t Bargrove) Vnto Cap^t John martins possession

This also is the opynion of Doct^r Pott Cap^t ffrancis weste ys of the same opinion The rest of the Court being y^e maior p^t do not think it fitt to geve A warrant to alter the possession (the Controverfie Depending) Between Cap^t martin and Cap^t Bargrove

Yt is ordered y^t Cap^t ffrancis West take an Inventorie of Cap^t Croshows goods prayfed by two sufficyent honest men and the Inventory so taken to be sent up to James Cyttie and published also in other places, to the end y^t who will give most may have them Provided y^t yf Cap^t West will give asmuch as any other (he to have then) y^e refusall of them

Margery Mutch sworne and examⁿ fayeth y^t she beinge at George Menefries howfe said to some that were there y^t she thought M^r Hamer had bottles to sell

It is ordered y^t M^r chew shall pay three hundred waight of Tobacco to m^r Lamoyne, and giue the rent of his store, and Deliver him six hogfheads of Caske

Whereas it Appeereth by Symon Tutchin his owne Confessione, And by one wright-inge, that he was banished owt of Ireland, The said Symo Tuchin aleageth y^t the said banishment was repealed by Sr Oliver S^t Johns then Lo: Deputie of Ireland, w^{ch} repeale he not p^{er}ducing in Courte, because he . . .

The

¹² A whole page, or more, is missing here.

The Coroners Enquest Impaneled vppon the death of *George Pope*
An Infant Child *December y^e xxxjth 1624*

William Horwood, gent
Richarde Stephens, marchant
John Chew, marchant
Robber Chumbly gent
Peter Stafferton gent
Nathaniell Jeffereys
James Hickmoate
Peregrine wetkins

Richard Tree
Thomas Paffmoure
Daniel Lucye
Christopher Stokes
Wallgrave Marks
Nicholas ffynloe
William Mutch
Robert Poole

John Southerne fworne and Examined fayeth y^t one *Thurfday* the xxxth day of this infant moneth of *December* Cominge to *John Ofbourne* his howfe, goodwife *ofbourne* was Calinge her pultrye, at w^{ch} tyme A younge boy named *william Stokes* y^e fone of *Christopher Stokes* cam to *Jo: Ofbournes* Doore havinge A little barrell in his hande, To whom goodwife faide (*Will, wher is George*) the faid boy answered *his [he] is fallen into the well*, wherypon goodwife *Ofbourne* did run to the well and brought *George Pope* in her Armes de[ad]

Margrett Ofbourne fworne and examined fayeth y^t y^e xxxth of *December* aboute the howers of three or fower of y^e Clock in y^e after nounce [he] asked this Exa^{nt} whether ther wer any water in the howfe, faying he was very drye, to whom she faide *noe*, wher vpon he faid he wold [get] some, then this Exa^{nt} willed him to take A difh wth him, to w^{ch} he answered *noe* he would full the rundlett, beinge A fmall Rundlett of A gallon o^r ther abouts, and foe hee tooke y^e rundlett and went to the well, after w^{ch} wthin leffe then A quarter of an hower, *Will stokes* came towards the howfe wth the fame rundlett, to whom this Exant asked *where is George*, y^e faid *will* replide *he is in the well*, wherevpon she ran to the well and found *George pope*, his body all vnder water except his left arme by w^{ch} she drew him out and Caried him into the howfe Dead, And further fayeth y^t y^e father of the faid *George*, named alfo *George pope*, brought him over wth him in the *London marchant*, beinge about [two ?] yeeres and a half paf^t y^e child being then as his par[ents] faid aboute two yeeres olde, and his father and mother both livinge in y^e Corporation of *James Cyttie* wth other children

And further fayeth y^t she hath often fent the faid *George Pope* to the well to bringe water in the faid rundlett, but never before without a Difhe to full y^e rundlett wth

Christopher Stokes fworne and Examined fayeth that when his sonne *will Stokes* his sonne beinge about five yeers old cam home, he asked him how *George pope* Cam into the well, the faid *w^m stokes* his fone faid he kneled Downe on his knees to dip vp water and the water beinge muddy y^e faid *George* went to power it owt and to take vpp Cleerer and foe fell in, and then *will stokes* went & tooke vpp the Rundlett one the other side the well, and brought it to goodwife *ofbourne*

The charge Given to y^e Jury

You shall trewly vppon your oathes delue^r unto this Courte w^t you shall finde vppon the Dilligent vew of the body of the faid George pope Deceased as also vppon the Examination of witneffes and all other circumstances w^{ch} may geve light to the truth wether y^e faid George pope Cam to his end by y^e felonious Acte of Any P fone or P sons, or by the Vifitation of God, or misadventure

thirde of *January 1624*

A COURT held the thirde of *January 1624*

present

S^t francis Wyatt Knight & *S^t George Yardley* Knight Doctor *Pott* Capt^t *Smith*
Cap^t *Hamer*

Thomas ffarley fworne and examined fayeth that he was in place when Liv^t *Georg*
Harifone

Harifone and *Rowland loftis* did Recken, at w^{ch} tyme this Exam^t fayeth that *Rowland loftis* was indepted to Liv^t *Harifone*, but how much he knoweth not, but as he thinketh, *loftis* was indepted to Liv^t *Harifone* twenty pownd waight of Tobacco or therabout, And further fayeth that mencyone was made then of A dept dewe to *Christopher best*, but w^{ch} of them was to pay it he canot fay, & fayeth that ther was An Acquittance written betwixt them by *Nicholas Greenhill* and entered into A booke

Mr. *Threasurer* brought over into this Country at his Coft and Charge in the good fhipp called the *George*, *Thomas Daunsey* y^e father and *John Daunsey* his fonne, *John Mott* the father and *John Mott* the fonne, and *John Hoskins*, And the lande dew for them Mr. *Threasurer* Doth make over to Mr. *John Baynam*

Richarde Kingmell gent and *Thomas Allnut* fworne and Examined fayeth y^t the will p^rduced in Courte by *Jo: Radifhe* was the trew will and Testament of *Peter Mar[?]*en, and that Mr. *Kingmell* did wrighte the will himfelfe.

Nicholas Greenhill fworne and examined fayeth that he writt the faid Acquittance betwixt Liv^t *Harifone* & *Lowlande lofti[s]* and that it was for all Reckninge betwixt them.

Yt is ordered y^t *Beniamine fymes* fhall pay all the depts & be[quefts] geven by will by y^e deceafed *Nathaniell Hawkfwoorth* and to pay to Mr. *ffrancis bolton* one of y^e legaffes two hundr[ed] pownd waight Tobacco.

Mr. *Abram Perfy* Cape M^tchant afirmith y^t he paid to *S^t Georg Yardley* and Mr. *John Powntis* for the freedomes of *Nicholes Bayley* and *Jonas Ryaly* five hundred pownd waight of tobacco and twelve barrells of fheald Corne, and y^t by his booke there is dew to him fevnty pownd waight of Tobacco and by bill bearinge date the 6th of february 1621 one hundred pownd waight of Tobacco

It is ordered y^t *Nicholes Baylie* and *Jonas Riley* fhall pay to Mr. *Abram Perfy* either 396 pownd of tobacco and twelve barrells of fheald Corne, or ther wyfe to fawe him tenn thowfand foote of boorde

Yt is ordered y^t *W^m Newman* and *John Army* for their Contempt in difobeying Cap^t *Bafs* his Commiffiō granted him by the Gou^rnor fhall pay each of them 10 pownd *ster* in the beft marchantable Tobacco and y^t *Army* for his abfenc in not Cominge to Charge [church] fhall pay his fyne accordinge to the act of y^e generall Affembly.

Yt is agreede in Courte between Mr. *John Vtie* and *Bryan Caught*, That y^e faid *Bryan* fhall build Mr. *Vtie* one fhallop of eighteene foote and a halfe by the keele in lenth and fix foote and a halfe for the breadth, wth maft oars yarde and Rudder, and *Bryan* to finde eleven hundred of nayles and fix fcore Ruff and Clench, And Mr. *Vtie* to pay *Bryan* for the building of y^t fhallop fix fcore pownd waight of marchantable Tobacco and to alow him the helpe of a boye whilft he is about the building of that fhallop and to find him dyett And Also Mr. *Vty* is to pay *Bryan* fixfcore pownd waight of Tobacco for A boate formerly builte, mentioned in the Peticione

Enfigne *John Vtie* fworne and Exā fayeth That Mr. *John Lamoyne* vfed thefe fpeeches to him, That Mr. *Edward Tutchin* and *Symon Tutchinge* his Brother had fome two or three thoufand waight of Tobacco to recev[e] heere between them, And that *Symon Tutchin* had gotten his brothers booke, but y^t *I will looke to that*

Whereas Mr. Doct^r *Pott* and Cap^t *Hamer* were fent . . . to fearch for certen of Mr. *Tutchins* papers, Among [them] *Hamer* happened vppon one wrightinge w^{ch} Concerned *Walter Davis* and *Edwarde Tutchine*, w^{ch} Cap^t *Hamer* beinge Gardian to *John Davis* brother to y^e faid *Walter Davis* deceafed, tooke owt of the truncke, and p^rfe[n]t[ed] heere in Coorte, therby to Challenge what fhould be dewe from the faid *Edward Tutchine*, And whilft y^e matter was in Debatinge, Mr. *Lamoyne* much forgettinge himfelf, fpake thefe words, Concerninge y^e taking away of the faid wrightinge that yf him felf fhould haue done as much, ¶haps he fhould have kyfte the whippinge poft, wherevppon the Court hath Cenfured y^e faid *Lamoyne* to aske Cap^t *Hamer* in open Court forgivenefs and to pay twenty pownd *str.* fyne to y^e Courte

John Swarbrooke fworne and Examined fayeth y^t the Cowe in controverfie between
Mr. *Blany*

M^r *Blany* and M^r *Sharpe*, was never vnder his Charge when he kept Cap^t *W^m Powells* Cattle, w^{ch} was from about A moneth after y^e maffacre vntill y^e Court next followinge

Christopher Sanford fworne and examⁿ fayeth, that y^e Cow in Controverfie as aforefaid was brought hither to this Iland after y^e maffacre wth *S^t George Yardleys* Cattle, and was vnder this Exats Charge about nyne moneths and y^t when he delivered vpp *S^t George Yardleys* Cattle he left that Cow amongft them.

Yt is ordered y^t M^r *Blany* fhall deliū to M^r *Sharpe* the Cow and A Calf when prooffe is made w^{ch} is y^e Calfe

Yt is ordered y^t *Peter Stafferton* fhall paye Cap^t *Peerce* one hundred and fiftie pownd waight of marchantable Tobacco, becaufe he failed him of feaventeen barrells of Corne fold to him y^e faid Cap^t *Peerce* for nyntee pownd of Tobacco y^e barrell, as Doct^r *Pott* Teftifieth in Court

Yt is ordered y^t Cap^t *Nathaniell Baffe* fhall have the Vfe of the lande late belonginge to *George Grymes* at the neck of lande, vntill the faid Cap^t *Baffe* be fatisfied the fome of ffyftie pound waight of tobac[co] w^{ch} the faid *George Grymes* Doth owe him as by two bills of Dept p^duced in Coorte Appeereth

Yt is ordered y^t M^r *Horwood* fhallbe heere at Courte the feaventeenth of this infant *January* To bringe in his Anfwere to Cap^t *Hamers* demands

John Southerne fworne and Examⁿ fayeth, th' m^r *Nicholas Hide* borrowed of *John Elyfone* thirtie fhillings for one yeere for w^{ch} this Exam^t standeth bonde and fuertie for M^r *Hide*, for payment therof

Yt is ordered y^t m^r *Jonas Stogden* fhall take the oath of *William Cooke* whether he were acquainted wth the fale of three fervants of *W^m Gaunllets* to Cap^t *Tucker*, or vppon w^t Conditions they were made over to Cap^t *Tucker*.

Yt is ordered that *Joseph Johnson* fhall paye *Christopher Best* twenty pounds waight of Tobacco for the Dept of *Rowland loftis* or otherwyfe y^t he appeare heere at the Counfell Table one *Mondye* next to fhew Caufe to the Contrarye

Whereas Cap^t *Bafs* bought A Sow of *Abraham Porter* for forty five pownd waight

M^r *Humphrey Raftell* fworne and examⁿ fayeth that Cap^t *Bafs* did p^mife payment of princypall good Tobacco as y^e faid *Abraham* required

Yt is ordered that *Robert Chambley* for his Contempt in not ferving in A Jury beinge lawfully warned by the Provoft Marfhall fhall pay twenty pownd waight of good marchantable Tobacco

Symon Tutchine fworne and Examⁿ fayeth y^t w^m *G[yles ?]* p^mifed to giue this Exam^t full Satisfaction before his Dep^tture owt of *Virginia* for the fume of ten pou[nd] sixteen fhilings redy money, for w^{ch} the faid *W^m G[yles ?]* gave vnto *Edmund Tutchin* A bill of exchang to y^e *Virginia* Company in *England*, w^{ch} Company wold not pay the faid bill, but y^e bill was p^tefted. This exam^t further fayeth y^t M^r *Peter Eps* p^mifed him Payment for feaven pound of Tobacco Dew to *Edm^d Tutchin* and *Michell Willocks* p^mifed payment of fix pound of T[obacco] dew to *Edmund Tutchin*

This Exam^t hath Recd Depts Dew to *Edm^d Tutchine* of the p^voft marfhall twentie fix pound of Tobacco of w^m *Cooke* three pound And of *Robert lefter* fifteen pound, All w^{ch} Amounted to forty fower pounce of Tobacco.

Thefe Depts Received and to be receaved, are to be Deliu^d and left to be receaved by Cap^t *Hamer* In p^te Satisfactiō of Certen Covenants to be p^rformed by *Edward Tutchine* to *Walter Davis* Deceafed for the vfe of *John Davis*

Yt is ordered y^t *S^t George Yardley* fhall pay M^{ris} *Alice Davifone* tenn pownd of Tobacco for y^e Dept of Cap^t *Thorpe*

Bryan Caught fworne and axamd fayeth that M^r *John Gill* and *James Calver* told this Examⁿ that they gave *Toby* . . . A bill to receave one hundred pownd waight of Tobacco of Cap^t *Hamer*

George ffayer fworne and examⁿ by Cap^t *Smith* fayeth that *W^m Heninge*, vppon his Death bedd did giue and bequeath one hundred waight of Tobacco and three barrells of sheald Corne to *Stephen Webb* w^{ch} Tobacco and Corne was Dew from *Thomas ffarley* by A bond remaying in the Governo^rs haunds

Addam

Addam Dixfone fworne and Examined by Cap^t *Smith* fayeth and affirmeth as much
Edwarde Pithchande fworne and Examd fayeth that *John Cooke* Cam aboard the
the littell *hopdeell* at w^{ch} tyme *Peter Langman* was there, and whereas *Peter Langmā* was
indebted to *John Cooke* y^e said *Cooke* told *Peter Langman* y^t he would not Suffer him to
go vpp before he had paid him or putt him in securitie, wherypon *Henry Watkins* becam
bound wth *Peter langmā* for the Dept beinge one hundred fortie and fower pound waight
of Tobacco wth condicon y^t yf *Peter Langman* Did not pay the Dept within Certen days
(w^{ch} this Exā doth not well remember) that then *Peter langman* shold fearve *Henry*
Watkins the next yeare

John Southerne fworne and Exam faith y^t there was an absolute Bargaine between
Jo: lyghtfoote and W^m *Byancks* According to a pap^r of indentures of lease bearing date
the eighteene dye of *December* 1624 w^{ch} Indentures were by the said Exā produced in
Courte, and that there was noe daye appoynted betwene the said [t]ies for the sealinge
of the said Indenture, but wth as much convenient speed as might be this Exam wold
wright them

Cap^t W^m *Tucker* fworne and exam fayeth y^t when S^r *George Yardley* Came in to be
Gou^rnor y^t he told the Ancyent Planters at *Kickotan* y^t the land they dwelt vpon was
Chosen to be the Compenys lande, and that the Compeny wold send to Plant it but
how soone he knew not but bid them look fort, And that they should have valuable
Considerations for their Charges in buildinge

Randall Smallwood fworne and Examd fayeth that M^r W^m *Julian* said he had
deliuered his peticione to the Gou^rnor in the morninge and that he hadd wayted all daye,
but yf he could nott be righted heere he wold be righted in *England* and that he wold
waite here no longer

Yt is ordered y^t Sargeant *Williams* shall have threescore and tenn pownde of Tobacco
in full recompenc his Charge of building vpō the Companys land at *Kackatan* beinge his
owne demande, and the Compeny desire it shoud be foe

And whereas W^m *Julyan* demandeth five hundred waight of Tobacco damages for
his howfe and grounde Clered yt is ordered that vppon *Monday* the 24th of this infant
moneth he pduce in Court his prooffs for the same in regard the Court Conceaves it an
vnreasonable demand

Nathaniell Caufey gent fworne and Examd fayeth that M^{rs} *Palmer* Cominge to his
houfe said to this Exāt and his wiefe y^t there was a farefull thinge falen to M^{rs} *Jurden*
& beinge demanded by this Exāt what it was, shee saide y^t M^{rs} *Jurden* being vppon
her bed, she sawe two hands, theone hande vppon her head theother hand vppon her
Childs head and harde A voyce w^{ch} Cried. *Judgment, Judgment.* To w^{ch} M^r *Caufey* said
it may be it was A dreame, noe fayeth M^{rs} *Palmer* she was as broad Awake as I am now.

Further this Exāt fayeth y^t he never sawe any other vnfittinge or Suspicyous famili-
aritie between them M^r *fferrer* and M^{rs} *Jurden*, but fayeth y^t hee hath [een] M^r *fferrer*
kisse her.

Wheras M^r *Grevill Pooly* minifter hath geven fourth speech that M^r *fferrer* and
M^{rs} *Jurden* lived Skandeloufly together, beinge in Court and willed to pduce witnefs
he pduceth none, but M^r *Caufey*, but fayeth y^t he Conceveth it Skandelous for M^r *fferrer*
to breake the order in Courte, w^{ch} he hath done by beinge in ordynary dyett in M^{rs}
Jurdens howfe and to frequent her Compeny alone wthowt some body else to be in place
accordinge to the order of Courte

Yt is ordered that W^m *Julyan* shall have one hundred pownd waight of Tobacco in
full recompense his buildinge vppon y^e Companys lande at *Kackatan* beinge his owne
demande and the Compenys desire it shoud be foe.

The Gou^rnor and Councell Doe Respitt the Determination of the buifnes between
M^r *Pooly* and M^{rs} *Jurden* till y^e first arrivall of shippe owt of *England*, Wherein we expect
A resolution, and that in the meanetyme things to remane in the fstate that they are,
and y^t M^r *fferrer* behavinge himselfe wthowt Skandall in the mean tyme, and y^e Courte
do Conceave y^t his beinge in ordynary Dyett there, nor any familiaritie w^{ch} hath been
alledged,

alledged, noe iuite Caufe of skandall, and y^t in y^e leffe materiall poynts y^e . . or firft made might be difpenct wthall.

Walter Mathew fworne and Examined fayeth that beinge in the fstorage Roome in *W^m Cowfe* his Caben, the M^r Caled the boy into his bed Cabin both beinge lockt in the great Cabin, between which and the boys Cabin there was a partiçon of deale boards into this Cabin, to w^{ch} *W^m Cowfe* replied that he would not fayinge further that yf he did foe it would be an overthrow to him both in foule and bodye and aleged the scripture to him, but of what it was that the M^r did urge him to he knoweth not, nor hard not the boy cry owt for help after this, this Examt went foorth of his Cabin vppon the deck and harde noe more, but when *W^m Cowfe* cam foorth of the Cabin this Exā asked him w^t the matter was between the M^r and him to whom he replied he would keepe that to himfelf till he cam into *England* but after told this Examt the M^r would have Bugard him or to that effect, but did not confels that the M^r did the fact.

Sargent *Holland* fworne and Examined fayeth that there planted at *sherley hundred* for *Barkley hundred* Company thefe men as followeth

Seargeant <i>Gabriell Holland</i>	<i>John Tayler</i>	<i>William Gillman</i>
<i>Richarde ffirmcly</i>	<i>Charles Partrige</i>	<i>Prisman</i>
<i>William Clement</i>	M ^r . <i>Hamden</i>	<i>Bullman</i>
<i>Richarde Sheriffe</i>	<i>Theophilus Beafone</i>	<i>Nicholas Pierfe</i>
<i>Thomas Moulton</i>	<i>Thomas Peck</i>	<i>Crofer</i>
<i>Edward Purquite</i>		

For whom Dewties were to be paide by Cap^t *Thorpe* to M^r *Sandys* minifter w^{ch} whether they were paid or nott this Examt knoweth nott.

A Copie of M^r *Grevell Pooly* his releafe Concerninge M^{ris} *Syfely Jurden*

I Grevell Pooly Preacher of the woorde doe for my fte ffreely and absolutely acquitt and difcharge M^{rs} Cyclicie Jurden from all former Contracts p^mifes or Conditiones made by her to me in the waye of maryage and doe binde my felfe in five hundred pownde fter never to have any Claime Right or title to her that way In witnes wherof I have heerunto fett my hand & feal the thurde dye of January

Subscribed fealed and delrd in the p^sence of

Nathaniell Caufey

Richard Biggs

his R. B. marke.

Grevell Pooly Cler

fealed

tenth of *January* 1624

A COURT held the tenth of *January* 1624

p^sent

St ffrancis Wyatt Knight &c Cap^t *ffrancis West* *St George Yardley* M^r *Threasurer*
Doct^r *Pott* Cap^t *Hamer*

Yt is ordered that Sufann Bush wyddow fhall have y^e Gardianfhip and Admⁿstration of *Sarah Spence* orphant her lands & goods puttinge in Cap^t *Raph Hamer* and Cap^t *W^m Tucker* to ftand bond for the trew Admⁿstration thereof And to be trewly Accomptable for the orphants eftate wth the yffues and p^sitts that fhall arife thereof from tyme to tyme

Cap^t *West* doth heere in Court vndertake to pay the Depts of Cap^t *Crofhaw*, he Difpofinge of his goods to the beft advantage, and that vpon the feventh of *february* he fhall bringe into y^e Court the accompting and y^t in the meane tyme notice be geven that y^e Creditors of Cap^t *Crofhaw* bringe in ther Dept between this and that Tyme, and fuch as are queftionable bebrought into the Courte

Sargeant *William Barry* brought over into this Countrey at his owne p^s Cofts and Charges one man Servant named *James Coyne* in the good fhipp Caled the *mary Providence*, w^{ch} faid fervant is fince Dead.

A Courte Book

begun the xvijth January 1624

17th of January 1624

A COURTE held the 17th of January 1624
present
S^r Francis Wyatt knight, [Gou^rno^r &c] S^r George Yardley, Knight, M^r Th^r [reafurer]
Doct^r Pott and Cap^t Smithe

Yt is ordered y^t W^m Bincks fhall enioye the howfe & grounde lett vnto him by *John Lightfoote* for and Dureing the tearme of . . . rs graunted to him by the said *John Lightfoote* accordinge to the Bargane made between them, before *John Southerne* w^{ch} vppon oath y^e said *John Southerne* hath witneffed

Yt is ordered y^t *Nathaniell Cawffey* fhall take into his hands and safe Custodie all such goods as belonge to the Company and Societie of *Trweloues* [*Truelove's*] Plantatione Accordinge as m^r *White* overseer for that Company Desired, And that he take a trwe Inventory thereof before Sufficyent men and to be Accomptable for the same and to present y^e said Inventorie to y^e Gou^rnor and Counsell wthin one moneth next after the date hereof

Yt is further ordered y^t M^r *Cawffey* fhall receive into his service thofe three men apoynted him by M^r *Whites* will *Provided* that he stregthen the Plantatione wth three other men, And yf *Ensigne Chaplen* will affourde grounde and howfe roome to *Henry Turner*, *walter Price* and their fervante, y^t then M^r *Cawffey* provide other three in the Roome of them to stregthen the *Trweloues* Plantation

Yt is ordered y^t *Richarde Miltone* fhall live at *shirley hundred* and looke vnto the Cattle of *Barkley hundred* for which he shalbee allowed ffiftie pound waight of Tobacco and the milke of the said *Kyne*, *Provided* that he Carefully looke vnto them

Peeter Eccall sworne & Examined sayeth that *John Downman* vsed thofe oprobrius speeches w^{ch} are mentioned in Cap. *nicholes Marteu* his Declaratione

Thomas Raftell sworne and Examined affirmeth vpon his oath that he hath paide all the Debts charged vppon his Accompt

Yt is ordered y^t *John Downeman* for his oprobrius speeches vsed to Cap *nicholes Martue* fhall paye tenn pound ster' for a fyne and Acknowledg his faulte in the Publique Congregation at *Kickotan* and then to aske Cap' *Martue* forgiveness

It is ordered y^t whereas there remayneth over and aboue thofe Disburfements Disburfed by M^r *Raftell* one hundred and forty pownd ster' at three shillings 7^h pownd in the handes of M^r *Raftell*, That M^r *Raftell* fhall leave thofe Depts that are Dew to him here in *Virginia* Amountinge to two Thowfand two hundred pownd waight of Tobacco, to this Courte as securitie *Provided* that M^r *Raftell* at or before the first Daye of februarye w^{ch} shalbe in the yeere of o^r lord god 1625 Do p^rduce and send over from *George Gauntlett* A Discharge, that M^r *Raftell* fhall haue thofe Depts returned him againe.

M^r *Raftell* Acknowledgeth y^t he hath received three hundred and fytye pownde waight of Tobacco of Sargeant W^m *Barry* and *John Warde*, vppon Condicone to bringe or send over fower fervantes to be bounde for five yeeres apeece at o^r before *Christmas* next or ells to forfect feaven hundred pownd waight of Tobacco

M^r *Threasurer* doth make Choyse for five hundred Acres of Land at *Chapokes Creeke* opofite against *Sandy poynte* for y^e land dew to his office

24th of *Januarye* 1624

A COURTE held the 24th of *Januarye* 1624
 present
 Sr *ffrauncis Wyatt* knight &c Sr: *George Yardley*, Mr *Threasurer*, Doctor *Pott*,
 Cap^t *Hamer* & Cap^t. *Smith*,

It is ordered y^t Mr *W^m Horwood* fhall paye fower barrells of Corne and the remainder of two hundred pownd waight of Tobacco wthin Twenty Days next after y^e date hereof to Cap^t *Hamer* at his Dwelling howle at *hog Ilande*

Concerning Cap^t *Peerce* his peticione it is thought reſonable y^t he fhuld be fatiſfied for the loſs of his ſhallop, but for y^t there is noe Publique ſtock to fatiſfie the ſame it is refered vnto the generall Affembly

ffrauncis Bancks ſworne and examined fayeth y^t Mr *Chew* goeinge from the forte to the ſtore to fhare A hogfhed of Beeff, Called *John Bennett*, w^{ch} then ſtood Centenell to go wth him, and *John Bennett* ſent this Examinat to ſend Mr *Pincke* to ſtand Centinell in his place, w^{ch} Mr *Pincke* refuſed to Doe, and this Deponent goeinge into y^e field to worke, *ffrauncis Woodſone* was then Centenell, after this Mr *Pincke* cam into the Field and went & ſtoode by y^e men y^t were at woorke and after y^e men had gone throw there Roes they ſate Downe to drinke Tobacco and Mr *Pincke* ſate downe wth them, and after this Deponent cam in and ſate downe wth them, And *ffrauncis Woodſone* alſo, but whether *Woodſone* were cald of or whether he cam of, of him ſelf or not, he knoweth nott, but whether *Henry Pincke* cam to garde, or to ſtande Centenell this Deponent knoweth nott

And further this Exam^{nt} fayeth y^t when the Alarm was geven *Henry Pincke* and this Exam^{nt} and others cam to the olde forte whenc Mr *Bate* wth ſome other ſett them of before Cam [Cap^t] *Bafs* Came, and goeinge from there to the other forte they brought of two or three of the ſlayne men, before Cap^t *Bafs* cam in and then wth Cap^t *Bafs* his help they brought of the reſt

Mr *ffrauncis Bolton* miniſter affirmeth y^t p^ſently vppon the Alarm Mr *Bates* Ariued him ſelf wth as much ſpeed as he could and ſett owt powder and ſhott, and went owt of the forte & went to reſcue the men

Since it Appeareth y^t there was A Centenell ſett upon the men, And that by his necklect in Cominge of, that miſfortune happened, and him ſelfe ſlayne, There appears to us noe Cauſe to Cenſure the reſt

Cap^t *Hamer* at this Courte doth aſſigne over to Mr *Richard Kingſmill* one hundred acres of lande due to him for Tranſportation of two men in y^e yeere of the lord 1617 in the good ſhip caled the *Edwyn*, the names of y^e ſervants are, *Robert Burte* and *W^m Halila*

Mr *W^m Horwood* deſireth y^t y^e buſines betweene him and Cap^t *Hamer* Concerninge *John Davis*, be referred till the arival of ſhipping owt of *England* at w^{ch} tyme Mr *Horwood* is to make Satisfaction or ells the buſineſs to be determined by the Courte

Edwarde Grundon gent ſworne and Examined fayeth, that Sr *Samuell Argall* gave Liv^t *Batters* Certen land in *James Jland*, And that Liv^t *Batters* did ſell y^e ſame land to *David Ellis*, for betwixt thirty or fortie pownd ſter

Addam Dixon ſworne and examined, affirmeth y^e ſame

Yt is ordered upon theſe depositions y^t *David Ellis* fhall haue A pattent of the ſame lande, therby to enable him to make good his aſſignment to *John Radifhe* and *John Radifh* his ſale to Sir *George*

John Davis ſworne and exam^d fayeth ¹³

Yt is ordered y^t *Rice How* fhall Redeliuer the man ſervant to Mr *Pallmer*

Silveſter Bullen ſworne and Examined fayeth y^t *Robert Marſhall* did Accept of Certen Comodities he bought of *Daniell Lucy*, and three buſhells of Corne in full payment for A Sowe he ſold Mr *Lucye*

Sargent *Thomas Crampe* ſworne & Examined fayeth y^t Mr *Beft* did firſt drefs Liv^t *Harifons* wounde

¹³ The ſentence breaks off abruptly.

It is ordered y^t George Menefree doe paye one hundred and ffyftie pownd waight of Tobacco to the þvoft marſhall owt of the mafters wages or otherwiſe to ſhew cauſe to the Contrary in y^e Courte y^e next *mondaye*

Yt is ordered y^t the þvoft marſhall ſhall have a pownde of Tobacco of every one that is by him warned to the Courte

It is ordered that Cap^t: *Roger Smyth* ſhall have paid him by the Treaōr in full ſatiſſacōn of his ſalarie agreed vpon for his vndertaking of the Fort att *Wareſcoick* twelve hundred pownds of Tobacco, and twelve barrells of Indian corne, w^c Tobacco and Corne is to be part of that w^c is due to the Councell beinge the moyty of the Companies rentes, and what ſhall remayne of corne and tobacco to be equally divided among the Councell

Waffell Rayner ſworne and examined ſayeth that *John Bath* gent lyeinge Sicke at their M^r his howſe made a will wherein he had given his eſtate to A yonge woman in *England* and aboute A moneth after y^t will was made he caled to M^r *Stephens* boy *James* to bring him the will and cauſed the boy to caſte it into y^e fier and ſaw it burnte, after w^{ch} he growinge very weake deſired M^r *Richard ſtephens* to take his eſtate into his hands, and to paye his depts in this Countrey and to returne y^e remainder to his father in *London*

Joane Rayner wyeffe to *waffell Raynar* affirmeth y^e ſame.

Thomas Nunn ſworne and Examined ſayeth, That *John Crowdeck* tooke in A paſſenger at *Salfordes Creeke* and was to land him at *warifhcoyke*, where they putt in, and landed the ſaid peſſenger and the weather growinge fowle, and they haveinge but A ſmale grapple Ancher, durſt nott putt owt to Sea, but hopinge that y^e weather would breake vpp, they ſtaid at *warifhcoyke* two dayes and two nights, dwringe all w^{ch} tyme it did rayne very much, and ſayeth yt they vſed all y^e beſt meanes they could to ſave the Tobacco, by Coveringe it wth y^e Sailes wth matts and Ruggs. And that the Tobacco tooke no hurte through any Default or necligence of theirs, And further this Examinat ſaith that w^t Bargaine or Agreement was made betweene Cap^t *Willcox* and *John Crowdeck* he knoweth nott

Edwarde marſhall ſworne and examined affirmeth all that to be trew w^{ch} *Thomas nunn* hath formerly ſaid.

Thomas Sulley hath Bargained and ſold his ſix Acres of Lande in *James Cytie* Iſlande to S^r *George Yardley* knight together wth the Patent thereof for ever, for w^{ch} S^r: *George* is to pay him one hundred pownd waight of the beſt marchantable Tobacco in good meale, yf any come in or ells yf meale come nott in in other good Comodities and to pay M^r *Cleybourne* for makinge the Patent

Perſvall wood and *Ann* his wyffe hath ſold one Tenement and twelve Acres of grounde lyinge at *Black poynte* late *nathaniell Hutts*, to S^r *George Yardley* knight for two hundred and ffyftie pownd waight of the beſt marchantable Tobacco, whereof there is paide in hand one hundred fixtie and two pownde

the laſt daye of *January* 1624

A COURTE held the laſt daye of *January* 1624 beinge

þlent

S^r *francis Wyatt* knight Gouⁿor &c S^r *George Yardley*, M^r *Threar*, Doctōr *Pott* and Cap^t *Smith*

William Engliſhe ſworne & examined ſayeth y^t Cap^t *willcox* and *John Crowdick* had ſpeaches at Cap^t *willcox*s houſe for Caryinge of Certen Tobacco to *James Cyttie* at w^{ch} tyme *John Crowdick* did vndertake for to deliver his Tobacco in ſafetie at *James Cyttie*, y^e danger of the Sea excepted

Richarde Arthur ſworne and Examined affirmeth as much as *William Engliſhe* hath ſaide

faide And further this Examinee saith that *Thomas Nunn* Confessed at *Robert pooles* howse that the Tobacco was spoyld through neckligence And the like m^r *Englishe* by the oathe he hath taken affirmeth he hard *Thomas nun* deliver at *Robert pooles* howse And further this deponent sayeth y^t *Crowdick* was ahead of Cap^t *willcocks* boate aboute *blunt poynt* and that the winde was fayer to bring them to *James Cyttie*

Yt is ordered y^t *John Crowdicke* shall paye Cap^t *willcocks* one hundred and fortie pownds waight of Tobacco, and y^e said *Crowdick* shall loofe his fraighte w^{ch} was fixtie pownde waight of Tobacco

Doct^r *Pott* doth affirme y^t Cominge to Cap^t *Harvey* his howse together wth him, the said Cap^t *Harvie* (*william mutch* not beinge at home) sent for him to speake wth him, and when he came, Cap^t *Harvey* desired *mutch* to deliver him the Covenants formerly drawne, To w^{ch} he replied, *first lett me see my Corne*, Cap^t *Harvey* told him he scorned to kepe back his Corne, *mutch* replied againe he would have his corne before he should see them, Then Cap^t *Harvie* told him he was an idle knave, and y^t he could find in his hart to Cudgell his Coate, To w^{ch} *mutch* answered scornefully, *alas Sr it is not in you*, whereupon Cap^t *Harvie* strooke over y^e pate wth his Trunchione, And he saith further y^t *mutch* did give other p^vokinge speeches,

Yt is the opinione of the Courte that *Christopher Barker* goinge from m^r *Allmutt* Contrarie to his Covenant wthowt shewinge any cause in Court why, is not to haue any recompenc for the tyme he was wth m^r *Allmutt*

John How gent sworne and examined saith, that *Thomas Parke* before his goinge from *Accomack* beinge moved about the making of his will, hee made anfwere hee would make noe will, for that he had given all hee had to his mate *William Bybby* (some p^{te} of Tobacco beinge sent to his mother in *Englande*)

John wilkins affirmeth the same

Yt is ordered y^t w^m *Bybby* shall keepe the Corne now in his handes, and y^t *Phetplace Clofe* shall send the Tobacco to *Parks* mother in *England*

Yt is ordered y^t the p^vost marshall shall haue for every areft for his ffee one pownde of Tobacco and one bushell of Corne

Thomas Bunn and *John Rowe* sworne and examined saith, that there was thre acres and a halfe of Corne . . . w^{ch} they did estimat to have received damage, five barrells of Corne and one barell of Pease and beanes but whether it was spoyled by swyne or no they know nott

M^r *Blayny* hath agreed to paye *George ffryer* & *Addam Dixson* forty pownd of Tobacco towards there losfs in the Corne

the eight daye of february 1624

A COURTE held the eight daye of february 1624
 p^{sent}
 S^r *ffrancis Wyatt* Knight Gouⁿor &c S^r *George Yardeley* Knight M^r *George Sandys*
 Threas^r

William Geny sworne and Examined sayeth y^t Cap^t *martin* told this Examinat that it was A plott of y^e *Compey* (meaninge the *Virginia* Compenny) wth m^r *Raftell* that he should bringe him by the waye of *Canada* to make him away, And hath harde him faye it at severall tymes

Gilbert Peppett sworne and Examined sayeth y^t he asked Cap^t *graves* why the Tobacco was soe badd, to w^{ch} he replied it was the best y^t he could gett, And that some of them said it was good enough to paye dewties, And y^t m^r *How* asked Cap^t *graves* how y^e Tobacco Cam to be so badd, he beinge soe Curious in the takinge of hitt, Then Cap^t *graves* brought in A bundle of good Tobacco about 30 or 40 waight, and said he paid that

in

in him felf for m^r *How* and *John Willkins*, & This Examinat fayeth that he tooke exception againft the reft of the Tobacco when he received it and faid it would be burnt when it Cam to *James Cyttie*

John How gent fworne and examⁿ fayeth, affirmeth that he hard Liv^t *Peppett* take exceptions againft the Tobacco before it cam aboard and y^t he faid it would be burnt when it cam vpp to *James Cyttie*.

M^r *Edward Blany* Marchant fworne and Examⁿd fayeth y^t the Accompt w^{ch} he pduced in Courte ys a trew accompt, the moft of the Particulars beinge deliud by him felf, and the reft by his Servants Accordinge to his Booke owt of w^{ch} it was taken

Yt is ordered y^t W^m *Cowfe* fhall come vpp from *Hogg Islande* and heer [here] in Coorte to make Choyfe of his m^r wth whom he is willinge to dwell wth, eyther wth Cap^t *wefte* or wth Cap^t *Hamer*, wth whom he hath alrede agreed

Yt is ordered, y^t for fuch fees and other dewes and Charges or otherwyfe dew to the marfhall for Ric^d *Cornifh* fhallbe defrayed, the one half by Cap^t *Hamer* or whom W^m *Cowfe* fhall agree to ferve and the other half by *Georg menefre* owt of Certen goodes of m^r *Cornifhes* now in *George Menefre* his handes, w^{ch} doth amount . . .

Yt is ordered, y^t Cap^t w^m *Tucker* fhall p^{fe}ntly pay vnto Cap^t *ffrancis weft* for A dept dew to Cap^t *Crofhaw* deceafed The fume o^r quantetie of forty fix bufhells of Corne, and three Calves Calved fince february in Anno 1623, or to deliver him three *Kyne* owt of m^r *Gookins* ftock of *Kyne*, fuch as Cap^t *weft* or his affignes fhall make Choyfe of

Tho: *Leyfter* fworne and examⁿd fayeth that Cap^t *Crofhaw* did owe to Cap^t *Tucker* fower hundred and twentie pownd waight of Tobacco, & Cap^t *Tucker* demandinge the faid Tobacco of Cap^t *Crofhaw*, y^e faid Cap^t *Crof[how]* defired Cap^t *Tucker* to forbear him Awhile longer To w^{ch} Cap^t *Tucker* answered y^t yf he wold make p^{fe}nt payment of one hundred and twentie pownd waight of y^e Tobacco, he would forbear the other three hundred till the next Cropp, whervppon Cap^t *Crofhaw* did fend the faid one hundred and twenty pownd of tobacco by this Examinat to Cap^t *Tucker*

Yt is ordered y^t m^r *menefre* fhall paye to m^r *Chew* for the dept due to m^r *Bennett* from Liv^t *Harifon* two hundred three fcore and fower pownd of Tobacco, deductinge foe much therof as was dew to the faid Liv^t *Harifon* for his fhare of y^t Cropp w^{ch} Liv^t *Harifone* did overfee for m^r *Bennett*, in lookinge to his fervants w^{ch} doth Amount to . . .

Yt is ordered y^t w^m *Geny* fhall paye p^{fe}ntly ten barrells of Corne dew by his bill, bearinge date the 13th of *Aprill* 1623, and alfo feach m^r *Chew* one fhallopps ladinge of corne from the *eaftern shore* by the firft daye of *Aperell* now next Cominge

The nynth dye of *February* 1624 *Roger Webfter* fworne by S^r *George Yardley* Knight fayeth y^t Cap^t *Crofhaw* hired *Hugh Brett* the laft yeere, & was for one yeere to give him two hundred pownd waight of Tobacco, And the next yeere followinge Cap^t *Crowfhow* was to Cary him for *England* at his Cofte and Charge

Deptes Demanded from Cap^t *Thorpe* Deceafed in Tobacco as hereafter followeth (*Vidlt*)

	li.		li.
To m ^r <i>Abraham Peirfye</i>	235	he is to rebate.....	28
To <i>Thomas Harris</i>	333	he is to Rebate.....	40
To m ^r <i>Thre</i>	133	he is to rebate.....	16
To <i>marmadwe Reynar</i>	175	he is to rebate.....	21
To <i>Robert Polande</i>	090	he is to rebate.....	11
To m ^r <i>Buck</i>	240	he is to rebate.....	29
To S ^r <i>George Yardley</i>	310	he is to rebate.....	37
To m ^r <i>Sandys</i> y ^e minifter.....	055	he is to Rebate.....	07

7th of *March* 1624

A COURTE held the 7th of *March* 1624, beinge
 present
 Sr *Francis Wyatt* knight Governour &c. Sr *George Yardley* knight, Doctō *Pott* and
 Cap^t *Roger Smith*

Yt is ordered in Courte y^t *Charles Harmer* shall give such Sufficiencyent securitie to
 M^r *Thomas Bunn* as he shall accept of for to pay M^r *Bunn* one hundred pound waight
 of the best merchantable Tobacco in leafe and three barrells of Coarne at or before the
 tenth daye of *Aprill* now next ensueinge

Yt is also ordered y^t the faide *Charles Harmer* shall make present payment of two
 barrells of Corne to *William Davis* except it shall appeere by the testimony of Cap^t
William Epps y^t *William Davis* was contented to Accept of the faid two barrells of
 Corne to be paid the next Cropp.

Yt apereth by the testimony of Cap^t *Epps* y^t *W^m Davis* ys to stay for y^e 2 barrells
 of corne till y^e next Cropp

Yt is ordered y^t Ensigne *Thomas Savage* shall interprett for the good of y^e Plantaçon
 of *Acomack* Accordinge to such directions as he shall receive from Cap^t *William Epps*,
 or ells to enter into bonde of two hundred pounce *sterlinge* wth sufficient Suertiis, unto
 Cap^t *W^m Epps* not to have any Conference at all or familiaritie wth the Indians of those
 Ptes

Yt is ordered y^t the heifer w^{ch} my Lady *dale* by her letter did give to Cap^t *Thorpe*,
 shalbe Configned over to the La: *Dales* overfeer, in Satisfacione of six barrells of corne,
 dew from the faid Cap^t *Thorpe* to my La: *Dale* beinge lent by M^r *Colfer* her overfeer,
 w^{ch} *Charle Harmer* her overfeer now Accepteth of in Courte.

Yt is ordered y^t yf any one shall presume to trade wth the Indiyans for Corne about
 the *Esterne Shore* wth owt speycall Lyfene from the Gov^rnor and Councell, that Cap^t *Epps*
 shall by y^e next fittinge oportunitie send upp the offender to *James Cytie* to receive
 Cenfure, zefinge first vppon such Corne by measure, as they shall have brought in, and
 y^t yf it shall apere there shalbe any extreeme need of Corne in that plantaçon, the Courte
 resolves to proceed by ymployinge Cap^t *Epps*, as they have done wth Cap^t *Hamer*

A Copie of the La: *Dale* her Letter to Cap^t *Thorpe*

Cofine Thorpe

*I have receaved your Lrē, and doe give you thanks for puttinge me in minde of my
 promise, to the perfañce of which, I doe very willinglie Subscribe, and woulde have written
 to my overfeer Henry Watkines to deliver you a younge Heickfor, but that I understande
 you have her already and I intreate you woulde be pleased to shew this my Lrē to Henry
 Watkines for his discharge, Least hee shoulde follow my generall directiones, and soe crosse
 me in this that I would by noe meanes faile to performe, this Comendinge my love unto you,
 And you to the mercy and good ptecionc of the Lorde I shall allways rest*

Your assured Lovinge Cofine

Elizabeth Dale

From Thistlewoorth this vijth of September

To my much esteemed Cofen

M^r George Thorpe

in Virginia this be ddr [delivered]

Articles Covenanted Concluded and agreed upon the xxiii daye of *february* 1623
 Between Cap^t *Rawley Croshaw* of *Virginia* of the one Ptie, And Liu^t *John*
Shipwarde of *Newports News* in *Virginia* of the other Pte.

In primis the faid Liu^t *John Shipwarde* beinge princypall Agent and overfeer for
 M^r *Daniell Gookine* of his Plantaçon heere in *Virginia*, that whereas the faid *Daniell*
Gookine

Gookine is and doth stand indebted unto the faide Cap^t Rawley Crofhow in the some or quantitie of 46 bushells and A halfe of good Indyan Corne sheald

The said John Shipwarde by these p^{nt}s doth Covenant Conclude Promise grante and agree before his Departure into Englande, to deliver into the hands Custodie and possesseone of the said Rawley Crofhow his Executors or assignes in pawne and morgage of the faide 46 bushells and a halfe of Corne, three good milche kyne owt of the stock of kyne belonginge to the faide M^r Daniell Gookine at his Plantatione at Newports Newes, such as the faide Cap^t Crofhow or his assignes shall Chuse and accept of

Provided always and soe it is Covenanted Concluded and fully agreeed by and between the faide p^{ties} y^t y^f the faide Daniell Gookine his executors or assignes shall and doe well and trewly content satisfie and paye or cause to be paide to the faide Cap^t Rawley Crofhow his executors or assignes the said some or quantitie of 46 bushells & a halfe of corne good cleane and sheald in or uppon the second daye of february w^{ch} shalbe in the yeere of our Lord God 1624 at or in the now dwelling house of the faide Cap^t Rawley Crofhow in Virginia wthowt fraude Coven or Colufione, then the faide Cap^t Rawley Crofhow his Executors and assignes shall redeliver back y^e said three kyne or three other as good in their place, Otherwyse the said three kyne to be full bought and solde, and the faide Cap^t Rawley Crofhow his Executors and assignes freely to possesse & enjoy them as his and their p^{per} goodes forever In witnes wherof the faide p^{ties} to these p^{se}nts Interchangeably have putte their handes and seales the daye and yeere firste above written

Sealed Signed and delivered in the p^{se}nce of Jo: Powntis

John Southerne

John Shipwarde

Hugh Willastone Gent.

Wheras M^r Hugh Willastone gent hath paide in redye money to S^r Thomas Smith knight Threrer for Virginia the some of Twelve p^{ow}ndes tenn shillings for his adventure in the vioadge of Virginia It is agreeed that for the fame the faide Hugh Willastone his heysr Executors Administrators and assignes shall have ratably accordinge to his adventure the full p^{te} of all such landes tenements & hereditaments as shall from tyme to tyme be there recovered Planted and inhabited And of all such mynes and myneralls of gold silver and other mettalls or treafure pearles pretious stones or any kinde of wares or m^{ch}andizes Comodities or p^{se}fits w^{ch}soever which shalbe obtained or gotten in the faide vioadge Accordinge to the porcyone of money by him ymployed to that use In as ample maner as any other adventurer shall receive for the like some.

Written this 29th of June 1608

Richarde Atkinson

14th of March, 1624

A COURTE held the 14th of March, 1624 being
p^{se}nt
S^r ffancis Wyat Knight Governor &c, Cap^t ffancis West, S^r George Yardley Knight, Doctor Pott Cap^t. Roger Smith

Yt is ordered y^t all such passengers as are now come into this Country in the good shipp called the Ann of London, and doe intend to feate and plant them selves, at Kickotan, may there lande themselves and their goodes, And that such marchants as are now Come in the said shipp shall not make sale not above a fowerth p^{te} of their Comodities before they have made the Governor and Counsell Acquainted therewith. To the end that they and other y^e planters in the Countrey may have a p^{por}tion therof for their necessary use. And we desire Cap^t. ffancis West and Cap^t William Tucker Carefully to se this our order p^{se}formed, and for to p^{se}vent any unorderly goinge abourd the said shipp

Wheras

Whereas we are informed y^t y^e plantation at *Acomack*, by receaving many planters into them are like to be in great want of Corne y^t is ordered y^t Cap^t *Epps* shall take a viewe of every mans store of Corne & According as their necessitie shall require, To have leave to trade with y^e Indians of y^t shore for such quantity of Corne as shall supplie their wants, *Provided* that he himselfe goe wth such a strength as shall be Sufficyent, And to dispose of such truck in stuffe as shall be brought in by the planters to him & on w^{ch} they shall receive one thirde of y^e corne bought wth their trucking stuffe, to y^e end y^t every mans want may be supplied, And y^t the inhancing of pryfes and disorderly Trading may be prevented.

Y^t is further ordered y^t vtil there be some order taken for a Comysfione for determining of petty differences at *Accomack* that Cap^t *Epps* shall in the meane tyme have full power & Authority to Administer an oath to any Person or Persons there inhabiting for y^e better deciding of any finale cause (that may there arise) by way of Compromise, and for savinge the Charge and trouble of Sendinge up of witnesses hither, for the endinge of any suite or suites, y^t are to be tried at this Courte, dependinge between any the Inhabitants of *Accomack*.

Robert Paramore sworne and Examined sayeth that y^t M^r *Horwood* Cominge to *George ffryer* for to buye certen boords, *Georg ffryer* told M^r *Horwood* he could not sell them under six pound of tobacco a boorde, and y^t he would have some thinge els over and above, but [what] that was this deponent cannott tell, and soe M^r *Horwood* went away not Concludinge of any pryse.

M^r W^m *Horwood* sworne and examined sayeth, that he went to *Pasbyhayes* to *George ffryer* to buye some boordes, at w^{ch} tyme he bought of *George ffryer* six boordes of eightene foote longe and eighteen Inches deepe at the price of five pound of tobacco per boorde, of w^{ch} y^e Governour havinge two, M^r *Horwood* demanded two other of *George ffryer*, who replide he had non of y^e same length, but shewed him another stock of twelve foote longe, and 18 inches deepe.

Thomas Marlatt gent sworne and Examined sayeth y^t vppon *friday* the xith of *March* 1624 he beinge in Company wth M^r *Thomas Bunn* at Cap^t *Mathews* house, where M^r *John Roe* did then lye sick, he harde M^r *Bunn* use these speches to M^r *Roe* (*vidl*) M^r *Roe*, you are very weake and sick, and I would advise you to settle your estate as well for the disposinge of your owne estate as of y^e estate of M^r *Henry Wentworth* w^{ch} is now in your possessione, to w^{ch} M^r *Roe* answered (he beinge then in perfect memory) my desire is that you will take both my owne estate and M^r *Wentworths* into yo^r handes, and y^t you would send M^r *Wentworths* goodes into Englande unto him, yf M^r *Wentworth* came nott over him selfe or sent sufficyent order for the receavinge of them heere, And for my owne estate, I freely leave that to your selfe, Then M^r *Bunn* told him sayinge M^r *Roe* y^t may be that you have some ffriends in Englande to whom you will bestow some Parte of your goodes and you may doe well to Consider of that, To whom M^r *Roe* saide y^t he wold desire M^r *Bunn* to make Choyse of two hundred pound waight of his best Tobacco, and send it to M^r *Wentworth* into England, to be sent by M^r *Wentworth* to his mother into *Yorkshire* for A token to her and all that remayned of his estate he gave to M^r *Bunn*, save some finale quantetie of Tobacco w^{ch} he would give in the house to those that tended him, w^{ch} he did hope M^r *Bunn* would not be against, M^r *Bunn* replied (*god forbid I should*) And there vppon M^r *Roe* deliuered M^r *Bunn* A bonde for 400^{li} pound of Tobacco dew from M^r *Stogden* to M^r *Wentworth* And 2 other letters that were sent him from *Kickatan*.

Marche the xxx 1625

Thomas Crispe of the Countie of *Kent* in *England* gent Areded heere in *Virginia* in the moneth of *december* 1621 in the good shipp Caled the *Warwicke* who brought over of his owne proper Adventure and Charge. These Servants followinge (*vidl*)

Mrgrett Riche
Thomas Gymmer
Richarde Peck

And

And in *January 1622* ther cam into this Countrey of *Virginia* in the good shipp called the *Abigall* at his owne p̄per Adventure these fervants ffollowinge (*vidl^t*)

Thomas Meare

John Whittaker

And this the said M^r *Thomas Crispe* hath earnestly requested of the Right Woorpll S^r: *francis Wyatt* Knight Gouvernor &c. to have this recorded

Ɔ me

John: Southerne Clerk

4th of *Aperell 1625*

A COURTE held the 4th of *Aperell 1625* beinge
p̄sent
S^r: *francis Wyatt* Knight Gouvernor &c S^r: *George Yardley* Knight, Cap^t *Roger Smith*

Yt is ordered y^t M^r *Pallmer* shall deliuer back *John Kennell* to *Rice Hoe*, accordinge to A letter sent from M^r. *Besse* in the good shipp called the *Ann*.

Yt is ordered y^t a warrant be sent to *francis Chamberlen* gent to Apeere heere at *James Cyttie* one Tewfday the sixth dye of *Aperell*, to answer to such matters as by *Ann Wood* shalbe obiected against him.

John Chew marchant fworne and examined sayeth y^t when the shipp caled the *Adam* came downe from the vpper p̄tes, The M^r of y^e shipp told this Examⁿ that y^e Tobacco, wth was receved of S^r *George Yardley* was nott good and marchantable, wher-vppon this deponent Took *Nicholes Skinner John Bates Nicholes Barran* and *Lawrence Rogers* wth him and went aboorde y^e shipp, where they opened fower or five pipes of that Tobacco, And this Examⁿ asked those who went aboutd wth him whether that Tobacco would cary well into *England* wthowt danger of rottinge, They answered y^t yf the ship had any quick passage home, there was no danger of Rottinge, Then this deponent told them that S^r *George Yardley* said to this Examⁿ y^t yf the tobacco were not good and marchantable he should bringe vpp two or three pipes of that Tobacco to *James Cyttie* where it should be vewd by men of experience, and that yf it were not good and marchantable it should be burnt all and S^r *George* would pay him better, And

M^r *Thrēr* also remembreth y^t he hard S^r *George* say to this deponent, that yf the Tobacco ware not good it should be brought ashore and there it should be burned, and p̄ffered to paye him other.

Yt is ordered y^t M^r *John Chew* shall bringe in his Accompt Concerninge M^r *Bennetts* estate wthin one moneth next ensuinge to the Gou^rnor and Counsell at *James Cyttie*, yf M^r. *Buckley* come not in before that tyme.

Yt is ordered y^t M^r *Chew* shall p̄sently lett *Richard Bartlett* have a barrell of ears, and to paye him the rest of the three barrells of Corne when Cap^t *Hamer* doth Come in, and *Richard Bartlett* to goe forwarde wth the finishinge of M^r *Chews* house.

Yt is ordered y^t *Nathaniell Jeffereys* shall paye to the heyres of *Robert Whitehed* for his freedom fower hundred pownd waight of the best marchantable Tobacco whereof two hundred to be paid in hande, theother at the Crope and to give securitie for the same.

Thomas Pawlett gent *Symon Tungis*[?] *Rife Hoe* and *W^m Bayley* fworne & exam^d sayeth, y^t *Andrew Dudley* fervant to *Richard Biggs* at *West* and *Sherley hundred*, was slayne by the Indyans, the 18th of *March 1623* at *Sherley hundred* aforefaid And that these deponents livinge at *Sherly hundred* aforefaid did see when the enymie was fowle vppon, and did vew the bodie of him after he was dead.

This Examⁿ takinge *Aperell* the 7th 1625 befor the right Wortple S^r: *francis Wyatt* Knight Gou^rner, *George Sandys* Esquire Thrēr and Cap^t *Raph Hamer*.

A Copie of Cap^t Hamers Lre To M^r William Horwood

M^r. Horwood I p^osume you will not fayle to paye that 100^{li} of Tobacco to M^r Chew accordinge to your p^omise, yf you shoulde, you shall doe me more iniurye than the Tobacco is woorth, yf you pay it I pray you feale a bill to him for a 100^{li} more y^e next yeare and then I shall acquit you of your bonde, I pray you Comand my man Tho: Waterman to returne home to me, I heere he is at your plantation, yf he come not home the sooner, I shall feach hym to his coste

Your^s in w^t I may

Aperell the 20th 1624

Raphe Hamer

Aperill the 7th 1625 before the Gouvernor.

William Perry affirmeth y^t himself and M^r John Boyfe Richard Brewster and Sargeant John Harrys and others Planters of Virginia fyndinge when they came into England y^t the pryfe of Tobacco was very lowe, and they as then vnable to gett their Tobacco owt of y^e Custome howse, Refolved to petiçion to his Ma^{tie}, and desired M^r fferror y^t the Virginia Compeny wold ioine wth them, as the Company of the Burmodus had done wth the planters there, shewing him also the Petiçion w^{ch} he very well liked of, But for some reafones refused to ioine wth them, Where vpon they went to S^r Samuell Argalls Chambe^r and shewed him the petiçione, to w^{ch} S^r: Samuell saide. *You should do well to put in your grevances, because yf you onlye desire abatement of the Customes: wthout puttinge in your grevances, the kinge will nott soe well harken vnto it,* And M^r Roth likewyfe advised the same Wherevpon one M^r Johnson altered y^e petiçione in puttinge in the grevances

Then S^r Samuell Argall p^ocured a Lre in their behalfe to one in the Courte, And the said Planters delivered Their Petiçion to the kinge, And ther vpon had referenc to my Lor. Threar and S^r. Richard Weston who referd them for their grevances to my Lor: of Suthampton and the Virginia Compeny Who made Answere they would cale a Courte by such a daye yf they would bring in their grevances, w^{ch} they did, but would nott sett their hands thervnto. And fayeth y^t some of them would iustifie some articles or some p^{ar}tes of them, and other iustifie someother p^{ar}tes, but not all of them agreeing in iustifinge the whole, or any one of them y^t would iustifie the whole p^{ar}tes of the said grievances, to his knowlege

William Pery

xi^o of Aperill 1625,

A COURTE held the xi^o of Aperill 1625, beinge p^osent

S^r ffancis Wyatt Knight Gour^t &c S^r. George Yardley, Knight, George Sandys Treasurer Cap^t Roger Smith Cap^t Raphe Hamer Cap^t Samuell Mathews, Abraham Persey William Cleybourne

Yt is ordered y^t wheras Edward Sharples by his petiçione p^oferde in Courte, Complayneth y^t for his offence formerly Committed against y^e Governor and Counsell he suffered punishment, vpon the Pillory, and was also Condempned to serve the Colony for 7 yeers w^{ch} is a manifest vntrewth as appereth vpon the Record, so to be,

Yt is therefore ordered y^t he shall contyne his service to M^r Dilke Accordinge to the Governors appoyntment formerly made.

Yt is ordered y^t notice be given to Cap^t ffancis West to bring in his proofes concerning the Cattle, made over to Cap^t Croshaw by Liv^t Sheparde, and to be heere vpon mondye the five and twentieth of this instant moneth of Aperell And y^t Perfavall Ibbotson John Powell John Woolley W^m Wadford and W^m Smith do likewyfe appeere heer at Courte the same daye to give Testimony concerning the same.

Yt is ordered y^t wheras M^r Copelande sent over into this Countrey A fervant boy named Elyas Gale beinge bound Aprentice to the said M^r Copelande for tenn yeers, as
by

by prooffe produced in Courte appeereth, The Courte do Censure, that y^e saide *Elias* doth properly belonge to M^r *Copelande*, and not to M^r *Burrowes* wth whom he now remaineth. And in presence of y^e saide Courte it was agreede between M^r *Emerfone* and M^r *Burrowes*, as followeth (*vidle*) y^t M^r *Burrowes* shall pay to M^r *Emerfone* at y^e next Cropp for y^e service of the saide boye 100^{li} waight of y^e best marchantable Tobacco in leafe and one barrell of Indyanee Corne and then to deliver y^e boye to M^r *Emerfone* to y^e vse of M^r *Copelande* (yf he be livinge)

Robert Edmundes sworn and Examined sayeth y^t one *Tewfdaye* beinge the 28th of *March* 1625 Cominge alonge wth M^r *Threear* to the howse of M^r *Hugh Crowther*, he did see the body of *John Verone* a servant boye of the same M^r *Crowthers* and it hunge in a Chaine in a loft in the house and y^t he holpe to take him downe, and vewed the bodie beinge stripped by *Pawle Reighnolls* servant to M^r *Crowthers*, and found noe shew of any blowes or stripes vppon his body but only vnder his Jawe w^{ch} was done wth the Chayne as he verily beleveth, And y^t he never hard from the boye him selfe in his lyfe tyme, nor by any servant in y^e house nor otherwyse, of any threatninge or harde vsinge offered to y^e saide boye or Complained of by him self: And further this Examined thinketh y^e saide boye did willfully hange him self, for y^t he might easely have saved him self by the stanchione one ether hande by w^{ch} he might have staid and recovered him selfe, and more he cannot saye.

W^m Pilkington, *John Erwins*, and *James Chambers* sworne and Examined affirme the same in every poynte and more they cannot saye

Thomas Hawkins sworne and Examined sayeth y^t vppon *Tewfday* the 28th of *march* 1625 Cominge owt of the grownd from worke about twelve of y^e Clock Cominge into the house he misse the saide boye, and then this Examinat, and M^r *Crowther* went down to the well thinkinge he had been there, but found found him nott, And Cominge back againe to the house *Richard* went up the ladder thinkinge the boye had been a sleepe in the loft, and openinge the trapp doore he saw where the boye did hange And so caled to this Examinat and others in the howse and told them vsinge these woordes (*lord have mercy vppon me*) *the boye hath hanged him selfe*, whervppon this Examinat bidd him cut him downe, w^{ch} he denyinge, this Examinat went vpp wth him into the loft, and felt the boys hande, w^{ch} he founde to be colde, then *Barthellmew Hoskins*, went vpp likewyse, And then all of them findinge him to be dead, did send for M^r *Threear* and Cap^t *Mathews* This Exam' goinge for M^r *Threear* and *Richard Baule* and M^r *Crowther* went for Cap^t *Mathews*, soe Cap^t *Mathews* came first, And M^r *Threear* cam wth 5 of his men, and then they tooke downe the body and *Pawle Reynolls* stripped it, but this Exam did not vew y^e body when it was stripped And sayeth y^t he never hard the boye Complaine of any harde vsage, nor y^t any of y^e servants reported they ever hard the boye complaine or any wyse dislike but verily beleeveth y^e boye willfully hunge himself because he might so easly have saved himself by the stanchions, further this Examt sayeth y^t all the People of the howse were in the field at work and cam home together againe, and none of them went home before to his knowledge, more he cannot saye

John Arundlle sworne and Examined sayeth as much and to the same effect and substance, And verily beleeveth he wilfully made him self awaye, and that *Pawle Reighnolls* went into the house for a stick of fier, but did not ftaye, And after they all cam in together.

March y^e xii^o 1625

The names of the Coroners Enquest Impaneled vppon the inquisitione of the death of *John Verone*, A servant boye of M^r *Hughe Crowthers*.

Liv^t Edwarde Barkley

John Burrowes

Liv^t Gyles Allington

John Jackfone

Thomas Edwardes marchant

Thomas Allhutt

George Menefre marchant

Thomas Passmoure

John Chew marchante

James Hickmote

John Bate marchant

Nathaniell Jeffereys

Dephelus Cann marchante

Peter Langman

You

You shall trulie inquire for our Sou'aigne Lorde y^e King accordinge to the evidence you shall receive howe John Verone the late fervante of M^r Hugh Crowther cam to his death, you shall heerin shew y^e truth of your knowledg, and nothings butt the truth, wthout favor or affectione foe helpe you God, and by the Contents of the Booke.

Bartholemew Hoskins	} were sworne and Examined and Testified the truth of their knowledg to y ^e Jurie Concerninge the death of the saide boye.
Richarde Baule	
Paule Reighuolds	
Nicholes Smith	

The Jury doe finde and foe they bringe in their verdict, that John Verone was giltye of his owne death, And that the Cheayne where wth he hanged himselfe doth fall to the kinge for A diadon [deodand]

xix^o of *Aperill* 1625

A COURTE helde the xix^o of *Aperill* 1625 beinge
 shent
 S^r *francis Wyatt* Knight Governour & Cap^t *francis weste* S^r: *George Yardley*
 Knighte *George Sandys* Threar Cap^t *Roger Smith* Cap^t *Raphe Hamer* Cap^t *Samuel*
Mathews M^r *Abraham Perfy* M^r *William Cleybourne*.

Yt is ordered y^t m^r *John Vpton* shall give as much to m^r *Abraham Perfy* for the eight monethes service he absented himselfe from m^r *Perfys* Service, foe much as any of m^r *Perfys* men did gaine[?] to his share y^e yere, beinge y^e yeere after y^e maffacre, And m^r *Vpton* to give m^r *Perfy* suffieyent securitie to shforme the same.

Whereas *Robert Adams* and m^{rs} *Alice Proctor* have bene accused by *Edward Smith* for the Killinge of A hogg of *George Graves*, for two yeers and a halfe agoe, And whereas there is not Evidence brought in but only the saide *Edward Smith*, who hath been fownd in divers Contrary tales, And by many stronge psumptions is Conceaved to haue Done it in malice as also for y^t the saide m^r *Addams* hath heretofore had his tryall and the law past vppon him for Killing of Certen hogs about the same tyme and it no way aperinge to be any other but those for w^{ch} he received his Censure

The iujgment of the Courte is y^t the saide m^r *Adams* and M^{rs} *Proctor* be acquitted for ever of and from y^e accusations of y^e saide *Edward Smith* form^{ly} specyfied, And y^t the saide *Edward Smith* shalbe whipped, and receive thirty stripes for his offence

M^r *Thomas Edwardes* beinge Demanded w^t he could saie concerninge the Accomodatinge of passengers y^t cam in the shipp called the *Ann* saide that he wold never Desire to be better vsed

Yt is ordered y^t m^r *Daniell Lacye* shall haue fowr acres of grounde in the Islande adioyne on the grounde of m^r *Kingsmells*, w^{ch} is the rather granted for that m^r *Kingsmell* Doth Desire the same

Moris Thomfone and *John Dodson* sworne and Examd sayeth that they were a fortnight or three weeks abourde before they had any breckfast Drinke allowed them, And after they had Complayned, they had two smale Cans of beere for breckfast to 5 men w^{ch} Contynued foe for some six weeks or two moneths And they had a quarter can of beere to a meale for 5 men w^{ch} Contynued for the space of sixteen weeks, And after that for the space of Six weeks they had three smale cans of beere to A meffe. And that they had three pounde of bred a Daye to A meffe for the space of some sixteene weeks. And after till they cominge in thre bisketts a meale to A mefs.

And for A sixteen weeks they had three flesh Dyes A week, And after that for about a fortnight they had too flesh Dyes a week and after y^t 2 flesh meales a week till their Cominge in foorth they say that ther beere was well condicioned except a but or two

And foorth they say they have harde some of the passengers Complayne but w^t caufe they had they know nott.

Whereas

Whercas Ifraell Knowles by his laft will and Teftament did ordaine and make *John Southerne* his Executor, The faid *John Southerne* in Courte Renounceth the fame, But is Contented to bee Adminiftrator, and foe to be lyable to pay his debts foe far as his goodes will extende and amount vnto, And to bringe in his Accompt into the Courte when he fhallbe thervnto caled

A note of things of *Thomas Peerce* pryzed by M^r *Richard Buck* minifter and
Cap^t *W^m Peerce*.

<i>In primis</i> one cafe of bottles.....	xii ^o
12 pownd of Pewter.....	xviiij ^o
1 fether bedd and two ruggs.....	iiij ^{li} x ^o
2 barrells for peeces.....	xv ^o

<i>Richard Buck</i>	v ^{li} xv ^o
Cap ^t <i>Peerce</i> his mark X	

More 1 peece.....	i ^{li} ij ^o
And there is one gowne w ^{ch} <i>ffrancis Chamberlene</i> is Content to accept at the rate of.....	vj ^{li} fter.
And we the pryfers do think it fufficyent Toto ys.....	xij ^{li} xvij ^o

Richard Buck
Cap^t *Peerce* X his marke

the 25th of *Aperill* 1625

A COURTE held the 25th of *Aperill* 1625 beinge
p^{re}sent
S^r *ffrancis Wyatt* Knight Gou^rnor &c Cap^t *ffrancis West*, S^r *George Yardley*
Knight M^r *Threâr*, Cap^t *Smith*, Cap^t *Hamer* Cap^t *Mathews* M^r *Abraham Perfey*, M^r *W^m*
Cleybourne

Yt is ordered vppon L^re received from his Ma^{ties} Commiffioners, y^t vppon *Mondye*
the ixth of *maye* next M^r *Abraham Perfey* bringe into y^e Courte the lift of S^r: *Samell Argalls*
Cattle loft wth him and others and y^t vppon y^e fame dye S^r *George Yardley* p^{ro}duce in courte
the Counfells of *Virginia* there L^re Concerninge the difpofall of the faid Cattle in Con-
troversie between them and S^r *Samuell Argall*, together wth y^e order made heere by S^r
George and y^e Counfell for y^e difpofall of them Accordnglie

And it is futher ordered y^t there be warrants directed to M^r *John Vtie* and *Roger*
Webfter for *Suthampton hundred*, M^r *W^m Horwod* and *John Jackfone* for *Martins hundred*,
John Gils and *Rich Miltone* for *Barkley hundred* and Cow Keepers for M^r *Powntis* To be
heere the fame dye, And that *John Elyfone* be heere the fame dye And y^t y^e fame dye
M^r *Abraham Perfey* bringe in his Accompt for fix of the faid Cattle

It is further ordered y^t m^r *Edward Cage*, M^r *George menefree* M^r *Richard Kingfmiell*
and the p^{ro}vost *Marfhall* fhall take A p^{er}fect Inventory of the Eftate of M^r *John Powntis*
w^{ch} he hath heere in *Virginia*, And y^t Publication he made throwwt the Colony y^t y^t
yf any can demand any depts from M^r *Powntis* they at or before y^e xxiiijth of *maye* next
they make their Claime of fuch depts as M^r *Powntis* oweth them and to bringe in their
proofes.

Whercas there are divers important occafiones, w^{ch} nerely concerne the generall
Eftate of y^e Colony, *Thefe* are y^t you cale together all the fremen of y^e planta^c vnder
your Comand And by the maior p^{ar}tie of y^e voyce to elect two of y^e moft Sufficient vppon
whofe

whose Judgements the rest wilbe Contented to rely, y^t they Appere at *James Cyttie* the 10th of *Maye* next ensuinge, where we hope the busines will not detain them about three or fower dyes.

W^m Atkins sworne and Examined sayeth y^t he did heere *John Stephens* give his consent to deliver the will and Testament produced in Court to *Mr Tobyas ffelgate* but did not see him seale and signe it but sayeth y^t *John Stephens* was in perfect memory when he delivered the same, to his knowledg

Mr Richard Brewster sworne and examd sayeth y^t by *John Stephens* directions he wrott his will, And that y^e said *John Stephens* did seale and signe the same beinge in perfect memory.

And further sayeth y^t he wrott the will and testament of *Robert Mansteed*, and he signed seald and delivered it beinge in perfect memory.

John Sparkes gent sworne and Examd sayeth that he as A witnes did sett his hande to *Mr Mansteeds* will, butt did not see *Mr Mansteed* signe seale and deliver the same, but y^t the will was brought brought by *Mr Brufter* to have his hande therto

Robert Dennys also beinge sworne and examd as a witnes Affirmeth as much as *Mr Sparkes* hath done

Yt is ordered y^t *W^m Horwood* and *John Southerne* by vertue of A Lre of Attorney made to them by *Richarde Stevens* shall receive in goodes of *John Stephens* now brought over in the good shipp called the *James*, and to take A trew Inventory therof. And y^t *Andrewe Waters*, brought over by *John Stephens*, to be ymployed by them Accordinge to the trew intent and meaninge of his Indenty[ure] of Covenants And y^t they bringe in a trew Inventory of the said goods uppon *mondaye* the second of *maye* into the Courte.

W^m Greene sworne and Examd sayeth y^t he was in place and did see when *Mr Robert Monstidge* did signe seale and deliver his last will & Testament and y^t *Mr Mansteed* was in perfect memory when he sealed and deliurd the same.

And soe much he affirmeth Concerninge the last will and Testament of *Jo: Stephens*.

Yt is ordered y^t *Mr ffancis Chamberlen* shall paye to *Perfwall Wood* a hundred pownd wantyht [wantage?] of Tobacco in hand

Yt is ordered that *John Powell* shall have threcore pownde of Tobacco in recompense of his charge in building and Cleering of grounde vppon the Companys land at *Kickotan*, wherewth he is well contented and Sattisfied w^{ch} is the Compenys desire.

Yt is ordered, vppon the Testimony of *Richard Alforde* that *Robert Marshall* shall accordinge to Agrement hold and enjoy halfe the grownd wth *Thomas Grubb* beinge newly fence^d in.

Yt is ordered y^t *Vincentia* and *Bern[ardo?]* shall have their passe to goe for *Englande* they entering into a thowzand pound bonde to y^e Adventurers of the glasse workes to serve the remainder of y^e tyme of their Covenants, yf they shall require it either in *England*, or Transportinge them into *Virginia* to serve the time owt in *Virginia* And the *Mr* of the shipp in w^{ch} they shall goe to take charge of them to deliver them to the Commiffioners, And to signifie in our Lres y^e necessitie of sendinge them home

Thomas Spillman gent sworne and examined sayeth that *Cap^t Cownes* did offer *Cap^t Henry Spillman* his brother twenty five pownde in satisfacione of ffytie bushell of Corne. And further he sayeth y^t *Cap^t Cownes* beinge dead, *Liv^t John Chesman* promised to paye the fyftie booshell of corne to this Examinat And *Cap^t Shipwarde* cominge into y^e Countrey would not lett *Liv^t Chesman* pay the said Corne, but afterwarde this Exat recd fower bushell of Corne of *Cap^t Shipwarde* And after he made over fortye six bushell of corne beinge ye remander of the fifty boushell to *Cap^t Croshaw*

Yt is ordered y^t notwthstandinge the depositions of y^e witneses produced in the behalf of *Mr Daniell Gookine* y^t a warrant be granted for the reforminge of the former order.

second of *May* 1625

A COURT held the second of *May* 1625 beinge
 p̄nte
 Sr *Francis Wyatt* Knight Gou'no' &c Sr *George Yardley* Knight, *George Sandys*
 Threār Cap^t *Smith* Cap^t *Hamer* Cap^t *John Martin* M^r *Abraham Perfy* M^r *W^m Cleybourne*.

Yt is ordered y^t a generall warrant be granted be granted for all those who are
 indepted to y^e adventu'es for y^e magazine of the maides,¹⁴ and eyther to make p̄sent pay-
 ment of the Tobacco dew from them, or to appeere at *James Cyttie* before the Gouernor
 & Counfell to shew caufe to the Contrarye.

Yt is ordered y^t *Robert Poole* who hath been Interpreter long tyme to the Colony, at
 his humble fuite and request, shall have his Paffe granted him to goe for *Englande*.

Yt is ordered y^t notwthstandinge A Lre p̄duced in Court by M^r *W^m Horwood* from
 Cap^t *Hamer* that the former order shall stand in force for y^e payment of fiftie waight of
 tobacco and fower barrells of Corne, and A warrant to be granted to Cap^t *Hamer* for y^e
 recovery thereof to be paid the fowerteenth of *maye* next.

Yt is ordered y^t A warrant be directed to y^e officer of y^e Plantatione where *John*
Clarke A Sawier A Haves¹⁵ man to y^e adventurers of y^e Shipwright doth remane, to fende
 vpp the said *Clarke* to *James Cyttie* by the first boate and to deliver him to y^e p̄voft
 Marhall

Yt is ordered that m^r *Greene* shall receive of *William Kempe* for a Dept Dew to
 M^r *Leech* fower hundred and Thurtie pownd waight of good marchantable Tobacco when
 M^r *Greene* shall demande the same

Yt is ordered y^t there be A warrant granted to Cap^t *Hamer* for the Attachinge of
John Jefferson the Smith and Cap^t *Hamers* Maide in any Plantaçon where they shall
 be fownd.

Yt is ordered y^t m^r *George Keth* and *Sufane Bush* do appeere before the Gouerno' and
 Counfell at *James Cyttie* vppon *Mondye* the xvjth of *maye*.

Randall Smallwood fworne & examined sayeth y^t he warned *George menefrey* to
 appeere before the Gouernor and Counfell three feuerall tymes

Yt is ordered y^t the Company give satisfacion to m^r *Horwood* for two hoghd of
 meale and one hoghd of peafe w^{ch} *william Geny* receved of him for Cap^t *muce* & ymployd
 by him for the Company

Yt is ordered y^t m^r *W^m Ferrers* bonde shall be Cancelled

W^m Geny fworne and exm̄d sayeth, that m^r *Eden* was content to accept of him for
 the payment of twentie bushell of Corne, being Dew from M^r *Threār* And y^t this
 Deponent Did p̄mise to give m^r *Eden* satisfacione for it

Yt is ordered y^t *Lwke Eden* for his lewd behaiour and vnreverent speche used to
 M^r *Threār* in the Counfell Chamber to y^e great abuse of the Governor and y^e rest of the
 Counfell beinge then in Courte, y^t he shall be laid neck and heele in the market place, and
 shall also pay for a fine two hundred waight of Tobacco and enter into A recognizance
 of a hundred pownd wth Sufficyent fuerties to the good behaiour

9th of

¹⁴ "Adventurers for the magazine of the maides" means subscribers to the fund used in sending over these young women to Virginia. The episode of the coming of the young women to Virginia in 1620-22, in order to find husbands, is more fully treated than elsewhere in an article, "The Maids who came to Virginia in 1620 and 1621 for Husbands," by H. R. McIlwaine, which appeared in No. 4 of Vol. 1 of "The Reviewer" (Richmond, Va., April 1, 1921).

¹⁵ The word is very difficult to decipher, but seems to be "Haves", which may be intended for Haues—Hause—Hawse.

9th of *May* 1625

A COURTE held the 9th of *May* 1625 beinge
 present
Sr: Francis Wyatt Knight Governour &c, *Cap^t ffra: West St. George Yardley* Knight,
Mr George Sandys Threas^r *Cap^t Roger Smith*, *Cap^t Raphe Hamer* Captain *Samell Mathews*,
Cap^t Jo: Martyns, *Abraham Persey* Esquire *William Cleybourne*

Yt is ordered y^t the bounde of fower score pownde *sterlinge* produced in Courte by
Cap^t William Tucker and beinge dew to *Cap^t Tucker* shalbe paid by *George Menefre* and
John Harte of *London* for the dept of *Mr John ferrer* and *Mr John Bland* & Compeny

Cap^t John Marten Esquier and one of the Counsell of state affirmeth in Courte that
Ensigne Ifack Chaplen is a periured man.

And further sayeth y^t *Ensigne Chaplen* was A *Condempd* man, and as yet never had
 his pardone for to acquitt him, soe that y^e said *Ensigne Chaplen* is not capable in law to
 pursue him.

Richard Kingfmell gent sworne and examined fayeth y^t one *Thursdye* laft paste
Robert ffytts was disordered in drinke not beinge able to goe home Contrary to the
 p^rclamation made againste drunkennes.

And further fayeth y^t *John Radishe* Caryed over *Sr George Yardley* his fervants to
 his house at vnseasonable tyme of the night and there gave them *Entertainm^t* & made
 them drunke and the next dye gave drinke likewyse to *Robert ffytts*, wherwth he made
 him also drunke.

Yt is ordered y^t *Robert ffitts* for his offence beinge disordered in drinke shall pay fortie
 shillings, accordinge to the p^rclatione [proclamation].

Yt is also ordered y^t *John Radishe* for his offence shall pay twenty shillinge and lye
 neck and heels or to make A good & suffieyent payre of stocks for to punishe offenders
 at or before the xvjth of *may* next cominge.

M^{rs} Elizabeth Hamer sworne and examined fayeth, y^t *M^{rs} Blany* did miscary wth a
 Childe, but fayeth she doth not know whether *M^{rs} Blaynic* did request A peece of hog
 flesh of *Mr Doctōr Pott* or nott, or that the wante of the peece of flesh was the occasione
 of her miscaryinge wth Childe, but fayeth y^t *M^{rs} Blany* did tell this Emañt y^t she sent
 to *Doctōr Pott* for A peece, and was denied

M^{rs} Joane Peerce sworne and Examd fayeth y^t *M^{rs} Blany* cam to this examts house,
 requestinge her to fend to *Doctōr Potts* in her owne name for A peece of hogs flesh
M^{rs} Blayny sayinge y^t she had spoken to *Doctōr Pott* for A peece, but was denyed it,
 And y^t after *M^{rs} Blayny* had miscaried, but y^e tyme she knoweth not, nor whether y^t
 were the occasione

M^{rs} Ifabell Perry sworne and examd fayeth, y^t she beinge in *M^{rs} Blany*s howse,
Doctō Pott cam into the house And *M^{rs} Blany* said vnto him (*Mr Doctōr Pott*) *you have*
kild a hog of myne, I wold you wold lett me have a p^rt wth you, To w^{ch} *Doctōr Pott* replied,
it is trew there is A hog kild, but whether it be yours I know nott, *M^{rs} Blany* replied *it is*
aparent enouffe y^t is myne (y^e *Doctōr* said) *as I take it my wiffe hath given it amongst*
her peple. She further fayeth shee knoweth *M^{rs} Blayny* miscaried, Butt whether it were
 before or after she doth not know, neyther could she perceave any alteration in *M^{rs} Blany*
 vppon those speeches betwen them.

Richard Townsend sworne and examd fayeth, y^t doctōr *Pott* his *M^r* sent by him A
 peece of hogs flesh to *Cap^t Powell*, w^{ch} this Examt did carye and when he cam to *Cap^t*
Powells house, and acquainted him y^t his *M^r* had sent him A peece of hogs flesh (*Cap^t*
Powell told this Examt y^t hee would not looke vppon it, and soe went away, And further
 he fayeth y^t doctōr *Pott* his *M^r* Apoynted his People to kill such hogs as trespassed him
 in his Corne, and thervppon at severall tymes they kild fower hogs w^{ch} were spent in
 his *M^r* house, but whose hogs they were, he knoweth nott) and fayeth y^t one of them
 was A large hogg but very leane, and y^t the other thre were younge shoults.

Christopher

Christopher Hawle sworne and examined sayeth, that beinge in the grounde about the tobacco, there cam A fandy colored sowe into the grounde neere vnto him, and sayeth y^t doctor *Pott* bid him shoote her, but this examt saide hee wold nott, doctor *Pott* replide and saide *kill her and I will beare thee out in*, And further sayeth y^t the next morninge he cam into Doctor *Potts* howse and did see A hogg then Cuttinge out, but who kild it he doth not know, or whose it was he knoweth nott And further sayeth y^t there were fower hogs kild and spent in Doctor *Potts* howse, but whose they were he doth not knowe. And further sayeth y^t there was great spoyle made in Doctor *Potts* Corne by hogs and Cattle he havinge planted a dozen acres or there about but whose hogs or Cattle they were he knoweth not (more then one fandy Colored sowe w^{ch} was Cap^t *Powells*.

Robert fitts sworne and examed sayeth, y^t beinge at good wief *Carters*, *Christopher Hawle* told them that A great fandy colored sow cropp earde of Cap^t *Powells* w^{ch} was kild by Doctor *Potts* apointmt and drest at his howse.

Thomas lester sworne and Examed sayeth that by the appoyntmt of Doctor *Pott* his M^r there were fower hogs kild, whereof two of them had both the eares Cropt and the further eare slitt, the third was Cropt one y^e further eare the neere eare whole, the fowerth hog he did nott dresse and therefore doth not know the marke, but whose those hogs were this Examt doth not know, And further sayeth that Doctor *Pott* his M^r sent him to Cap^t *Powell* and to tell him w^t greate hurte his hogs had done him in his Corne Who answered this examt *yf your M^r his Fences be sufficyent I fe no remedy but he may kill them.*

Thomas Crofs sworn and Examd sayeth, that there was A white sow kilde and dreste in Doctor *Potts* house and y^t by y^e apoyntmt of Doctor *Pott* his M^r he did helpe to feach her whom [home] (but sayeth that he hard some of his fellows say it was Cap^t *Powells* sow But for him self he knoweth not whose sow it was

Yt is the opinion of the Courte y^t it is no slander y^t M^{rs} *Blany* Chargeth Doctor *Pott* wth denying her a peece of flesh, wherevpon shee miscaried, becaufe she hath taken her oath that she thinketh in her Conscyene that it was the occasion of her miscarynge, but it no way appereth, and it is barbarows to Imagine, that he had any conceipt she had A longing to it but thought it was spent by his wiese.

And for y^e hogs wofe ever they were, the Courte conceveth that there is no damage dew from Doctor *Pott* to the owner of the hogs becaufe the spoyle they did in his Corne, was as great as the valew of the hogs or greater But his killinge and eatinge of them without a legall order was irreguler and Lyable to Censure, yet it apperes to be Publiqly done, and y^t he gave notice to his men to remember y^e marques.

William Moch sworne and Examined sayeth y^t *William Cobb* who had maryed one of y^e maides y^t cam over for y^e Compeny (named *Elizabeth Dagg*) the saide *W^m Cobb* beinge to goe fourth vpon A tradinge vioage (made his will And delivered the same, and three other bills of dept dew vnto him vnto This examt, shortly after M^r *John Powntis* sent to this deponent for the saide will and Bills of dept for y^t he was to receive y^e saide depts for Satisfacione for the Passage of the saide *Elizabeth Dagg*, which will & bills of dept this deponent sent to M^r *Powntis* by *Richard Peerce*

Richard Peerce sworne and examd sayeth y^t hee delivered those wrightings he received of *William Mutch* to M^r *John Powntis* and more he can not saye

y^e xxiiith of May 1625

A COURT held y^e xxiiith of May 1625 beinge
 present
 St: *ffrancis Wyatt* Knight Gou'nor &c Cap^t *ffrancis West* St: *George Yardley*
 Knight *George Sandys* Threar Cap^t *Roger Smith* Cap^t *Raphe Hamer* Cap^t *Samell Mathews*,
 Cap^t *Martin Abraham* *Perfey* Elquire M^r *W^m Cleybourne* Surveyor.

John

John Smith fworne & examt affirmeth y^t *Monfir Bewmount* his M^r fent this Examat and another of his men ashore, they beinge abourd y^e shipp at the *downes* to seeke for some servantes, wher they mett wth one y^t was willinge to goe wth them, beinge a Baker, and soe they went to *Dover*, where M^r *Rayner* fent his boate to feach them abourde. But wold nott receive the said Baker nor suffer him to come aboarde, (this M^r *Reyner* him selfe affirmeth) And further this Examinat sayeth y^t he and his fellow fervant beinge at *deale*, at one good wiefe *Powells* who kept an Alehouse this examt asked the said Baker whether he did not belonge to y^e King's shipp (who answered *noe*) And he saide good wiefe *Powell* affirmed also that the said baker was not of the Kings Shipp Company, but said y^t he had been, but now he was free, And some y^t were of the Kings shipp being then in place, said he was Free from the Kings ship.

Symon Armefted fworne and Examd sayeth that M^r. *Wealch* said in the hearinge of divers of the shipp Company & passengers That w^t he did, His M^r wold allow of wher vppon he Turned away one called *Blerde Eyes* And Mounfier *Bewmount* gave his maide an Acquittance that he wold not Troble hir And ther vppon M^r *Welch* discharged y^e said *Bleard eyes*, and tooke the maide And further sayeth y^t he hard Mounfier *Beamount* demande the maide agane of M^r *Rayner*, but w^t answer M^r *Rayner* made (he knoweth nott) w^{ch} demand was made after they were at sea.

John Buncher fworne and Examined sayeth that Mounfier *Bewmount* did tourne fower maides ashore, y^e shipp then Ridinge at *Ratcliffe Croffe*, And y^e Mounfier *Bewmount* did discharge another of his maides called *Ann* at *Gravefend* and fent her ashore, giving her a relese vnder his hande.

Y^t is ordered that M^r *Rayner* shall have the benefitte of the maide, Allowinge Mounfier *Beamount* for her Passage. And y^t there shalbe deducted owt of the freight of mounfier *Beumonts* goods soe much in lewe of A man of Mounfier *Beamonts*, w^{ch} M^r *Reayners* men refused to take aboarde (as tenn pownd in money)

Y^t is ordered y^t Mounfier *Bewmount* shall enter in good bonde wth sufficyent securitie to Paye M^r *Rayner* for y^e remander of his freight the quantety of five hundred and twenty waight of the best marchantable Tobacco in lease stript half y^e ftalke at o^r before y^e first of *november* next Enfuinge at *James Cyttie*, And generall releases to be made by both ¶ties either to other, w^{ch} order was made wth the Consents of both ¶ties

Henry Brodfull fworne and Examined sayeth that, About thre yeeres since *Robert Partine* did shew this Examate A Cow calfe in *James Cyttie* Ilande, w^{ch} he said was his, and y^e saide calfe at that Tyme was vneare markt, And this Examt sayeth y^t the Cow now Challenged by *Robert Partine* is the same, w^{ch} cow hath been lately markt by *John Elifone* for the Gouverno^r not beinge knowne whose it was and Proclamacione made in y^e Church that yf Any could iustly lay clayme to her shold have her.

Robert Partine fworne and examd sayeth y^t y^e calf w^{ch} he did shew to *Henry Brodfull*, was A calfe of A Cowe w^{ch} was M^r *Bagwells*, and that This Exat supposed it had beene dead, but comūge downe lately to *James Cyttie*, *Henry Brodfull* told him y^t his cowe was the same calfe, havinge now a Calfe by her side.

Y^t is ordered y^t *Robert Partine* shall have the said cowe and Calfe, p^ovided that yf any shall iustlye prove the said Cow and calfe to be theirs y^t then *Robert Partin* shalbe answerable for the said Cow and calfe and the encrease that shall come of them to the right owner.

Y^t is the ioynte opinione of the Courte, y^t it is most Convenient for M^r *Carles* to feat him self and his People at *martins hundred*, becaufe that place hath beene recomended vnto him by the Commiffioners and Adventurers.

Liv^t *Thomas Osbourne* fworne and Examd sayeth that such p^ovisions and goodes as cam over in the *ffurtherance* for the *East Indye schoole* never cam to the hands of M^r *Threca^r* but that they were [taken] by *Leonard Hufone* and caried over the water to M^r *Evans* his Plantacon where This examiⁿt and the Colege men then lyved And that about *february* followinge this Exat caried vp wth him thofe of them w^{ch} remayned alive beinge

these three (*John Wild, Godfrey Dixie* and *William Dalbee*), the rest being dead And of those *John Wilde* and *Godfrey Dixie* died the summer followinge at the Colledge

Nathaniell Cawfey doth assume in Courte to paye to Doctor *Pott* as A dept dew from Mr *Chew* one barrel of Indyan Corne and to deliver the same at *James Cyttie* at the first Cominge Downe of the next boate.

And that Mr *Chew* shall paye to Doctor *Pott* five barrells of Indyan Corne wthin twenty eight dyes next after y^e date of this order.

Maurice Thomofone sworne and Examined, affirmeth that y^e booke of accompt p^oduced in Courte by Mr *James Carter* was the trew booke of Accompt of Mr *Robert Bennett* and p^ofected by his owne handes.

Gyles Brent sworne and Examined doth affirme the same in effect.

It is ordered y^t Mr *Hugh Crouther* and Mr *Thomas Swyft* shall prayse the goodes of Cap^t *W^m Nortone* deceased and to p^osent A trew Inventory therof to y^e Gouverno^r and Counsell one munday the thurteth of may now next ensuinge.

M^{rs} *Peryue Taberlen* sworne and exam^d sayeth that about the latter end of August 1622 Cap^t *John Clever* died over the water at Mr *Treat* Plantation, & that this Exam^t laid him owt after he was dead.

Mr *Vencentia Castine* affirmeth asmuch

Mr *John Bates* sworne and exam^d sayeth y^t about November last was twelv moneth Sr *George Yardley* paid to Mr *Jo: Chew* *Edwa: Brent* and *Nicholes Skinner* tenn butts of Tobacco for the vse of Mr *Edward Bennett* of london marchant, the w^{ch} Tobacco when it cam downe to *James towne* Mr *Weller* y^e Mr of y^e *Addam* desired Mr *Chew* and This exam^t to goe abourd & to vew the Tobacco (y^e reason was for y^t Mr *Chew* was not at the recevinge of all the Tobacco him self) wher vppon they went and vewed it, Mr *Brent* and *Lawrenc Rogers* beinge there likewyse The Tobacco was disliked, wher vppon *Brennt* said y^t yf y^e shipp might have a quick passage, y^e Tobacco might come home well enouffe, wherevppon Mr *Chew* said y^t yf it were not found M^{ch}antable by indifferent men, Sr *Georg* willed them to bringe it ashore, if it were not fownd merchantable by indyfferent men it should be burnt and others paid in the roome. And ther vppon it was packt vp againe into the butts, and Stowed into the hold to be sente into *Englande*.

Cap^t *William Peerce* sworne & examined sayeth y^t Cap^t *John Martin* beinge one Eveninge at this Exam^ts house, They beinge in his dyninge haule where this Exam^ts boy was, Cap^t *Martin* requested this exam^t to Comand his boy owt of y^e roome and the boy beinge gone, Cap^t *Martin* asked him why *Edward Sharples* was sett one the Pillorye, And whether he was sett there by the generall Asssembly (vnto w^{ch} this examin^t faide noe he was not, but that he was apoynted to that place by the Gouvernor & Counsell Then Cap^t *Martin* replied (*I hope to see some of them sitt there them selves shortly*—And doubted not but some of them would wifh his eares one againe shorltlye) And caused this Exam^t to geve him his hand not to reveale w^t he had said vnto him, And further this Exam^t sayeth y^t Cap^t *Martyn* said that he had unhorfed the Company and putt them by their feates.

John Price sworne and Exam^d sayeth that vppon *fondye* last was fortnight he put in at *perries* over y^e water to where Cap^t *Jo: Martin* was, and beinge in talke wth him, Cap^t *Martin* discourfed of his voadge into *Canada*, and told this Ex^{at} he was betrayd into *Canada* to y^e end y^t he should never have come hither, and further told this Exam^t y^t he was to be shott & This Ex^{at} asked him *should you have been shott at Canada*, wher vpon Cap^t *Martin* clapt his hand vppon his breft and said (noe, since he came into the Colony) Then this Examinee asked him by whom, to whom Cap^t *Martin* replied and said y^t was no matter and that is all he can saye.

M^{rs} *Elizabeth Hamer*, sworne & Examined, sayeth y^t Cap^t *Martin* told her that beinge in london and goinge through *new gate* market Some other gentlemen beinge wth him, *Martha Symoure* cam vnto him and tooke acquaintance of him, The geⁿt^l that were wth him asked him *is this one of your Virginia whoores*, Cap^t *Martin* asked them why, they said because she ran so often tymes into *Englande* from *Virginia* and more she canot saye.

And

And after this at another Tyme Cap^t *Martyn* cam to this Exam^t and told her y^t some body had reported to *Martha Syfmore* y^t he said she was a whoore to whō this examine answered, *no, you did not say soe, but you saide y^t some ells did say say soe to you w^{ch}* he confest to be trew.

Edward Waters ge^{nt} sworne and Examined sayeth that one *fundye* the twentieth of *May* 1625 he beinge sent over the water by the Gouvernor and Counsell to desire Cap^t *martine* to come vnto them To whom Cap^t *martine* replide, and asked this Exam^t w^t was the Buefenes & This Exam^t answered *when you come to the Gouvernor and Counsell you shall know the Busines,* Then Cap^t *martine* said, *O I know all the busines well enouffe that you are aboute. And for y^t all your p^{cedings} is against my Conseyenc, therefore I will not come thither.* Then this Exam^t said (*Cap^t Martine I will retourne y^r answer to y^e Gouvernor & Counsell*) Whervvpon Cap^t *Martine* answered *You may do as you will for I will not Come at this Tyme,* And further this Exam^t sayeth y^t M^{re} *Procter* and M^{re} *Perye* wished him to come over wth this Exam^t, But he answered them (againe *I will not goe over at this tyme.*

M^{re} *Alice Procter* sworne and Exam^d sayeth y^t Cap^t *Martine* said to her, and her husbände that he would not come to y^e Assembly for y^t hee knew the King & Counsell did not allow of it, And therefore he wold wash his handes from Inocent blud as *Pilot* did, she further sayeth that Cap^t *martin* told her and her husband y^t he had p^{ved} S^r: *George Yardley* periured before the Gouvernor and Counsell, And further she sayeth y^t when Cap^t *Marten* and Cap^t *Bargraue* were in suite of law in *England.* Vppon the endinge thereof (The King said y^t yf any should heerafter Complaine against Sir *Thomas Smiths* Gouverment they should be p^{claymed} Traytors

M^{re} *Perry* sworne and Examined sayethe that she hath hard Cap^t *Martin* saye that y^e Gouverno^r and Counsell had noe power to calle a generall Assembly, neyther could they iustifie the doinge thereof, And y^t he for his p^{te} would haue noe hand in it, she further sayeth y^t when M^r *Waters* beinge sent from y^e Gouvernor and Counsell, entrated Cap^t *Martin* to com over to them, he replyed, he would not nor would not haue any hande in their busines, And further she sayeth y^t Cap^t *Martine* saide y^t yf they called the Kings wisdom in question, for anything he knew, the Kinge might p^{clayme} them Traytors, And further he said to this Exam^t (that yf he had not beene, The Colony and their posteritee had all beene sold for slaues)

And further she sayeth y^t in the time of S^r: *Thomas Dales* Gouverment *Ann leyden* and *Jane Wright* and other women were appoynted to make shirtes for the Colony servants and had six nelde [needle] full of threed allowed for making of a shirte, w^{ch} yf they did not p^{forme}, They had noe allowanc of Dyett, and because their threed [was] naught and would not ferve, they tooke owt a ravell of y^e lower p^{te} of y^e shirte to make an end of y^e worke, and others y^t had threed of their owne made it vpp wth that, Soe the shirtes of those w^{ch} had raveled owt p^{te} p^{ved} shorter then the rest, for w^{ch} fact the said *Ann leyden* and *Jane Wright* were whipt, And *Ann leyden* beinge then wth childe (the same night therof miscarried)

Yt is ordered that y^e Plantationes from aboue *Flowerdy hundred*)
 vppwordes shall haue of powder.....)2 barrells
 The Plantationes over y^e water and *Hogg Ilande*.....)i barrell ½
 For *warishcoyke*.....a barrell
 For Cap^t *Tuckers* side.....i barrell
 For Cap^t *West* for *Kickatan*.....i barrell
 Those aboute *James Cyttie* to be p^{vided} owt of the powder cominge)
 For *mulbery Ilande*.....½ a barrell

The Comanders of the Plantationes to dispofe of the one halfe Accordinge to mens necessities. Wth a strickt Charge to them not to waste any, And the other to lye by them for any occasion that may happen. And the Comanders to be bounde to make good the like quantetie to the publike store so soone as any powder may be bought

Cap^t

Cap^t Tuckers Affirmation

Cap^t martin and I walkinge before Thomas Dunthornes howse demanded of me wherfore Edwarde Sharples loft his cares, I answered he had nott, but that he had deserved to haue them cut of, well faid hee, it had beene better they had not medled wth him, I demandinge of him why he should say foe, hee answered, I feere me some who were the caufe of his Condempinge to y^t punishment, will stand in y^e place he did, This is the truth and nothinge but the truth, accordinge to my best remembrance

William Tucker.

xxx^o dye of *maye* 1625

A COURTE held the xxx^o dye of *maye* 1625 beinge
 present
 S^r *francis Wyat* Knight Gou^rnor & S^r *George Yardly*, Knight, M^r *George Sandys*,
 Threaf, Cap^t *Roger Smith*, Cap^t *Samuell Mathews*, M^r *W^m Cleyborne*

Yt is ordered y^t John Carter shall enter into bonde wth sufficient securitie for the payment of two hundred twenty and five pownde waight of y^e best marchantabl tobacco the tenth of *November* next Enfuinge to M^r *John Twke*, and to paye and discharge all other Charges concerninge the recovery of the faide duyes

Yt is ordered y^t M^r Thomas Edwardes shall paye twenty shillings in money to Cap^t *Peerce* in lew and Satisfaction of one hogshed of beere, w^{ch} M^r *Edwards* should haue deliuered to Cap^t *Peerce* in *Virginia*

Yt is ordered y^t wheras M^r Jo: Dennis was to bringe over A man seruant for Liv^t *George Haryfone*, that *Robert Denis* beinge Attorney for y^e faid *Jo: Denis* shall geeve securitie to M^r *George Humfrey* for to deliver him A man seruant at or before the first dye of *January* now nexte enfuinge for sufficyent Satisfactn for him.

Hugh Crowther gent sworne & Exa^md fayeth y^t in *April* 1622 Cap^t *W^m Powells* man and divers others did Cleere a peece of grounde w^{ch} Cap^t *Samuell Mathews* now vfeth owt of w^{ch} ground Cap^t *Powell* had xxi shars M^r *Hugh Crowther* had xj shares, *Richard Pace* had x shares, *W^m Pery* had three shares *Thomas Garfes* (?) had two shares, And *Richard Richards* had one share, And further he fayeth That y^t ground was not clered for Cap^t *Powell* or any other man in p^ticular foe farr as ever he did heere or knowe. And further he fayeth that six of his family who did help to Cleere y^t grounde had noe share

Edward White sworne and Exa^md fayeth y^t he doth not know y^t that ground was cleered for Cap^t *Powell* but y^t it was for y^e vse of the Company y^t clered the fame And further fayeth y^t he hard y^t Cap^t *Powell* did claime that grounde as farr as M^r *Threars* fwampe to be his grounde And y^t about *Crismas* 1620 Cap^t *Powell* did exchange y^t grounde where now M^r *Crowthers* liveth wth Cap^t *Hurlstone* for certen land w^{ch} he was to make good to Cap^t *Powell* in *Hogg Ilande*, And for y^e Cleeringe of y^e ground, and sharinge he affirmeth to as much in effect as M^r *Crowther* hath done.

Sachary Crispe for the Cleeringe & the Shares affirmeth as much as M^r *Crowther* hath done, but Concerninge y^e exchange he knoweth nothinge.

further M^r *Crowther* fayeth y^t he thinketh y^t Cap^t *Mathews* hath bestowd as much more paynes in cleeringe the fame grounde w^{ch} bore corne y^e fame yeere, to bringe it to y^e p^tfectione it is now at, besides some w^t more w^{ch} he hath now cleered, y^e quantetie wherof he doth not know.

Edward White and *Sachary Crispe* affirme the fame

Richard Richardes sworne and Examined fayeth that he went over to y^e grounde wth *Richard Pace* and y^t *Richard Pace* went as overfeer for Cap^t *Powell*. And fayeth y^t he never harde but y^t it was Cap^t *Powells* grounde, and y^t they cleered it as Cap^t *Powells* ground (as he ever conceived)

James

James Carter fworne and Examd fayeth ¹⁶

John Tuke fworne and Examd fayeth that he doth know y^t *Thomas Edwardes* did Deliuere a pipe of Seack to M^r *Robert Benett* w^{ch} seack cam in y^e *Abigall* and as this Examnt thinketh the price was two hundred and fixtie pound waight of Tobacco

Dephebus Cauc fworne and Examd fayeth that the Accompt w^{ch} he p^{ro}duced in Courte is A trew Accompt. And is dew from M^r *Robert Bennett* deceafed deductinge four p^{er}cells dew to M^r *Bennet* from him mentyoned in M^r *Benetts* Booke.

Yt is ordered y^t M^r *Greene* shall paye *Addam Dixfone* towards the harmes y^t M^r *Reynolds* sow did him in his Corne twenty pownd waight of Tobacco.

Henry Speede one of the Company of the good shipp caled the *Temperance* fworne and Examined fayeth That *Henry wilkinfone* who came A ffree paffenger in the said shipp and died at *newports news* abourd the shipp who laye sick at sea the fpace of three weeks, And This Examnt finding him to be very weake advifed him to make his will. and to sett an order for his estate, To whom the faide *Henry Wilkinfon* faide (*that should not neede for yf I die I doe give all I have unto william flight.* (only he had six pownde in money in *England* w^{ch} willed his Sifter might haue if she would accept of it. After This (this Examnt demanded of the said *Henry Wilkinfon* whether he woold yett make his will (To whom he answered) *To morow in the morninge I will* (but that night he died but before he died he gave to this Examnts wief twelve pounce of Tobacco, w^{ch} is to be paid by *W Slight*.)

Thomas marlatt gent fworne and Examd the first daye of *June* 1625 before the Gouernor, depofeth. That M^r *Threaf* never Received any of the goodes and p^{ro}visions y^t were sent over for the *Eaft Indie Scoole.*, But that they were received by Liv^t *Thomas Ofbourne* Accordinge to the Invoyce Imediatly taken owt of the shipp At M^r *Evans* his Plantacone, over the water where the faide Liv^t *Ofbourne* wth the Colledge men then remayned, and fayeth further y^t *Edwarde hawfone*, *Richarde Skarborow*, *Leonard Hufon* his wief and Children and *Leonard Hufon* him felfe died before Liv^t *Ofbourne* and y^e college people removed to *harry hattocks.* *John wilde* died aboue after Their goinge vpp before the Ende of *Awguft* followinge. And *William Dalby* only remayneth alive, And he remembreth y^t *Godfrey Dixfie* died before y^e later end of *maye*

feaventh of *June* 1625

A COURTE held the feaventh of *June* 1625 beinge p^{re}sent

S^r *ffrancis Wyatt* Knighte Gou^rno^r &c., S^r *George Yardley*, knight, M^r *George Sandys*, Threaf, Cap^t *Roger Smith*, Cap^t *Raphe Hamer* & M^r *Abraham Perfye*, M^r *William Cleybourne*.

Edward Blany marchant fworne and Examined fayeth y^t in *Ann^o* 1625 he received of S^r *George Yardley* one Thowfand and six hundred pound waight of Tobacco or thereabouts in Role w^{ch} was foe wett and ill Condiçoned, y^t he retourned it vppon S^r *George* his hande againe, And after by S^r *George* was dryed and made vpp againe w^{ch} when it caime to this Examnt his Skales to be waide, it was twelve hundred poundes waight or thereabouts and no more And y^t S^r *George* after did make vpp the said some of one Thowfand six hundred waight of Tobacco to this Examnt

Wheras y^t prooffe w^{ch} y^e Courte required by an order bearinge date the 12th of *Aprill* 1624 is now arived, Concerninge the Controverfie betwene *Stephen Poore* in the behalf of *Sara Templeman* an orphant and *Symon Withe* and though the wrightins concerning y^t buffinefs are foe defaced and imp^{er}fect y^t they cannot bee recorded, (*The Court doth order* y^t the three hundred and thurtie pound waight of Tobacco remainder of *Symon Withe* his estate shalbe sent home and Configned to M^r *Nicho: fferrar Edmund Pitchard* beinge gone home who was appoynted to receive it.

¹⁶ A fpace is here left blank in the original.

William Duglafs fworne and Examined fayeth that the fhipp caled y^e *Tiger* would not worke vppon the ftarr boorde tack when fhe went quarteringe but what the occafione was he knoeth nott but he doth fuppofe fhe was mifs Trymde. And further fayeth fhe had a leake in her bowe, but it was not any caufe of the damnfing of the goodes And that when the ftorme came fhee wold not worke but laye vnder the fea: in w^{ch} ftorme the goodes were dampnified, and fourthe fayeth that he had certen Tobacco laden aboorde the fhipp w^{ch} was fpoyle And if he had nott thought it had beene fpoyle by the Cafualtie of the fea he would have fought for Satisfactione at the Courte in *Kingfale* in *Irelande* wher other of the Paffengers did fue for Satisfactione for their loffes, But they had no Satisfactione allowed them in y^t Courte of *Kingfale* in *Irelande*

Wheras M^r *William Cleybourne* was to have by agreement wth the Company Thurtie pownd *sterlinge* ̄ Ann^o or fo much valuable Comodities as they were woorth in *England* for w^{ch} he was Contented to accept of two hundred waighte of Tobacco for the firft yeere in Ann^o 1622 in w^{ch} the Maffacre hapned, But for thefe two laft yeers (*vidlⁱ*) 1623 et 1624 he defireth of this Courte y^t he may receave fower hundred waight of Tobacco for each of thefe two laft yeers The Courte Conceavinge his demand to be reafonable have ordered y^t eight hundred waight of Tobacco be paide vnto him owt of the Companys rents

xiiith of *June* 1625

A COURTE held the xiiith of *June* 1625 beinge
p^{re}ſent

S^r *f*ra: *Wyatt* Knight *Gouerno^r* S^r *George Yardley* Knight M^r *George Sandys*
Threa^t Cap^t *Smith* Cap^t *Hamer*, Cap^t *Samell Mathews* M^r *Abraham Perſie* M^r W^m
Cleybourne.

William Pery fworne and Examied fayeth that about *Chriſtmas* 1622 Cap^t W^m
Powell willed this deponent to fhew Cap^t *Mathews* y^t ground w^{ch} now Cap^t *Mathews* vſeth
of w^{ch} ground Cap^t *Powell* had Cleered ſome 8 or 9 acres before Cap^t *Mathews* ſeated
thereone, and y^t Cap^t *Powell* did lend Cap^t *Mathews* the howfes of the vpper fort for the
vſe of his ſervants but vppon w^t Condiçions Cap^t *Mathews* did hold the grounde from
Cap^t *Powell* this depōt knoweth nott.

And further fayeth y^t a little befor Cap^t *Powell* dyed, Cap^t *Mathews* had flipped his
goods and moſt of his Servants to goe vpp to *Pilbrook* but Cap^t *Mathews* ſtaide, as he
told this depon^t at the requeſt of M^{rs} *Blayny*, w^{ch} M^{rs} *Blany* after denied to this deponent,
And further fayeth y^t after Cap^t *Mathews* was reſolvd to ſtaye he willed this deponent
to goe to M^r *Crowther*. And to p^{er}ſwade him, to lett Cap^t *Mathews* have his grounde,
And that he y^e ſaid Cap^t *Mathews* would p^{er}cure y^e ſaide M^r *Crowther* other grounde either
at *Martins hundred* or at the Colledg in lewe thereof, To w^{ch} M^r *Crowther* replied he
would not vnles he were forced thereto.

And further fayeth y^t Cap^t *Powell* offered M^r *Pace* he ſhould have the ground yf he
would continue there and builde vppon [build vppon it], yf he did not [intend] to goe
to his owne *Plantaçon*, But *Rich Pace* goinge to his owne *Plantaçone*, did leave it vpp
to Cap^t *Powell*

*We ſee noe ſuch right inveſted in Cap^t Powell and his Children in the land now in
Controverſie wherby wee can by A legall order put Cap^t Samuell Mathews who is p^{re}ſently
ſacted thereone, (owt of Poſſeffione)*

*The Courte conceive noe ſufficyent grounde for us to grant A warrant to M^r Woolldridg
for recovery of the twenty ſix pownde, of Cap^t W^m Peerce and M^r Blayny given M^r Woolldridg
by an Awarde owt of Englande.*

W^m *Greene* Churgione fworne & examied fayeth y^t the bill of Phifick & furgery
p^{ro}duced in Courte, w^{ch} was minſtered vnto *John Stephens* him ſelf and his ſervants at ſea
is A trew bill, And that *John Southerne* ſhall ſatisfie the ſame before M^r *Greene* departe

June

June the 17th 1625Before S^r *francis Wyatt* Knight Gouvernor &c.

Roger Williams aged xxiii yeers or therabouts fworne and examnd fayeth y^t before Cap^t *Samuell Mathewes* had shipped his goodes to goe vpp to *Polebrooke* his fervants had cleered some grounde, one the same side of the fhwampe where Cap^t *Mathewes* howfe doth ftande neere vnto the fwampe, w^{ch} pteth the landes of Cap^t *Mathewes* & Cap^t *Powells*, And y^t after Cap^t *Mathewes* had landed his goods at Cap^t *Powells* houfes w^{ch} he firft intended to have caried vp to *Polebrooke* then Cap^t *Mathewes* fervants did Cleere some grounde in or neere the place where the howfes of Cap^t *Mathewes* now ftande, beinge the land w^{ch} *Edwarde Blayney* claymeth in the right of Cap^t *Powells* Children, And that this Cleeringe of the grounde in questione, was in the liefte tyme of Cap^t *Powell* fince deceafed.

Aron Conway aged xxii yeers or therabouts fworne and Examed fayeth y^t before Cap^t *Mathewes* had shipped his goodes to goe vpp to *Polebrooke*, hee this deponent wth other of Cap^t *Mathewes* fervants did begin to cleere a peece of grounde neere to the fwampe w^{ch} pteth the lande of Captain *Mathewes* and the Children of Cap^t *Powell* deceafed, And that after Cap^t *Mathewes* had changed his refolution for goinge to *Polebrooke* and had landed his goodes at the howfes of Cap^t *W^m Powell* deceafed he this deponent wth other of Cap^t *Mathewes* fervants did cleere some pte of the grounde where now the howfes of Cap^t *Mathewes* ftande, or neere vnto them, beinge the land w^{ch} *Edward Blayny* Claymeth in the right of the children of Cap^t *Powell* deceafed, And that the Cleeringe of the ground in question, was in the liefte tyme of Cap^t *Powell*

xi^o of *July* 1625

A COURTE held the xi^o of *July* 1625 beinge
 p^{sent}
 S^r: *francis Wyatt* Knight Gouverno^r &c., Cap^t *Roger Smith*, Cap^t *Raphe Hamer*,
 M^r *William Cleyburne*.

It is ordered in Courte y^t M^r *John Chew* fhall contynew Prifinor vntill he hath given Doct^r *Pott* Satisfactione for five barrells of Corne.

Examinations taken the Twentieth of *July* 1625 before S^r *francis Wyatt* Knight Gouverno^r &c, Cap^t *francis west*, Cap^t *Roger Smith*, Cap^t *Raphe Hamer*, M^r *William Cleybourne*.

William Barnes, borne in *ffawley* in the Couñt of *South*. fworne and Examined fayeth, that Cap^t *John Powell* shipped him at y^e *Ile of Wight* in y^e good Shipp called y^e *black Befs* of *fflushinge* of y^e burthen of one hundred Tunns and fayeth y^t he was acquainted that fhe was A man of warr, But Cap^t *Earsfield* wifhed this Examine to goe alonge in the viorage wth Cap^t *Powell*, for y^t he had feene and ptufed his Comiffione from y^e States & fownd it to be Sufficyent, And fayeth y^t Cap^t *Powell* shipped him for fhares and not for wages, And fayeth that they were fowet fcore and tenn or fowerfcore and twelve men aboarde the fhippe when they putt foorth to fea and y^t the fhaped theyr courfe for the Wefterne Ilandes, where they beate vp and downe the fpace of a fortnight, And from thence they fhaped there courfe for the *Carib* Ilands to get some p^{visione}, to fave there owne victualls, And after y^t they coafted to and againe about the *west Inges* to meete wth some pryfe. And in the baye of *Marycaw* they took A ffriggett wth a fhallopp, but this Examine remaynd about the fhipp and cannott tell p^{cyflie} w^t goodes was in her.

And fayeth y^t Cap^t *Powell* putt fome of his men into the ffriggett to man her and foe kept in Confort together for y^e fpace of a fortnight, And fayeth y^t divers of the Compeny beinge

beinge putt to harde allowance, and bad vsage by Cap^t *Powell*, and beinge required by him to sett their hands to Certen Articles y^t they should goe any way he comanded them and to fight against any, eyther freende, or foe, They resolved for to shipp them selves in the friggett and foe to gett home for their Countrey, And they desired Cap^t *Jonnes* to goe wth them to be their Cap^t & m^r and told him yf he would nott, They would force him vnto it, in regarde he had shipped many of them and was y^e occasione they cam to foe greate misery, And sayeth y^t Cap^t *Powell* knew of their Cominge away and y^t they parted from him in the daye tyme, towards y^e eveninge, And sayeth y^t they parted from Cap^t *Powell* about the latter ende of *January*, as he remembreth., And sayeth y^t they did beate vpp and downe y^e coaste some two monethes and at last mett wth this friggett vppon the coaste of *Cooba* and y^t those in the friggett forooke her, & went ashore in they^r boate wth such goodes as they could carry wth them, and y^t they fownd nothinge in her but some 60 Turtles and certen Rawe hides, And sayeth they tooke y^r friggett alonge wth them and y^t their intent was to have gone for *England*, but by reasone y^t Cap^t *Jonnes* was vnacquainted in those partes they could not gett free of the Ilandes, And y^t after this about Cape *Curraibes* they mett wth a friggett, and hailed to them and they caim vnder their lee, wherin were a bout sixteene men, of whom they had some provisions and did pilott them in where they had fresh water.

And with them they left y^e friggott w^{ch} they had first taken and their owne And tooke A negro and A frenchman who came away with them willingly, And a Portugall to be Their Pilott owt of the *West Indies*, because they had longe leyde vpp and downe, and could nott gett Cleere, After this they gott cleere and came to ye cape of *fflorida* where they intended to take in fresh water and to gett some provisions and foe cam to an Ancher, and sent ashore and gott in some Water and Turtles, but by extremitie of fowle weather they losse two anchors and cables, and their boate funk at the shippes stearne, so as they were forct to leave two of their Compeny ashore & were driven them selves owt into the Current so y^t they could not putt in to gett their men aboard nor could not putt y^e Portugall ashore, as they intended at any place where his countrymen were, And after this, not beinge Sufficiently Victuled to goe for *England* They resolved to shape their Course for *Virginia*, Their ship also beinge very leakt, And sayeth y^t they landed at Cape *Hatteras* in a smale boate w^{ch} they made themselves, aboard y^e shipp wth parte of y^e rounde howse to gett fresh water, but could gett none, And after y^t y^e next Daye They gott in at y^e Capes and ran into this river, uppon *Mondaye* the eleventh of this moneth of *July* 1625

William Endrye of *seversham* in *Kent* sworne and Examined Sayeth y^t he was shipt at *flushing* by Cap^t *Jonnes* into y^e blacke *Befs*, and y^t he harde Cap^t *Powells* Comission readd, and y^t they having victuled at the *Ile of Wight* and taken in some more Company, they putt to sea & shaped their course for y^e western *Ilands*, where they beate vpp and downe some few days, and after went for the *West Indies*, and at the *Granados* they builte them a shalopp. And at the bay, levinge y^e shipp at an Ancher, They went in the shalopp aboute 25 men and boarded a *Spanish* friggott, but the men were all ashore, where they fownd some smale provisions and certen Raw hides one the shore, And they mande y^e friggott and kept her in Confort with them, But after, Cap^t *Powell* cuttinge shorte their allowance and requiringe them to signe to Certen Articles, (among w^{ch}) one was y^t they should fight againste any whether they were freend or foe, wherewith they resolved to depart from him and to goe for their Country, and foe was Cap^t. *Jones* for their Cap^t and M^r who was willinge to come with them. And furnishinge them with Some provisions and fresh water, They parted from their Admirall And beate vpp and downe one night lyinge at hull in the morninge they espied this friggott, and makinge after her, The men hoysted owt their boate and went ashore, wherewith they went aboarde y^e friggott and fownd never a man in her; but 60 live Turtles and fower sacks of meale and some linnen and woolen Cloath and some 5 or 6 hundred waight of Tobacco and 2 peeces of ordynance and some other small matter Soe they mande this friggott and caried her wth them and after came to Cap *Currante* Where they fownd another friggott

frigott, w^{ch} cam vnder theire lee, and they went wth her to the watering place, And after they took owt of this frigott Certen Raw hides and some Tobacco and a french man and neger w^{ch} were very willinge to come wth them, and a Portugall to be theire Pilott, leavinge wth them the frigott w^{ch} they had first taken and theyre owne, And after they came to Cape *fflorida*, and having sent ashore for water, and theire men coming aboard wth water and some Turtles, leaving two of their Compeny ashore for the feackinge of Turtles, By fowle weather they lost two Cables and Anchers and theire boate funke at the Shippes Stearne, and were forced to sea, by w^{ch} means they could not recover their men nor putt the Portugall ashore, whom they were forced to take in to be a Pilott for to bringe them owt of the Islands, and their victualles beinge shorth and the shipp leakye they resolved to shape theire course for *Virginia* and arrived heere on *Mondye* the eleventh daye of *July* 1625

Andrew Roe of *holte* in *Northfolke* sworne and examined Sayeth y^t he was shipt in *fflushinge* by Cap^t *Powell* and Cap^t *Jonnes* in the *Black Befs*, and havinge victuled at the *Ille of Wight* they put owt to sea and went first to y^e *western Islands*, and from thenc to y^e *West Indies*, where they lighted uppon a frigott, but he this Examⁿt was not aboard the shallopp y^t took her. soe they mande the frigott and tooke her alonge wth them, and after becaufe Cap^t. *Powell* would not allow them Sufficyent water and victuals, and required them to sett their hands to Certen Articles, y^e Compeny grew difconted [difcontented], and soe Cap^t *Powell* bid them that would goe for theire Country to take the frigott and goe in her, Wherevppon the Chose Cap^t *Jonnes* for their Cap^t and M^r and parted from him, intendinge to goe Immediatelie for their Countrey, but theyre provisions and water beinge spent, they were forced to putt in for releefe, And havinge gott some provisions they could nott finde the way owt of the Islands, the Cap^t beinge vnacquainted in those parts, And after beating vpp and downe they lighted uppon a ffrygott where they found 60 Turtles and some Tobacco and meale and other smale matter, and takinge her wth them, afterwards lighted vppon a *Spanish* frigott w^{ch} came under their lee, and they gave them their first friggott, taking out of her some Raw hides and some Tobacco and a negro and a frenchman who were desirous to goe alonge wth them, and a Portugall to be theire Pilott owt of the Islands, intendinge to sett him ashore vppon Cape *fflorida* or thereabouts and after they gott some fresh water and provisions ashore, They left two of theire Company ashore, and the weather growinge fowle they lost two Cables and Anchers and theire boate funke at the ships sterne, by means wherof they could not goe for their men but were driven owt to sea, And after had no oportunitie to sett y^e Portugall ashore but came directly for *Virginia*, where they Arrived one *Mondye* the Eleventh of *July* 1625

July the xxi^o

being present

SIR FRANCIS WYATT Knight, Gouvernor &c., Cap^t *ffrancis West*, Cap^t *Roger Smith*, Cap^t *Raphe Hanor*, M^r *William Cleyborne*

Yt is ordered y^t fowerteene of those men w^{ch} came in wth Cap^t *Jonnes* shalbe sent vpp to *James Cyttie* wth y^e first, To be disposed of by the Governor and Counsell to such places in the Colony as they shall thinke fitt, wherof the frenchman to be one, And y^t Cap^t *ffrancis West* make Choyse of such others as he shall thinke fitt of.

And y^e Courte doth Consent to y^e request of Cap^t. *ffrancis West* That he may make vse of the ffrygott and all the Tackell Apparell munitions mafts sayles fayle yards &c., now to her belonginge or appertayning, provided that he shalbe accomptable for the valuable some of twelve hundred pound weight of Tobacco, W^{ch} some Cap^t *Jonnes* and the shipp company hath demanded for her, To any such to whom of right she shall Appertaine vppon further Consideration

Yt is also ordered y^t the Spaniard shalbe sent vpp to y^e neck of lande vnto M^r Luke Boyse, there to abide (vntill fourth order

November 1624

Received of Dicktoris Christmas and John Haffarde for the vse of Suthampton hundred fower barrells of Corne by the appoyntment of M^r John Powntis

Wth me John Utie

M^r Powntis receaved of them when he went a trading for the vse of his Pynnace saide barrell of Corne

Witnesse by Richard X Croker

Receaved the 9th of December 1623 for the vse of M^r John Powntis in Wth me of a more some one hundred and fower pounde of Tobacco, I say receaved of John Haffarde the same above

Nathaniell Basse

xxiith of Awgust 1625

A COURTE held the xxiith of Awgust 1625 beinge
psente

S^r: ffra:ncis Wyatt, Knight Govern^r &c, Cap^t ffra: West, Cap^t. Roger Smith, Cap^t. Raphe Hamer, M^r W^m Cleybourne.

John Southerne sworne and examined sayeth that Thomas Paffmoure and Christopher haule came unto him for to have him make a payr of covenants betwixt them, the saide John Southerne demanded of them, wth their bargaine was, they saide the cropp was to be fett in feaven Wth mes wherof M^r Paffmoure was to have fowre shares and Christopher Haule to have three, But M^r Paffmoure saide he would have a little peece of grounde to him selfe for his wife and his boy to plant and tend, To wth Christopher Haule saide I will make no new bargaine, and yf you will stand to our first bargaine (so) otherwise I will make no other bargaine, and so they departed.

Thomas Brodfiel sworne and Examined Sayeth that he fitting in Compeny wth M^r Paffmoure and Christopher haule he harde M^r Paffmoure saye that Christopher haule should have three shares of y^e Cropp and y^t he would leave his men over to Christopher haule and meddle not wth them, And this was spoken before this Examint after they had been wth M^r Southerne. And M^r Paffmoure willed this Examint to take notice wth he saide

Yt is ordered y^t John Haule shall have his howfe and fowre Acres of land ioyninge to the land of Thomas Paffmoure scytuate in James Cyttie Island where he hath now built & feated

Thomas Kerfie sworne and Examined sayeth, That Christopher haule did woorke about y^e Cropp sometymes two howers in a Dye and sometymes three howres and very seldome a whole Dye together

John Buckmaster sworne and Examined affirmeth as much as Thomas Kerfie hath formerly saide

It is agreede by and wth the Consents of Thomas Paffmoure and Christopher haule (as followeth) That is to say y^t of y^e Cropp now in question between them M^r Paffmoure shall have fower shares therof & Christopher haule to have three shares and Thomas Paffmoure To have the little hill now planted with pease and pompions to him selfe, And yf Christopher haule shall neclect his Carefull labour for y^e good of y^e Cropp, That then he shall make allowance to Thomas Paffmoure for the same.

Yt is ordered, y^t Mounfyue Bomounte may feate him selfe and his people vppon any place About y^e Esterne shore, being five miles from any land actually possesseed by y^e Compeny or any other man. And for any other order the Courte cannot determine, before they bee farther informed wth y^e Certentie of y^e boundes of y^e lande, wth he desireth to have granted.

xxixth of *August* 1625,

A COURTE held the xxixth of *August* 1625, beinge
 present
Sr. Francis Wyatt, Knight, Governour &c, Cap^t. *Roger Smith*, Cap^t *Raphe Hamer*,
 M^r *W^m Cleybourne*.

Cadwallader Jones Sworne and Examined sayeth y^t vppon *Thursday* nyght last he harde a Tumulte in *Joseph Johnstone* his howse betwixt the said *Joseph* and his wief. And sayeth y^t M^r *Bransby* his m^r caled to this Examiūt and other of his fellowes to come to him. Ioe this Examinat and *Rober Crew* his fellow seruant, went to *Joseph Johnstones* howse where he and his fellow seruant found their M^r and *Joseph Johnstone* fallen fowle together they being vppon the bed, where they fōt them, And further sayeth y^t M^r *Bransbie* said *this I have for fōtinge of Newgate birdes and Bridewell whores*

George Prouse sworne and Examined Sayeth y^t vppon *Thursday* last M^r *Bransbie* his m^r after he came from *Joseph Johnstones* howse sent this examūt to *Johnstones* howse for his hatt and hat bande, And Cominge away from y^e howse he heard M^r *Bransbie* say to *Joseph Johnstone*, y^t yf he did beat and abuse his wief any more he wold beate him tyghtlie vnles y^e Governour comanded y^e contrary.

And further *Cadwallader Jones* sayeth y^t about y^e midst of *October* 1624, *Joseph Johnstone* goinge abroad with his peice, very far from his howse and in great danger of the Enymie, M^r *Bransbie* being Comander of y^e *Plantacon*, hath often admonished him therof, And M^r *Bransbie* offeringe for to disarme him of his peece, y^e said *Joseph* beinge gott into his howse, p̄sented his peece against M^r *Bransbie*, sayinge *now come if you will*.

And further *George Prouse* before sworne and examined sayeth that about *Easter* laste *Joseph Johnstone*, beating of his wief, M^r *Bransbie* and others wth him Cominge vpp towards *Johnstones* howse, to pacifie them, The said *Johnstone* p̄sented his peece owt at his window and said To them *w^t have you to do heere, you were best kepe back or I will make y^e stande back*

Yt is ordered at this Courte, that *Joseph Johnstone* in regard of his contempt against the Comander of the *Plantacone*, as also for y^e Contynuall squabbling and misusinge of his wief, shall enter into bonde of fortie pounnds wth a sufficient securitie, to be from hencforth of good behavioure, as well towards our Souveragne lord y^e Kinge, as all other his leege subiects

12th of *September* 1625

A COURTE helde the 12th of *September* 1625 beinge
 present
Sr. Francis Wyatt Knight Governour & Cap^t *Roger Smith* Cap^t *Samuell Mathewes*
 M^r *Abraham Peerssey* m^r *W^m Cleybourne*

Yt is ordered y^t *william Browne* Boatwayne of the good shipp called the *Elizabeth*, shall deliuer three hatts to m^r *Thomas Allnut*, w^{ch} were sent him owt of *Englande*, w^{ch} the said *W^m Browne* sold at *Kickowtan*, At or before the xixth dye of this instant moneth of *September* beinge *mondye* next

M^r *Jonas Stogden* minifter sworne and examined sayeth that he by the Appoyntment of M^r *John Powntis* did paye to M^r *Edward Cage* and m^r *Tho: Edwards* two hundred and twenty pounnd waight of Tobacco for w^{ch} they gave y^e said m^r *Stogden* Accquittanc for y^e receipt therof (w^{ch} was lately burnt in his howse by Casualtie of fyer

Diātoris Christmas being sworne (Depofeth that he brought the said Accquittance from m^r *Edwardes* and Deliuered it to m^r *Stogden*.

further m^r *Stogden* depofeth y^t m^r *John Powntis* did accept of a bill of dept for fower barrells and a halfe of Corne, w^{ch} M^r *Samuell Jurden* had bounde him selfe to pay to
 m^r

m^r *Tho. Dowfe*, And in lew of the faid bill, did difcharge *Diſtoris Chriſmas* and *John Haſſarde* of fower barrells & halfe of corne dew from them to y^e faid m^r *Jo. Powntis* (w^{ch} bill he faid he was y^e more willinge to accept of for y^t he was indepted to m^r *Jurden*.

the xixth daye of *September* 1625

A COURTE held the xixth daye of *September* 1625 beinge

þent

St: *francis Wyatt* Knight Gouvernor &c. Cap^t *Roger Smith*, Cap^t *Raphe Hamer*,
M^r *Abraham Perſey* m^r *W^m Cleybourne*

Walter Horſefoot fworne and examined fayeth, that the ſhipp caled the *Elizabeth* was areſted at *Dover* for the Kings ſervice, whervppon the purſer of the ſhipp rid to *London* and brought A Letter to the Liv^t of *Dover* Caſtle. And ſoe the ſhipp was diſcharged.

ffurther he fayeth y^t *John Hobbs* a ſervant of Cap^t *Bickley* cam away from the ſhipp and after M^r *Page* goinge wth the water baylie to y^e Cap^t wth whom *Hobbs* was had him delv^d [delivered] agayne.

And further fayeth y^t ſome of M^r *Perſeys* men marched in theire armes, before m^r *Page* his face, And further fayeth y^t one *Hugh Symſter* A Carpenter offered m^r *Page* y^t yf he wold paye xx^s and diſcharge his hoſte he wold come alonge wth him w^{ch} Carpenter was one of m^r *perſyes* men

Yt is ordered in Courte y^t m^r *Peerſey* ſhall have one of the boyes named *Burrows* fold by the purſer, or otherwiſe the purſer to Compownd wth m^r *perſey* for him. M^r *Perſy* deſireth now to haue *Robert Burrows*

Walter Horſefoote further fayeth y^t m^r *Page* faide that m^r *Wake* was to haue a boy of his named *burrows*.

W^m Webſter purſer Doth Conſigne over to M^r *Abraham Perſy* *Hugh Brooks*, *W^m Larance* and *Jane Steckie*, in lew of three ſervants w^{ch} y^e M^r and Compeny ſuffered to goe away from them beinge three of m^r *perſie* ſervants

Receved of m^rs *Woollrige*

one hogſhed marked—T D

one barrell marked—T D

one ſervante

william WB Broune

his marke

Yt ys ordered y^t m^r *woolgrige* ſhall haue a boye ſervante Caled *whiffie* now remayninge wth *Thomas Spillmas* in ſatiſfaction for his ſervante, w^{ch} y^e ſhips Compeny ſuffered to goe away.

Yt is Alſo ordered y^t for a kilderkin and ſmale cheſt of Surgery ſent over by m^r *Woodall* to *Chriſtopher beaſt*, the Colony beinge in great want of y^e faid ſurgery That not wthſtanding m^r *woodalls* deſire of hauinge the ſame retornde, m^r *Wake* Do leaue the faide goods heere wth y^e Phifitions and Chirurgions y^t they may be furniſhed therwth, they puttinge in ſecuritie to this Courte, To pay to m^r *woodall* in *Englande* ſo much redie money as it Coſt wth ſuch reſonable proffit as ſhalbe to his Content.

Yt is ordered y^t the Purſer of the *Elizabeth* ſhall pay to m^r *Pearle* for 6 tonne of beere and 9 hundred of bred w^{ch} they ſpent of his at ſea the ſome of twelve hundred waight of good Marchantable Tobacco at or before the laſt Dye of *November* next enſwinge, vppon payment wherof, M^r *Pearle* ſhall give the faid purſer A Diſcharge for all the goodes ſhipt aboorde the *Elizabeth* by m^r *Bennett* And for five ſervants y^t rann away in *Englande* at *Dover*, M^r *Bennett* is to Receive ſatiſfacione for them in *England*.

Yt is ordered that Cap^t *Baſs* ſhall deliver ſome Cloaths to the *Portugall* owt of Cap^t *Jonnes* his cheſt of Cloathes for his þent vſe w^{ch} is to be ſatiſfied owt of y^e.negros labour.

Yt is ordered y^t the negro y^t cam in wth Cap^t. Jones shall remaine wth y^e La: Yardley till further order be taken for him and that he shalbe allowed by the Lady Yardley monthly for his labor forty pownd waight of good marchantable tobacco for his labor and fervice fo longe as he remayneth with her.

A Copie of M^r John Woodall his Letter

M^r. Richarde Wake

Yf so god have appoynted y^t my Servante Chriftofer Befte ben ot Living at your Cominge into Virginia or that he before your cominge, bee comen for Englande then I pray you to take into your Custodie, one barrell of (W N^o 8) wheat fflower marked as in the margent, & also one Rundlett of six gallons of (W n^o 2) aquavitie, and Also one Rundlett of like quantitie filled wth Tamarindos 36^l and to sell them for me to the best advantage you can and I will give unto you (W n^o 4) for your love to me in felling of them an honest Just D^{iff}ett, the Rundletts are (W n^o 5) marked as in the margent, and for y^e Kilderkin and fmale cheafte marked as (C B N^o 2) in the margent, I pray you desire the m^r of the shipp to bring them back again to me unopened and well Condicioned, and I will paye him freight for them, as also all my Letters, directed to Chriftofer Befte I desire him to retourne them sealed unto me, and I pray you speak to him for them, and foe God bleffe your Vioage, In wittnes whereof I have herevnto sett my hande the 5th of November 1624.

By me John Woodall,

*To his louing frend M^r Wake, Surgeone ddr
This*

thirde daye of October 1625,

A COURTE held the thirde daye of October 1625, being
present
S^r Francis Wyatt Knight Gouvernor &c. Cap^t Francis West Cap^t Roger Smith
Cap^t Raphe Hamer Cap^t Samuell Mathews M^r. William Cleybourne.

Yt is ordered y^t A warrant be sent for Rober Saben and William Pryor to appeere before the Govern^r and Counsell at James Cyttie vppon monday next, and y^t Pryor doe bringe vp his Covenants with him

Yt is ordered y^t Walter Horsfoot shall put in Sufficient securitie betwixt this and monday next to the Purfer and shippes Companie for such dept as shalbe dew vnto them.

The Court hath Condescended vppon the ernest petiçone of Thomas Drauthorne[?], one of the Compenys tenants y^t he shall p^{re}sently have his freedom, payinge his rent for this year, And putting in bond wth sufficient securitie in a hundred pownds Ster., y^t he shall pay for the residue of his tyme he is to ferve, as any of the publique Tenants shall paye, whether he live or dye.

Yt is ordered y^t y^e Purfer of the Elizabeth shall paye for a hoggs [hogfhead] of meale a bushell of peas one bushell and a half of meale and one firkinge of fuet beinge the goodes of Jo: Pickernell, Deceased, one hundred & fyfteen pownd of Tobacco.

Yt is ordered y^t M^r David Sandys minifter, dying about the first of Awguft laste, shall haue the dewes paide for his minifterie as yf he had lived till the Cropp had beene gathered, And that all his p^{re}fishoners do paye their tythes to the Administrator or Executor of the said M^r Sandys or there lawfull Assignes

Yt is ordered y^t accordinge to y^e great Charter of orders, the Counsell shall receive the moytie of the rents of the publique Tenants, Allowing owt of it to M^r W^m Cleybourne for his meanes belonging to his office of Surveyor for this yeere fower hundred waight of Tobacco. And to Randall Smalewood p^{re}voft Marshall two hundred pownd of Tobacco

Tobacco and three barrells of Corne, And the other moytie to remaine in the hands of Sr *francis Wyatt*, Gou'nor &c., a pte of Satisfaction of his meanes dew to him.

Yt is ordered y^e negro caled by the name of *brase* shall belonge to Sr *francis Wyatt* Gou'nor &c., As his fervant, Notwthstandinge, any sale by Cap^t *Jonnes* to Cap^t *Bafs*, or any other chaleng by the ships company, And that neither Cap^t *Bafs* shall be lyable to his bill to Cap^t *Jonnes*, nor Cap^t *Jonnes*, to his Covenant of makinge good the sale to Cap^t *Bafs*.

The Oathes of *Thomas Swyft* and *William Bynks*, Taken before the Right Woopth
Sr *francis Wyatt* Knight, Gouvernor &c., the seventh day of *October* 1625.

Thomas Swyft, gent, vppon his oath depofeth, that he hath harde *John Burlande* fundrie tymes demande of Mr *Threa* Satisfactione for certen Tobacco and three barrells of Corne, w^{ch} Cap^t *William Norton* did owe him & sayeth that Mr *Trea* did pmise him payment as soone as Cap^t *Nortons* goodes were folde.

And further he sayeth y^t he hath harde it often tymes reported by divers psons that *Thomas Willfone* did worcke a longe time wth Cap^t *Nortone* (but how longe he doth not certenly know), and further sayeth that he hath harde Mr^s *Peirce Bernardo*, who lived in howse wth Cap^t *Nortone* (faye) that the said *Willfone* did never receive satisfacion of Cap^t *Nortone* for his worcke.

William Bynckes sworne (depofeth) that he knew that the said *John Burlande* did remain wth Cap^t *Norton* before his death and after, A twelve moneth at the left, but [what ?] wages he was to have he knoweth not.

And as Concerninge *Thomas Willfon*, he faye as much as Mr. *Swyft* hath faide.

XVIth of *October* 1625

A COURTE held the XVIth of *October* 1625 beinge
p^{nt}

Sr *francis Wyatt* Knight Gouvernor &c Cap^t *francis West* Cap^t *Roger Smith*
Cap^t *Raphe Hamer* Cap^t *Samuell Mathews* Mr. *William Cleybourne*.

Yt is ordered y^t *William Dame* shall paye to the Assignees of *Morris Thompson* Imediately three hundred pownde weight of Tobacco w^{ch} was dew to the said *Moris Thompson* by bounde the first of *December* last past as by y^e bound pduced in Courte Appeareth, And by the said W^m *Dame* Acknowledged in Courte.

Yt is ordered y^t the p^{ost} Marshall shall receive all such depts and Tobacco as shall be dew to *Elizabeth fox* widdow and to take the charge of sendinge of the same to her into *England*, receiving a bill of lading for y^e same, & to pay such depts as *fox* did owe in this Countrey

Yt is ordered y^t there be a warrant sent for *Henry Geny* doe appear before the Gouvernor & Counfell at *James Cytie* wthin ten days next after sight of the warrant, to answere to his Contempt in goinge A Tradinge, Contrary to the Act of the generall Affsembly

The depofition of *John Tayler* about the age of xxxvii^o yeers taken before
Abraham Perfie Esquire and Cap^t W^m *Tucker* the xxiiith of *June* 1625

The deponent sayeth y^t Cap^t *Thorpe* cam vnto him and demanded w^{ch} were two of the best Cowes belonging to Sr *Thomas Dale* biddinge of him for to appoynte him owte two of the best Cowes for he was to have them, w^{ch} this Examanate did do according to his request, The w^{ch} Cowes were delivered vnto Cap^t. *Thorpe* about six dayes after, but by whose order he knoweth not, for at that Tyme Mr *Henry Watkins* was overseer of the La. *Dales* fervantes and Cattle and had the comand of them, This Examanats knowledge thereof is, That Mr *Watkins* p^{mi}sed him a rewarde to have a care of the
Cattle

Cattle belonging to the La. Dale, And to this Examinats knowledge Sr: *George Yardley* Knight did never give order for the lending of these two Cowes to Cap^t *Thorpe*, for by whose order he had those Cattle he knoweth [not?], yett by all likelywhod it was by order from M^r *Watkins*, whom this Examinat faw Cap^t *Thorpe* & the faide *Henry Watkins* talke foundry tymes togeather about that tyme, And fourther this Examinat Sayeth that the names of those Cowes were to his best remembrance caled, *Bellowman*, and the other *Morgan*, w^{ch} were also marked wth Sr *Thomas Dales* marke vppon the hornes. And as this Exāt thinketh was about the tyme of our Lord 1620, nether doth he know of any other Cattle or goates of the faid Sr: *Thomas Dales* that were delivered to any other P^{erson} w^{soever}, He also affirmeth that Sr: *George Yardley* aforefaid never spake to him or to any other to his knowledge for the delivery of any cattle y^t did any way belonge vnto the Ladie Dale, And this is as much as this Examinat can faye vnto the firste and fecond Interrogatione p^{ro}duced by *Charles Harmar* in the behalfe of the La: Dale.

William Tucker.

The Marke of *John X Tayler.*

Interogatores to be ministred to *John Tayler* of *Elizabeth Cyttie* one the P^{ate} and behalfe of the right Worp^t the Lady *Elizabeth Dale*, as followth

In primis doe you know whether Cap^t *Thorpe* late deceased had in his Poffeffione Cattle of any Kinde w^{soever} belonginge of righte to the la: Dale aforefaide, Did not Sr: *George Yardley Knight* lend two Cowes of the faid La: Dales to the faide Cap^t *Thorpe*, what were the names and markes of the faid two Cowes, And how longe agone were they foe lent vnto y^e faide Cap^t *Thorpe*, doe you know whether any other P^{erson} were p^{re}sente or pryvie to the delivcry of those two Cowes or of any other Cowes or goates of the La: Dales to the faide Cap^t *Thorpe* or his Servants by Sr: *George Yardley* his order, what are the names of the faide P^{erson}s, And how many are the faide Cattle or goates or cyther of them. Declare the truth of your Knowledge According to your best remembrance vnto every poynte of this Interrogatorie.

Item do you know whether Sr: *George Yardley* himself or any other P^{erson} either deceased or now livinge in this land or ellfwere, hath at any tyme w^{thin} your remembrance poffessed and imployed to his owne p^{ro}per vse any of the Cattle or goates or the breede of them belonging of right to the faide La: Dale, w^{at} are the names of such P^{erson}s, and how many are those Cattle and goates or their breede that were so poffessed and vsed, how longe it is since the faide P^{erson}s had them, by what order, and of whom had the faide P^{erson}s those Cattle, goates and their breede, declare y^e truth of your Knowledge to this Interogatorie

Whereas *John Southerne* of *Titchfield* in the Countie of *Suthampton* was divers yeers since sent over into *Virginia* for the managinge the affayrs of *Suthampton* hundred, but by the Commandment of the Gouverno^r was sent vpp to the Iron Workes where he was in many places of his bodie grevously wounded, To his almost vtter Undoinge and growinge now old and weake havinge theree Wiefe & Children is willinge to Come for *Englande*, Wee whose names are heer vnder written Aduenturers for the *Plantacone* of the faid *Suthampton* hundred, havinge p^{ro}mised libertie to the faide *Southerne* before his goinge thither that he should retourne at his pleasure, Doe heerby Desire the Gouvernor and Counsell of *Virginia* for the tyme beinge and in p^{ar}ticular Sr: *George Yardley* (to whom the princypall charge of the faide hundred is Committed) to permitt the faid *John Southerne* to repayre into *Englande* whensoever he shalbe willinge foe to Doe, w^{ch} reasonable request hopinge you will nott Deny, We take our Leaves and rest this ffirft of Awgust 1624. from London

Your very lovinge freendes

H. Southampton
Arthur Branfield,
Nicholes ffarrar,
John fferrar.
Gab^{ri}l Barber.

14th of *November* 1625,

A COURTE held the 14th of *November* 1625, beinge
 present
 Sr: *Francis Wyatt* Knight Governour &c Cap^t *Roger Smith* Cap^t *Samuel Mathews*
 Mr. *William Cleybourne*.

Yt is ordered y^t Cap^t *Tucker* shall deliver to Mr. *Daniell Gookins* servants for there necessary use and sustentatione sufficient Apparell Wheat and Corne for one whole yeere, According to there Covenants, And that the same be delivered vnto them presentlye, for that there tyme of service is fully expired.

And in regard y^t Cap^t *Tucker* hath written to Mr. *Gookine* Concerninge compositione concerninge the Covenants between Mr. *Gookine* and these men now sett free, The Court conceaves it fitt that these men may dispose of themselves for this next yeere puttinge in securitie to Cap^t *Tucker* to give Mr. *Gookin* such Satisfactione as the law shall awarde.

And further it is ordered that *John Curtis* shall have his Pass to goe to *Englande*, his Brother *Thomas Curtis* gevinge bounde to be answerable for such suite as by Mr. *Gookinge* shall be comenced againste him for one Concerninge any Covenants betwixt Mr. *Gookinge* and him.

the XXIth of *November* 1625

A COURTE held the XXIth of *November* 1625 beinge
 present
 Sr *Francis Wyatt* Knight Governour &c Cap^t *Francis West* Cap^t *Roger Smith*,
 Cap^t *Raphe Hamer* Mr. *William Cleybourne*.

Robert Newman sworne and examined sayeth, y^t Mr. *Crispe* demanded his Tobacco of Mr. *Nevell*, and Mr. *Nevell* made his answere y^t he wold not deliver Mr. *Crispe* to the vallew of a pownde wthowt order from Mr. *Westone* or that Mr. *Weston* did come himselve, and faide, let the Tobacco rott or Spoyle, he cared nott And further this deponent sayeth that Mr. *Crispe* did often tymes demand his Tobacco of Mr. *Nevell* but he wold not deliver it to him

Edward Nevell beinge examined sayeth y^t Mr. *Crispe* did divers Tymes demande his Tobacco of him, & that he told Mr. *Crispe* y^t vnles he would bring Mr. *Wetheredg* to enter into bound y^t Mr. *Crispe* should nott Truck away his Tobacco in y^e Countrey he would not deliver him any, And sayeth that Mr. *Weston* gave him order not to deliuer Mr. *Crispe* any Tobacco vnles Mr. *Wetheredg* would enter into a bounde for Mr. *Crispe* or some other Mr. And further he acknowledgeth y^t these demands were made before Mr. *Wetheredge* went away.

Edward Nevell sworne & examined sayeth y^t Mr. *Crispe* did promise Mr. *Westone* y^t before he had his goodes ashore he wold putt him in good securitie not to Truck away any of his Tobacco, except some hundred wayght to buy him apparell and some other necessaries.

Yt is ordered y^t Mr. *Westone* shall pay to Mr. *Newman* for y^e service of *Arthur Avelaige* six barrells of sheald corne and two firkins of butter or the valew therof in Comodites, as y^e said butter and Comidities cost in *Englande*.

And for the freight of Certen goods estimated at one tonn, y^t he take for the freight therof after y^e rate of fower pownde to be paid in Tobacco at the rate of three shillings 7^p pound accordinge to the agreement under his hande

Thomas Crispe gent sworne & examined sayeth that he was witnes to A Covenant, wherin *Edward Nevell* did Covenant to deliver one hundred pound waight of Tobacco

to *Robert Newman* vpon theire arivall at *Canada*, in confideraçon y^t the faid *Edward Nevell* had a bill figned vnto him by *John Wade* for the repayment of y^e faid hundred waight of Tobacco at this Cropp.

And fourther fayeth y^t when they arived at *Canada* *Robert Newman* demanded y^e Tobacco of M^r *Nevell* at *damarells Cove*, and M^r *Nevell* Anfwered, *peradventure it is at Maffetucis y^t you fhall have*, And fayeth y^t after this M^r. *Newman* made a fecond demand of it and he refused to pay it, faying y^t it was at his choyfe for ther was noe day or place appointed for the payment therof fo it were paid in *Canada*.

Y^t is ordered y^t M^r. *Nevell* fhall paye to *Robard Newman* and *John Wade* ffyftie pownde waight of good marchantable Tobacco, And to deliver vpp to them one Bill wherin they ftand bound to him for y^e payment of one hundred pownde waight of Tobacco

Y^t is ordered y^t M^r *Weston* fhall pay *Robert Threfher* one hundred and fower fcore pownde waight of good marchantable Tobacco p^rfently, In confideraçon of that Tobacco w^{ch} he laid owte of *Robert Threfhers* at *Canada* for his owne comoditie And two hundred and ffiftie pownde waight more for his not bringinge a fervant for y^e faid *Robert Threfher* according to agreement, and twenty pownde of y^e like Tobacco a weeke for *John Saker* his fervant from y^e fourteenth of *June* to the eigth of *October* laft paft.

Killibett Hitchcok gent fworne & examined fayeth, That he was over to *Archers Hope* wth the wyddow *Bush* and was p^rfent when fhe did make an absolute bargane with M^r *Thomas ffarley* for the land he was then feated one for fix yeeres, And that M^r *ffarley* did tender her payment of a hundred waight at that p^rfent; but beinge late and the weather doutpful fhe would not then take it wth her but did defer the payment therof vntill M^r *ffarlow* had his leafe . . .

John Elifone fworne & Examined fayeth, That he was p^rfent when the widdow *Bufhe* did grant a leafe to M^r *ffarley* of the lande he was then feated one for fix yeeres. And that M^r *ffarley* was to pay here p^rfent a hundred waight of Tobacco, And that fhe offered to have made M^r *ffarley* a leafe therof at that tyme yf there had been candle liaght in the houfe, and y^t M^r *ffarley* was to paye to the widdow *Bush* fortie pownde of Tobacco yeerly rent for the fame.

In Regarde of the greate Charge y^t *Thomas Bennett* hath vppon his hands and other confiderations The Court doth condefcend y^t he fhall have two barrells of Corne abated him of his rente for this yeere.

Y^t is orderd y^t gardians of *Sara Spenc*, fhall make fatisfactione to *Thomas ffarley* for the coft & charges he hath been at in Cleeringe and building vppon the lande he now is feated one, w^{ch} he hath p^rformed fince the widdow *Bush* made him grante of a leafe.

Y^t is ordered wth y^e Content of y^e Governor y^t fix hundred waight of Tobacco dew M^r *Cleybourne* as by a former order apeareth and one hundred waight to *larence [Lawrence ?] Maye*, one hundred waight to *W^m Julyan*, And fixtie waight to *John Powell*, being dew to them from the Compeny fhallbe paid to them owt of the Compenys moit: [moiety] of this yeeres rent, w^{ch} the Governor was formerly ordered to receive in fatisfacon of this Dept

xxviiijth of November 1625

A COURTE held the xxviiijth of November 1625 beinge
p^rfent

S^r: *ffrancis Wyatt* Knight Guverno^r &c Cap^t *ffrancis West*, Cap^t *Roger Smith*.
Cap^t *Samuell Mathewes*, M^r *William Cleybourne*

Y^t is ordered y^t the p^rvoft marfhall fhall give a difcharge to the purfer of the *Elizabeth* for the receipte of thofe goodes w^{ch} he hath receaved of *John ffox* and *John Pickernell*,

who

who died at sea, And to take the Charge of fendinge of the Tobacco made of those goodes into *England*

Wheras *Thomas hackthorpe* and *Robert Burrows* beinge brought over as servants for *Richard Page*, m^r of the *Elizabeth*, who by order of Court dated y^e 19th daye of *September* 1625 weere deliuered the one to M^r *Abraham Perfie* and the other to M^r *John Woollrige* for 2 servants of theirs who went away after they were shipt (by neckligence) The Court refers it to be tried in *England*, betwixt the owner and the wyddow *page*, who shall stand to the los of those two Servantes

Yt is ordered y^t the purser of the *Elizabeth* shall pay to *Caleb Page* for the vse of the widdow of *Richard Page* late m^r of the *Elizabeth* 600 pownd waight of good marchantable Tobacco and that the purser shall ship the said Tobacco aboarde the *Elizabeth* and give y^e bill of ladinge for the same into this Court to be recorded

And y^t *Caleb Page* shall take the charge of receavinge vpp the rest of the Tobacco and other depts dew to his Brother *Richard Page*, and to be accomptable for the same to this Courte to y^e use of y^e wydow *Page* when he shall be thervnto caled.

Thomas Weekes sworne and Examined sayeth, y^t A boye shipt by *Thomas Page* aboarde y^e *Elizabeth* did doe all such Busines and labour duringe the vioage as the Botswaine did Comand him to doe

Yt is ordered y^t *Caleb Page* shall p^rfer in Court A trew and iuste accompt of all such depts and Tobacco as he shall receve in *Virginia*, for depts dew his Brother *Thomas Page*

Yt is ordered y^t Cap^t *Tucker* shall deliver such goodes as he hath in his handes of M^r *Vincent Barber* vnto M^r *Marmaduke Rayner*, or otherwyse that he appeere heere before y^e Governo^r and Councell at *James Cyttie* one *mondye* next come fennight beinge the twelf dye of *December* next to shew cause too the Contrary

John Snade sworne depofeth that the Inventorie by him p^rduced in Court was A trewe Inventory of the goodes of *Thomas Clarke* decefed.

Yt is ordered y^t a warrant be sent to Liv^t *Barry* y^t yf the Controversie depending between him and *Henry Geny* cannot be ended at y^e Court at *Elizabeth Cyttie* y^t then Liv^t *Barry* do appere heere one this daye three weeks to answer to said *Henry Geny* to his suite

Wheras *John Utie* gent depofeth in Courte y^t certain things demanded in Courte by M^r *Horwood*, were receved by him of M^r *Horwood* for the vse of *Suthampton hundred* Company. A note of y^e p^rticulars 19 shirtes, 18 payre of shewes, 18 payre of fresh ferkins 4 felling Axes,¹⁷

John Utie gent depofeth y^t the bond wherin *John Haffarde*, *Diāoris Christmas*, & M^r *Jonas Stogden* stand bound to M^r *John Powntis* late Threfurer of *Suthampton Hundred*, was for the discharge of the said *John Haffarde* and *Diāoris Christmas* from the service of *Suthampton* Company

Y^t is ordered y^t *John Haffarde* and *Diāoris Christmas* havinge discharged their bonde to M^r *Powntis* shall have their ffredoms accordinge to agreement as other tenants have hadd.

Yt is ordered y^t a warrant to *Christopher Lee* to deliver the fortie fower boufhells of Corne of the pursers, now in the hands of M^r *Perfie* to any of the ships Compeny or ells to appeere here one *Mondye* next to shew cause to y^e Contrary.

Yt is ordered y^t notwthstanding the Covenant made betwene M^r *David Sandys* minister and the parishoners of *Martins Hundred*, That they shall paye the full dewes as other parishes doe, notwthstanding his not p^rforming his Covenant by refone of his Death.

¹⁷ The word "Axes" ends a page of the original. The next page, on which the order of the court was recorded, has been lost.

the 5th Dye of *December* 1625

A COURTE held the 5th Dye of *December* 1625 beinge
 present

St. *ffrancis Wyatt* Knight Gouvernor &c Cap^t *ffrancis West* Cap^t *Roger Smith*
 M^r *W^m Cleybourne*

Nicholas Roe fworne and Examined fayeth y^t he remembreth at *Canada*, y^t M^r *Westone* gave order to M^r *Nevell* not to deliuer M^r *Crispe* his Tobacco, vnles he brought M^r *Wetheredge* to give securitie y^t M^r *Crisp* should not Truck away any of his Tobacco in y^e Country, but wether M^r *Westone* did absolutely demande M^r *Wetheredge* should give his bonde or to deliver it vppon his word this deponent doth not well remember

And further he fayeth that being at *Dambrells Cove Jefferey Cornish* came abourd the ship caled y^e *Swan* and demanded this deponent, the cause of his brothers executione sayinge y^t [he] hath been told his brother was put to death wrongfully and y^t he wold be revenged of them y^t were y^e occasion of it.

And further fayeth y^t whilst *Jeffery Cornish* and this examinate were in talke, M^r *Nevell* cam in place and told y^e said *Jeffery Cornish* y^t he was at the tryall of his brother, and at his executione also, and that he could say more concerninge his execution then this deponent could doe, after w^{ch} this deponent was cald down into y^e hold, so y^t w^t other Conuersation was betwixt them concerninge that, (he knoweth not The said *Cornish* and *Nevell* remayinge vppon the deck talkinge together, and more he cannot depose,

John Giles fworne and examined fayeth, y^t he hard *Jeffery Cornish* fwere and saie that he wold be the cause of the death of thofe y^t were y^e cause of putting his brother to death, This deponent beinge abourde their owne shipp caled the *Swann*, And coming abourd another shipp ridinge hard by, but y^t *Edward Nevell* or another told y^e said *Cornish* he was put to death wrongfully, he cannot fay

Christopher Knollinge fworne and examined fayeth, that being a shore at *Dambrells Cove* in *Canada* *Jeffery Cornish* cam vnto him, and demanded of him w^t he could fay concerning his brother beinge put to death, sayinge that some of y^e *Swan* should tell him y^t his brother was put to death wrongfully & said y^t he would spend his blood for his brother to bee revenged of them y^t did it, but this deponent askinge the said *Cornish* who told him soe, he refused to tell him, and more he cannot fay.

Nicholes Hodges fworne and examined fayeth y^t he harde M^r *Westone* say to *Nicholes Roe* at *Canada* y^t vnles he would signe a release vnto him, hee would putt his two men ashore, and would nott bringe them to *Virginia*

It is ordered y^t A warrant be made to cause M^r *Westone* to appeere [before] y^e Gourⁿor and Counsell at *James Cyttie* one *mondye* the 12th of *december* and to bringe vp his pynnace wth him, yf winde and weather will serue, yf not, y^t he do personally appeere himself, and his pynnace to come vpp after, And y^t M^r *Crispe* M^r *Newman* M^r *Nevell* *Thomas Godbie* and all others who have ought against or for M^r *Weston* do appere heere the same dye Concerninge the busines of y^e *Swan* and y^t M^r *Weston* bring vpp M^r *Nevels* goodes in y^e barke

Yt is orderd y^t Liv^t *barry* shall pay eight barrells of Corne to M^r *William Horwood*, for y^e Compenyes dept w^{ch} is dew vnto him.

Yt is ordered y^t M^r *Procter* shall paye to M^r *Perry* in recompence of his shallopp w^{ch} was splitt by M^r *Procters* meanes, the some of fiftie pownde waight of good marchantable Tobacco, present payment.

Peeter Busbey fworne and examined saith y^t cominge down in M^r *Peerfies* shallopp wth passengers [and ?] Tobacco *Edward ffysh* espied a duck ahead and spake to y^e Company to take her vpp, and y^e duck flew away, but y^e shallop at that tyme shipt in noe water

Caleb Page sworne and examined sayeth, y^e he harde *John Pickernell* say y^e he did owe *William Webster* purfer of the *Elizabeth* fyftie pounce waight of Tobacco, whervpon it is ordered y^e the purfer shalbe paid the same owt of the Tobacco w^{ch} by order of Courte he is to paye to the þvoft marshall for *Pickernells* goodes

And where it doth appear by *Richard Pages* book that he doth owe *William Brewcre* for five gallons of Aquavitie, and two barrells of greene ginger yt is orderd y^e *Caleb Page* shall pay him for y^e fame, twenty fower pounnd of Tobacco

Yt is ordered that *Thomas Douthorne* shall pay to Sargeant *John Harris* for a dept of *William Gauntletts* deceafed, the quantetie of three barrells of Indyan Corne þfently, The bill of *Gauntletts* þduced in Court approvinge y^e fame to be dew dept.

Yt is ordered y^e *Caleb Page* shall receive the goodes of *Thomas Page* his brother, and to receive Tobacco for the fame, And to bring in a þfect Accompt therof unto this Courte, & flippinge y^e Tobacco for *Englande*, deliver into y^e Courte a bill of ladinge for the fame.

the xijth daye of *December* 1625,

A COURTE held the xijth daye of *December* 1625, being
þfent

S^r *francis Wyatt* Knight Gouverno^r &c Cap^t *Roger Smith* Cap^t *Raphe Hamer*
M^r *William Cleybourne*

At the humble desire of Ensigne *Thomas Willowby*, y^e Courte hath assented he shall have two hundred acres of land scytuate aboute two myles wthin the mouth of *Pomunkey* river and abuttinge westerlye one a Creeke and thence extending one hundred pole, along y^e banke of y^e river one y^e fouterlye side of the faid River, þvided, that he plant and feate vppon the faide lande, or some þte of the faide lande, wthin seaven yeeres next after the date heerof enfueinge or else y^e fd lande to be free for any other to make choyse &c y^e faide *Thomas Willowbie* to take his faid devident in some other playce.

M^r *William Cleybourne* Counfeller of Estate desireth of the Courte to have two hundred and ffytie acres of lande granted vnto him scytuate aboute *Archers Hope* and abuttinge westerly vppon the lande of *Joakin Andrus*, & esterly vppon the land of Liv^t *John Jeffersone*, Southerlie vppon the maine river, & northerly vppon the maine lande Vnto w^{ch} his request, The Courte doth willinglie assent þvided y^e he ymploy plant or feate vppon the faid land wthin seaven yeeres next after the date heerof

Cap^t *Roger Smith* Counfeller of estate desireth of the Courte to have one hundred acres of lande for his own þsonall adventure he beinge an olde planter, fower Acres of the faid lande beinge wthin the þcincts of *James Cyttie* & the other nyntie six scytuat vppon a Creeke wthin the mouth of the back river wthin y^e Corporation of *James Cyttie*, devidinge it westerly from the gleebe lande, and thence extendinge along the banck of the river fortie eight pole, futherly vppon the mouth of the faid back river, and westerly vppon y^e maine land, vnto w^{ch} his request the Courte do willinglie assent he havinge allreadie feated and planted vppon the faid lande.

Cap^t. *Raphe Hamer* Counfeller of estate desireth of the Courte to have five hundred acres of land scytuate one the northe side of *Blunt poynt* river, about three miles vpp the faide river & abuttinge westerlie vppon A Creek deviding it from the land of *John Baynum* gent & thence extendinge Easterlie two hundred and ffytie pole along the banke of the faid *Blunt poynt* river, futherly, vppon the banke of the faid *blunte poynte* river northerly vppon the maine lande, unto w^{ch} his request the Courte doth willingly assent, þvided that the faide Cap^t *Hamer* doe feat & plant vppon the faid lande or some þte of y^e faide lande wthin seaven yeeres next enfwinge after the date heerof.

Randall Smallwood sworne and examined sayeth that *francis Michell* did buye of *Joseph Charde* two howfes and six Acres of land at *Charles Hundred* for a hundred and ffytie pounnd of tobacco w^{ch} Tobacco was to be paid to the faid *Joseph Charde*, when he
did

did deliver y^e writtings and the poffeffione of the faid howfes and lande to the faid *ffrancis Michell*, And further faieth, That wthin three or fower dayes after. The maffacre happeninge, and the faid *Joseph Charde* being in poffeffion of the faid howfes was forced by the Ennymie wth others to quitt y^e faide howfes, by reafon wherof, fhortly after it was burnt by the Indynans, And the faid *ffrancis Michell* never poffeft therof

The Courte findinge by witnefs, and by the bill itfelfe y^t the faid Tobacco was to be paid for the faid howfe and land wherof he was never pofeft, doe not conceave in equitie y^t *ffrancis Michell* fhould be compeld to paye the faid Dept.

John Southerne fworne and Examined fayeth, That he was ꝑfecting fome Accompts for M^{rs} *Rowfley*, at w^{ch} tyme fhe was very ficke, And among other writtings *Anthony Weft* his indenture cam to his hande, w^{ch} Indenture M^{rs} *Rowfley* willed this deponent to give her, fayinge, *I will laye it by, for I will give him his Indentures & sett him free*

Henry Menefre Marchant fworne and examined fayeth y^t he was in place at M^r *Rowfleys* howfe wth Cap^t *Sampfon* M^r *Rich Bafs* when M^{rs} *Rowfley* did fett *Anthony Weft* free and delivered his Indentures to Cap^t *Sampfon* to Cary into *England* to his ffreends

Uppon the Testimoneys above recorded *the Courte doth order* that *Anthony Weft* fhall have his ffreedom, and his paffe for *England*

John Parfones fworne and Examined faieth y^t *Phillip Kytely* made an agreement wth *Zacharie Crifpe* *Edmunde White*, and *Mathew Hayman* beinge then in [their] howfe & livinge wth them to have for his labor a Share and to beare the fhare of fuch ꝑvifion as was bought into the howfe

Anthony Weft fworne and examined fayeth y^t he made an agreement wth *Zacharie Crips* and *Edmund White*, to have fyfteen hundred plants and after, he intendinge to goe for *England*, he quitted that agreement, and after purpofinge to ftaye about planting tyme *Zacharie Crips* ꝑmifed to give the faid deponent Content for his labor, and fo he ftayde and Contynued in worke wth him till the cropp was in.

And further fayeth y^t after *Mathew Hayman* was dead *Phillip Kytely* did wifh y^t divers tymes *Zacharie Crips* and *Edmundes White* would gett more handes to help forward y^e Cropp

Thomas Willfone fworne and Examined fayeth y^t *Phillip Kuteley* did often tymes wifhe y^t they hadd more handes to help forward wth the cropp, and y^t after plantinge tyme when M^r. *Blaynies* men were fick y^e faid *Kytely* fpoke woordes to y^t effect.

The Court doth order y^t y^e faid *Phillip Kuetley* fhall have but a fixt ꝑte of y^e Cropp, one fhare beinge dew to *Zacharie Cripps*, another to *Edmunde White* another for *Thomas Willfon* who woorkinge abroad vppon his trade had three dyes woork for two, Another for two men hired of M^r. *Blayneys* and a feafoned man putt in their roome after they died, & another for *Anthony Weft* Confideringe alfo y^t the howfe and ground belonge to the faid *Zachary Cripps* and *Edmunde White*, They havinge but a fhorte leafe therof.

Nicholes Tompfon fworne and Examined fayeth that one *frydye* the fecond of *December* about eight of the Clock at night *Zachary Cripps* came to M^r *Swifte*, beinge fent for by M^r *Swifte*, And when *Zacharie Cripps* came into the room where M^r *Swyft* laye, he asked M^r *Swyft* whethe[r] he did know him, and M^r *Swyft* answered (*I know you well enuff*) Then *Zachary Cripps* faid to him, M^r *Swyfte* you faid the other dye y^t you would difpofe of your Tobacco and other your goodes, and to have it fent into *England*, w^t is your will, and how doe you intend to difpofe therof now, To whom M^r *Swyft* faid, *I would have yourfelfe and Edmunde White to take the charge therof and to fend my tobacco, and w^t fhالبة made of my other goodes into Englande, to my Brother in law Robert lee at Graves End for the vfe of his children.*

David Monfell Sworne and Examined Sayeth he was fent by M^r *Swyft* for *Zachary Cripps* and was in place and harde M^r *Swyft* faye the fame woordes to *Zachary Cripps*, as *Nicholes Thompfon* hath formerly faide.

Elyas longe fworn and Examined fayeth y^t he was in place when M^r *Swyfte* fpake the fame woordes to *Zacharie Cripps* as *Nicholes Thompfon* and *David Monfell* hath formerly deliuered.

The Courte doth order y^t *Zacharie Cripps* and *Edmunde White* shall have a letter of Administration wherby to Administer M^r *Swyftes* goodes.

Cap^t *Marten* alleageth y^t he hath paid M^r *Raftill* three hundred and fyftie pownd of Tobacco for w^{ch} he hath M^r *Raftills* receipt And two hundred more by Cap^t *Epps*, and fowr score by M^r *Westone*, And two hundred waight of *Elizabeth Jones* w^{ch} was to goe for 150, And two hundred weight of *Robert Thresher* w^{ch} Cap^t *Tucker* accepted for payment.

Thomas Weston marchant fworne and Examined fayeth y^t M^r *Raftill* desired him to make an agreement between him and Cap^t *Martain*, and fayeth y^t he drew them to an end, and y^t this deponent paid M^r *Raftill* 80 pownd of Tobacco for Cap^t *Martin*, And that M^r *Raftill* was contented to accept of 200^{li} of Tobacco y^t *Elizabeth Jones* did owe to Cap^t *Martin*, w^{ch} 200^{li} M^r *Raftill* was to have for 150^{li} in regarde he stood to the Adventure of the receaving of y^e fame And for the rest of Cap^t *Martins* Dept M^r *Raftill* was Contented to take Cap^t *Martins* bonde to pay him next Cropp, And y^t M^r *Raftill* was often willed by order from Cap^t *Martin* to come and see y^e bound feald

George Grave and *Elias longe* do vndertake that *Robert Wright* shall appeere before the Gouvernor and Counsell of estate at *James Cyttie* one *Mondye* fortnight next after *Christmas* beinge the ixth of *Januarye* to anfwere to the suite of Cap^t *W^m Tucker*

William ffofter fworne and Examined fayeth, that he this deponent demanded of M^r *Nevell* at *Canada* beinge aboard the *fwann*, wherfor M^r *Cornishe* was hanngd, vnto whom *nevell* answered and saide *he was hangd for a rascally boye wrongfully*, And that he hath hard M^r *nevell* fay foe divers tymes

xixth of december 1625

A COURTE held the xixth of december 1625 beinge
present

S^r: *francis Wyatt* Knight Gouvernor &c Cap^t *francis West* Cap^t *Smith* Cap^t *Mathews* Cap^t *Hamer* M^r *Abraham Peerfie* M^r *William Cleybourne*

Y^t is ordered y^t a warrant be sent for M^r *W^m Bentley* to Testifie his knowledg between M^r *Allington* and M^r *fflinton*, to be heere one *mondye* the ixth of *January* now next enfwinde.

Robert Thresher fworne and examined faieth that, *Thomas north* came over in y^e shipp w^{ch} Cap^t *nuce*, but that he is free this deponent knoweth nott

Y^t is ordered y^t *Thomas north* shall serve owt his feaven yeers Prentifhipp Compleate, And then to have his freedome

Edmund Barker fworne and examined fayeth, that he did warne *Arthur Avelinge* to be at the Courte and showed him the warrant, and fayeth y^t M^r *newman* his m^r said he should come vpp, And his m^r did reade the warrant to him.

Robert Saben fworne and examined fayeth that one *Thursdaye* laft was fennight he caled to *Richard Ewins* and asked him whether his man *Arthur Avelinge* should not goe vpp to *James Cyttie* to the Court, And y^e said *Ewins* answered and said y^t his man had no busnes to doe there, And this deponent replied, *why he is in the Warrant*, and *Evans* answered *I have other busnes for him to doe, he shall not goe vpp*, This deponent again replied, *you doe not meane as you saye*, w^{ch} *Evans* replied (*yes by my trothe do I*)

Thomas Crispe gent fworne and Examined fayeth that one *Thursday* morninge beinge the viijth of december Cap^t *Tucker* and his Sargant *Richard Evans* were goinge to *newports news* to serve A warrant one M^r *Weston* and as they were speking of the warrant Cap^t *Tucker* told this deponent he must be at *James Cyttie* and told *Rich. Evans* that *Arthur Avelinge* must be there alsoe, and *Evans* made Anfwere y^t he should not, vnles M^r *Weston* would give Securitie to bringe him down againe

John Weayne fworne and Examined fayeth y^t one *Thursdye* laft was fennight Cap^t *Tucker* and his Sargeant *Evans*, were goinge to *newports news*, and beinge at this deponents

deponents howfe Cap^t. *Tucker* told *Evans*, that his man *Arthur Avelinge* who was there p^{se}nt must be at *James Cytie* at Court on *mondye* followinge, And *Evans* replied, y^t he had been abourd M^r *westons* shipp the dye before to demand securitie y^t M^r *weston* should bringe downe *Arthur Avelinge* againe and y^t M^r *weston* refused to give securitie and therefore he should not goe vpp, To w^{ch} Cap^t *Tucker* repliede, *that is no matter he must goe vpp*, And charged y^e said *Arthur* to goe vpp.

Robert Saben fworn and Examined sayeth y^t that M^r *weston* and *Robert newman* were at this deponents howfe, And M^r *weston* demanded of M^r *newman* w^t comodities he would bringe from *Canada*, M^r *newman* replied, y^t the Chieffest thing that he would bringe should be two or three fervants & asked M^r *weston* w^t he must geve for the Transportinge A man from *Canada*, M^r *westone* said y^t the said *newman* must p^{ro}vide the men him selfe and give xx^s for y^e Tran^{sp}ort of A man, and find them Vi^{ct}ualls.

M^r *Thomas Crispe* gent by the oath he hath formerly taken, sayeth y^t M^r *newman* demanded of M^r *weston* at *Canada* for to bringe him A fervant over to *Virginia* M^r *weston* replied, he would bringe none, yf he would give him a hundred pownde, M^r *newman* asked him why. And M^r *weston* replied y^t *newmans* mate was not able to keepe them but would starve them. And y^e said M^r *westone* further said y^t fervants were sold heere vpp & downe like horfes, and therfore he held it not lawfull to carie any

George menefre marchant fworne and examined, sayeth y^t M^r *Powntis* at his departure for *England*, appoynted this deponent and M^r *Blaynie* to satisfie M^r *Sandys* about a dept w^{ch} M^r *Powntis* was indepted to M^r *Sandys* for *Southampton hundred*, and y^t A dept of 322^{li} Tobacco dew to M^r *langley* was rebated to M^r *Sandys*.

Cap^t *Raphe Hamer* Esquire Counsellor of State, affirmeth y^t when it was ordered in Court y^t M^r *Powntis* should pay M^r *dauid Sandys* 1000 waight of Tobacco for *Suthampton hundred*, That then M^r *Powntis* alleaged y^t M^r *Sandys* did owe to M^r *Powntis* by a dept of M^r *langleys* to whom he said he was Executor 300 waight or therabouts of Tobacco w^{ch} Tobacco M^r *Sandys* did accept of as p^{ar}te of y^t 1000 waight of Tobacco w^{ch} M^r *Powntis* should have paide him, and at y^e fame tyme M^r *Sandys* demanded a xxii^s peece for a fermon at y^e buriall of M^r *langley*, And M^r *Powntis* answered he wold allow him so much Tobacco as should valwe y^e peece, but M^r *Sandys* wold not accept therof but wold have a peece of xxii^s

Edward Barker fworne and examined sayeth y^t y^e *fwann* was morede [moored] at *Dambrells cove* in *Canada*, where she laye safe and owt of danger, And after beinge left in Charge wth M^r *nevell*, he removed her awaye to A stage hed^{is} where shee hunge and tooke hurte and wthin 2 or 3 dyes after she became leaky.

Robert newman fworne and examined Testified in open Court y^t the Certificate vnder the m^{rs} handes & his owne written at *Canaday* is A trew Certificate.

Yt is ordered y^t M^r *Westone* shall pay to M^r *Crispe* for the damage of his Tobacco, five hundred and three score pownd waight of good marchantable Tobacco, And M^r *Crispe* not to pay for his Transporte from *Canada* to *Virginia*.

Yt is ordered y^t M^r *weston* shall pay to M^r *Crispe* wthin this fowerteene dyes xxx^s in money, And fower score pownd of good fweete and holfome *English* byskett or ell[s] to deliver the greene ginger to M^r *Crispe* and xxx^s in money.

Nicholes Roe fworn and Examined sayeth y^t when M^r *nevell* did more the shipp shee lay agrounde at A low water.

Yt is ordered y^t M^r *nevell* shall pay the one half of the damages dew to M^r *Crispe*, Viz^d three hundred and thurtie pownde waight of Tobacco, W^{ch} Tobacco shalbe paid by M^r *westone* and M^r *nevell* by the xxth dye of *January* at *James Cittie*, And M^r *Weston* to carrie it to *Kickotan* gratis for M^r *Crispe*.

Yt is ordered y^t *nicholes Roe* shall quietly enioye Those two men he now hath for his wages and the Bufinefs & Covenants quited [?] between M^r *Weston* and him.

Yt is ordered y^t M^r *Westone* shall satisfie *Robert Thresher* Accordinge to the former order of Court by the vjth dye of *January* next coming.

¹⁸ This means probably the end of a platform on which fish were dried.

Thomas Crispe gent by the oath he hath formerly taken affirmeth y^t *Jeffery Cornishe* did fay y^t *Edwa: Nevell* shuld tell him y^t his brother suffered death wrongfully, and the said *Thomas Crispe* wyfhed the said *Jeffery Cornishe* to take heede w^t he faide, for fure the Gouvernor would do noe wronge or iniuftice to any man, for y^t he fhallbe anfwerable for w^t he doth, Thervppon the said *Jeffery Cornishe* did vow, y^t he would be the death of the Gouvernor yf ever he came for *England*.

Yt is ordered y^t a warrant be fent for *Richarde Evans* and *Arthur Avelinge* his man to appeere heere at *James Cyttie* one *mondye* next come fennight.

Wheras the Compeny vnder their feales did grante affign and fett over vnto the Governor, the whole tearm of yeers, w^{ch} xx Tenants and xii boys, were by their fevall Covenants to ferve, as in and by the faide Comiffione it may Appear, w^{ch} graunt & Affignment was after Confirmed vnder the handes of the Lordes of his Mat^{ies} moft honall privie Counfell The Courte doth Conceave it to be iuftice & equitie that the Gouvernor fhould enjoy the faide graunt & affignment Accordinge to the trew intent & meaninge therof, And difpofe of the faid Tenants and boys to his beft advantage & benefitt

Vppon the requett of Cap^t. *Samuell Mathews* y^e Courte hath affented he fhall have leave to take vpp his Devident of lande at *Blunt poynt* where he is allredy feated

Lawrence Peele fworne and examined the xxxth dye of *december* 1625 by the Right wooprⁿ S^r *ffrancis Wyatt* Knight Gouvernor &c, fayeth y^t aboute *Auguft* laft paft was three yeere *Robert Leister* Cominge downe from *James Cytt* This deponent hard the faid *Leister* faye y^t Cap^t *Tucker* had given him very harfh woordes w^{ch} grieved him very much and faid y^t he would be revenged of Cap^t. *Tucker* yf he lived.

the thurde of *January* 1625

A COURTE held the thurde of *January* 1625 beinge
p^{re}sent

S^r: *ffrancis Wyatt* Knight Gouvernor &c Cap^t *ffrancis West* Cap^t *Roger Smith*
Cap^t *Raphe Hamer*, M^r *Abrham Peirfie* M^r *W^m Cleybourne*

Clement Dilke gent fworne and examnd fayeth, that vppon the weyinge over of my La: *yardleys* Tobacco at *hog Islande* he founde the Tobacco to be Contrary to my ladys Comand and directions given to *maximillian stone*, for y^t it was mixed the moft p^{re}te wth ill Conditioned leaves, foe y^t as this deponent conceaves fhe had been better to have loft fower or five hundred waight of Tobacco, for it was fo mixed y^e good and bad together, And further this deponent Thinketh y^t yf fhe had Transported the faid Tobacco for *England* foe Conditioned it would have been a very great los and p^{re}judice to her in the fale therof, and further fayeth y^t vppon the weyinge and receaving the Tobacco whe [when] *maximillian stone* vnderftood that this deponent meant to inform my La: of the truth in w^t Condiçon he found it, the faid *Stone* defired this deponent to make y^e beft of it to my La: To whom this deponent did anfwere, y^t he would nether make it better or worfe, but would inform her trewly how he fownd it

Liv^t *Peppet* fworne & examined affirmeth as much as M^r *dilke* hath faid, fave in the later Clause y^t *Maximillian Stone* requestied M^r *dilke* to make the beft of hitt to my [La:] w^{ch} he hard nott

Yt is ordered y^t *Maximillian Stone* fhall loofe the hundred and ffifteene pownd of Tobacco dew to him by his Covenants and fhall ferve my La. *Yardley* as her fervant vntill the laft dye of *ffbruary* now next enfwinge.

M^{rs}. *Ifabel Pery* fworne and examined fayeth, that M^r *Robert Langley* havinge been longe ficke in her howfe and thinkinge himfelf fomewhat recovered, intended to goe downe to *Kickotan*, but went noe further then *hog Island*, and cominge back againe
fownd

fownd himself very ficke and came to this deponents howfe, where he fownd himself very sick, And told this deponent that he did purpofe to make M^r *Pountis* and this deponents husband overfeers of his Eftate, but faid he could do nothings till his fitt was pafte, and in that fitt he dyed, makinge no other order in his buifines, And this deponent was by him from that tyme to the tyme of his death.

Wheras M^r *Robert Tokeley* by his Letter of Attorney as Adminiftrator to M^r *Robert Langley*, hath geven Awthoritie to M^r *Abraham Pearfie* to Receave vpp all fuch depts as are dew to the faid *Robert Langley* in this Country of *Virginia*, But the faid *Robert Tokeley* hath not fent over any testimony or prooff to this Courte, that letters of y^e Adminiftration of y^e faid *Robert Langleys* goodes were granted to him in *England*, The Court doth require the faid *Robert Tokeley* to fend over Testimony therof, And in the meane tyme do order that y^e deptors of the faid *Robert Langley* doe putt in Sufficient securitie to M^r *Abraham Perfie* for y^e fatisfaction of thofe depts to the right Adminiftrators of the faid *Robert langley* when fufficyent prooff therof fhallbe brought into the Courte.

Wheras *Mattathias ffenton* died intestate, and his goodes being prayfed Amounted to fower fcore pownde of Tobacco, And there beinge twoo bills of dept pduced in Courte, the one for 165 pownde of Tobacco and the other for fortie twoo pounce of Tobacco, y^t is ordered y^t M^{rs} *Emerfone* fhall pay to M^r *Stepens* [*Stephens*] 60^{li} And to Cap^t *West* 20^{li} And that there havinge been noe other bills of dept pduiced in Court and noe more of M^r *ffentons* eftate left to pay any depts y^t M^{rs} *Emerfone* nor any other fhallbe further troubled for any of his depts in refpect of his goods left behinde him, but be fatisfied as they may by his ffreendes in *England*.

William Carter fworne and examined fayeth that he did hold the breech of the Peece whilft *John Jeffersone* did cutt it of and lenthen it, And further fayeth that *John Jeffersone* did carry the peece fo mended home to Cap^t *Smiths* howfe.

Rychard Allforde fworne and examined fayeth, thiat *John Jeffersone* him felfe did bringe the peece home to Cap^t *Smiths* howfe, y^t did hurte *henry booth* (and deliued [delivered] the peece to y^e hands of this examine (fe *Jacksons* oath)

Yt is ordered y^t *John Jeffersone* fhall pay Doct^r *Pott* for the Curinge of *henry boothes* Eye, And to give the faid *henry Booth* fyftie pownd waight of good marchantable Tobacco towards his maynet, The Court doth y^e rather mittigate y^e Cenfure, becaufe y^e . . . in the barrel was faltie, and him felf being a poore man and A Tenant to the Compeny

Yt is ordered y^t the Prentizes fent over at the Cytties charge fhall Accordinge to the condicione fent over by the Compeny (*Vid^l*) for the Tearme of feaven yeeres or vppwarde, fo as their apprentifhips may expire at their feverall ages of xxi yeeres or vppwarde, And after their appⁿt^hip expired, To ferve feaven yeeres more as Tenants for halfes The Compeny furnifhing them wth fuch things, as their Agreement wth the Cyttie was

Richard Evans fworne and examined fayeth, that he did warne W^m. *Geney* the xxvith of *December* 1625 eyther to agree wth Cap^t *Tucker* for a dept dew to M^r *Raftell*, or ells to appee[re] at *James Cytte* the next Courte Dye Followinge, to w^{ch} M^r *Geney* made this deponent Anfwere y^t he woold eyther agree wth Cap^t *Tucker*, or ells appeere at *James Cyttie* accordinge to the dye of warninge.

Yt is ordered y^t a Speycall warrant be fent for W^m *Geney* to Appeere at *James Cyttie* one *monday* come fortnight beinge y^e xxiiiith dye of *January* as well to anfwere his contempt, as to anfwere to Cap^t *Tuckers* fuite

Yt is ordered y^t yf M^r *Humfrey Raftell* come nott in by the laft of this moneth, to deliver Cap^t *Bafs* a boye That then Cap^t *Tucker* fhall pay to Cap^t *Bafs* or his affigne five hundred pownd waight of good marchantable Tobacco owt of M^r *Raftells* goodes yf Cap^t *Tucker* can recover vpp foe much depts.

Cap^t W^m *Tucker* fworne and examined fayeth, that M^r *Raftell* did acknowledge to owe to Cap^t *Bafs* Fyfteen bowshell of Corne or therabouts, y^e w^{ch} y^e faid *Raftell* prayed this Deponent to procure for Cap^t *Bafs* either in Corne or other provifione.

Yt is ordered y^t in regarde of y^e los and hindrance Cap^t *Bafs* fustayened by want
of

of his Corne, That M^r *Raftell* or Cap^t *Tucker* for him of his goodes shall pay Cap^t *Bafs* one hundred and twentie pownd waight of y^e beft marchantable Tobacco.

Yt is ordered y^t Cap^t *Tucker* shall pay *Thomas Jones* for the dept of M^r *Raftell* one hundred and ffyftie pownd waight of the beft marchantable Tobacco, or foe much good Comodities as it fhall come vnto.

Anthonny Burrows gent fworne and examined fayeth that when Cap^t *Tucker* cam abourde the *fleeing harte* he found *John heney* abourde the fhipp, Contrary to the Gouvernors exprefs comands, And Cap^t *Tucker* Chided him for his foe doinge, And *Tucker* faide he deferved to ly neck and heeles for his offence, And when Cap^t *Tucker* was gone the faid *heney* faid that Cap^t *Tucker* would be the death of him as he was of *Robert leyfter*.

George Tompfone fworne and examined fayeth, That he hard *John heney* fay that Cap^t *Tucker* by fome woordes he vied was the death of *Robert leyfter*, And that the faid *heney* faid he would iuftifie it before the Gouvernor & Counfell.

Yt is ordered y^t *John Heney*, in regarde of his Contempt againft the Gouvernors exprefs Comande, and for his Scandalous fpeeche in Accufinge Cap^t *Tucker* wth murther fhall be whipped and receive fixtie ftripes, And alfoe fhall aske Cap^t *Tucker* forgiveness in open Courte, as alfo in the publique Congregation at *Elizabeth Cyttie* And to pay Cap^t *Tucker* 100^{li} waight of Tobacco, And to be ymprifoned heere vntill he putt in very fufficyent bond to the good behaviour

Arthur Avelinge fworne and examd fayeth, That be beinge at *Damrells Cove* in *Canada* abourde the *swan*, one who came abourde asked M^r *nevell* wherefore M^r *Cornifh* was put to death Then *Edward nevell* answered *he was put to death through a scurvie boys meanes, & no other came againft him* Then the other man replied *I have ill luck my brother fhuld come to fuch an end*

Yt is ordred y^t *Edward nevell* for his offence fhall stand one y^e pillory wth a paper one his head fhewinge the caufe of his offence in the markt place, and to loofe both his Ears and to ferve the Colony for A yeere, And forever to be incapable to be A ffreeman of the Countrey

M^r *Abraham Peerfie* doth teftifie y^t *W^m Geny* refused to make Satisfaction to Cap^t *Tucker* for M^r *Raftells* dept according to his covenant, except Cap^t *Tucker* would Satisfie an Accompt w^{ch} there he did p^{duce}.

Yt is ordered y^t Cap^t *Tucker* fhall pay M^r *George Sandys* fortie waight of tobacco for y^e dept of M^r *Raftell* w^{ch} is dew for fix boufhell of corne dew to be paid by bill the laft Summer

Arthur Avelinge by the oath he hath formerly taken depofeth y^t *W^m Barker* red the warrant to him, where he by name was comanded to appeere at *James Cyttie* and y^t after *Robert Saben* caled y^e faid deponent to come vpp wth him accordinge to y^e warrant, But he beinge *Richa: Evans* fervant, his faid m^r answered he would fe the warrant before he fhould come vpp.

Yt is ordered y^t *Richard Evans* for his offence in difobeyinge the Gouvernors Comande fhall ly neck and heeles 3 howers in y^e markt place, and fhall pay 100 waight of Tobacco, Towards the building of the new Bridges at *Eliz[abeth] Cyttie*, And be putt owt of his place, Except vpon his good behaviour Cap^t *Tucker* fhall approue him heerafter.

W^m Carter fworne and examined fayeth, That he drest A Cow for M^r *Allnut* in may laft was twelvmmonth for w^{ch} demandinge x^s M^r *Allnut* did not pay him, And the laft fpringe there was A Cow of M^r *Bucks Children* wth a fistula vppon the Eye, w^{ch} at firft this deponent offered M^r *Allnut* to have Cared for as when he had the firft in cure, and about *Easter* laft he offered M^r *Allnut* wth gods helpe to cure y^e cow wth y^e fistula for xx^s in money foe as he might be fatisfied for the former cure, w^{ch} M^r *Allnut* refused fayinge he had rather give another man forty fhillings, then him xx^s and fo put the Cow to goodman *Trees* man to Cure, who not beinge able to Cure her M^r *Allnut* offered this deponent to give him content yf he would Cure her, but this deponent faid that now he coulde not warrant her fhe was fo far gone but thatt he would doe his beft, and accordingly vied his beft skill, yett at length fhe dyed.

Abraham Porter fworne and examined fayeth, y^t he did see the Cowe y^t was myred in the morninge, and was well and after did find her mired. But gott her owte and brought her home, but dyed, And further fayeth y^t he hath complayned to M^r *Kingsmell* that they gave away to[o] much milke from the calves

Yt is ordered that M^r *Almutt* in regard of his necklect in looking to the Cattle of the orphan *Peeleg buck* the fone of M^r *Richard Buck* shall paye one hundred pownde waight of y^e best marchantable Tobacco for the vse of the said orphan, And to be compeld to give Sufficyent Securatie To the overseers of M^r *Bucks* will for Anfweringe and makinge good of the orphant ftock, And that *Peeter longman* and the other Gardians shalbe compelled to give the said overseers Sufficyent securitie for the anfweringe and makinge good of the other orphants whole estate and ftocks.

Robert Edmundes and *John Parfones* do Testifie, y^t two barells of sheald Corne belonginge to *John Evins* was putt into the loft at the old forte of M^r *George Sandys*, and y^t he gave certen nubbins for y^e allowance of shrinkage, and was to have the two barrells forth againe when he should demand it

Yt is ordered y^t there be a warrant sent for M^r *Lwke Boyse* and *Thomas Harris* to be heere one *mondye* come fortnight to testifie in the behalf of *henry Williams*, w^{ch} day of appearance is the 23th of *January* 1625.

W^m English gent fworne and examined fayeth y^t M^r *Raftell* before his departure, left order wth this deponent and Cap^t *Tucker* for to allow of such Charges as M^r *Geny* should approue to have laude owt for apparell for M^r *Raftells* servants w^{ch} then were remainyng wth M^r *Geny*, and y^t they in their discrefione should finde M^r *Genys* accompte to be reasonable

Cap^t *Tucker* doth acknowledge, y^t there are Certen accompts dew from M^r *Raftell* to M^r *Geny*, But M^r *Raftell* told Cap^t *Tucker* y^t he would nott allow of those accompts w^{ch} M^r *Geny* chalenged from him.

Yt is ordered y^t in regard M^r *W^m Geny* hath fayled in performinge of an order of Court bearing date [blank] &c in not bringinge over a shallops ladinge of Corne for M^r *Chew*, And after vppon a second agreement for y^e bringing over of fortie boufshell of Corne in lew therof for M^r *Chew* & hath fayled of performinge of y^t also, *yt is ordered* he shall pay twenty boufshell of good Indyan Corne to M^r *Chew* or his assignes in *James Cyttie* presently And y^t he remane pryfoner vntill he hath paid y^e fame.

Yt is ordered y^t *nicholes weafell* for takinge awaye *henry Geneys* boate wthout his leave or knowledg w^{ch} there vppon was buldge [bildged] and fpoyled, beinge A Tenant to halfe shall ferve the said *henry Geny* for this yeere, The said *henry Geny* discharginge his rent dew to the Compeny beinge two hundred waight of good marchantable Tobacco ftript and three barrells of good Indyan Corne, and to give securitie for the payment therof, And the said *henry Geny* to finde him sufficient meate drinke and Apparell duringe that Tyme

And further y^t the said *nicholes Weafell* for his offence, to the end his punishment may deterr others from the like, shall doe execution vppon *nevell* and *John heyney* Accordinge to their Censures and y^t he afterwards he shalbe whipped at *Elezabeth Cyttie*.

Yt is ordered y^t *Henry Geny* for his Contempt in goinge A Tradinge Contrary to the declamation shall pay three hundred waight of the best marchantable Tobacco, to be employed for the Buildinge of the new Bridges at *Elezabeth Cyttie*, and to putt in good securitie for the good behaviour thereafter, w^{ch} Tobacco shalbe brought home to Cap^t *Tuckers* howfe.

A recorde of a Specialtie
James Cyttie the 6th of *June* 1625

Memorandum *I Houmfprey Raftell* of London, marchant doe confes to owe unto the wo^rp^h *George Sandys* Thre^ar six boufshell of the snaler new measure of sheald tradinge Indyan Corne to be paide unto the saide M^r *Sandys* or to his assignes wthn xxv dayes after my departure this river to goe over the baye, and for trew performinge I binde my selfe and my

my Executors in duple the value of the abouefaide Corne and in wittnes of the truth have hereunto putt my hande the day and yeere aboufaid [above said]

Humfrey Raftell

*The marke ll of Elias longe
and Thomas Swyft*

W^m Pery gent fworne and examined fayeth, y^t M^r Robert langley fent for him this deponent, one Sunday night, and the mondye this examine went over to him, findinge him lyinge in this deponents bed very sick, And faid to this deponent, I have been wth M^r Powntis to be my overfeer [of his will] and have fent for you for the like, after w^{ch} woordes this deponent dep^ted and that night M^r langley departed this life, And further fayeth That, M^r Pountis told this deponent y^t he had been wth the Gouverno^r, aboute M^r langleys busines, And the Gouverno^r told M^r Pountis y^t he did like well y^t he and this deponent should be M^r langleys overfeers, And moreover this deponent fayeth y^t the Gouverno^r willed M^r pountis to goe aboard and looke for A will, and M^r Powntis fownde of M^r langleys A will that was begun but not finished.

Wheras M^r William Geny is by bond to pay M^r Raftell five hundred waight of Tobacco & eight barrells of Corne of w^{ch} there is to be abated for a man y^t died in Awgust fiftie waight of Tobacco and a barrell of eares, And wheras M^r Geny bringeth in an Accompt, to default of the faide dept, Cap^t Tucker doth allow for the faid Accompt 150 waight of Tobacco, p^rvided that yf heerafter M^r Raftell shall show Sufficyent caufe to this Courte, why the faid 150 waight of Tobacco shuld not be allowed to M^r Geny, That then M^r Geny shalbe lyable to give him fatisfaction.

Yt is ordered that Suthampton hundred shall pay the remainder of a thowfand waight of Tobacco w^{ch} is vnpaide dew to M^r Sandys by an order of Courte, to the Adminiftrator of M^r Sandys Eftate

Yt is ordered y^t M^r Stogden shall receive the twelve hundred waight of Tobacco dew from George medcalfe to M^r Raftell, And owt of the faid 1200^{li} waight to fatisfie Liv^t Barry and John Warde 700 waight of Tobacco dew to them from M^r Raftell for nott bringinge in two fervants for them by Chrifmas Accordinge to agreement, And for the other 500 waight remayninge of y^e 1200, and for 400 waight received by M^r Stogden of Gregorie doryc, y^t is ordered y^t M^r Stogden shall putt in Sufficyent securitie to bee Accomptable to M^r Raftell or his affigns for him, y^t the faid M^r Raftell by y^e firft of february next fend in A difcharge from George Gauntlett, Accordinge to an order made the 17th of January 1624.

9th of January 1625

A COURT held the 9th of January 1625 being
p^resente

*S^r: ffrancis Wyatt Knight Gouvernor &c. Cap^t ffrancis West Cap^t Roger Smith
Cap^t Raphe Hamer Cap^t Mathews M^r Abraham Perfie, M^r William Cleybourne*

Yt is ordered y^t M^r Waters shall give securitie to M^r Abraham Perfy for A dept to M^r Langley wherin Cap^t Whittakers & Thomas fflint ftand Charged in M^r Langleys bookes, That yf the Courte shall awarde y^e faid Tho: fflynt to pay the faid dept y^t then y^e faid Edward Waters shall give him fatisfaco and y^t the matter shall rest in fufpenfe vntill the xxth of November next, y^t in the meane tyme the Court may heere from Cap^t Whittakers, fuppofed to be principall deptor, And y^t M^r Tokeley may fend over the letters of Adminiftratione owt of England granted to him.

Yt is ordered y^t M^r moone shall pay & bringe in to Cap^t W^m Peerce befor mondye next Cominge fixtie waight of y^e beft marchantable Tobacco, dew vnto him by bill, ells y^t therbe execution granted againft him

William Duglafs fworne and examined fayeth [blank]

Robert

Robert Partin sworne and Examined sayeth, y^t one *mondye* morninge beinge S^ct: *Stephens* dye M^r *Pooly* and divers of the Congrega^on mett to say and heere divine service M^r *Paulett* heeringe M^r *Pooly* vse his name, came into the Congrega^on sayinge *w^t is y^t you say of Pawlett,* To w^{ch} M^r *Pooly* replied, *I say you will not paye me your Ti^the Tobacco,* and after some replies past to and againe betweene them, M^r *Pooly* gave M^r *Pawlett* the lye, And M^r *Pawlett* said he was a stonde p^riest, and a *Þiurde* man, and taxt him wth Symonie and briberie, and swore by y^e lords blude he would prove it against him, but whether M^r *Pooly* gave M^r *Pawlett* the lye, before M^r *Pawlett* v^fed those woords he knows not.

Ensign *francis Epps* sworne and examined sayeth that vpon *S^ct Stephens* dye in the morninge, M^r *Pooly* and others of the *Þ*he beinge togeathe[r], about the removinge of the Church, M^r *Pooly* affirmed y^t M^r *Pawlett* desired to have y^e Church removed from M^rs *Briggs* howse to his howse, and M^r *Pawlett* said it was false whervpon M^r *Pooly* said againe it was nott false, M^r *Pawlett* said againe it was false, Then M^r *Pooly* told M^r *Pawlett* y^t he lied, Then M^r *Pawlett* cald him blockheded parfone wth some other y^e like woords y^t passed between them one both sides, and taxed M^r *Pooly* wth *spekinge* false *latten*, and teachinge false do^ctrines, and charged him wth Symony and bribery And M^r *Pooly* one the other side cald M^r *Pawlett* base baudie ffellow and that he went vp & downe y^e cuntrye singinge baudie songes and many fowle tearmes passed betweene them, but all the *Þ*ticulars and in w^t order they passed between them, he doth not *Þ*cisly remember.

Samuell Sharpe gent sworne and examined sayeth, That the occasione of the speeches was trewly sett downe in the sworne oathes of Ensigne *Epps* and *Robert Partain*, and y^t many fowle woordes of *Þ*vocation (as foole, dunce, base fellow, and the like) passed between them, & *Þ*ticularly he remembreth that M^r *Pooly* gave M^r *Pawlett* y^e lye firste, accordinge as is related in the depositions of Ensign *Epps* he remembreth also that M^r *Pawlett* charged M^r *Pooly* wth Symony & bribery and teachinge false do^ctrine, and y^t he was a *Þ*ured man.

Liv^t *Thomas Osbourne* sworne and examined sayeth, y^t wheras M^r *Pooly* was to Transporte him selfe to their Planta^on and to be there every fowerth *Sendye*, for w^{ch} he was to have duple meanes, after w^{ch} agreement M^r *Pooly* was absent xi weekes together, In regard wherof he was contented to take ordinary meanes, foe y^t they would vndertake to feach [fetch], But after he came to feach his tythes, he demanded to have the duple meanes accordinge to his bill, w^{ch} the[y] refused to paye, whervpon he cam to this deponent, and said that yf he would lett the rest pay him, That then he would acquitt this deponent for his tythes payinge the ordinary meanes.

The opinion of M^r *W^m Cleybourne* is, y^t Concerninge the Contentione and quarell betweene M^r *Poolie* and M^r *Pawlett*, y^t neyther of them should recover any Damages eyther from other, for y^t the offences given one both *Þ*tes were mo^ste vile and exorbitant, both of them equally as he thinketh havinge Contended to debafe and wronge y^e *Þ*fone of the other, so y^t although M^r *Pawlett* must bee acknowledged, to have exceeded in the fowlest maner yett the offence of M^r *Pooly* is no whit lesf then the others, his Censure therefore is, That they shuld equally both of them, forfeat & paye 200 waight of Tobacco, and moreover in regarde as is saide the fault of M^r *Pawlett* is y^e greter Considered by itselfe, Therefore his opinion ys y^t he should in the open Congrega^on where thee offence was Comitted, Publicly acknowledge his fault & offence, not so much respectinge any wronge to M^r *Poolies* *Þ*son, so as that should be Sa[tis]faction done to him selfe as humbly to *Þ*test to the whole Congrega^on his sorrow for his offence, in regarde his his offence . . . y^t he Taxeth M^r *Pooly* wth his do^ctrine or wth Symony, *Þ*iury, bribery and y^e like, And likewise his opinion is y^t M^r *Pooly* should openly in like maner acknowledg his offence to the Congrega^on (then offended).

Yt is the opinion of *Abrah: Peirse*, as he vnderstandeth by the wittnesfes Sworne and Examined, that M^r *Pooly*, and M^r *Paulett* did equall one & other, in baffe and obrobious Speeches, but that M^r *Paulett* did exceed, in most scandalous manner agaynst

M^r *Pooley* in taxing M^r *Pooley* that hee was *Ph*ured man, and did teache faulſe doctrine, & had Comitted, bridbery and Semony, for ſo much as that M^r *Paulett* hath not by wittnes ſved any one of thoſe foule ſlanders againſt M^r *Pooley*, I am of opinion that M^r *Paulett* ſhall according to the . . . of the Generall Affembly Ask M^r *Pooley* forgiuenes before the Congregaçon of his owne *Ph* and that M^r *Paulett* ſhall give M^r *Pooley* five hundred pound weight of Tobacco

My oppinion is agreeing and Conſenting wth M^r William Clayborne.

Samuell Mathewes

Cap^t *Hamers* opinion

My opynion ys y^t both of them ſhould acknowledge their offence in the Congregaçon and ask each other forgiuenes, & that M^r Pawlett doe firſt acknowledg his offence, That M^r Pawlett be fined 300 waight of Tobacco and M^r Pooley two hundred waight.

Cap^t. *Roger Smith* his opinion is agreeable to and conſenting with M^r *W^m Cleybournes*.

Cap^t *ffra: Weſt* his opinion is y^t y^e groſſeſt woordes M^r *Pawlett* gaue to M^r *Pooley*, cannot equall the lie, w^{ch} woorde toucheth his reputaçon in y^e higheſt nature, and a gentleman valueinge it as neere and deere vnto him as his liefe, now for reparçon of thee offences one to the other, they ſhall acknowledge their offences in y^e Congregation where their offences were comitted, and M^r *Pawlett* finde 200 waight and M^r *Pooley* 500 of Tobacco.

Yt is the opinion of the Gouvernor y^t M^r *Pawlett* ſhall in the ſaid Congregaçon where the ſaid woordes were ſpoken ask the Congregation forgiuenes for the great ſcandall given them, and M^r *Poolie* for the oprobrious woordes vſed againſt him, And that M^r *Pooley* ſhall doe the like askinge for forgiveness as well of y^e Congregation as of M^r *Pawlett*, There offences both in regarde of their *Ph*ſons, the one the miſter the other the Comander of the Plantaçon, as alſo in regard of many fowle and ſvokinge ſpeeches, w^{ch} paſſed one both ſides (being in a maner equall,) but that M^r *Pawlett* Charged M^r *Pooley* wth falſe doctrine Symony and *Ph*iury w^{ch} are woordes of a higher nature and doe beare an Acçon in law that he ſhal pay to M^r *Pooley* 300 waight of Tobacco, w^{ch} fine is made noe greater, as well becauſe ſvokinge ſpeeches paſſinge one both ſides, Coller [choler ?] is intended to have Tranſported M^r *Pawlett*, in *Ph*te through M^r *Poolies* owne faulte, as alſo y^t cenſure of fines muſt be made accordinge to mens eſtates.

Thomas marlett ſworne and examined Sayeth y^t, the dye after *Chriſtmas* in Ano 1624 M^r *Bunn* hired *John Smith* for a yeeres ſervice.

James Tooke ſwoorne and examined ſayeth y^t M^r *Bunn* told this deponent he had hired *John Smith* for A yeeres ſervice from *Chriſtmas* in Ano 1624 to *Chriſtmas* laſt paſt.

Yt is ordered y^t *John Smith* ſhall ſerve M^r *Bunn* vntill the firſt of *ffebuary* next

Edward Waters gent ſworne and examined ſayeth, y^t he Cominge vpp as pilott to bringe vpp the *dutch* ſhipp to *James Cyttie* lent his boate to *Tho: Thorneberry* to come vpp to *James Cyttie* after him y^t he himſelf might goe back againe in her to *Eliza: Cyttie*.

Yt is ordered y^t thoſe Tenants y^t are to be putt forth to maſters ſhall have *Ph*te of their rent paide w^{ch} is to be to y^m felves in corne ſheallt, two barrells of Corne or more at the expiraçon of their Service or at *Chriſtmas* next (w^{ch} ſhall firſt happen

January the xiith 1625

Liv^t *Thomas Osborne* ſworne before the Gou^rno^r, depoſeth that vppon *Weneſdaye* the xjth of *January*, *John Smith* did tender two Kapones to M^r *John Bourrows*, beinge dew vnto him for his rente, w^{ch} Kapones M^r *Burrows* refuſed to receive

January the xvith 1625

Christopher Barker ſworn before the Gouvernor, depoſeth that before *Chriſtmas* in Ano 1624, he was ſent at *Kickotan* when *Richarde Stephens* and *Edwarde ffisher* were in talke concerninge *Edward ffisher* his goinge in his Pynnace, at w^{ch} Tyme M^r *Stephens* did

did yeeld y^t *Edwarde ffisher* had beene foorth in his service in the Pynace 30 dayes, but w^t M^r *Stephens* was to give *Edward ffisher* for that tyme he knoweth not

January the xixth 1625

Anthony West sworne and examined by the Gou^{no}r depofeth; y^t about y^e later end of *June* laft past M^r *George Sandys* Threaf borrowed one hundred waight of Tobacco of *Zachary Cripps* and *Edmunde White*, and when M^r *Thomas Swyft* fervant to M^r *George Sandys* received y^t 100^{li}. of Tobacco of him, he liked it very well and faide it was pittie but they fhould receive good Tobacco for it againe

January the xxth 1625

Cap^t. *Natha: Basse* Affirmeth vpon his knowlege that *John Coombes* & *John Ewyne* cam over into this Country in the good fhipp caled the *Marigolde Ano Domi* 1619 the 20th of may And were delivered by Cap^t *lane*, To S^r: *George Yardley* to the Compensys vfe.

A Copie of *Laurence maye* his Acquittance of receipte

Received by me Laurence Maye the 29th of december 1625 three hundred waight of Tobacco (that is to faye one of new and two of olde) of Liv^t *William Barrye* for full Satisfactione of all wages depts or demandes dew vnto me the faid Lawrence May from the Virginia Compeny from the beginninge of the worlde till this p^{re}sent daye, Witnefs my hande
Lawr: Maye

A Copie of a letter from M^r *W^m Counftable* to M^r deputie fferrar
Laus deo, *Vlufhing* the ultimo Awgust 1625

Woorp^{li} S^r:

Your Good health hoped and prayed for, In the midfte of this greate mortalitie, These are, that about two yeeres fince I fent a fhipp for the Virginia Caled the *William* and *John*, The m^r vnder god *W^m Reynolls*, for w^{ch} fhipp your Woorp gave me a comiffione owt of the Courte, And although I lofte much by that vioage, Yett soe well I affect the p^{ro}peritic of those people and that Countrey, That I have aduentured to ffraight another fhipp and to putt in good store of p^{ro}visions, wantinge in that Plantacione, And because I woulde be knowne as a subiect to my Kinge and Countrey, as also a ffreeman and well wifher vnto that Plantacione, I would entreat your Woorp to graunte me a Commiffione owt of y^e Courte in the name of *Henry Huett* wth also your favorable Letter to the Gouvernor there for the kinde entertaynment of my people in their Countrey (This being) it fhall encorage me and many others to sett their handes and hartes to y^e ffourtherance of that Plantacone, And this nott douptinge of your woorps aplaude in this my enterprife, and favours in all I request concerninge the ffourtherance therof, I rest Your Woorps to Comande in all the serv^{ice} he can

William Counftable

To the worp^{li} M^r deputie fferrar in London or ells where, theise ¶ a friend whom god p^{ro}serve.

A Copie of a bill from M^r *Humphrey Raftell* to Cap^t *Basse*

I *Humphrey Raftill* of London marchant doe p^{ro}mise to deliver to Cap^t *Natha: Basse* of *Basses Choyse* in *Warifhcoyke* one boye aged aboute ffowerteene yeeres Sufficyently appareled accordinge to the vfe & custome of this Countrey, to serve him the faid Basse or his assignes feaven Years from the twentieth of november next enfwinge the date heerof, for the true ¶formance I binde my selfe in the penaltie or forfecure of five hundred pound of Tobacco, In Wittnes I have heere vnto sett my hande the xviiijth daye of Aprill 1625

Humphrey Raftell

Signed in the p^{re}sence of

William Hollande
Waldgraue Markes
Thomas Phillipps

the XXXth of *January* 1625

A COURTE held the xxxth of *January* 1625 beinge
 present

Sr: *francis Wyatt* Knyght Governor &c Cap^t *francis West* Cap^t *Smith* Cap^t *Mathews* M^r *Abraham Perfie* M^r *W^m Cleybourne*.

At this Court appered Cap^t *W^m Epps*, and on the behalfe of M^{rs} *Katherine Bennett* then reliēt and wydow of M^r *W^m Bennett*, minfter deceafed, (the beinge by the laft will and Testament of y^e faid *W^m Bennett* made and nominated his sole Executrix.) doth refufe, and difclaime to take vppon her the faid Executorfhipp, Yett y^t y^e depts of her faid hufbande may be paide and Satisfied, fo farr as his faide goodes fhall extend, ſhe is willinge to adminifter vppon his eftate And Acordingly hath present into this Courte A perfect Inventorie of all his goodes and eftate, Together wth ſuch depts as hath allredie been required at her hands

The faid Cap^t *W^m Epps* in the behalfe and at the defire of y^e faide M^{rs} *Katherine Bennett*, doth humbly fue to this Courte y^t ſhe may by order of Courte be difcharged of the Executorfhipp, and be lyable no further then as an Admiftrator ſoe far as the goodes fhall extende

The Courte Acordinglie doth order y^t ſhe fhall be difcharged of the faid Executorfhipp, And Adminifter vppon his eftate, And havinge taken her oath y^t it is a perfect Inventory of all his goodes to her knowlege, And havinge ſatisfied y^e depts ſoe farr as the goodes fhall extende ſhe fhall have her difcharge.

Randall Smallwood p^{ro}ft marſhall ſworne and examēd ſayeth that in takinge of A mufter in the p^{re}ſence of Sr *George Yardley*, Cap^t *Warde* did releafe *James Blackbourne* of on yeeres tyme of his ſervice

Thomas Powell & *William Dyer* of *Acomack* doe affirme &c y^t Cap^t *John Warde* gave *James Blackbourne* one yeere of y^t tyme y^t the faid *James Blackbourne* had to ſerve him, Theſe p^{ar}ties aboute written doe affirme this to be trwe vppon their oathes taken before Cap^t *William Epps* Eſquire Comander of the ſame.

Witnes me

y^e marke O O of *Thomas Powell*

Nicholas Raynherde

The marke X of *Tho: dier*

Yt is ordered y^t *James Blackbourne* fhall have his freedom puttinge in Securitie to anfwere Cap^t *Warde* for any fourther Service y^t Cap^t *Warde* can proue to be dew from him.

Yt is ordered alfo y^t *henry Wilſone* and *W^m minns* fhall diſpoſe of their Cropp, puttinge in Securitie to Cap^t *W^m Epps* to be anfwerable to Cap^t *Warde* for ſuch further ſervice as he can proue to be dew from them to him, from *Chriſtmas* laſt was Twelvenoneth.

Lodowick Pearle gent ſworne and examined ſayeth y^t he beinge abourde the ſhipp caled the *grace* one *faterday* night beinge new yeers eve did not ſe any diſorder abourde the faide ſhipp.

Roger Sanders ſworne and examined ſayeth y^t *John Snode* *Thomas Thornberry* *Adam Thorowgood* *John Penrice* and *Pawle horwood* cam abourd the ſhipp caled the *grace* one *Saterday* night beinge new yeers Eve and to his knowledge did not ſee any of them diſordered in drainke, And ſayeth y^t theſe five before named and two others, tooke boate and went from the ſhipp before this deponent, And this deponent ſaw them hoyft faile and p^{re}ſently after loſt ſight of the boate whervppon this deponent & his mate made wth haft they could (heringe them Crye) to ſuccor them at w^{ch} tyme this deponent tooke vp three of them owt of the water

Yt is ordered y^t *John Snode*, *Thomas Thorneberry* *John Penriſe* *Adam Thorowgood* and *Paule Horwood* for their offence in goinge abourde contrary to the Proclamacione fhall each of them enter into bonde of twentie pownde for their good behaviour And

each of them to pay twentie pownde waight of good marchantable Tobacco towards y^e buildinge of the bridges at *Elizabeth Cyttie* And to pay in the saide Tobacco to Cap^t *Tucker* at his howse.

And this is all the Courte at this tyme can do, Confideringe that no man cam in to alleage any thinge Concerninge y^e death of *John ffofter* and *Thomas Lum* that were cast away.

A Copie of a bill of ladinge offered in Courte by *Richard Wake*

Shipped by the grace of god in good order and well condicioned by me Richard Wake in and vppon the good Shipp caled the Elizabeth of london wherof is m^r vnder god for this present Vioage Lawrence May And now ridinge at Anchor in James River And by gods grace bound for london in England, To say one Butt one cheaft, one hogshead

Being marked and numbred as in the margent and are to be deliuered marked R P at the foresaide Porte of london The dangers and adventures of the sea only excepted, to Elizabeth Page or to her assignes, she or they payinge freight for the saide goods three penc £ pownde, wth primage and Average Accustomed, In Witnes wherof, the master or purser of y^e said shipp hath Affirmed to three bills of ladinge all of this Tenor and date, the one of which three bills beinge Accomplished, the other two to stande voide, And soe god send the good shipp to her desired Porte in fastie, Amen.

Dated the 17th of December 1625

Law. May

Be it knowne vnto all men by these presents y^t I John Haule of James Towne Island in Virginia do ow and stand indebted vnto Thomas Passmoure of James Towne Island aforesaid the iust quantetie of Two hundred and Three score powndes of the best marchantable Tobacco in lease To be paide to the saide Thomas Passmoure or his lawfull Attorney his Executors Administrators or assignes one the first daye of November now next Enswinge the date hereof w^{ch} Payment well and trewlie to be made and donne I bynde my self my heysr executors and Administrators by these presents

In witnes wherof I have hereunto sett my hande and seale the 15th daye of January 1624
John hawle his marke et fignum

Subscribed sealed & delivered in presence of
Nathaniell Cawfey
Waldegrave Markes

Mdm. that the above named John Haule doth binde him self his heysr executors and Administrators y^t yf the above written sume of two hundred and three score pounce of Tobacco be not paide to Thomas Passmoure one the day aboue named, Then to Surrender his howse and gronde in the saide Island to the saide Thomas Passmoure, And doth fourther covenant To the said Thomas, never to sell or lett to any other the saide howse and gronde, But he the saide Thomas to haue the refusall gevinge as another will give, witnes my hande the day and yeere aboue Written.

John V Hawle his marke

Witneses hereof

Nathaniell Cawfey
Waldegrave Markes

6th of february 1625

A COURTE helde the 6th of february 1625, beinge
 p̄sent

S^r: *francis Wyatt* Knight Gouvernor &c. Cap^t *francis West*, Cap^t *Roger Smith*,
 Cap^t *Samuell Mathews*, M^r *Abraham Perfie* M^r *W^m Cleybourne*

Wheras *John haule* died indepted to *Thomas Passmoure* in the some or quantetie of
 fower hundred pownd waight of Tobacco, as p̄tly by bill and p̄tly by the Confeffione
 of *Brigett haule* his wyddow it doth appeere,

Yt is agreede in Courte by and betweene the faid *Bridgett haule* and *Thomas Pass-
 moure*, That the faid *Thomas Passmoure* shall Accept of the howfe and gronde of the
 faid *John haule* Sytuat in *James Cyttie* Ilande for and in full Sattisfacione of the faide
 dept, And that the faid *Bridgett haule* shall resigne vpp all her right Claime and Title in
 and vnto the faid howfe and fower Acres of land.

And y^t is fourther ordered, y^t *John haule* havinge fayled in payment of the aforefaid
 dept dew to *Thomas Passmoure* That he shall enjoy the lande & howfe Accordinge to
 the Agrement made between him and the faide *John haule*, And becaufe *John haule*
 had no Coppie of the faid lande, y^t is ordered y^t the faide *Thomas Passmoure* shall enjoy
 the faid howfe and fower Acres of lande, as p̄te of his Devident

James Hickmote sworne and Examined sayeth, y^t one *saterday* night beinge the
 fowerth of february 1625 beinge at the howfe of *Edward ffisher* in *James Cyttie*, one
Peter marten beinge in Compeny and fallinge in talke concerninge *Richard Williams als
 Cornish* that was executed for Buggerie, The faid *marten* then Commendinge the faid
Cornish for an excellant mariner and skillfull Artift, *Thomas hatch* beinge also in compeny,
 faid that in his confyence he thought the faid *Cornishe* was put to death wrongfully,
 whervppon this deponent faid, (*you were best take heede w^t you saye, you have a p̄sident
 [precedent] before your eyes the other dye, And it will cost you yo^r eares yf you vse such
 woordes*, To w^{ch} the faid *Tho: hatch* replied, *I care not for my eares, lett them hange me
 yf they will*

Sara ffisher y^e wiefe of *Edward ffisher* sworne and examined Affirmeth as much as
 M^r *James hickmote* hath vppon his oath formerly deliuered.

Anthony Jonnes sworne and Examined sayeth, that he hard *Thomas hatch* say that
Richard Cornish was putt to death wrongfully, and that he did not care for his eares

Y^t is ordered y^t, *Thomas Hatch* for his offence shalbe whipt from the forte to the
 gallows and from thence be whipt back againe, and be fett vppon the Pillory and there
 to loofe one of his eares, And that his service to S^r: *George Yardley* for seaven yeers
 Shalbegain from the p̄sent dye, Accordinge to the Condicion of the dewtie boyes he
 beinge one of them.

M^r *John Burrows* at this Court desireth to have a hundred and ffytie acres of lande,
 for three servants (*vid'lt*) *nicholes Goldsmith*, *W^m Burfoote*, and *Sara Bowman* According
 to Certificates p̄duced in Courte, To w^{ch} his request the Court doth willingly assent,
 And do order M^r *Cleybourne* to register the same in recorde.

Y^t is ordered according to the voluntarie agreement of S^r *francis Wyatt* in the
 behalfe of the Adventurers of y^e *Magafine* and Cap^t *francis West*, in behalfe of M^{rs}
Margrett West Administratrix to her late hufbande *Edwarde Blayney* Marchant, deceased
 That the faid Cap^t *francis West* shall make p̄sent payment of five thowfande pownde
 waight of the best marchantable Tobacco in lease vnto the faide S^r: *francis Wyatt* to
 the vse of the faid Adventurers And further it is ordered that the faid Cap^t *francis West*
 shall not fell, impparte[?], alyenate nor otherwyfe by any meanes or wayfte make away
 or dimishe any of the goodes and chattles movable vmmovable Reall or p̄sonal wherof
 M^r *Edward Blayney* was actually zeased & possessed of at or before such tyme as here
 shall com Advise owt of *England* from the faide adventurers in answere of M^r *Blaynyes*
 Accomptes and demandes made by letters to the faid Adventurers and y^t such further
 order shalbe taken hervppon by this Courte as Justice and equitie shall require

February

February the xiii^jth 1625

Cap W. Epps fworne before the right worpⁿ Sr: *ffrancis Wyatt* Knight Gouvernor &c, depofeth, that vppon *Tewfdaye* the xxvijth of *december* 1625, This deponent heeringe that *lwke Eaden* was very fick went to see him, And Cominge vnto him findinge him very ill and weake this deponent wifhed him to fett his eftate to rights Soe the faid *Lwke Eaden* Thanked this deponent and wifhed him to come againe the next morninge, But before this deponent came vnto him, he was deceafed. And further this deponent affirmeth y^t the faid *Tewfday* before he went awaye from the faid *Lwke Eaden*, he demanded of him w^t depts were owinge him in this Countrey, the faid *Lwke Eaden* answered (and faide) That fince the laft Reckninge made betwene him and *W^m Geny*, the faid *W^m Geny* was feaventeen hundred waight of Tobacco indepted vnto him, And further faid That *Zacharie Cripps* and *Edmunde White* did owe him fix hundred waight of Tobacco, further fayinge that divers other were in his dept, but for that tyme he defired this deponent to forbear him vntill the next morninge, before w^{ch} morninge he deceafed.

John How gent likewise fworne, depofeth, y^t before the faid *Lwke Eaden* deceafed, This deponent requested him to be good to his fervant *Alexander*—To w^{ch} the faid *Lwke Eaden* answered, *when I make my will in morninge I will remember him*, furthermore this faid deponent fayeth y^t the faid *Lwke Eaden* told him that he had a boye y^t was left by *Thomas Spillman* at *Chaplens Choyce*, Contrary to his appoyntment And that the faid *Spillman* had borrowed a Barrell of Corne and left the faid boye as fatisfaction for the faid Corne vntill it were repaid, furthermore the faid *Lwke* told this deponent y^t he had a Cheft at *henry geny*s wherein were certen wrightings and Accompts & Certen powder & fpices of divers fortes, & two payre of fheets As alfo one Cheft of Tobacco and one bulke of Tobacco both Conteyning eight hundred waight or neere thereabouts The key of w^{ch} Cheft of wrightings, fpices, powder & other things the faid *Lwke Eaden* delivered to this deponent before he departed liefte, And *Cap^t Epps* & this deponent Cominge to *Henry Geny*s to see w^t was in the faid Cheft, they fownd it broken open & all things taken owt.

the xxth of february 1625

A COURTE held the xxth of february 1625 beinge
p^{re}sent

Sr: *ffrancis Wyatt* Knight Gouvernor &c., *Cap^t ffrancis West* *Cap^t Roger Smith*—
Mr Willm Cleybourne

Martine Tourner fworne and examined fayeth, That he this deponent was in place when *Mr Thomas Swyfte* and *Thomas Delamaior* did p^{er}fect vpp a reckninge Betweene them, At w^{ch} tyme the faide *Thomas Delamaior* did allow *Mr Swyfte* thurtie pownde waight of Tobacco for A dept dew to *Vincentia Castillian*, and tenn pounce of Tobacco for *Cap^t nortone* And y^e faide *Mr Swyfte* did Acknowled there remayned dwe to the faid *Thomas Delamaior* ffortie waight of Tobacco and one barrell of Corne w^{ch} *Mr Swyfte* did p^{ro}mise to pay vnto him

Thomas Pricharde fworne and Examined fayeth, y^t one *Sondye* night the xixth of february 1625, *Tho: lecefter* cominge in about one hower wthin night, falinge in question aboute Tobacco that *Mr Doct^r Pott* fhould owe to *Roger stanley*, *leyfter* faid y^t *Mr Doct^r* did nott owe the faid *stanley* fo much Tobacco as he faid he did, *Stanley* faid he lyed, & thervppon *Stanley* drew owt his hanger, And then *leyfter* took Another fwoorde, but neyther of them did then ftrike after y^t *leyfter* laid downe his fwoorde, And then *stanley* ftrook at him wth his hanger at his head, and *leyfter* defended it of wth a Jugg he had in his hande, And after did fett downe y^e Jugg And clofe wth *Stanley* to wrench his hanger

owt

owt of his hand, And in ftriving wth him *leyfter* tooke hold of his hanger and broke it of wthin a handfull of the hilt, And wth y^e blade of y^e hanger w^{ch} he kept in his hand, Cutt the faid *stanley* one the arme, w^{ch} hanger was a back fwoorde.

Elyas Gale aged 15 yeers or therabouts beinge examined affirmith as much in effect as *Tho: Prichard* hath formerly said vpon oath

Yt is ordered y^t M^r *Thomas Westone* shall p^{re}sently give Sufficyent securitie to M^r *Thomas Crispe* to pay him at his howse at *Kickotan* wthin this xx dayes five hundred and Threescore pownd waight of y^e best m^{er}chantable Tobacco in leafe, And to deliver to y^e faid M^r *Crispe* heere at *James Cyttye* xxx^s in money and the Gynger w^{ch} by a former order of Courte he was ordered to do, And to Cary M^r *Crispe* his Byskett wth his Caske and Cheft down to *Kickotan* gratis.

Yt is ordered y^t M^r *Edward nevell* shall enter into bounde to M^r *Westone* for the payment of y^e three hundred and thirtie waight of Tobacco as by an order of Courte dated y^e xixth of *december* 1625 it was ordered y^t he should pay to the faid M^r *Weston* Concerninge M^r *Crispe* his damages for his Tobacco spoyld at *Canada*.

John Webb sworne and exam^d fayeth that he hard *George medcalfe* saye y^t M^r *hays* offered to lett him have the man Afhore wth him, w^{ch} the faid *George medcalfe* then refused, Then A weeke after this *George medcalfe* cam againe to M^r *hays* to demand the man, And M^r *hays* told him he had inquired further of it *And now I am otherwise minded*, Yet at the laft M^r *hays* told *George medcalfe* sayinge (*well so I may have my Tobacco wthin this six dayes I will deliver the man unto you ashore*).

Roger Sanders sworne and examined fayeth y^t on *mondye* the xvjth of *January* he came to *James Towne* and told M^r *hays* that [he] had brought his Tobacco from *George medcalfe* his m^r. M^r *hays* answered this dep^ut that *no matter you are come to late your m^r is not like to have the man*, And wthin two dyes after this dep^ut went wth M^r *Waters* abourde M^r *hays* and did tender the Tobacco, but M^r *hays* would not receav it

William Douglas sworne and Examined fayeth the boatfwain of y^e shipp *deall*[?] did tell this deponent y^t he had 1000 of ffyshe of his own in the store beside the Cargo some p^{ar}t wherof y^e faid boatfwaine faid he bought of one M^r *newmans*[?] *Coopers*[?] and that the other p^{ar}te was given him by one M^r *lee* a Countryman of his

Further he fayeth y^t the boatfwaine beinge sent ashore wth the shippes boate, y^e boat by tempest of weather drave Afhore, so that they could not gett abourde againe, But by whose neclect this deponent knoweth nott, And about two dyes after when the boatfwaine cam abourde againe M^r *Reyner* m^r of the shipp Chided him and faid he should nott go home in the shipp, So y^e boatfwaine the next day went owt of the shipp and packt vpp his Cloathes and went ashore.

John daw sworne and examined fayeth y^t cominge ashore wth the boatfwaine coming for some liquor The rundletts were fild and brought to the boate so as they might have gone abourde yf the boatfwaine had been there, but he stayinge halfe an hower or therabouts the ebb beinge farr spent and the yce [ice] cominge so stronge drove the boate agrounde and by that meanes they could nott gett abourde in two dyes after

John Burfuck and *Andrew Snelling* sworne and examined depose to the same effect

Yt is ordered y^t *Georg medcalf* shall inioy[?] *John dennis* who is bounde vnto him by Indentures, And y^t he shall pay to M^r *John hays* at or before the seven and twentieth daye of this p^{re}sent moneth of *ffbruary* one hundred and twentie pownd waight of the best marchantable Tobacco in leafe stript or twelve pownd vppon the hundred allowance for y^e stalke to be paid at *James Cyttye*. (*Subpoena*) of to forfeet 80^{li} of Tobacco.

Yt is ordered that *John Webb* *John Greene* and *W^m ffofter* shall pay each of them twenty^{li} waight of the best marchantable Tobacco (halfe therof towards those things y^t were taken owt of *Edwarde nevels* Cabbin And the other halfe towards the feack [sack] y^t was dranck owt.

And whereas the faid three men do appeach others y^t is ordered they shalbe examined at *Elizabeth Cyttye* by Cap^t *Tucker* and the rest and an order made As shall appeere by proof.

Thomas

Thomas Ramshee sworne and examined sayeth y^t *M^r Westone* was owner of the *sparrow* and di lett her owt at his Charge from *london* to *Virginia* & laded divers goodes into her. And y^t *maunder* cam as purfer of her, and this deponent knoweth of no goodes y^t *maunder* had in the shipp of his owne beinge a very poore man, & had not, as *maunder* himfelfe Confest to this deponent money to buy himfelfe necessaries for settinge himfelfe fourth to sea but w^t he was faine to borow of the said *M^r Weston*

Yt is ordered y^t *M^r. John Baynam* shall bringe the accountps to *M^r Weston* and deliver vnto him such goodes and depts as y^e said *John Baynam* by order from *maunder* hath receved in this Countrey, And y^t *M^r. Weston* shall bringe in a right Inventorie of all y^e said depts and goodes by y^e last dye of *march* now next Cumeinge into this Courte

February the xxiiith 1625

James Blackbourne sworne and examined before the Gouvernor sayeth, that he did heere Cap^t *Warde* say that *Christopher Barker* came over wth him into this Countrey to serve him fower yeeres. And this deponent vppon his knowledge deposeth that the said *Christopher Barker* hath faithfully and fully served Cap^t *Warde* the said fower yeeres.

February the xxviith 1625

George Allen sworne and examined before the Gouvern^r sayeth, y^t *Thomas Dunthorne* his m^r when this deponent was to com vpp to serve *M^r. John Woolrich*, bidd this deponent (who then was greved wth the fflux) That he should conceale his sicknes from *M^r. Woolrich*, And to sett A good face vppon the matter as though he were in good health, And further this deponent sayeth y^t he was greved wth the fflux some two moneths before *Thomas Dounthorne* his m^r sent him vpp to *M^r Woolrich*

March y^e seconde 1625

John Tyus sworne and examined before the Gouer sayeth that he harde *M^r. Swyft* saye that *Thomas haule* should keepe the two barrells of Corne w^{ch} was *William Bynckes* And that *M^r. Swyft* saide y^t he would satisfie *William Bynks* two barrells of Corne for the said two barrells that *Thomas haule* had.

James Chambers sworne and examined the same tyme by the Gouvernor sayeth as much as *John Tyus* formely saide & to the same effect.

March the 6th 1625

Richard Taylor sworne and examined before the Gouvernor sayeth that *Joane Vincent* should reporte, That there was fflowerteene women in the Church, And that seven of them were *Thomas Harris* his whoores And further he sayeth y^t the saide *Joane Vincent* saide That *Thomas Harris* made faste the doore and would have layne wth a woman in the Plantacione against her will

the xiiijth of March 1625

A COURTE heald the xiiijth of March 1625 beinge
present

S^r: *francis Wyat* Knight Gou^rnor &c Cap^t *francis West* Cap^t *Smith* M^r *William Cleybourne*

Thomas Bagwell sworne and examined sayeth That about *January* 1624 *Allen Kenifstone* came to this deponent and requested him to speake to *Richarde Peerce* y^t he might be discharged from him for the Time he had to serve him and he would give him reasonable satisfacione for y^t tyme. And this deponent spake to *Richarde Peerce*, about it and *Richard Peerce* was Contented that yf *Allen* would give him a barrell of Corne he would discharge him for the Tyme he had to serve him, w^{ch} barrell of ears the said *Allen* did promise to pay *Richard Peerce* in *Aprill* followinge

James Playse sworne and examined sayeth that one the seaventh dye of *march* 1625
M^r.

Mr. *Thomas Allnut* and his man *Roger Reades* beinge in the *neck of lande*, fell in question in w^{ch} moneth *Easter* fell one for this yeere. Mr. *Allnut* affirming it was in *march* *Roger* replying it was not, foe after many replies Mr. *Allnut* offered to lay a yeeres service wth him, w^{ch} *Roger* accepted. And there lyinge An *Axe* vppon the ground Mr. *Allnut* had *Roger* take the axe sayinge *I give thee this Axe as a Covenant betwixt us, and this boye vidl^r*. the deponent *shalbe a witnes to the Bargaine*, w^{ch} was y^t if *Easter* fell owt in *march* then *Roger* was to ferve him two yeere and a halfe w^{ch} was a yeere more then his tyme and yf it were not in *March* then Mr. *Allnut* was to loofe a yeeres service, wherevppon this deponent tooke vp the *Axe* and gave it into *Rogers* hands. And asked Mr. *Allnut* and the said *Roger* whether they were contented, And they said *yes*.

Roger Roades sworn and examined affirmeth the oath Taken by *James Playse* is a trewe oath, and y^t it was the trewe Bargaine betwixt Mr. *Allnut* and him

Richard Perce sworn and examined sayeth y^t *John Osburne* was to paye the one halfe of a barell of Corne w^{ch} he had of *Allen Kenifstone* as is expreffed in one bill vnder their handes and feales.

Yt is ordered y^t *John Osburne* shall paye *Allen Kenifstone* a barrel of ears.

Yt is ordered y^t *Richard Peerce* shall pay *Allen Kenifstone* a barell of ears and one boufhell of Corne, w^{ch} barrell of eares is to be deducted for a barell of eares w^{ch} *Allen Kenifstone* was to pay *Richarde Peerce* vpon agreement as by the oath of *Thomas Bagwell* appereth. And that *Richarde Peerce* is to paye a hundred pound waight of good merchantable Tobacco presently to y^e said *Allen Kenifstone*, w^{ch} the said *Richarde Peerce* confesseth to be dwe

It is ordered y^t *Richarde Peerce* shall paye to Docter *Pott* one hundred waight of good merchantable Tobacco and one barrell and two boufhells of corne presently.

Christopher Reighnalls sworne and examined sayeth that he did see and read *Peter Collins* Indentures and that by y^t Indenture he was bounde to ferve Mr. *Bennett* fower yeers.

Yt is ordered wth the Consent of Cap^t *ffrancis West* y^t he as Administrator of Cap^t *Croshawe* shall pay two hundred waight of Tobacco to Mr. *Gill* to the vse of Mr. *William Counstable*, And that *Robert Wright* shall pay one hundred and fyfteene^{li} waight of Tobacco to Mr. *Gill* for the vse of Mr. *Counstable* beinge the remainder of a dept dew from Cap^t. *Croshaw* and *Robert Wright* as by two bills p^duced in Court by Mr. *Gill* appeereth.

Leonard moore sworne and examined sayeth y^t before *michellmas* last was twelmoneth *John Watfone* brought from Mr. *Blayney* six yardes of Cloth and delivered it to *Mathew Edlowe*.

Liv^t *Thomas Ofbourne* sworne and examined sayeth that about *Christmas* last was Twelve moneth Mr. *Blayney* being at *harrihatox* Caled this deponent to be a witnes y^t he difcharged *Mathew Edlowe* of depts and reckonings dew vnto him from y^e said *Mathew Edlowe* havinge no penn nor Inke to wright him a difcharge.

Whereas *William Vincent* hath p^cured a warrant against *Thomas harris* and his wief and *John Chambers* as a witnes who have accordinglie appeared at the dye assigned, And *William Vincent* as Complaynante hath not appeered, *The Courte doth order* that *Thomas Harris* and his wief shall be difcharged, for y^e warrannt[?], And y^t y^e said *W^m Vincent* shall paye to each of them thurtie pownd waight of Tobacco in lew of their Charges and los of tyme (*Vidl^r*) to *Tho: harris* his wief and *John Chambers* each of them thurtie pownd waight.

XXth day of *march* 1625

A COURTE held the xxth day of *march* 1625 beinge
 þfente
 Sr *ffrancis Wyatt* Knight Gouvernor &c, Cap^t *ffrancis West* Cap^t *Roger Smith*.

John Chew marchant fworne and examined fayeth y^t the the Accompt þduced by him in Courte between him and Mr. *Bolton* is a trwe and iust Accompte (and no more

Yt is ordered y^t Mr *Lodwick Peerle* shall paye thirteene boufhell of Indyan Corne beinge a remainder for those Tithes dew to Mr. *Bolton* for Mr *Bennetts* Plantacione at *Wariscoyk* two yeers past.

Yt is ordered y^t *James Larimoure* havinge þffered his peticione to this Courte shall have his Pafs to goe for his Countrey The rather for that he is an old man and at this tyme diseased. And his labor decaid wherby he may rather be a Charge to y^e Country then otherwise.

Yt is ordered y^t *Randall holte* vppon his Peticone þffered in Courte shall ferve and remaine wth Doct^r *Pott* his m^r vntill *Christmas* next com twelve moneth. And then Doct^r *Pott* his m^r to deliver vp his Indentures and make him free, and to give one fuit of aparell from head to foote and three barrells of Corne.

the XXVIIth of *March* 1626

A COURTE held the xxviith of *March* 1626 beinge
 þfent
 Sr: *ffrancis Wyatt* Knight Gouvernor &c Cap^t *ffrancis West* Cap^t *Roger Smith*
 Cap^t *Raphe Hamer*

Thomas Bunn fworne and examined fayeth, about the moneth of *July* laft past Mr *William Atkins* lyinge sick at his howse and this deponent findinge him to be very weake and sick, did aske him how he meant to dispoſe of his Eſtate, To w^{ch} Mr *Atkins* replide, That he wold leave all that he had heere in *Virginia* to the diſpoſinge of his Cozen Mr *Lwke Boyſe* and that he would have Mr *Boyſe* to pay all fuch depts as he did owe heere in *Virginia* and to fend home the remainder to his Wife and Children into *England*.

Thomas Marlatt fworne and examined fayeth y^t about two dyes before Mr *Atkins* died he was deſirows to make his will, w^{ch} was begunne but nott finiſhed. And fourther this deponent fayeth y^t Mr *Atkins* vſed the ſame ſpeeches in effect w^{ch} Mr. *Bunn* hath formerly depofed.

Nathaniell Jefferneys fworne and examined fayeth y^t Mr *Atkins* vſed the ſame woordes as Mr *Bunn* and Mr *Marlatt* formerly delivered or to the ſame effect.

John Carter fworne and examined fayeth y^t one *faterday* laft past was ſennight beinge the XVIIIth of *march* 1625 Mr. *Thomas Swynhow* beinge ſick ſaid to this deponent y^t yf he ſhould die before he came home into *England* That then he would give to this deponent and to *David Ellis* and his wiefe and child to each of them a ringe of xx^s price, And y^t he would give this deponent his fuite of Aparell, a female Trunke two blanketts one pillow, 1 pare of hofe and ſhews & two ſhirtes, And further he fayeth y^t Mr. *Swynhow* ſaid that if he ſhould die before he received payment for his man *Lawrence* that then he ſhould be made free.

And further this deponent fayeth y^t Mr. *Swynhowe* did ſaye y^t he would give Mr *Gill* a hundred gilders w^{ch} was ten pounde *ſterlinge* for to make the moſt of his Tobacco, And this deponent and his brother *David Ellis* to ſe y^t the moſt ſhould be made of his Tobacco, And that after his legacies were paide, That then the remainder of his goodes ſhould be delivered to his brother in *london*, and that yf his brother in *Loundon* were dead That then it ſhould be ſent to his two brothers in the Countrey.

Margarett

Margarett Ellis sworne and Examined sayeth y^t she did heere Mr. *Swynhow* saye y^t he would give Mr. *Gill* a hundred gilders to make the most of his Tobacco, And that *John Carter* and this deponents husband should also se y^t the most should be made of his Tobacco.

Y^t is ordered y^t *Randall Smallwood* shall have the Charge of all such goodes of Mr. *Thomas Swinhow* as are yett nott disposed of and to send a true Accountt therof vnto his brother in *Loundon*,

And that Mr. *Swinhows* man *Lawrence* may dispose of him selfe vntill fourther order com from Mr. *Swinhow* from *London* for and Concerninge any fourther service to be demanded of him.

Whereas Mr. *michell marshatt* doth confes him selfe indepted to Mr. *Gill* in the sume of two thousand waight of Tobacco & vpwards and for default of payment his goodes moveable and vnmovable have been already forfeeted, and Mr. *Gill* is Contented to respitt him vntill the eight of *Aperell* now next enswinge. The Court doth order y^t yf default be made in payment in & vppon that daye, That then Mr. *Gill* shall have p^{re}sent Execution of all his goodes and servants by vertue of this order of Courte.

The Courte vppon the Peticione of Mr. *Michaell Marshatt* is contented to give him leave to trade with w^{ch} these Caufiones (That Liv^t *Peppett* or some other y^t shalbe approved by the Gouvernor and Counsell, wth 14 sufficiencyent shott armed compleate, And that he sell to such in the Countrey as shalbe in want of Corne two hundred and sixtie boushell of corne not excedinge the rate of seaven pownd of Tobacco the boushell. And that he deliver besides into the publique store fortie boushell of Corne gratas to be employd vppon Publique vses by the Gou^rnor and Counsell.

W^{ch} the said *michell marshatt* doth heere p^{re}sent in Courte engage him selfe to p^{er}forme.

March the xxixth 1626

William Spencer sworne and examined befor the Gouvernor sayeth y^t in the yere *Ann^o Domini* 1620 he did oversee the labours of six or seaven men belonginge to Cap^t *William Peerce* who planted in the main And that their Cropp for y^e yeere Amounted to the sume or quantetie of three or fower thousand pownd waight of Tobacco, And that Mr. *John Rolfe* received all the said sume of Tobacco from the hands of this Examinee, And disposed of it But for y^e p^{ar}ticulars this deponent doth not now p^{re}cisely remember, But sayeth y^t at that tyme y^t is to say, at that Cropp he this deponent delivered a p^{ar}ticular note and Accompte of the said Tobaccos to Mr. *John Rolfe*, written by *Edwarde Britt* one of Cap^t *Peirces* servants, And y^t after vppon the cominge in of Cap^t *Peerce* this deponent deliuered another note, to the same effect vnto Cap^t. *Peerce*.

And further this deponent sayeth y^t there were two of Mr. *ffranks* men w^{ch} after Mr. *ffrancks* decease were put into y^e mayne to worke wth them, And further he sayeth y^t in summer in the Chifest [chiefest] of their woorke The men were comanded away to worke over the water by Mr. *John Rolfe* (some tymes more some tymes fewer) so much as Amounted to one hundred dyes woorke for a single man, And further this deponent sayeth y^t in *march* 1622 There planted over the water at Mr. *Rolfes* Plantacion xxxj p^{ar}sons, whereof some belonged to Mr. *Rolfe* some to Cap^t *Peirce* some to Mr. *Ewyns* and some to this deponent, each of w^{ch} men had to their single share one hundred waight of Tobacco and one barrell of Corne, of w^{ch} number of men before mencyned, two only belonged to Mr. *Rolfe* (*Vid^l*) *Robert Davis* and *William Rabnett*.

March the xxxith 1626

Thomas Munn[?] sworne and examined before the Gouvernor and Mr. *Abraham Perfy*e Esquire Counsellor of estate for *Virginia* sayeth, That he was at the makinge of a smalle Shallop at *James Cyttie* by y^e direction of Cap^t *Thomas Barwick* for the Compeny and Adventurers of the Shipwrghts, And afterwards this boate was sold to Cap^t *W^m Epps* for 200 pownd waight of good marchantable Tobacco, And as yett to
this

this deponents memory the aforefaid dept of 200^{li} waight of Tobacco is not Satisfied vnto any man, And further this deponent fayeth That vppon the death of y^e faide *Tho: Barwick* he delivered vp to M^r. *George Sandys* Threaf, a lifte of the depts y^t were owinge by divers planters in this Colony, whereof Cap^t *W^m Epps* his dept as is beforefaide was one, And further this deponent fayeth y^t he knoweth that M^r. *George Sandys* beinge then Treaf had order from the Compeny to receive vpp all the Accompts and eftate y^t Cap^t. *Barwick* was pofeft of beinge dew and Accomptable to the Compeny aforefaid.

thurde day of *Aperell* 1626

A COURTE held the thurde daye of *Aperell* 1626, beinge
 present
 Sr: *ffrancis Wyatt* Knight Gou'nor &c Cap^t *ffrancis West* Cap^t *Raphe Hamer*
 M^r *Abraham Perfy*.

Randall Smallwood Provoft marshall fworne and examined fayeth that he this deponent And *Nathaniell Reighnolds* beinge chofen for the prayfinge of the moveable goodes of M^r. *Richarde Buck* minifter deceafed, they prayfed all the faid moveable goodes at the rate of three fhillings 7^d pownde in Tobacco (M^r *Bucks* library of Bookes only excepted) w^{ch} library of bookes were prayfed afterwards by M^r. *John Powntis* and this deponent and *Nathaniell Reighnolds* at the rate of three fhillings the pownde in Tobacco.

Vppon the depofitione of *Randall Smallwood* before taken the Courte conceaveth it reafonable. That whereas the Gardians have putt in securitie for y^e payment of three hundred and twentie pownde, meaninge in Tobacco at three fhillings 7^d pownde, Confideringe y^t is not fitt y^t the ftock of the Children fhould reft fo longe in their hands to be paid in Tobacco, w^{ch} then we know not of w^t valwe it may be, The Courte conceaves it reafone y^t the Gardians doe putt in securitie for the true payment of halfe the value of their fecurtie bondes to be paid in lawfull money of *England* w^{ch} is agreeable and accordinge the prayfinge of the goodes

Whereas at the requett of M^r. *John Gill*, who hath been ymployed hither into this Countrey divers tymes in neceffary fupplies for y^e Countrey & doth heere in Courte p^mife to plante heere and to bringe in fervants for y^t pourpofe, The Courte for his better Encouragement doth graunte him he fhall have his freedom graunted him.

Whereas by reafone of the casualties happeninge to the Orphants of M^r. *Richard Buck*, There doth and often may fale owt divers varyances between the Overfeers and the Gardians of y^e faid M^r. *Buck*, and dangers of lofs of the ftock to y^e orphants, The overfeers have moved the Courte that both for their ease And the gardians And the good of the Orphants That they make Agreement wth the Gardians for a Certen number of Cattle to be dlvd to the orphants at the feverall ages of twentie one yeers Accordinge as may be probabely fupposed might arife vppon the increafe. And becaufe that Agreement doth nott feeme prenciplie to agree wth the L^re of the will, They defire that their Actes may receive ftrength by the approbatione of this Courte. To w^{ch} the Courte doth willinglie Confent as findinge it the beft and moft convenieft way for both p^ties beinge made in y^t manner as is p^pofed in Courte by the faid Overfeers or Gardians.

the XXth daye of *Aperell* 1626

A COURTE held the xxth daye of *Aperell* 1626 beinge
 present
 Sr: *ffrancis Wyatt* Knight Gouernor &c Cap^t. *ffrancis West* Cap^t *Roger Smith*.

Whereas *Richard Biggs* of *west & Sherley* hundred in *Virginia* late deceafed did give & bequeath all his goodes and Chattells to *Sara Biggs* his wiefe and *Richard Biggs* his fone, w^{ch} goodes beinge folde to the beft valwe heere in *Virginia*, Amounteth, all Charges
 beinge

beinge deducted, To five thowzande five hundred and eighteene pownde of Tobacco, besides two heicfors left heere in the Countrey. W^{ch} said Tobacco is now shipt abourde the good shipp caled the *Temperance* now bound for *Englande*, And is the full p̄ceeds of the said goodes (as by the oath of the faide *Sara Biggs* taken in Courte Appeereth.

In regarde the full and entire moyetic of the said Tobacco Accordinge to the trwe intent and meaninge of the said *Richard Biggs* his will may come and Accrew to the said orphant *Richard Biggs*. *The Courte doth order* that the said *Sara Biggs* and *Samuell Sharpe* whom the said Testator by woorde of mouth appoynted overseer of his said Will and Testament, shall enter into bounde of three hundred pownde lawfull money of *Englande*, That wthin two moneths next after it shall please god they shall arive in *Englande* They shall Take owt of the p̄rogative Courte of *Canterbury* in *England* A letter of Adminiftration, And within such A reasonabe Tyme after they may make sale of the Tobacco to bringe in a trew accompt of the p̄ceedes thereof in money into the faide p̄rogative Courte. To y^e ende the one moyetic thereof may redounde to the Orphante *Richard Biggs* sone of y^e said *Richard Biggs* deceased.

Yt is ordered that whereas *Richarde Biggs* left a howse and nyne Acres of lande w^{ch} by his last will & Testament he gave and bequeathed to *Sara Biggs* his wiefe and *Richarde* his sone.

Yt is ordered that the said *Sara Biggs* shall have the Gardianshipp of the body and landes of the faide *Richard Biggs*. To be accomptable for the moyetic of the yeerly rent and p̄ffit thereof to the said Orphant *Richarde Biggs* when either he shall come to the adge of twenty one yeeres or otherwise of yeeres of discretion to Chouse his Gardian.

Yt is ordered y^t such wearinge Cloathes as M^r. *John Bate* died seafed of shallbe folde to the best Advantage wth A Trunck marked wth his owne marke Towardes the payment of his depts, *And whereas John Southerne* p̄duceth in Courte one bill of dept vnder the hand and seale of M^r. *John Bate* for 70 pownde of Tobacco, And one bill of dept of *Nicholas Skinners* for 25 pownd of Tobacco *yt is ordered* y^t *John Southerne* shall have M^r. *Bates* his trunck and those things y^t are therin (*vidⁱ*) a Cloake, a Canvas dublett and one old Ruff bande in satisfacione of the said two depts.

The XXVth of *Aperell* 1626

A COURTE held The xxvth of *Aperell* 1626 beinge
p̄sent
S^r *francis Wyatt* Knight Gouvernor &c Cap^t *francis West* Cap^t *Roger Smith*
Cap^t *Samuell Mathewes* M^r *William Cleybourne*.

Yt is ordered y^t *George ffryer* ffaylinge in the fulfilling of his Covenents wth *Robert Wright* shall pay the Charge of his Imprifonment and one hundred and fyftie pownd waight of good m^rchantable Tobacco for damages. And one hundred waight of Tobacco and & for three weekes woork y^t *Robert Wright* and his man did woork wth *George ffryer*.

M^r. *Thomas Bunn* sworne and examined sayeth y^t the bill by him p̄duced in Courte for Phifick and furgerie for *Andrew Waters* M^r *Richard Stephens* man is a trwe bill and dwe dept vnto him.

Yt is ordered y^t *John Southerne* shall pay the faide bill to M^r. *Bunn* owt of M^r *Stephens* goodes.

ffirst day of *May* 1626

A COURT held the ffirst day of *May* 1626, beinge
p̄sent
S^r *francis Wyatt* Knight Gou^rnor &c Cap^t *francis West* Cap^t *Roger Smith*.

Yt is ordered y^t M^r. *John how* shall give securitie to *William Vpton* for y^e payment of fixtee pownd waight of y^e best marchantable Tobacco at or before the xth of *November*

now

now next enfwinde, *Provided* y^t yf it be proved y^t the dept of fite two fhillings tenn pence hath beene formerly payde to *Robert Lee* Then M^r *how* to be frely difcharged of and from the payment of the faid fixtie waight of Tobacco

Yt is ordered y^t whereas it apereth by a bill p^oduced in Courte y^t *Luke Adin* is indepted to *Pecter Courtney* in the fome of fix pownde & fowerteene fhillings, That the depts owinge by the faid *Luke Eaden* in this Countrey beinge firft paid, the faid fix pownd fowerteene fhallbe next paid owt of the remainder of his eftate

Maye the 5th 1626

Nicholes Comyn fworne and Examined before the Gouvernor fayeth that he was in place when *Thomas Hitchcok* did paye to M^r *Thomas Swifte* eight hundred pownd waight of Tobacco for y^e vfe of M^r *Treaſ* w^{ch} was in lewe of his fredome, And fourther fayeth y^t he harde when M^r *Swyfte* did tell M^r *Threar* that he had receved the Tobacco of *Thomas Hitchcok*

Martin Tournier fworne and examined depofeth as much as *Nicholes Comyn* hath vppon his oath depofed.

VIIIth day of May 1626

A COURTE held the viiith day of May 1626 beinge
p^oſent

S^r *ffrancis Wyatt* Knight Gou^rno^r &c, Cap^t *ffrancis West* Cap^t *Roger Smith*
Cap^t *Samuel Mathewes* M^r *William Clcybourne*.

Whereas M^r *Henry Southey* arived in this Countrey in the good fhipp caled the *Southampton* Ano domni 1622 wth his wiefe and fix children and tenn fervants y^t *is ordered* y^t his heyre *Henry Southey* fhall have nyne hundred Acres of lande and to be taken in any place (not allready Chofen and taken vp) wth the aprobaton of the Gou^rnor and Counfell.

Wheras *Thomas Carter* an old Planter hath affigned one hundred & ffiftie acres of lande to M^r *Richard Kingfmell* and his heyers *Y^t is ordered* y^t the hundred acres of lande due to the faid *Carter* for his p^oſonall adventure beinge an old planter fhall remaine to the faid M^r *Richard Kingfmell* & his heyres, as alfo one hundred Acres of lande more made over vnto him by Cap^t *Raphe Hamer* by an order of Courte dated the xxijth of *January* 1624 w^{ch} faid two hundred acres of lande y^e faid *Richard Kingfmell* & his heyrs fhall have added to his fformer Pattent of three hundred acres laide owt and begun to be planted by him at *Archers hope*, p^ovided that he feate and plant vppon the fame betwixt this and the yeere of our lorde God 1630, or ells y^t it may be free for any other to take vpp the faid two hundred acres

Yt is ordered y^t *Sara Maycock* for fower fervants brought over in the *Abigaill* 1622 vppon the Accompt of M^r *Samuell Maycock* fhall have two hundred acres of lande to be taken vpp by her in any place not formerly Taken vpp.

John Southerne fworne and examined fayeth y^t *John Dyus* now decefed, came vnto him this deponent and requefted him for to make him a bill for fortie fix fhillings eight pence w^{ch} M^r *Richarde Bucks* minifter decefed did owe him, at whose requeft this deponent did wright the faid bill for him, And further this deponent fayeth y^t *John Dyus* when he had the Bill went wth it to M^r *Bucks* to have his hande vnto it, & p^oſently after the faid *John Dyus* cam back againe to this depts howfe and then requefted him to keepe the faid bill vntill he cam to Towne againe, fayinge y^t he had come at M^r *Bucks* howfe but could not ſpeeke wth him

John Jackfone beinge one of the Gardians of M^r *Bucks* Children affirmeth y^t he hath feene the faid *John Dyus* about M^r *Bucks* cattle in the penn but what woorke he did vnto them he knoweth nott, but he well knoweth y^t he was one that did drench and
looke

looke to cattle about the Towne, & further he sayeth y^t he harde *Mary landman* saye y^t she harde *John Dyus* say y^t M^r *Buck* did owe him some money

Yt is ordered y^t seeinge M^r *Thomas Swynhow* is dead, and M^r *Smallwood* in no waye prepared to pallizado Doctōr *Pott* his howse according to M^r *Swynhow* his Covenents y^t M^r *Smallwood* shall pay to Doctōr *Pott* towards the pallizadoinge of the said howse one hundred pōwnd waight of good marchantable Tobacco.

Yt is ordered y^t *Addam Dixfōne* shall have for y^e transporte of him selfe *Agnes* his wiefē *Elizabeth* his daughter & *John Martin* his servante As apereth by the list of the passengers for the *Margarett and John*, two hundred acres of lande in any place not allredie taken vpp. provided y^t he seate and plant vppon the same wthin seaven yeers, or ells it shalbe free for any other to take vpp y^e same

Yt is ordered y^t M^r *Thomas Horwood* havinge one hundred acres of land dwe to him for the Transportō of him selfe and a man servante named *Jo: Allen* into this Countrey shall have the said one hundred acres of lande feytuate and beinge wthin the mouth of *Blunt poynte* Creeke & bounded Westerly one the said *Blunt poynt* Creeke & Easterly one a branch of the said *Blunt poynt* Creeke (beinge a neck of lande & y^e whole hundred Acres of lande to [be] measured and bounded between the said Creeke & the branch of the said Creeke, *Pro: [provided]* y^t he plant y^e said lande wthin seaven yeares next after the date hereof

James Porter sworne and Examined sayeth y^t *Edward Eade* did covenant to serve M^r *Robert Gyer* five yeers in *Virginia* & bound him selfe servante by takinge of six pence in money of M^r *Gyer* to forme the said tyme of service

M^r. *Robert Gyer* sworne and examined sayeth y^t y^e tyme of y^e begininge of *Edward Eade* his five yeers service was to beginne at our La: day now laft past before the date hereof, and therevppon he gave the said *Edward Eade* six pence to bind him servante

Yt is ordered y^t S^r: *ffrancis Wyatt* Knight Gou'n^r &c shall have five hundred acres of lande to him and his heyres for ever dwe vnto him for y^e Transportacion of tenn servants, and feytuated about a myle belowe *Waters* Creeke towards y^e land of *newports news* & abuttinge esterly one A greate oake aboute a quarter of a mile distant from y^e lande of *morice Thompson* and thenc extending westerly alonge the banke of the river two hundred and ffyftie pole & bordering futherlie vppon the maine river & northerly vppon the maine lande, *Provided* y^t he plant y^e same wthin seaven yeers next after y^e date herof

Yt is ordered wth the Consent of the Courte y^t M^r *W^m Cleybourne* shall take vpp five hundred acres of lande feytuated towards the head of *blunt poynte* River and abuttinge southerly one the land of *John Baymun* & extendinge northerlie two hundred & fiftie pole towards the head of the said river provided y^t he plant the same wthin seaven yeers next after the date heerof

Yt is ordered y^t *James Parker* for y^t he hath been heertofore a well wifher to this Colony in bringinge over necessarie comodities and servants into this Countrey as also that he hath promised to Contynew the like his loue and affectione to this Colony shall have his freedome granted him.

Yt is ordered y^t *John Southerne* shall have for y^e Transportinge of a man servante in the *George Ano dom̄i* 1622 named *William Soane* shall have ffyftie Acres of lande to be taken vpp in any place not allready taken vpp, provided y^t he plant vppon the same wthin this seaven yeers next enswinge the date heerof w^{ch} land tenn acres therof is to be taken vp in *James Cyttie* Island & 40 acres at *blunt poynte*

Abraham Porter sworne and examined sayeth y^t he cam to serve M^r *Buck* in *decembe Ano dñi* 1622 and sayeth after this deponents Cominge to M^r *Bucks* service *John Dyas* did drench M^r *Bucks* cattle, M^r *Buck* beinge then livinge

Yt is ordered y^t M^r *Richard Kingfmell* overfeer to M^r *Bucks* will shall pay to S^r: *ffrancis Wyatt* Knight gouernor &c fortie shillings lawfull *english* money for a dept dwe to *John Dyas* from M^r *Buck* decefed

A Court Book

begune the xxviith daye of *July* 1626

the 28th daye of *Julye* 1626

A COURTE held the 28th daye of *Julye* 1626
present
Sr: *George Yardley* Knight Gove[rnor &c] Cap^t *West* Doct^r *Pott*, Cap^t *Smith*,
Cap^t. . . and M^r *William Claybourne* Secr

1 *Yt is ordered* y^t there be a p^{ro}clamati^one published that vppon the arivall of any shipp or shippis none doe goe aboard before some that are especyally authorized have been abourde, leaft y^t by any forraine Enemy (w^{ch} we muft now daylie expect) there be some Surpryse wherby there may be much danger and inconvenience happen to the Colonye

2 Also that there be a Proclamati^one published to enioyne all masters of shippis not to breake boulke before they come to *James Cyttie*, wthowt specyall leave from the Gouvernor & Councell to that purpose.

3 *Yt is ordered* that a Comiffi^one be granted to Cap^t. *John Stone* to trade wth those Indyanes one the *Easterne shore* w^{ch} Cap^t *Epps* shall enforme him to bee our freendes, eyther for Corne furr or any other Comodities, p^{ro}vided he exceede not the ordinance rate for Corne

4 *Yt is also ordered* y^t a p^{ro}clamati^one be sent to every Plantati^one that the Comander and Church wardens therof do take a list of the names of men women and Children in their severall p^{ar}ishes, And do see y^t the service of God be dewly p^{er}formed and yf any be fownd delinquent to be punished accordinge to the statute in y^t case p^{ro}vided by y^e general Assembly.

5 And that whosoever cometh wthowt his armes fixed and in good order shall receive the like punishment as yf he had staide awaye, And that every m^r of a familie cale his people together to praye twyfe or once a daye at the leaft, And that a list of all delinquents be given vpp to the Gouvernor & Councell at every quarter Courte

6 *Yt is ordered* y^t a proclamati^one be renewed concerninge privatt parley wth the Indyans.

7 *Yt is ordered* y^t the proclamati^one againste drunkenness and fwearinge be renewed, and that two sworne men be chosen in every Plantati^one to give informatione of such as shall offende that they may receive punishment accordinge to the act of y^e generall assembly, And also that the Comander of every Plantati^one be very carefull that no p^{er}son of evill Government do buy any great quantitie of wyne, or yf they shall see have done wthout his knowledg and comitt any disorder Then shalbe lawfull for him to take it from them and to cawfe them spende it more moderately

the 7th & 8th dayes of *Awguste* 1626

A COURTE held the 7th & 8th dayes of *Awguste* 1626 being
present
Sr. *George Yardley* Knight Gou'no^r &c Doct^r *Pott*, Cap^t *Smith*, Cap^t *Mathews*,
M^r *Abraham Perfie*, Cap^t *Tucker*, M^r *W^m fferrar*

1 *Yt is ordered* y^t no planter shall remoue from y^e plantati^one wherone he is feated, To feate himselfe vppon any other wthowt specyall order from the Governor and some
p^{er}te

¶te of y^e Councill vppon penaltie and forfeeture of 300^{li} waight of Tobacco to be paide into the publike Treafury, and to retourne and feat himfelfe againe vppon his former Plantatione yf the Gouvernor & Counfell fhall thinke it fitt.

And that no ¶fone vppon any pretext or couler of his owne privat occafiones fhall abfent him felf from his plantatione wthowt content and approbatione of the Comander of the Plantatione vppon paine and forfeeture of 25^{li} of Tobacco for every 24 howers abfence

2 *Wheras John Joyfe* fervant to Ensigne *Jfrancis Epps* havinge lately runne away from his m^r, who caryed away wth him two Snaphance peeces wth powder and fhott, together wth a canow w^{ch} in like manner he stole away from *Symon Sturgis* (was heere attached at *James Cyttie*) and beinge brought before the Gouvernor and Councill (after) dwe examinations of the caufe of his fo runninge Awaye yt apereth by the Testimony of *Grevell Pooly* minifter and *Symon Sturgis*, The faide *John Joyfe* had noe iufte caufe (eyther by Corectione, want of victualls or any other caufe) wherof he hath Complayned, but that this Acte of his hath pceded from a ftubourne and ill defpofitione of him felfe, and not by any iuft ocatione offered by his m^r *Yt is therovpon ordered* y^t y^e faide *John Joyfe* for this his offence fhall be feverely whipt, and to receive thirty ftripes, and fhall be returned vpp againe into the hands of his m^r, and fhall ferve owt his tyme wth him (and halfe a yeere more) At the expiratione wherof, his m^r fhall deliver [him] to the Gouvernor and Councill to ferve the Colonye at the difpofinge of the Goⁿor and Councill for five yeers (or as they fhall otherwyfe determine therof

3 *Yt is fourther ordered* that there fhall be inferted into the Proclamatione to be fent downe to *Kickotan* againfte breakinge bulke, That no ¶fone wthfoever fhall putt awaye any fervants that fhall be Tranfported over, before the Gouvernor and Councill are firft made acquainted therwth

4 *Yt is ordered* that a Comiffione be graunted by the Gouvernor to Cap^t *Tucker*, That vppon the arivall of any fhipp or fhipps, He fourthwth man owte a light fhallopp fitted wth mafte fayle and Oares wth a fufficient number of good fhott and fo to goe fourth as farr as *poynt Comfort* or fourther fo that he do not engage himfelf & his compeny but allways to keepe the winde of them, till he hath made a full difcovery of them, And yf they proue Enemyes, Then he fhall retourne wth all fpeede, and give the Alarm to the Plantatione that they may pvide for their owne fafety (yf ffreende) Then to goe abourde and publifh fuch proclamations & inftructions as he fhall receive from the Gouvernor and Councill.

5 *Yt is ordered* that the Gouvernor wth his beft conveniency fhall give Comiffione to fome Sufficyent man in every Plantatione for the Comande and Gouvernement therof

6 *Yt is ordered* y^t the Proclamatione againfte drunckennes and fwearinge fhall be in force accordinge to the act of Affembly wth an aditione of gevinge bonde to the good behaviour.

7 *Yt is ordered* y^t wheras the Gouvernor is to take a generall mufter throwwt the Colonye Accordinge to the directions of the Lo^rs of his Ma^{ties} moft Honble privie Councill, That y^e Gouvernor fhall fupplie him felfe in all places goinge vpp and downe wth a fufficyent number of men & boates

8 *Yt is ordered* that an order be fent to y^e Comander of every Plantatione y^t accordinge to the Acte of y^e late Generall Affembly fome decent howfe or fittinge roome be erected and builte for the fervice of God in their feveral Plantacones and y^t it be fequeftered for that purpofe only and not for any other vfe or purpofe wthfoever, Likewise y^t a place be ftronglie paled or fenced in for the buriall of the dead And thefe things to be carefully Accomplifhed in all places by our lady day now next enfwine, And for default therof every Plantatione to paye five hundred pownde waight of Tobacco to the publike Threafurer

9 *Yt is ordered* y^t accordinge to another act of y^e late generall affembly, There be an vniformitie in our Church kept as neere as may be to the Canons of *Englande* both in fubftance and Circumftance, and y^t all ¶fones yeeld dew obedience to them vppon paine of Cenfure

10 *Yt is ordered* accordinge to another Acte of y^e late generall affembly, That the xxiith day of *march* be yeerly Solemnized as holydaye and all other hollidays, except when there fale two together betwixt the ffeaft of the Annuncyation of the Virgin *Mary* and Sct. *Michell* the Arkeangell, then but one to be kept in regard of our neecessities.

11 *Yt is ordered* y^t yeerly after every harveft when the minifter is to receive his meanes of his ¶ifhioners that all men do bringe fuch payments as the[y] are to make vnto him, to the Comanders howfe of the Plantatione who fhall fee y^t y^e fame fhallbe of the beft forts, or otherwyfe y^e fame to be burnt before their faces and the ¶tie forced to paye of the very beft

12 *Yt is ordered* accordinge to an Act of y^e late generall Affembly y^t there fhallbe Courtes kept monthly at *Charles hundred* and *Elizabeth Cyttie* for the determinge of pettie controversies not excedinge the valve of 200^{li} of Tobacco and for punifhing of pettie offences (wth refervatione of appeal after fentence, To the Gouvernor & Councell and whofoever fhall appeale and fhallbe there cafte in fuite, fhall paye double damages, Sentenc to be geven in thofe Courtes by the maior [major] ¶ties.

Comiffioners nominated for *Elizabeth Cyttie* Courtes

Cap^t *Tucker*, Cap^t *Martin*, M^r *Jonas Stogden* Liv^t *Purfrey*, M^r *Edward Waters*, M^r *John Baynam* M^r *Salforde*

Comiffioners for the vpper ¶tes,

M^r *William Ferrar* M^r *Thomas Pawlett* Enfigne *Epps* Enfigne *Chaplen* M^r *Cawfey*, *Thomas harris*

13 *Yt is ordered* y^t the monthlie Courtes to be kept aboute *Perfies hundred*, fhallbe kept at the difcretion of M^r *W^m fferrar* one of his Ma^{ties} Councell of ftate either at *Jourdens Journey* or *Sherley hundred*

14 *Yt is ordered* y^t accordinge to the Act of the late generall affembly, That no man goe or fend abroad either vpon ffowlinge, ffifhing or otherwyfe wthfoever wthout a fufficyent ¶tie of men well armed and ¶vided of munitione, vpon penaltie of vndergoinge fevere Cenfure of punishment by the Gouvernor and Councell.

15 *Yt is ordered* accordinge to the faide Affembly that no man in the Colony goe owt to his woorke & labor wthowt their armes & a Centinell vpon them

16 *Yt is ordered* accordinge to the faid generall affembly that the Comander of every Plantatione, take care that there be fufficyent of powder and munitione wthin y^e Plantatione vnder his Comande and their peeces fixt and their armes Compleate.

17 *Yt is ordered* y^t there be dwe watch kept by nyght in all places and Plantationes throwt the Colonye The neglect wherof to be punished at the difcretion of the Comander

18 That no Comander of any Plantatione do either himfelfe or fuffer others to expend powder vnneceffariye in drinkinge Entertaynments or the like vpon paine of vndergoinge fuch Cenfure as by the Gouvernor and Councell fhallbe inflicted, And the Comander to give informatione to y^e Gouvernor and Councell of all fuch as fhall therin ofende, vpon penaltie of beinge Cenfured by the Gouvernor and Councell him felfe

19 *Yt is ordered* y^t the whole Bodie of the Councell fhall meete together at *James Cyttie* for the managing of the Publique fervice of the Colony, quarterly as followeth (*vidl^t*) The *monday* fenight next after the ffeafte of Sct *Michell*, The *mondaye* fenight next after the feaft of the nativitie of *Christ*, The *monday* fenight next after the Añcyation of the Virgin *Mary*, And y^e *monday* fenight after y^e feaft of Sct *John Baptift*

And yf any of the Councell fhall heerin make default that then he fhall paye for fuch his defaulte 300 pownd waight of Tobacco, except it be vpon fuch lawfull excufe as by the Gouvernor and maior ¶te of the Counsell fhallbe approued

20 *Yt is alfo ordered* y^t wheras in regard of divers greate inconveniences y^t have befallne us, by the ingrofinge of Comodities and by greate quantetie of wyne and ftoringe drinke

drinke fold into the handes of fuch as have not gouernment to vse it, And y^t by reafon it hath been left free for every man to buy what quantetie he thought good himfelf, To the end we may avoide thefe and many other inconveniences w^{ch} the whole Colony doth fuffer by fuch confufione and irregular buyinge vpp of Comodities into a few mens handes, wherby the more p^{te} of the Colony is left vnfurnifhte, There fhall therefore in every Plantacione be one fufficyent man Chofen as marchant or factor to deale and buy for all the People dwellinge in the fame Plantatione, The fame goodes fo by him bought To be by the Comander and Chieffe of the Place equally devided to all as neere as may be, to the furnifhinge of every p^{ticuler} p^{fone} (And that this may be the better p^{formed}) *Yt is ordered* y^t none of thofe Chofen men do deale or buy any Comodities, vntill all or the more p^{te} of them, be vppon the arivall of any fhipp or fhippes, Affembled heere at *James Cyttie*, wheras vnderftandinge w^t p^{portione} of goodes is arived to be folde, They may Accordinglie p^{vide} for the furnifhinge of fuch people as have put them in trufte to buy for them.

21 *Yt is further ordered* y^t there be a Proclamacione publifhed throwwt the Colony, That noe p^{fone} w^{foever} (vnles thofe Chofen p^{fon}s) fhall goe abourde any fhipp or fhippes arivinge in this Colonie w^{thout} leave of the Gouvernor or any two of the Councell vppon paine of Cenfure, nor to bring any Comodities w^{foever} either abourde or afhore vppon penaltie to forfect the goodes foe bought and to pay 500^{li} waight of Tobacco into the Publique Treafurye

22 *Yt is alfo ordered* y^t vppon every holiday y^t is to be kept and Solemnized as holiday The Comander of every Plantatione do drawe his men together in Armes and do exercefe and drill them, wherby they may be made the more fitt for fervice vppon any occafione

xiiiijth of Awguf 1626

A COURTE helde the xiiiijth of Awguf 1626 beinge
p^{fente}

S^t George Yardley Knight Gouvernor &c., Doct^r Pott, Cap^t. Smith

1 *Ifmaell hills* fworne and examined fayeth y^t one *Sonday* lafte was fenighte in the afternoone he harde *Martin Tourn^r* faye that yf he died or that any other mifchance did happen vnto him, That *Rice Watkins* fhould have all the eftate and goodes he had in *Virginia*.

George Bourcher fworne and examined fayeth y^t about a moneth agoe he beinge at *M^r Menefres* forge, harde *William Carter* fervant to *M^r Menefrey* tell *Martin Tourn^r* y^t *M^r harmer* was there and would have had *Martin Tourn^r*s bed awaye, To w^{ch} *Martin Tourn^r* replide, to *William Carter*, *lett not M^r Harmer or any man ells have my bedd owt of the howfe for where I worke they fhall finde me lodginge, But yf I die I do give it thee*

2 *Yt is heervppon ordered*, that *Rice Watkins* fhall take a trwe Inventorie of *Martin Turners* goodes & eftate and p^{fent} it into the Courte, And y^t if after ten days notice *Martin Tourn^r* be not harde of, he fhall have A letter of Adminiftracione granted him for y^e fame

XXIth of Awguf 1626

A COURTE held at *James Cyttie* the XXIth of Awguf 1626 beinge
p^{fent}

*S^t George Yardeley Knight Gouvernor &c Cap^t West, Doct^r Pott Captaine Smith
M^r William Cleybourne, Secr*

1 *Yt is ordered* y^t whereas *Thomas ffarley* gent contrary to y^e late Act of the generall affembly hath abfented himfelf from Cominge to Church vppon the *Saboth* day for the
fpace

space of three moneths, as appeareth by the Testimony of M^r *James hickmote* one of the Church wardens, And as the saide *Thomas ffarley* him self hath confessed *yt is hervppon ordered* y^t the saide *Thomas ffarley* for that his offence shall paye one hundred pownd waight of Tobacco into the Publique Treasury, w^{ch} fine in some p^{te} is mittigated in regarde of some occasiones by him alleadged. But whereas it is alleadged againste him that *Richarde Tree* one of the Churchwardens also, that he wilbe redie to iustifie against him that he hath vppon the *Saboth* daye been huntinge of hogs in *James Cyttie* Island (w^{ch} beinge iustly proved againste him) yt is thought fitt y^t he paye the full fine of the penaltie of the generall assemply in that case made & p^ovided.

John Jackfone sworne and examined sayeth y^t y^e will of M^r *Thomas Allnutt* w^{ch} was written in a booke and p^oduced in Courte this daye was the trwe will of M^r *Allnutt* as himself confessed to this deponent

Mary landman wydow sworne and examined sayeth and depofeth as much as *John Jackfon* hath formerly depofed

Upon the oathes of *Cuthberd Peerson*, *Elizabeth Moorecock* and *Iszabell Bridgwater*

2 *Yt is ordered* y^t whereas it appereth by their severall Testimonies, That *Thomas Jones Robert Hutchinfone* and *John Ofbourne* had severally difordered and misdemeaned themfelves in drincking and quarellinge and other abuses at vnlawfull and vnseasonable howers of the night, To the disturbance of the whole plantatione they shalbe punished and fined accordinge to the late Act of the generall Asssembly in that case made and p^ovided. And it is *further ordered* y^t they and every of them shall give in bonde of fortie pownd apeece wth sufficyent securitie to the good behaviour between this and the next courte daye beinge the xxviiijth day of this moneth of *Awgust*.

3 *Whereas Richarde Allford* was warned by the p^ovest marshall on *Saturday* the 19th of *Awgust* to appeere before the Gouvernor and Councell this p^osent Courte daye to answere to such matters as by *Robert Marshall* should be alleged againste him (w^{ch} the saide *Allforde* hath nott donne, *yt is ordered* he shall paye for that Contempt 20^{li} of Tobacco

Elhmer Phillipps gent sworne and examined sayeth that he was in place when *Richarde Allforde* did acknowledge that he did owe *Robert Marshall* xi dayes woorke wherof he p^omissed to do the saide *Marshall* 4 dyes woorke and to seale him a bill for the other vii dayes woorke, The bill beinge made and the saide *Richarde Allforde* required to seale the same, he refused to do it (sayinge) *Marshall shall com by it as he can*

Whereas John Heny gave bonde to the good behaviour in the tyme of S^r *ffrancis Wyatt* his Gouvernement, & hath since, vppon the Testimony of Cap^t *ffrancis West* Esquire one of his Ma^{tie}s Councell of estate for *Virginia*, That the saide *John heny* hath ever since well demeaned him selfe Towardes our Soueraign lord the Kings Ma^{tie} and all his liege people, *Yt is ordered* the saide *Heny* shall have vpp his bonde

Wheras y^e Courte hath been enformed by Doct^r *Pott* that *Thomas Willfone* hath abused him selfe in drinke and beaten his wiefe, w^{ch} himselfe confessed, The saide *Thomas Willfone* hath been sett in y^e stocks he beinge a Tenante and is to pay xx^s for a ffyne, and to give bonde to the good behaviour and so to stand bound vntill the next quarter Courte and then vppon his good demeanor to be discharged

Wheras John Smith hath wrongfully accused M^r *Woollrige*, M^r *Bunn*, M^r *Horwood* and others *Yt is ordered* he shall aske them forgiveness heere in Courte, for their satisfacione, And that after his tyme is expired with *ffrancis fowler* then to give the saide *ffrancis fowler* satisfacione for his owne dayes woorke, and his man & for the los of y^e saide *John Smith* his owne days woorke, And after to ferve y^e publike for 3 moneths at the disposinge of the Gouvernor and Councill.

the xxiiijth of *Auguft* 1626

A COURTE held the xxiiijth of *Auguft* 1626 beinge
pſent

Sr. George Yardley Knight Gouvernor &c *Cap^t Weſte* Doct^r *Pott*, *Cap^t Smith*
Mr William Claybourne

1 *Yt is ordered* that wheras *Mr Weſtone* ys come vpp to *James Cyttie* he fhall fell 3000 of his fiſhe heere, w^{ch} he hath p^mised to fell at reſonable rates, Therefore in regarde the Proclamations are not Publifhed for the Chufinge of Marchants and ffactors, yt is p^mitted that fuch as are defirous to buy any of the faide fiſhe, He may have leave to deale wth *Mr Weſtone*, Notwthftandinge our orders to y^e Contrarie

XXVIIIth of *Auguſte* 1626

A COURTE held the XXVIIIth of *Auguſte* 1626 beinge
pſent

Sr. George Yardley Knight Gouvernor &c *Cap^t Weſte* Doct^r *Pott* *Cap^t Smith*.

1 *Yt is ordered* that wheras *Mr John Bourrows* defireth to remove and feate himſelf vppon the neck of lande neere *James Cyttie* Chieflie for the keepinge and pſervinge of the cattle dwe to *Marra Buck* dawghter of *Richarde Buck* Miniſter late deceafed, he beinge gardian appoynted for the educatione and bringinge vpp of y^e faide *Mara Buck*, The Courte conceveth his requeſt very reſonable, *And therevppon it is ordered* that *Mr Bourrows* may remove him ſelf and feate vppon y^e faide neck of lande, p^ovided That the faide *Mr Bourrows* doth leave his plantatione of *Bourrows* mounte ſufficyently manned and ſtrengthned as by the Gouvernor and Councell ſhalbe approved

2 *Wheras* by a Peticione pſered in Courte by *Sr George Yardley* Knight
See booke Gouvernor &c in the behalfe of *Margrett Pelteere* wyddow as alfo by a
of Record Certificate vnder the hande of Alderman *lvmley* as alfo by a Teſtimonie
fol. 1 & 2 vnder the handes of *Edward Webb* and *Thomas Gittins* clarke of *S^t Mary*
Stayninge it apereth that *Abraham Pelteere* was not bounde apprentice to
Humphrey Raſtill wherby he might lawfully diſpoſe of him, yet nevertheles he was
bounde pⁿtice to the faid *Humphrey Raſtill* for vii yeers contrary to Juſtice and equitie,
And afterwards was aſſigned and putt over to *John Haſſarde* by the faide *Raſtill* And
againe by the faid *haſſarde*, putt over to *Robert Threſher* for the tearme of 4 yeers for
the ſome of eight hundred p^ound waight of Tobacco, whereof 650 was paide in hande
as he affirmeth, now the Courte conceaveth that y^e faide *Raſtill* hath doune greate
wronge to the faide *Abraham Pelteere* contrary to the agreement made wth his mother,
as by the Teſtimony of Alderman *lvmley* apeereth, *The Courte doth therefore order*, y^t
the faide *Abraham Pelteere* be p^{re}ſently ſett free, And remaine at the diſpoſinge of *Sr. George*
Yardley Knight Gouvernor Accordinge to y^e Petitione of his faide Mother, And the
Tobacco paied by y^e faide *Robert Threſher* to *John haſſarde* may be recovered owt of
w^hſoever eſtate remaineth heere in this Countrey w^{ch} doth p^{er}lie belonge either to the
faide *Raſtill* or the faide *haſſarde*. To w^{ch} purpoſe a warrant ſhalbe ſent downe to
Cap^t Tucker to ſequeſter the goodes of the faide *Raſtill* and *haſſarde* vntill fourther
order be receved from y^e Gouvernor & Councell.

And wheras the faide *Abraham Pelteere* hath ſerved y^e faide *Threſher* for one yeere,
That there be deductione made owt of the goods of the faide *Raſtill* and *haſſarde*, w^{ch}
ſhalbe given vnto the boy for his ſervice

At this Courte it is agreeede betwixt y^e Inhabitants of y^e Corporatione of *James*
Cyttie and *Mr George Menefrie* as followeth (*vidl^t*) That the faide *Mr Menefrie* as marchant
Chofen for y^e faide Corporation, to deale and buy comodities for them when ſhippinge
ſhall heere arrive, And that the faide Corporatione in lew and Satisfactione of that his

paynes

paynes therein taken, fhall allow M^r *Menefie* twelve p cent, and this M^r *Menefie* hath vndertaken as marchant to p forme, till y^e feaft of y^e Nativitie of our Saviour *Christ* now next cominge at w^{ch} tyme it fhallbe free for either p tie otherwife to refolve.

Thomas Phillips fworne and examined fayeth y^t a little before *Christmas* laft pafte about the howers of 7 & 8 of y^e Clock cominge from *powells hole* to *John Stones* howfe to his lodginge, mett wth a man laden wth a fheete [canvas] of Tobacco vppon his neck, To whom this deponent caled but y^t p tie made no anfweere, wheruppon this deponent ftroke his hand vppon the fheete and asked him (*what have you heere, a ffatt weather*) To whom y^e p tie answered *it is nott foe good*, And fo y^e p tie went in y^e path y^t goeth towards *Henry Woodward* howfe.

Fourther this deponent fayeth y^t he verily beleaveth y^t by the voyce it was *Henry Woodward*, The rather for that he had beene formerly acquainted wth y^e faid *Woodwarde* and doth verily belevee it was *Henry Woodward*, and no other And fourther this deponent fayeth that wthin 4 or 5 days after he mett the faide *Henry Woodward* neere vnto the fame place wth a bagg of Tobacco vppon his back goinge towards his owne howfe, And fourther this deponent fayeth, That the faide *Henry Woodward* hath been generally reported to be a ftealer of corne and Tobacco in that Iflande

Roger Webfter fworne and examined fayeth y^t dwinge y^e tyme y^t *henry Woodward* was Tenant to y^e focietye and Compenny of *Suthampton hundred*, M^r *John Vtie* as officer there, fownd Certen Corne in y^e Chefte of the faide *Woodwarde* (w^{ch} he tooke from him as ftolene) And as this deponent verily beleeveth to be trwe, And fourther fayeth that about this tyme twelve moneth, *Henry Ellwood John Jackfone*, and *John Stone*, beinge all of them in the night in the howfe of the faide *Stone*, Adioyninge to the Corne gronde of this deponent, harde fome bodie breakinge downe eares of Corne, And Cominge owt wth a dogg, The p tie fledd and cam towards the howfe of *henry Woodward* The morninge ffollowinge, *Elliott [sic]* and the reft asked of *Woodwarde* yf he harde any bodie in the Corne that night, To which hee replied, that he harde no man, nor any noyfe in the Corne, foone after this deponent cominge to *henry Woodward* howfe, *Woodward* told this deponent that there was one in the gronde the lafte night ftealinge of corne, And that he was like to take him, but that he ran away towards the forte, And further this deponent fayeth y^t the faide *Woodwarde* is generally fufpected for a pillferinge fellow

Thomas Hitchcok fworne and examined fayeth, that he harde it generally reported by the Inhabitants of the Iflande, That the faide *henry Woodward* hath been reported for a ffelonious and pillferinge fellow And this deponent fayeth y^t he tooke the faide *Woodwarde* at this deponents howfe at midnight in a darke raynie nighte, where this deponent demandinge of the faid *Woodwarde* what he made there, *Woodwarde* replied, *did you fee my bitch*, and fo went his waye

Enfigne *John Vtie* fworne and examined fayeth, that he hath fufpected the faid *Henry Woodward* he beinge under this deponents comande often tymes for ftealinge of powder fhott and Corne, & for the better approbatione thereof (fayeth) That he knew not how the faide *Henry Woodward* fhould trewlie Come by the fame.

John Walton fworne and examined fayeth, That cominge to S^r *ffrancis Wyatt* knight late Gouvernor for to obtaine a Comiffione for a Vioage for *Canada*, And y^t he might carye *Peeter Smith* and fome others wth him, S^r *ffrancis* graunted him ffree leave, commandinge him to give Cap^t *Tucker* a lifte of the names of fuch men as were to goe wth him, w^{ch} this deponent affirmeth he did.

3 *Yt is ordered* in Courte vppon the Peticione of M^{rs} *Joanne Paffmoure*, wth y^e free confent of Cap^t *ffrancis West* Efquire Councillor of eftate for *Virginia*, That *Thomas Paffmoure* his executors and affignes fhall have hold pofefs and enjoy the labor and fervice of *Jeremy White* now in the fervice and Couftodie of y^e faide *Thomas Paffmoure* who is in lew and Satisfactione of a maide fervant received by M^{rs} *Margarett West*, of & from the faide M^{rs} *Joane Paffmoure*, vntill the firft day of *december* w^{ch} fhallbe in the yeere of our lorde God one thowfande fix hundred and feaven [sic]¹⁹

¹⁹ The word "twenty" is evidently omitted. The date should be 1627.

4th of September 1626

A COURTE held the 4th of September 1626 beinge
present

St. George Yardley Knight Governour &c Cap^t West Doctor Pott Cap^t Smith &
Mr William Claybourne

1 Vppon propositione & motione of Mr William Claybourne to this Courte, touchinge an assured way and meanes, he beleveth himselfe to have invented for safe keepinge of any Indyans, w^{ch} he shall undertake to keep for guides allways ready to be ymployed, and y^t he hopeth to make them serviceable for many other services for y^e good of the whole Colony. The Courte thinketh it very reasonab^le that he the said William Claybourne shall for him selfe and his assignes duringe the tearme of three yeers next enswinge the date heerof, have holde and enjoy all y^e benefitt vse and profit of this his piect or inventione, And it is heerby ordered that no man of what Conditione soever w^{ch}in the lymitts of the firste Suthern Colony of Virginia, shall make vse of or ymploye any Indyan or keepe them after the same maner and forme, as he the saide William Claybourne hath now piected and invented, vppon the florfecture of fower hundred pounde waight of Tobacco for every Indyan w^{ch} any shall soe kepe or make vse of

Provided that this inventione be such and in such wyse as it hath never beene used in the Colony heertofore. And further wheras there is one Indyan lately come in vnto us, We doe give and sett over vnto the saide William Claybourne the saide Indyan, for his better experience and tryall of his inventione. Neuertheles yt is not prohibited to any man to vse any other way or meanes for the keepinge of Any Indyan w^{ch} they shall attaine vnto

Finis Curiae

the XIth of September 1626

A COURTE held the xith of September 1626 beinge
present

St George Yardley Knight Governour &c Cap^t West Doctor Pott

1 Liv^t Gieles Allingtone sworne and examined sayeth, That he harde Sargeant Booth saye y^t he was crofte by a woman and for a twelve months space he havinge very fayre game to shute at, yett he could never kill any thinge but this deponent cannot say y^t it was good wiefe Wright. Fourther this deponent sayeth, that he had spoken to good wiefe Wrighte for to bringe his wiefe to bed, but the saide goodwief beinge left handed, his wiefe desired him to gett M^{rs} Graue to be her midwief, w^{ch} this deponent did, and sayeth y^t the next daye after his wiefe was delivered, the saide goodwief Wright went awaye from his howse very much discontented, in regarde the other midwief had brought his wiefe to bedd, shortly after this, this deponents wiefes breft grew dangerouslie fore of an Imposture and was a moneth or 5 weeks before she was recovered, Att w^{ch} tyme This deponent him selfe fell sick and contynued the space of three weeks, And further sayeth y^t his childe after it was borne fell sick and soe contynued the space of two moneths, and afterwards recovered, And so did Contynue well for the space of a moneth, And afterwards fell into extreeme payne the space of five weeks and so departed.

Rebecka Graye sworne and examined sayeth That good wief Wright did tell her this deponent That by one Token w^{ch} this deponent had in her forehed she should burye her Hufbande, And fourther sayeth y^t good wiefe Wright did tell this deponent y^t she told M^r ffellgate he should bury his wiefe (w^{ch} cam to pafs) And further this deponent sayeth y^t goodwief Wright did tell this deponent, That she tolde Thomas Harris he should burie his first wief being then bethrothed vnto him (w^{ch} cam so to pafs) further this deponent sayeth y^t goodwief Wright did tell her that there was a woman said to her

(I

(*I have a crofs man to my husband*) To whom good wief *Wright* replide (*be content*) for thow *fhaltc fhortlic burie him* (w^{ch} cam fo to pafs)

Thomas Jones fworne and examined fayeth, that Sargeant *Booth* told him y^t good-wief *Wright* would have had fom what of him, w^{ch} the faide Sargeant *Booth* either would nott or could nott give her, and as this deponent thinketh it was a peece of fflefh, And after the faid Sargeant *Booth* went foorth wth his peece, and cam to good game and very fayre to fhoot at, But for a longe tyme after he could never kill any thinge.

Robert Wright fworne and examined fayeth that he hath beene maried to his wief *sixteene* yeers, but knoweth nothinge by her touchinge the Crime fhe is accused of

Daniell Watkins fworne and examined fayeth y^t about *february* laft pafst, this deponent beinge at M^r *Perryes* Plantatione Ther was *Robert Threfher* who had a cowple of henns pourpofinge to fend them over to *Elizabeth Arundle* And good wief *Wright* beinge there in place, faide to *Robert Threfher*, *why do you keepe thefe henns heere tyed vpp, The maide you meane to fend them to will be dead before the henns come to her.*

M^{rs} *Ifabell Perry* fworne and examined fayeth that vppon y^e lofinge of a logg of light wood owt of the fforte, good wief *Wrighte* rayled vppon a girle of good wief *gates* for ftealinge of the fame, whervppon good wief *gates* Charged the faid good wief *Wright* wth witchcrafte, And faid that fhe had done many bad things at *Kickotan*, whervppon this Examinee Chid the faide Good wief *Wright*, And faid vnto her, *yf thou knowft thyfelfe Cleare of what fhe Charged thee, why doft thou not complaine And cleare thyfelfe of the fame,* To whom good wief *Wright* replied, *god forgive them,* and fo made light of it, And the faid good wief *Wright* Threatened good wief *Gates* girle and told her, that yf fhe did nott bringe the light wood againe fhe would make her daunce ftarke naked and the next morninge y^e lightwood was founde in the forte.

And further fayeth y^t *Dorethie Behethlem* asked this Examinee why fhe did fuffer good wief to be at her howfe, fayinge fhe was a very bad woman, and was Accompted a witch amoungft all them at *Kickotan*

And fourther this deponent [fayeth] y^t good wief did tell her y^t when fhe lived at *hull*, beinge one day Chirninge of butter there cam a woman to the howfe who was accompted for a witch, whervppon fhe by direCTIONS from her dame Clapt the Chirne ftaffe to the bottom of the Chirne and clapt her handes acrofs vppon the top of it by w^{ch} means the witch was not able to ftire owt of the place where fhe was for the fpace of fix howers after w^{ch} time good wief *Wright* defired her dame to aske the woman why fhe did nott gett her gone, whervppō the witche fell downe on her knees and asked her forgiveness and faide her hande was in the Chirne, and could not ftire before her maide lifted vpp the ftaffe of the Chirne, w^{ch} the faide good wief *Wright* did, and the witch went awaye, but to her ¶feverance [perception] y^e witch had both her handes at libertie, and this good wief *Wright* affirmeth to be trewe. Fourther M^{rs} *Pery* fayeth y^t good wief *Wright* told her, that fhe was at *Hull* her dame beinge fick fufpected her felfe to be bewiched, and told good wief *Wright* of it, whervppon by direCTIONS from her dame, That at the cominge of a woman, w^{ch} was fufpected, to take a horfhwe and flinge it into the oven and when it was red hott, To fflinge it into her dames vrine, and fo long as the horfhwe was hott, the witch was fick at the harte, And when the Irone was colde fhe was well againe, And this good wief *Wright* affirmeth to be trwe alfoe

Alice Baylie fworne and examind fayeth that fhe asked good wief *Wright* whether her hufbande fhould bury her, or fhe burye him To whom good wief *Wright* answered, *I can tell you yf I would, but I am exclaimde againft for fuch thinges and Ile tell no more*

2 *Richard Peerce* beinge questioned about a calfe w^{ch} he kild w^{ch} did belonge to the ftock of M^r *Woodall* it is ordered y^t he fhall at y^e next fpringe at Calvinge tyme deliver another bull calfe weanable in lew of the other.

Yt is ordered y^t M^r *John Vpton* fhall paye *Richarde Tree* two barells of Corne, and M^r *Vpton* to make his beft of the Corne he bought of *Richard Tree* being now ftandinge in the grounde

xijth of September 1626

A COURTE held the xijth of September 1626 beinge
present

St. George Yardeley Knight Gouvernor &c Cap^t West Doctor Pott, Cap^t Smith

1 William Streets sworne and examined sayeth that at his beinge at See book Kinfalle it was generally reported, that Cap^t Dowse kept compeny wth one Charitie lovell the wief of Troylus lovell dwellinge in Kinfalle at the signe fol: 6, 7, 8 of the plume of feathers, and y^t some two days after they arived there he cam away wth her into some other p^{tes} of Irelande And caried away wth him all wthsoever he had, beeinge reported to be aboue the valwe of 500 pownde in money and left his wief so destitute of meanes, that had she not beene receved by some marchants her ffrends in the Towne she had not beene able to Subsifte, And as M^{rs} Dowse in Courte affirmeth shee is come over hither only by their meanes and Charge

Sergeant Jones and Edward Whitbie sworne and examd, affirme as much as William Streets hath formerly spoken.

John Thurleby gent sworne and examd sayeth y^t he this deponent and his p^{tn}er did buy as much Tobacco of Cap^t Dowse, as cam to 300 pownde sterlinge and vppwards in Kinfalle w^{ch} money was payde Cap^t Dowse in Kinfalle by this deponents p^{tn}er named Richarde Eady of Corke marchante, fourther this deponent sayeth y^t he hath taken the faide Cap^t Dowse and Charitie lovell in bed together, This deponent Cominge into the Chamber demandinge (who lyeth heere) To whom Cap^t Dowse replide (myself and another man a freend of mine) Wher vppon this deponent thrufte his hande into the bed and fownde it was Cap^t Dowse and M^{rs} lovell, And further he sayeth y^t Cap^t dowse did cary her awaye wth him into some other p^{tes} of Ireland.

Vppon the Testimonies before Taken concerninge Cap^t Dowse, as also vppon a Testimoniall from Kinfalle vnder the handes of Josias ffarley Sufferanc Thomas Adderley and John Buckforoe, as also vppon a Letter from Cap^t John Sacheverell, as likewise that formerly Cap^t Dowse gave vnder his hande and feale full power and Authoritie to Ana Dowse his wief to enioy all his goodes and estate in Virginia, in as ample manner as yf he himself were in place present

2 Yt is heere vpon ordered y^t a warrante be fente downe to Cap^t Tucker, That all the goodes fervants and estate wthsoever Cap^t Dowse hath heere in Virginia, That there be an Inventory taken therofe and prayd by three honest and indifferent men, And the said Inventorie so taken and prayed, To be sent vpp to the Gouvernor & Councell to James Cyttie, And the faide estate of w^t value soever to be delivered vpp to the faide M^{rs} Ann Dowse, And by her to be disposed of for her owne reliefe & maintenance

XVIIIth daye of September 1626

A COURTE held the xviiith daye of September 1626 beinge
present

St. George Yardeley Knight Gouvernor &c Cap^t Weste Doctor Pott Cap^t Smith
M^r William Claybourne

1 Ellmer Phillips gent sworne and examined sayeth, that he beinge at Jourdens Journey at M^r fferrers howse, at the readinge of the Proclamacione for the cheasinge a marchante for the buyinge of Comodities for every Plantatione, Sargeant sharpe and Richarde Taylor disliked the faide Proclamacione, And fweringe many violent oathes (saide) we are ffreemen and as ffree as St. George Yardley himfelse, And y^t they would goe abourde any shipp and buy Comodities them selves for their owne vse, for all that Proclamacione

John Crowdicke sworne and examined sayeth, That beinge at M^r fferrers howse when
the

the said Proclamatione was redd he harde *Richard Tayler* saye and fwere y^t not wthstand-
ing the faide Proclamatione, yf he were at *James Cyttie* he would goe abourde and buy
w^t Comodities he wanted, for *I am as free as any man in the Countrey*

Nathaniell Cawfey gent fworne and examined fayeth, That he beinge at that tyme
in place, harde the faide *Richard Tayler* and Sargeant *sharpe* speeke woordes to the same
effect as M^r *Phillipps* and *John Crowdick* have formerlic faide And fourther fayeth that
they were then overcome with drinke when they vsed those wordes

2 *Wheras M^r William Horwood*, did putt Cap^t *John Stone* owt of the Poffeffione of
one P^{te} or moytie of a howfe in *martins hundred* w^{ch} the faid Cap^t *Stone* builte at his
owne cofte and Charge and was therin feated by order from the Socyete and Compeny
of *martins hundred* Yt is here vppon ordered y^t the faide M^r *William Horwoode* shall
paye to Cap^t *Stone* 250 pownde waight of Tobacco in lew and fatisfactione thereof by
the xth day of *November* now next enfwing

3. Yt is ordered y^t wheras there hath latelie been A Proclamatione published for
the p^uventinge of divers inconveniencies in buyinge felling as other tradinge for fuch
Comodities as are brought into this Countrey, And likewise for the electinge and
choufinge of m^rchants for every Plantatione, w^{ch} Courfe Notwthstandinge it was intended
by this Courte for the generall good of the Colony (yett) it hath bredd greate murmerings
& difcontent both one the P^{te} of the marchants, And of the People also, This Courte
Therefore for divers reafones and Coniferations, hath thought fitt, for the p^usent, to
Condefcend and P^umitt, That the faide Proclamation shall not ftande in his full force
and power, But refte and be dependante for the tyme, vntill y^e Gou^rnor and Councell
shall pleefe to Conifer and give fourther order concerninge the fame, at the greater
Courte or a generall Affemblic, And in the meane tyme, that the Inhabitants of every
Plantatione for to Conifer of the beft waye or meanes the[y] can, whereby to eafe
themselves, And to fett downe the fame vnder their hands in wrightinge, and to fende
it to the Gouernor and Councell of State to *James Cyttie*, And we wilbe moft carefull
and readie to releue them wth our beft endeavors.

Nathaniell Cawfey gent fworne and examined fayeth y^t the deede or writinge made
by *James Carter* to *Richard lowe*, and by him p^uduced in Courte was y^e trewe Acte and
deede of the faide *James Carter*, and made by him in his P^ufect memory

Richard ffoxcrofte purfer of the *Ann* fworne & examined affirmeth as much as
M^r *Cawfey* hath formerly faide

4 Yt is heer vppon ordered y^t the faide *Richarde lowe* shall have full power and
Awhoritie to dyerecte & P^uforme all things accordinge to the trwe intent and meaninge
of the faide deede or wrightinge, p^uduced in Courte

Robert Threfher fworne and examined fayeth y^t good wiefe *Wright* came to him and
requeste him to give her fome plants, He answered y^t when he had ferved his owne
tourne, she should have fome, fo she went away and y^t night all his plants were drownde.

Fourther he fayeth that he left 2 hennes wth good wiefe *Wright* to be sent over to
Elizabeth Arundle either by the p^uvoft marshall or fome other, and that goodwiefe *Wright*
did tell *Daniell Watkins* that *Elizabeth Arundle* would be dead before the henns were
sent over.

Elizabeth Gates fworne and examined fayeth y^t goodwiefe *Wright* came to M^r *Moore*s
at *Kickotan* to buy fome chickens, but he would fell her none, shortly after the chickens
died, and after that the henn died, and this she affirmeth she had hearde from others.

And further fayeth that when goodwiefe *Wright* Threatened her maide she said she
would make her dance naked and stand before the Tree.

5 Yt is ordered y^t *Henry Woodward* shall enter into bonde of twentie pounds wth
fufficyent Securitie to the good behaviour, and in the meane tyme to remaine in the
p^uvoft marshalls keepinge.

XXV^o of *September* 1626

A COURTE helde the xxv^o of *September* 1626 beinge
 present
 Sr: *George Yardley* Knight Governour &c Cap^t *ffrancis West* Doct^r *Pott* Cap^t
Smith

- 1 The examinaçon of *Roger Dilke* taken vppon oath before Doct^r *Pott* &
 Cap^t *Roger Smith* y^e 9th daye of *September* 1626

The faide deponent fayeth y^t about the 26th day of *Awgust* laft paft about 9 or 10
 a Clock at night as he was goinge to his lodginge at M^{rs} *Southeys* howfe Together wth
Thomas Dellamaior, he sawe good wiefe *fisher* and M^r *Southerne* goinge before them, and
 fayeth that good wiefe *ffysher* did reele and ftagger as shee wente, and that shee stumpled
 and fell vppon A Cow or by a Cowe or an ewe or some such beste, & that then M^r *Southerne*
 did leade her by y^e Arme and fourther fayeth y^t *Thomas Dellamaior* faide it was greate
 shame to see a man drunke, But more shame to see a woman in that case, and y^t yf
 a man should do foe he should be sett in the stocks, or lye neck and heeles, And that he
 would make some body acquainted wth it, and more this deponent knoweth not

The Examinaçon of *Thomas Dellamaior* Taken before Sr. *George Yardley*
 Governour &c and Doct^r *Pott*

Thomas Dellamaior sworne and examined affirmeth as much vppon oathe as *Roger*
Dilke hath faide, & doth verely beleave y^t at y^t time shee was drunke

seconde of *October* 1626

A COURTE held the seconde of *October* 1626 beinge
 present
 Sr *George Yardley* Knighte Governour &c Cap^t *Weste* Doct^r *Pott* Cap^t *Smith*
 M^r *William Claybourne*

1 Whereas it appereth by the laft will and Testament of *Robert Awsten* dated y^e 18th
 of *September* & p^duced in Courte by Cap^t *W^m Peerce* & approued vppon the oathes of
John West *John Lightfoot* and *Thomas Smith*, wherein y^e faide *Robert Awsten* did make
 & ordaine the faide Cap^t *Peerce* his sole Executor, whervppon it is ordered y^t a generall
 warrant be graunted to y^e faide Cap^t *W^m Peerce* for y^e recoveringe and receavinge of all
 the depts goodes and Chattles of the faide *Robert Awsten* as also of the Cropp of Corne
 and Tobacco belonginge to the faide *Robert Awsten* for this present yeere (w^{ch} is Accordinge
 to y^e trwe intent and meninge of y^e faid will

Vppon y^e Testimony of Cap^t *Roger Smith* & M^r *ffrancis Boltone* minifter, it appeereth
 y^t M^r *Thomas Edwardes* did freelie give to his maide *Mary* now the wiefe of *Thomas*
harvie her passage into this Countrey, And y^t the faide *Thomas Edwardes* did frely
 deliuer her to the faide *Thomas harvie* to be his wiefe & after y^t he went to M^r *Boltone*
 and requested him to aske their Banns in the Church, whervppon it is ordered the faide
Thomas Harvie shall not be lyable to pay M^r *Edwardes* for his wives Passage

Whereas there is a smale vessell lately arived from *Canada*, now ridinge below at
Kickowtan, And in regarde she is very lekie & cannott come vpp to *James Cyttie* wthout
 great danger & losse The m^r and marchante are very desirows for to vnlade and make
 sale of their goodes below, vnto w^{ch} request this Courte doth Condesende to p^rmitt and
 give leave vnto them foe to doe, and to make sale of their goodes & Comodities there
 below (beinge as we are enformed) but a small p^rportione or quantetie, And that Cap^t
Tucker take it into his care that y^e goodes may be indifferently distributed amongst y^e
 Inhabitants wthout any enhansinge of the price or other engrofsinge

the 9th

the 9th *Octob* 1626

A COURT at *James Citty*. the 9th *Octob* 1626
 p̄sent

S^r *George Yardley* Knt *Gouerno^r* &c, Cap^t: *Jfrancis West*, Docto^r *Pott*, Cap^t:
Smyth, Cap^t: *Mathewes*, M^r *Claybourne*, Cap^t. *Tucker*, & M^r. *Jferrar*

1 At this Court there was a bond of one hundred and twenty
 See records pounds *sterlinge* p̄duced & sued against Captaine *Willm̄ Tucker* by
 fol: 20. M^r *Thomas Spillman*: the w^{ch} bond Cap^t: *Tucker* was willing to pay vnto
 him in *Tobacco*, therefore the said *Thomas Spillman* being willing to
 accept of *Tobacco* at 18^d p̄ pound: this Court hath hervppon ordered, that Cap^t: *Tucker*
 fhall pay to the said *Tho: Spillman* sixtene hundred & feventy two pounds of good
 marchantable *Tobacco* in leiuē of y^e said one hundred & twentye pounds *sterl* beinge
 due to bee paid on the five & twentyeth of *Decem̄b* laft past

2 At this Court was p̄duced the laft will & Testam^t of Lef^t. *Albino Lupo*, & p̄ved
 by the oathes of M^r *Tho: Spillman* & *John Slaughter*:

3 At this Court *Tho: Willfon* tailor made his appearance, according to a bond
 taken of his good behavior: And M^r Docto^r *Pott* hath giveng Testimony to the Court of
 his good behavior since as well towards his wife as towards all the Kings leige people,
 Herevppon the Court hath graunted him a releafe from the said bond of his good
 behaiur.

It is thought fitt at this quarter Court, that there fhall be noe generall restraint of
 people frō goeing for *England*, but y^t fuch as desire theire paffes fhall repaire to the
 Court held weekly at *James Citty*

the 10th day of *Octob*. 1626

A COURT at *James-Citty*, the 10th day of *Octob*. 1626
 p̄sent

S^r. *George Yeardley* *Gouerno^r*. Cap^t: *West*, Docto^r *Pott*. Cap^t: *Smyth*, Cap^t:
Mathewes, M^r *Perfey*, M^r. *Claybourne* Cap^t: *Tucker* & M^r *Jferrar*.

1 At this Court there was a *Weanoke* Indian p̄sented by Captaine
 See records *Willm̄ Epps* w^{ch} was taken the laft springe at *Sherley-Hundred* & hath
 fol: 21 since been wth him and the Court hath ordered y^t Cap^t: *Epps* doe enter
 into bond of 500^l of *tobacco* to y^e Court that the said Indian fhall not
 runne away, the w^{ch} bond to begin to take his force vppon the first arrivall of Cap^t: *Epps*
 wth him at y^e *Eastern Shore*: Morover, it is thought fitt, y^t Cap^t *Epps* vppon his returne
 to *James-Citty*, w^{ch} he intendes before y^e feaft of the Natiuity of o^r Lord God that then
 the said Cap^t *Epps* bring the Indian along wth him to y^e *Gouernor* to be employed vppon
 any fervice; And the Court doth give leave & graunt y^t Cap^t *Epps* at his goeing for
England y^e next spring, may carry y^e said Indian wth him, otherwise to deliuer him vpp
 to the *Gouerno^r*.

2 The Court was this day informed by Cap^t: *Epps* y^t the Indians of the *Easterne*
Shore, had killed divers of the hoggs belonging to o^r people there, & that hee had
 demanded fatisffaction of y^e Indians for y^e hoggs, w^{ch} they refused not, but assented to
 it & did offer to make fatisffaction in Corne: the Court therefore have referred this
 matter to the best discretion of Cap^t: *Epps*, y^t hee deale therein foe as there may be
 fatisffaction made for them; And that hee do give them to know y^t hereafter they fhall
 doe the like or in any fuch nature offer vs offense, it will be an occasion of the breach
 of the peace betweene vs.

See

3 *Whereas* at this Court there was petition made & offered by
 See records *Richard Townshend* fervant to M^r. Doct^r *Pott*, against his Master, com-
 fol: 28 plaineing that he cannot bee taught the art of an Apothecarye, for the
 lerninge of w^{ch} art & misterye he was bond to y^e said Doct^r *Pott* by an
 Indenture bearing date the 20th day of *February* 1621, the Courte hath herevppon
 ordered y^t M^r Doct^r *Pott* doe henceforth from time to time endeauor to teach & instruct
 the said *Richard Townshend* in y^e art of an Apothecary by all conuenient wayes & means
 he can or may, that foe hee may proue at y^e end of his service a sufficient Apothecarye,
 w^{ch} if he y^e said M^r Doct^r *Pott* shall neglect or refuse, the Court hath ordered y^t he shall
 pay the said *Richard Townshend* for his service frō y^e daye of y^e date hereofvnto the
 end and expiration thereof.

4 M^r *Richard Kingsmell* at this Court brought in the will & Testament of M^r
Richard Bucke, and by y^e said will claimed that now vppon the death of *Thomas Allnut*,
 late guardian vnto one of the children of y^e said *Richard Bucke* named *Peleg Bucke*:
 the guard & keeping of y^e said *Peleg* was now belonging to him, together with all the
 estate & goods, herevppon the Court hath ordered y^t y^e said *Richard Kingsmell* shall
 take the said *Peleg* into his charge together wth y^e Estate: And that hee give in sufficient
 securitye for y^e fame to y^e Court

11th day of *Octob.* 1626,

A COURT at *James-Citty* the 11th day of *Octob.* 1626,
 present
 S^r. *George Yeardley* Kt. Gouverno^r &c. Cap^t. *West*, Doct^r *Pott*, Cap^t: *Smyth*,
 Cap^t. *Mathewes*, M^r. *Perfey*, M^r *Claybourne*, Cap^t: *Tucker*, & M^r *fferrar*.

1 *Whereas* it appeareth to y^e Court y^t one *Henry Carman* late fervant to M^r *Samuell*
Sharpe, & one of the number of those 50 boyes, w^{ch} were by o^r late dread foueraigne
 Kinge *James* comanded to bee sent ouer hither, and arrived here in y^e *Dutye* 1619, the
 condition of whose service was appointed to bee for 7 yeares at first to their Masters to
 whom they were first put to, & further y^t if during y^t time they should comitt any great
 malifce, as whoredome, theft, *ꝑ*viury, draweing of bloud & such like, that then from y^e
 time *toties, quoties*, the time of their service to begin againe be seven yeares: now *whereas*
 it appeareth to y^e Court y^t y^e said *Henry Carman* hath comitted fornication wth one
Alice Chambers seruant to *Abraham Perfey* & gotten her wth child: the Court hath herevppon
 ordered that the said *Henry Carman* shall a new begin his service of seven yeares to
 the vse of M^r *Samuell Sharpe* from the time of his said euill fact & offence comitted.
 Moreouer seing y^t the said M^r *Sharpe* is now absent out of y^e Country it is though fitt
 y^t the said *Henry Carman* remaine & continue in y^e seruice of M^r *William fferrar* wth
 whom he was left, to y^e vse & benefitt of y^e said M^r. *Sharpe*

2 *It is ordered* there be a warrant sent vpp speedily for *Alice Chambers* seruant to
 M^r *Abraham Perfey*, y^t for her above named offence of whoredome, shee may appeare
 here at Court & receiee worthy punishment for the same

3 At this Court M^{rs} *Elizabeth Hamor* late wiffe of Cap^t: *Ralfe Hamor* Esq^r one of
 y^e Counsell of State presently sheweth that *whereas* shee was made & constituted by her late
 Husbands will sole executrix: shee now vppon some considerations disclaimeth & renoun-
 ceth the executrixhipp & desireth of y^e Court to have the Adminiftration of her said
 husbands goods: the Court herevppon hath given & graunted vnto her, that shee shall
 have a comifion of Adminiftration vppon her said husbands goodes & chattells graunted
 vnto her. At this Court shee likewise presented vpon her oath a *ꝑ*fect inventorye of all
 such goodes & chattells as to her knowledge belonged to her said Husband. Prayed
 by M^r *John Southerne*, & *Randall Smallwood*

4 M^r *John How* adminiftrator to *Luke Aden* deceased, at this Court claimed frō
 Cap^t.

Cap^t. *Willm Tucker* a debt of 240^l of Tobacco as due vnto y^e said *Luke Aden*: Now y^e said Cap^t: *Tucker* hath purged himselfe by his oath taken at this Court, y^t hee hath paide 229^l of Tobacco for y^e vse & dischargeing of y^e debt of y^e said *Luke*, viz to Sr. *ffrancis Wyatt* 20^l to *Vincent Barber* 24^l And to *George Menefy & Richard Steuens*, Marchants 189^l of Tobacco. Soe y^t Cap^t: *Tucker* remaineth debto^r 5^l of Tobacco, & Ensign *John Vtye* 12^l of Tobacco.

5 At this Court were reade Letters directed to y^e Govern^r & Councell See records from y^e Lords of his Ma^{ties} privye Counsell touching the requiring of fol: 17. M^r *Abraham Perfey* to make satisfaction to the Adventurers of y^e late Magazine, according to his agreem^t wth them, & to fend it by the frst returne of shipping to *London*, according as the said Adventurers of y^e Magazine have directed him by their letters vnto him: The Court hath herevppon ordered y^t M^r *Feirfe* do, wthout faile, shippe so much Tobacco in y^e good shippes called y^e *Anne* & y^e *James* as fhall make full satisfaction according to his agreem^t wth them, & y^t hee direct & configne it according to their directions vnto him by their letters.

6 At this Court was p^rduced by Cap^t: *Willm Tucker* a generall acquittance vnder y^e hand & seale of M^r *George Menefye*, Atturney from M^r *John fferrar*, *John Bland*, *Abraham Jennings* & Companye, for y^e clearing and acquitting of y^e said Cap^t: *Tucker* of all manner of actions debts & Accounts whatsoever belonging vnto y^e voiadge of y^e *Elenor of Orfton* 1621: The Coppye whereof here followeth

See records fol: 24.

the 12th day of *Octob* 1626,

A COURT at *James-Citty*, the 12th day of *Octob* 1626,
p^rsent

S^r *George Yeardley* Knt. Gouverno^r &c. Docto^r *Pott*, Cap^t: *Smyth*, Cap^t: *Mathewes*, M^r *Perfey*, M^r. *Claybourne*, Cap^t: *Tucker*, & M^r. *fferrar*.

1 At this Court M^r *Willm Claybourne* made request vnto y^e Court y^t whereas there were certaine kine deliuered by M^r *George Sandys* late treafurer, vnto M^r *Dauifon* late Secretarye deceafed & vnto M^r Docto^r *Pott* equally betwene them: they both claimeing, that by conditions frō the Company wth them, they were to have fowre kine to belonge to each of their places & offices: Now M^r *Claybourne* humbly desireth y^e Court to take into confideration, whither any of those cattle, may not now be deliuered vnto him, as appertaining to y^e place of Secretarye.

2 *It is ordered* y^t M^r Docto^r *Pott* doe p^rcure out of *England* from See records M^r *George Sandys* late treafurer or frō S^r. *ffrancis Wyatt* Knt late Goueno^r, fol: 90 a certificate vnder their or either of their hands & seales or hand & seale, y^t either the one or the other of them or both, deliuered the kyne w^{ch} are now in y^e poffeffion of y^e said Docto^r *Pott*, as belonging & appertaineing to y^e place of Phyfition, betwene this time & the laft day of *October* w^{ch} fhallbe in y^e yeare of our Lord 1627, Or otherwise y^t he y^e said Docto^r *Pott* deliuer those said Kyne vpp wth y^e increafe vnto y^e p^rsent Gouverno^r & Counsell of Eftate to bee by them difpofed of as fhall then seeme fitt & conuenient.

3 *It is ordered*, y^t whereas it appeareth by bond vnder the hand and See records seale of M^r *John Hart* for y^e deliury of one man vnto *John Bainham* gent fol. 23 at or vppon y^e 25th day of *Decemb* 1625, as by y^e said bond more at large appear[eth], Now wheras y^e said man is not deliuered accordingly, y^t *George Menefy* Marchant doe retaine & keepe fowre hundred pounds waight of tobacco of y^e goods of y^e said *John Hart*, y^t if the said man, now alledged to bee sent & shipped on a shipp frō *Ireland* M^r *ffells* mafter, does not arrive & be delivered to y^e said *John Bainham* by the 25th day of *Decemb* next, y^t then the said 400^l of Tobacco be paid to y^e said M^r *Bainham* in full satisfaction of y^e said bond.

Stewen

Steven Webb fworne and examined fayeth y^t the laft night hee heard *Margarett* y^e wife of *Thomas Jones* fay, that there was neuer a man breething, fhould keepe her from goeing to *Pafpehay* wth her husband; And y^t after y^e reading of the warrant fhee alfoe fayd, y^t for noe mortall man fhe would not goe to *James-Towne* except M^{rs} *Allington* went. And further this deponent fayeth y^t about one month agoe *John Butterfeild* came to this deponents wife all bebloudyed ouer his face, & fayd y^t Goodwife *Jones* had beat him, and further this deponent fayeth y^t the next day after this as hee remembreth being *Sunday* in y^e morning, the fayd *Butterfeild* went into his own plot of peafe to gather fome, wherevppon the wife of *Thomas Jones* followed him & would not fuffer him to gather any, then this deponent came thither & found them skuffling together & fhee ftriving to take away his bagg: then this deponent asked *Butterfeild* if hee were a man, & defired him to give leave to this deponent to gather fome peafe, w^{ch} when *Butterfeild* bid him to doe, & hee ftooping and gathering fome, fhee the fayd *Margarett Jones* flew vppon this deponent & ftrucke him wth a tobacco ftalk: then their came in Goodman *Writte* [*Wright*] who qualified her. Morover this deponent fayth that before all this when they gathered tobacco, hee faw *John Butterfeild* come with a fcratched face when he had before heard a great out crye y^t the fayd *Margarett Jones* & y^e fayd *Butterfeild* had made

Thomas Gray fworne & examined fayeth & affirmeth as much as *Steven Webb* hath done concerninge *Margarett Jones* her beatings and fcratchings of *John Butterfields* face.

Lef^t. *Giles Allington* fworn & examined fayeth, y^t about a month agoe there being a falling out betweene *John Butterfeild* & *Margarett Jones* at y^e water fide, the fayd *Margarett* haueing fcratched him y^e fayd *John*, then this deponent hearing the fayd *Margarett* make a clamor & cry for aid this deponent went p^{re}ntly downe & found her wth her haire about her eares, & his face all fcratcht: then fhee comeing to y^e houfe, began to raile at her husband in this manner, *Thou bafe rafcall wilt thou not take my part feing me thus abufed, it is but fortye ponds, what care I for y^t.*

Thomas Moulton fworne & examined fayth & affirmeth in all points as much as the aforefayd *Giles Allington* hath done.

4 *It is ordered*, for y^e feuerall offences aforenamed of the fayd *Margarett Jones*, y^t fhee be toughed [towed] or dragged at a boats fterne in y^e River frō y^e fhoare vnto the *Margarett* & *John*, & thence vnto y^e fhoare againe.

5 In y^e p^{re}ſence of y^e Court one *Robert Hutchinson*, hauing bene formerly punifhed for adultery with *Margarett Jones* by y^e Gouverno^r & Counfell: fayd in y^e open Court wth often repetitions & wth a loud voice, *my confcience telleth me I have been wrongfully punifhed*: Hereupon y^e Court for y^e inſolent & vncivill behavior of y^e fayd *Hutchinson*, doe adiudge & condemne him in y^e fforfeiture of fortye pounds, in y^e w^{ch} hee ſtandeth allready bound to y^e Gouverno^r vppon his good behavior. & *it is further ordered* y^t y^e fayd *Hutchinson* doe againe enter into bond of three hundred pounds waight ot Tobacco vnto y^e gouerno^r for his good behavior, & more eſpecially in his carriage of himſelfe concerninge y^e fayd *Margaret Jones*.

Vppon y^e petition of *John Darker*, wherein he alledgeth y^t Cap^t. *Ward* owed vnto him certaine wages in Tobacco, of w^{ch} y^e fayd Cap^t: *Ward* now lately in *England* payed him ¶t, & gave him a bill to bee paid one hundred waight of Tobacco, in *Virginia* by Cap^t: *Epes*; further y^e fayd *Darker* fayeth that he hath loſt the fayd bill, but y^t at *Grauesend* it was by him fhewed to one *Thomas Barnet*, *the Court hath herevppon ordered* y^t y^e fayd *Darker* have a warrant y^t Cap^t: *Epes* pay him one hundred waight of Tobacco, & y^t if he hereafter proue y^t y^e fayd Tobacco is not due, then the fayd Cap^t *Epes* ſhalbe faued harmeleſſe by y^e Gouvernor

6 *Fetiplace Cloſe* fvorne and examined faith, that concerning the uſage of *Thomas* & *Enica fitch* ſervants to M^r. *Proctor*, he knoweth certainly vpon his own knowledge that they were as well uſed in all reſpects for victualls clothes, phiſick & chirurgery & what was neceſſary for ſervants as any in the land, & further fayth that he lived in the houſe, & ſaw their uſage himſelf

13th day of *Octob* 1626,

A COURT at *James-Citty* the 13th day of *Octob* 1626,
 present

S^r George Yeardley Knt *Gouerno^r* &c, *Cap^t: West*, *Docto^r Pott*, *Cap^t: Smyth*,
Cap^t. Mathewes, *M^r. Persey*, *M^r Claybourne*, *Cap^t: Tucker*, & *M^r fferrar*.

After y^e death of *M^r Richard Bennett* who deceased about y^e 28th of
 See booke of *August* last, intestate, and wthout any sufficient or particuler dispofall
 Inventories of the goods & other matters, concerninge both his owne estate & y^e
 estate of *M^r Edward Bennett* his brother; herevppon order hath bene
 taken y^t there hath bene an Inventory of all things taken, and all the bookes and other
 Accounts brought in here at this Court, together wth a list of all the debts drawne out
 of the same bookes, a coppye whereof is intended to be sent into *England*; and to y^e end
 that the estate left here may be preserved, the Court hath thought fitt y^t *M^r Lodowick
 Pearle* (Comaunder of *M^r Bennetts* plantation by Comission frō *M^r. Bennett*) doe take
 into his charge and possession all y^e goods & whatsoever remaineth of y^e estate, and doe
 have recorded in y^e Court a Coppye of y^e feuerall Inventories of y^e goods & a receipt
 of all such books & Accounts as hee receaveth into his hands: And if hee shall make vse
 of any of y^e goods for the reliefe of *M^r Bennetts* owne servants or otherwise shall sell
 any part therof for y^e benefitt of y^e Adventurers, y^t hee give in Account quarterly into
 this Court of his proceedings therein, that soe wee may prevent any wronge as much as may
 bee, y^t may bee done vnto y^t Company of Adventurers. The Court doth likewise require
Cap^t: Basse Comaunder there to looke into y^e proceedings of y^e said *Lodwicke Pearle*, &
 doe [to] give information thereof And in regard y^t *Cap^t: Basse* hath taken great paines,
 by order frō y^e Court, in imployeing both himselfe & servants concerninge the taking
 of y^e Inuentories & Casting vpp the Accounts, *it is ordered* y^t *M^r Bennett* doe make
 satisfaction vnto him.

2 *It is ordered* y^t *M^r Pearle* haue a generall warrant for the better recouerye of
 such debts as are not yet paid, of y^e debts & Accounts of *M^r Edward Bennet* & *M^r
 Richard Bennet*.

3 *It is ordered*, according to an acte of a late generall Affsembly y^t all dwelling houfes
 through the Collony be palizadoed or paled about, defensible against y^e Indians to bee
 done & finish'd before y^e first day of *May* next, and for such as shall bee hereby con-
 strained to bestowe their labour on other mens grounds haueing but one yeares time to
 stay on y^e land, it is hereby divided y^t they shall haue satisfaction by y^e owner thereof:
 and in default hereof *yt is ordered* y^t such as shall neglect y^e makeing of y^e like palizado
 shall forfeite one hundred waight of Tobacco to publique vses, & shall then doe it wthin
 6 months next after or else forfeite over & above y^e said one hundred, two hundred
 waight more. And for such as doe inhabite vppon Neckes of land yt may with lesse
 labour & charge be taken in, & prove as defensible for y^e plantation, it is thought fitt
 y^t y^e Comaunder of every such plantation doe require all y^e inhabitants joyntly to afford
 their labours in formeing & finishing of the worke, and if any shall in this kind refuse
 to ioyne & giue their worke herein, *it is ordered* y^t y^e Comaunder doe hire or wage some
 other man to worke in his rome & hee to pay the charge. But if y^e plantation in generall
 shall neglect this thing hereby imposed vppon them, then they shall forfeite one hundred
 waight of Tobacco for pole.

4 The Court at this time, vppon y^e demonftrance of *M^r. Abraham Persey*, y^t y^e
 aforefaid order would prove very heauye & burthenfome vnto him at *Perseyes Hundred*
 is content, in regard he hath many houfes alreadye paled & palizadoed in, & that all
 y^e whole necke is well railed in, & that he hath 10 or 12 pieces of ordinance well mounted
 & planted for y^e defense of y^e place, y^t hee doe pale or palizadoe in such other houfes are
 are not yet secured frō y^e Indians, as hee in his discretion shall thinke fitt.

5 *It is at this Court ordered* y^t in such places where Cattle are kept, as *hogg Iland*,
James Cittye Iland, *The necke of land* & other places, y^t there the inhabitants for y^e
 lessening

lessening or shortening of their workes in securing of their corne, shall not so raile or fence by aduantage of creekes & necks, as y^e cattle be thereby cut of frō a great p^{rt} of y^e feed y^e cattle might have in such fort raile pale or fence their ground as the pasture & feed of the cattle bee not taken from them. In w^{ch} case, if any shall offend his fence shalbe pulled downe, & the losse enfueing thereby fall vpon himselfe.

6 *John Oldame*, Marchant sworne and examined sayth y^t to his knowledge their was noe fort of linning cloath brought into this Country in y^e shipp called y^e *Happy Entrance* w^{ch} arrived here lately frō *Canada*, except those two dozen of Calico shirts set downe in y^e Invoice & delivered vpp, & none else but one yard & ½ of lawne in three remants.

At this Court Mr *Willm Gainye*, *Willm English*, *Tho: Spileman* & *Jfrances Mason* had a graunt of their passes to goe for *England*.

7 In regard y^t their are many inconveniences appear like to happen in y^e former order of haveing choosen marchants, by whose hands the comodities brought in, might be derived into y^e hands of y^e whole Collony, *it is now by the Court ordered* y^t all shippes & vessells whatsoever, doe immediately after their first arrivall wth all convenient speed come vpp to *James City*, unlesse it be otherwise thought fit by y^e Governour & Councell & not to breake bulke nor make sale of any goods whatsoever before their arrivall their: and shall then deliver vpp an Invoice of their goods vppon oath if it shalbe thought fitt, and then to bring their goods & Comodities a shoare & not to sell any things wthin ten days, y^t foe all y^e Collonye may have notice of the same & may either come or send every man to supply himselfe for his owne vse or y^e vse of his ffamilye. And noe man may be suffered to ingrosse comodities or forstall the marketts, & y^t none shall sell any comodities at dearer rates then they bought y^e same vppon penaltye of forfeiture of y^e said comodities & pay 500^{li} of Tobacco as often as they shall foe offend. *And further it is ordered* y^t noe man except such as are of y^e Counsell & such as are authorized therevnto by warrant doe at any time goe aboard of any shippes whatsoever either vppon their first arrivall or afterward, wthout warrant vnder y^e Governour's hand vppon forfeiture of 50^{li} of Tobacco for euery such offence; nor to buy any goods whatsoever aboard of any shippes, but y^t all buyeing & selling be made & agreed on shoare, vppon forfeiture of such goods & 500^l of Tobacco.

8 At this Court came in Captaine *Jfrancis West* and Mr *George Menefye* and signified y^t they had made an agreement and a finall end concerning the debts & Accounts y^t Mr *Edward Blanye* deceased was ingaged for as concerning the Magazine goods sent vnto him in y^e *Warwicke* 1621 and the *Abigall* 1622, *viz*, y^t Cap^t. *West* should in full satisfaction of all Accounts concerning y^e said debts pay five thousand pounds waight of good Marchantable Tobacco at or before y^e twentieth day of *November* now next enfueing, & give in sufficient securitie for three thousand pounds waight of Tobacco more to bee paid the next crophe vppon y^e twentieth of *November*.

It is ordered y^t a publication shall be sent to all plantations y^t as sone as may bee after the Death of any man there bee an Inventorye taken of all his Estate & goods whatsoever, & y^t such wills & Testaments as shall bee made bee proved as soone as may be, & that it bee not deferred beyond y^e next quarter Court at y^e ffarthest, vppon penaltye of censure of y^e Governour & Counsell as in a matter y^t divers times may prove of great inconvenience as hath bin apparant by many examples: *And it is farther ordered* y^t all such as have not hitherto proved any Wills or neglected to deliuer forthwth the Inventories of y^e goods of p^{rs}ons deceased within one yeare last past doe prove y^e said wills & deliver in y^e Inventories at or before y^e next quarter Court held at *James [Citty]* vppon y^e penaltye aforesaid.

10 *It is ordered* at this Court y^t all sales of lands & deeds of guifts of land made & agreed on between p^{tye} and p^{tye} wthin this Collonye bee brought in to y^e Court at *James-Citty* & there recorded & enrolled wthin one year and a day next after y^e date thereof.

14th day of *October* 1626,

A COURT at *James-Citty* the 14th day of *October* 1626,
present

Sr George Yeardley Knt *Gouernor* &c, *Cap^t Rog^r Smyth*, *Mr Claybourne*, &
Cap^t: Tucker.

1 *Steven Dixon* fworn & examined fayeth y^t vppon the 9th day of *July* laft past, being at *Mr English* his house, *Anthonye Affon* & *M^{rs} Gainye* came running vpp frō y^e waterfide into y^e house, & the said *Anthonye* prayed this deponent to goe downe suddenly to y^e waterfide, for y^t *Mr Gainyes* boy named *Thomas Savadge* was stucke in the mudd & was like to be drowned, foe when this deponent came downe hee could not see any part of the boy aboue water: then presently *M^{rs} Gainey* said to this deponent that y^e said *Anthony* did not borrow y^e boy of her, neither did shee lend him vnto him, *what answer can he make vnto my husband*, & this deponent fayed, *I know not*. Then the next day about ten of clock in y^e morning this deponent it being lowe water went thither & found y^e boy vppon y^e mudd, where y^e water had ebbd away frō y^e body about fowre ftrides, then this deponent went & told *M^{rs} Gainy*, who intreated this deponent to goe to *Mr English* his house & take one of his men to helpe to make a grave & foe to bury him, w^{ch} this deponent did performe. And further this deponent fayth y^t when hee tooke vpp the bodye it laye vppon y^e mudd lyeing on one side & his leggs a little crooked; Moreover this deponent saith y^t were [where] he found y^e body hee thinketh y^t y^e water is about as deepe as his middle, but hee thinketh by *M^{rs} Gainyes* her words vnto him, y^t y^e body was removed about ten foote frō y^e place were [where] y^e boy was drowned: And further this deponent fayth y^t he could not perceiue y^t y^e said *Anthony Affon* had waded or gone into y^e water to save the boy

the 23th of *Octob.* 1626,

A COURT at *James-Citty* the 23th of *Octob.* 1626,
present

Sr George Yeardley Knt *Gouernor* &c. *Cap^t: West* *Cap^t: Smyth*, & *Mr Claybourne*.

1 *Whereas* there hath bin formerly an Order made vppon y^e petition of *Mr Edward Grindon*, that y^e ground belonging by Patent to *Ensigne W^m Spence* at *Archers Hope* should be layd out & bounded, and yet notwithstanding the Administrators of the said *W^m Spence* have neglected y^e performance of y^e same hithertoo therefore now at y^e earnest suite & request of the said *Edward Grindon* it is ordered y^t *W^m Kempe* or such other as doe hold y^e Administration of y^e said *W^m Spence* his goods, doe take such course y^t y^e said land at *Archers-Hope* bee layd out & meafured before y^e feaft of y^e Nativitie of o^r Lord next ensueing, and not to deferre it any longer time to y^e detrim^t of y^e said *Edward Grindon* vppon y^e penalty of one hundred pounds waight of Tobacco

2 At this Court there was one Letter of Attorney vnder the hand See records and feale of *Richard Bailye* guardian to *Mary Bailye* daughter & heire to fol. 37 *John Bailye* late Planter here in *Virginia*, p^rferred by *Edward Grindon*, whereby it appeareth y^t y^e said *Edward Grindon* hath full power & authority to enter vppon all y^t land w^{ch} hath formerly bene graunted to y^e said *Mary*, & thereof to dispose as hee shall thinke fitt as by the same doth more at large appeare: Now at this Court the said *Mr Edward Grindon* hath leased the same to *Sr George Yeardley* Knt for the terme of three yeares, or longer if foe bee the child doe not then come of age, payeing yearly to him for y^e same two hundred pounds of tobacco

3 *It is ordered* y^t whereas *Cap^t: Hamor* Esq^r deceased hath formerly made petition to y^e Court to have a graunt of such land as hee hath now planted vppon in *Hogg-Island* y^e land of *Mary Bailye* being meafured & bounded, y^t there shall be a graunt of two hundred acres of land there situated given vnto *M^{rs} Elizabeth Hamor*, as made & constituted heire to y^e same by the laft will and Testam^t of *Cap^t. Ralfe Hamor*

the 31th

the 31th of *October*, 1626,

A COURT at *James-Citty*, the 31th of *October*, 1626,
present

Sr George Yeardley knt *Gouerno^r* &c. *Docto^r Pott*, *Cap^t: Smyth* & *M^r Will^m Claybourne*.

1 *Robert Scotchmore* sworne & Examined sayth y^t the will p^oduced in Court, was the will of *M^r Ellis Emerson*, deceafed, & the said *M^r Emerson* was then in p^ofect memorye & deliuered y^e fame.

2 *Jonas Stockden* minifter sworne & examined sayth y^t y^e will p^oduced in Court by *Thomas Dunthorne*, was the will of *Elizabeth Dunthorne* deceafed, & y^t she was in p^ofect memorye, & delivered y^e fame as her a^ct & deed.

6th day of *November* 1626,

A COURT at *James Citty* the 6th day of *November* 1626,
present

Sr George Yeardley Knt. *Gouerno^r* &c, *Docto^r Pott*, *Cap^t: Smyth*, & *M^r Claybourne*.

1 Whereas *Henry Gainye* hath formerly by an order of Court bin amerced & condemned to paye 300^l of Tobacco for an offence comited by him in trading for corne contrary to a p^oclamation in y^t case p^ovided it is thought fitt in regard of diuers considerations & y^e poore estate of y^e s^d *Henery Gainye* y^t there shall be 200^l of y^e said tobacco remitted & releafed vnto y^e said *Henery*, & that he shall likewise have a discharge & releafe frō y^e bond of his good behaiour for that offence & trespafe comitted.

Thomas Bransbey sworne and examined sayth y^t wheras vppon the one & twentyth of *August* laft past *Thomas ffarley* was amerced & fined for his offence in being absent frō Church in y^e some of one hundred waight or Tobacco, y^t then after his comeing home in y^e Evening hee sayd y^t at y^e Court they have taken one hundred waight of Tobacco from me I think that in that nature they had as good have taken so much out of my pockett or purse hee knoweth not w^{ch} he spoke.

13th of *Novemb.* 1626,

A COURT at *James-Citty* 13th of *Novemb.* 1626,
present

Sr George Yeardley Knt. *Gouerno^r* &c. *Docto^r Pott*, *Cap^t: Smyth*, *Cap^t: Mathewes*, & *Mr Claybourne*

1 *Elias Longe* sworne & examined sayth y^t about y^e latter end of *Julye* laft past hee was p^osent when *John Parsons* now deceafed, being then sicke, but in p^ofect mind & memorye, made his will by worde of mouth in manner followeing, viz: hee gave to *Barbary* y^e wife of *Ifmaell Hill* his bedding & a barrell of corne, to *W^m Rookins* his shirt & a pair of garters, as for all the rest of his estate & crophe y^t was left hee gave them vnto his mate *Willm Pilkinton*.

2 It is ordered y^t *Willm Pilkinton* tenant shall haue a letter of adminiftration graunted him vppon y^e goods of *John Parsons* deceafed, & that hee shall deliuer in an Inuentorye of y^e goods of y^e said *John Parsons*, & y^e fame to be praied vppon the oaths of two fufficient men.

3 Vppon the request of *M^r Hugh Crowder* planter y^t by reason of the barrennes of the ground whereon he now liueth belonginge to *Cap^t John Hudleston*, he desireth to remoue & plant vppon the ground of *Cap^t Francis West Esq^r* at *Chapoacks* Creeke, The Court hath giuen leaue & p^omission for him & his Company liveing w^{ch} him so to doe

4 Cap^t *Tobias flligate* Sworne & examined sayth that this vioadge hee brought ouer with him in his fhipp the *James* for M^r *Richard Bennet* deceafed, diuers goods & marchandife, & that y^e faid *Richard Bennet* remaineth indebted vnto himfelfe for some ¶t of y^e freight of the faid goods amounting vnto feuentene pounds in readye monye of *England*.

5 *It is therefore ordered* that M^r *Lodwicke Perle* fhall fhipp in the good fhipp called y^e *James* fiue hundred waight of Tobacco, to be configned to M^r *Edward Bennet* in *London*, to fatisfye & fecure Cap^t: *flligate* for feuentene pounds *fterlinge* in lawfull monye of *England* remaineing due vnto him for ¶t of y^e freight of thofe goods w^{ch} he brought ouer for M^r *Richard Bennet* this laft vioage, hee affirming vppon his oath y^t in *England* hee can make prooffe of the fame.

6 *It is ordered* according to conditions & covenants bearing date the 25th of *September* 1622, betweene *Weffell Webling* & M^r *Edward Bennett*, that hee y^e faid *Weffell Webling* fhall goe downe and liue vppon the 50 acres of land w^{ch} hee is to haue of y^e faid M^r *Bennett*, & fhall pay for the fame 50^s yearly & two dayes worke & fuch other things as are contained in y^e faid couenants, & that M^r *Bennetts* ouerfeers fhall deliuer him his apparell mentioned in the couenant & appoint out y^e faid 50 acres of land.

7 *It is ordered* that M^r *Pearle* fhall fignify to M^r *Edward Bennet* by letter into *England* that hee doe wth as much fpeed & conueniency as may bee fend over hither the Indentures of *Richard Stubbs*, to fhew what time & terme of feruice the faid *Richard* hath to ferue him, w^{ch} if he fhall not doe or make prooffe of, the faid *Richard Stubbs* fhall be free at the end of fowre yeares feruice, & y^e rather the ouerfeers of y^e faid *Edward Bennet* haue brooken vp the cheft of the faid *Richard Stubbs* & loft his Indentures.

8 *It is ordered* that whereas Cap^t: *John Wilcoxes* by a noate & receipt vnder his hand doth bind himfelfe to deliuer one fhalope wth appurtenances to M^r *Claybourne* or his Affignes at *Kecouchtan* as by the fame doth more at large appeare bearing date y^e 21st of *Novemb* 1625, & hath neglected to make delivery of y^e faid fhalope & by y^e complaint of *Tho: Harwood*, who bought y^e faid fhalope of the faid M^r *Claybourne*, doth appeare, it is therefore thought fitt that y^e Atturney of y^e faid Cap^t *Wilcoxes* doe make fatisfaction vnto y^e faid *Tho: Harwood*, viz. 400^l of Tobacco, according as was received for the fame; And moreouer wheras it is alledged y^t y^e faid C: [Cap^t:] *Wilcoxes* hath receaued 60^l of Tobacco for the faid fhalope after y^e time y^t y^e fame was due to be deliuered, *it is ordered* vppon prooffe hereof made that y^e faid *Tho: Harwood* fhall haue y^e faid 60^l of Tobacco paid vnto him alfoe in regard of the damadge hee fuffered by y^e want of y^e faid fhalope. *It is alfoe thought fitt* y^t the Tobacco bee paid wth allowance of 12^l in y^e hundred.

9 *It is ordered* that *Will^m Ramfshaw* fhall goe downe to *Mathewes-Manor* & worke at the trade of a blackefmyth vntill hee haue by his worke fatisfyed twelue hundred pounds of Tobacco vnto M^r *Michaell Marfhatt* for w^{ch} hee ftandeth indebted vnto him, and alfoe to fatisfye vnto M^r *Utye* 262^l of Tobacco, & pay his fees to y^e Provoft *Marshall*.

A record of *Weffell Webling* his Indentures.

To all to whom thefe p^ſents fhall come greeting in o^r Lord God euerlafting.

Know yee that I Weffell Webling ſonne of Nicolas Webling of London Brewer for & in confideration y^t I haue bene furniſhed & fett out & am to bee transported unto Virginia, at y^e coſts & charges of Edward Bennett of London, marchant & his associates, & for & in confideration that they haue p^ſmifed & couenanted to maintain me wth ſufficient meat drinke & apparell doe by theſe p^ſents bind myſelf an apprentice vnto y^e faid Edward Bennett for the full terme of three yeares to begin the firſt [ſic. feaſt] of St Michaell the Archangell next after the date of theſe p^ſents. And I doe p^ſmife & bind myſelf to doe & ¶form all the faid terme of my aprentiſhippe true & faythfull ſeruice in all ſuch labours & buſines as the faid Edward Bennett or his affignes ſhall imploy me in, & to bee tractable & obedient as a good ſernant ought to bee in all ſuch things as ſhalbe com^ſanded me by y^e faid

faid Edward Bennett or his Affignes in Virginia, & at the end of the faid terme of three yeares the faid Edward Bennett do promise to give unto y^e faid apprentice an house & 50 acres of land in Virginia to hold to me my heires & affignes for euer, according to y^e custome of land there holden, & alsoe shall giue to the faid apprentice necessary & good apparell, & y^e sayd apprentice shall inhabitt & dwell vppon y^e faid land, & shall pay yearely for y^e faid fiftye acres of land fro & after y^e hee shalbe therof possessed unto y^e faid Edward Bennett y^e yearely rent of 50 shillings starling for euer & two dayes worke yearely, & to all & singuler y^e couenants aforefaid, one y^e P^{ty} & behalfe of the faid apprentice to bee performed & kept in manner & forme as aforefaid The faid apprentice bindeth himselfe to his faid Master P^{ty} these p^{ts}: In witnes whereof y^e P^{ties} aforefaid to these p^{ts} Indentures haue sett their hands & seales, the 25th of Septemb 1622.

Signett Ed. Bennett

Ex^t Willm Claybourne

A recorde of Cap^t Wilcoxes couenants.

November 21th 1625

Know all men by these p^{ts} y^e I John Wilcoxes of Accawmacke gent: doe acknowledge my self to haue receaved from Willm Claybourne, fowre hundred waight of Tobacco in full paiement and satisfacion for a shalope wth the appurtenances: & I doe hereby further bind myself to deliuer the faid shalope unto y^e faid W^m Claybourne wthin fixtene dayes next ensueing after y^e date of these p^{ts}, at Kecoughtan or to his affigns in good condition, wth all things therunto belonging.

In witnes whereof I haue herevnto set my hand the day & yeare first aboue written.

John Wilcocks

Witnes

Edward Waters

Thus paid.

to M ^r Southerne.....	100 ^l
to M ^r Waters.....	100
to Cap ^t . Epps.....	100
to himself.....	40
to Lef ^t . Purfury.....	60
	400 ^l
<i>ffinis Curiae</i>	

1626, 20th of Nouembr

A COURT at James-City, 1626, 20th of Nouembr
p^{ts}ent
S^r George Yeardley Knt Gouverno^r &c, Docto^r Pott, & M^r Claybourne.
Nihil Actum

4th of December 1626

A COURT at James-Citty the 4th of December 1626,
p^{ts}ent
S^r George Yeardley Knt. Gouverno^r &c., Cap^t: Smyth, M^r Persey, M^r Claybourne
& M^r fferrar.

1 At this Court there was a voluntary agrem^t made betweene Cap^t. John Martin, Robert Thresher, [and] Thomas Gates, that there shalbe choosen an Arbitrator on the P^{ty} of Cap^t Martin & another on y^e P^{ty} of Thomas Gates, & likewise one Arbitrator on the P^{ty} alsoe of y^e faid Cap^t Martin & another on y^e P^{ty} of Robert Thresher, And that

y^e

y^e said Arbitrators fhall view the worke & houfes w^{ch} haue bene built & done by y^e said *Tho: Gates* and *Robert Threfher* vppon y^e plantation of *Martin Brandon* and fhall iudge in their confciences what the worke & houfes there done & built fhallbe worth & to valew the fame in Tobacco. And then y^e said Cap^t *Martin* to pay vnto y^e said *Robert Threfher* & *Thomas Gates* fuch Tobacco as their worke done as aforefaid fhall amount vnto: And then y^e said *Robert Threfher* & *Tho: Gates* to deliuer vpp all fuch writings as Cap^t *Martin* hath made vnto them concerning any holding or poffeffing of any land in *Martin Brandon*. And this arbitration to bee done before *Christmas* next, and for default in any of the partyes aforefaid to be censured by the Court

2 *Nathaniel Caufey* fworne & examined fayth that hee hath feene a letter written by *Rowland Trewloue* & others of that Company, directed to *Willm White*, fignifyeing vnto him y^t whereas hee had formerly written vnto them in y^e behalfe of *John Browne* their feruant y^t they would releafe fome of y^e time of his feruice dew vnto them, they did writte in y^e faid letter, that they were content to releafe two yeares of the faid *John Browne* his time if hee y^e said M^r *White* did please and y^t faid letter was in y^e hands of M^r *James Carter*, Mafter of the *Anne*.

3 *It is ordered* vppon y^e former oath of M^r *Caufey* who is alfoe deputed as ouerfeer of y^e *Trewloue* plantation, that the faid *John Browne* be made free & releafed from thefe two yeares time of fervice remaining, hee haueing alreadye ferved five yeares.

4 *It is ordered* that *Rice Hooe* fhall receive frō M^{rs} *Boife* all fuch writings as are in her hands belonging to *W^m Beffe* late of *Jurdaynes Journey*, and an account of all fuch Tobacco as hath bene received by M^r *Luke Boife*: And y^t M^{rs} *Boife* doe keepe in her poffeffion, if fhee please, for the next yeare one boy feruant belonging to y^e faid *W^m Beffe*, or vntill further order bee fent out of *England* frō him whereby hee doe fignifye & exprefse himfelfe at what rate & price hee will accept of Tobacco for y^e faid boy feruant amounting to y^t fo^rne of 40^l *fterling* according as hee hath formerly written to M^r *Luke Boife*, And that then fhee paying the faid tobacco fhall enioy y^e boy for his whole time. And if y^e faid *Beffe* fhall otherwife difpofe of y^e boy then the faid M^{rs} *Boife* fhall y^e next yeare deliuer him vpp & pay for his feruice one hundred waight of tobacco

finis Curiae

the 11th of *Decemb* 1626

A COURT at *James-Citty* the 11th of *Decemb* 1626.

pfent

S^r *George Yeardley* Knt. *Gouerno^r* &c. Cap^t. *Smyth*, & M^r *Claybourne*.

1 At this Court *Richard Bridgewater* *Lawrence Smallpage* & *John Milnehouse* did make agreem^t to liue & dwell at *Pafbehayes* in thofe houfes in w^{ch} they now are, & that they have as much ground as they can vfe, paying for the fame each of them one capon or two pullets quarterly vnto the *Gouerno^r*

2 *Whereas* it appears to y^e Court by fufficient witnes & by the petition of *John Trehern* of *Chaplins Choife*, that he y^e faid *John Treherne* did y^e laft yeare 1625 fhippe in y^e *Anne* of *London* whereof *James Carter* was then Mafter one hogfhead of Tobacco w^{ch} was configned to be deliuered vnto the brother of y^e faid *John Treherne* in *London*, and that y^e faid *James Carter* himfelfe did make fale of y^e faid Tobacco, wthout any warrant to doe y^e fame, *it is therefore ordered* that *Richard Looe* Mafter of y^e *Anne* in whole hands refseth all y^e eftate of y^e faid *James Carter*, doe pay vnto y^e faid *John Treherne* two hundred & thirty waight of Tobacco in leafe ftript & fmothed together wth one hogfhead in fatisfaction of y^e faid Tobacco w^{ch} he fold belonging vnto y^e faid *John Treherne*.

finis Curiae

The Teftimony of *Richard Looe*

I *Richard Looe* doe vppon my certaine knowledge teftifye that the laft vioadge in y^e
Anne

Anne 1625, there was the quantity of one hoghead of Tobacco shipped in y^e Anne by John Treherne of Chaplins Choife and y^e y^e said Tobacco was landed in England.

Richard Lowe

The humble petition of *John Treherne*

To y^e right Hon^l Sr *George Yeardley* knt *Gouerno^r* and *Cap^t*: generall of *Virginia* & to y^e rest of the Councell of State.

Sheweth y^e your petitioner y^e last time of *M^r Carters* departure out of this Country for England deliuered vnto him 160^l of Tobacco to giue to his brother in London, *M^r Carter* arriueing here backe againe, your petitioner demanded accompt of y^e Tobacco and was answered by him, y^e hearing your petitioners brother was dead hee made sale of it himselfe, and y^e hee should haue soe much Tobacco paid him backe againe, or soe much Comodities to y^e full valew thereof. Your [petitioner] desiring y^e benefitt y^e was made thereof, *M^r Carter* not likeing denyed and soe *¶*ted, yet before your petitioner had speech with him, one in his behalfe asked *M^r Carter* if hee had brought any supply from his brother for hee had sole the Tobacco himselfe and brought Comodities for itt: Your petitioner doubteth not (that in soe much y^e Tobacco belonged vnto him *¶*perly, and that hee bore the aduenture thereof into England hether, and that *M^r Carter* herein did more show himselfe a fact^r then a Master of a shipp, but y^e hee may haue y^e full & whole benefitt of his own Tobacco: May it therefore please this Wor^l Court soe to Censure of your petitioners cause, as hee may receaue not onely the valew of his Tobacco, but alsoe y^e *¶*fit & benefitt of y^e same, he allowing this *¶*sent Master of the shipp all such charge as is therovpon due

And your pet. &c

The examination of *M^r Theod^r Pettus* taken this 6th of *Nouemb* 1626 before *M^r Willm^o fferrar* and *M^r Nathaniell Causey*, is as followeth.

This deponent affirmeth y^t he being aboard *M^r James Carters* shipp as hee was comeing vpp, the said *M^r Carter* demaunding how *John Treherne* did, this deponent asked whether hee had brought a supply from his brother or noe, *M^r Carter* tould him that hee had a supply for him, but not frō his brother, for his brother was dead, & that his brothers wife would fayne haue had y^e Tobacco w^{ch} y^e said *Treherne* sent home by y^e said *M^r Carter*, but hee would not deliuer it, but confesfd to this deponent that hee had sold y^e Tobacco himselfe, and y^t he had brought Comodities for y^e said *Treherne*

ffligned by me

Theodor Pettus

18th day of *Decemb* 1626,

A COURT at *James-Citty* the 18th day of *Decemb* 1626,
*¶*sent

Sr George Yeardley knt. *Gouerno^r* &c. *Cap^t*: *Smyth*, *M^r Persey* & *M^r Claybourne*.

1 *Whereas* there remaineth in y^e hands of *Cap^t: Nathaniell Baffe* a deed of Morgage belonging vnto *M^r Michell Marshatt* made & sealed by *Cap^t: ffancis West* Elq^r the Court doth thinke fitt that y^e said deed be deliuered vnto y^e said *Michaell Marshatt*, as it appeareth of right to belonge vnto him.

2 *Whereas* there is order giuen & published that noe shipp shall breake bulke before their arriuall at *James Citty* yet notwithstanding feinge that by misaccident the *Marmaduke* is now come aground below *Mulburye Iland*, it is thought fitt by y^e Court and leaue giuen to marchants & such others as haue goods in the said shipp to litter [lighter] & vnloade such a *¶*t & quantity of y^e said goods as may be sufficient to free y^e said shipp & make her aflote, *¶*uided that the said goods be brought vpp to *James Citty* & noe indirect bargaines & sales made contrary to the said order.

3 At this Court was brought in & presented the laft will & testam^t of *Willm ffofter* of *Elizabeth Citty* who deseafed about the 10th of this present month by *Richard Popelye*. And proued to be the laft will & testam^t of the said *Willm ffofter* by the oath of . . . who being fworne and examined fayth that y^e said will was y^e will & Testam^t of *Willm ffofter* aforefaid, & y^t hee was in perfect sense & memory at y^e making & deliuey of y^e fame.

Wheruppon it is ordered that the Administration of all y^e goods & chattles of the said *ffofter* be graunting vnto y^e said *Richard Popely*, & that hee bring in an Inuentory of the fame &c.

4 Vppon the petition of *Tho: Phillips* late planter of *Hog-Iland* the Court hath licenced & permitted him, by reason of diuers inconueniences alledged to remoue & plant himfelfe at Cap^t *Mathewes* his plantation on y^e other fide of y^e water.

5 *Richard Lowe* fworne and examined faith that hee heard *Tho: Gates* acknowledge that hee owed vnto *George Riddle* a certaine fome of Tobacco, of w^{ch} hee then promised to make paiment vnto him.

6 *Francis Stone* fworne & examined fayth that he heard *Thomas Gates* confeste & acknowledge that he owed vnto *George Riddle* ninety wayght of Tobacco, of w^{ch} hee then promised to make present paim^t

fnis Curiae

THE QUARTER COURT

the 8th of *January*, 1626,

A COURT at *James Citty* the 8th of *January*, 1626,
present

S^r *George Yeardley* Knt *Gouerno^r* &c. Cap^t. *West* Cap^t *Smyth* M^r *Claybourne*
Cap^t *Tucker* M^r *Persey* M^r *fferrar*.

It is ordered that whereas *Thomas Gates* hath bene drounke & misbehaved himfelfe wth much diforder, that y^e said *Thomas Gates* shall pay for a fine twenty wayght of Tobacco, & give in bond wth security of his good behauior & appearance at the next quarter Court.

George Graues fworne and examined fayth that the Inuentory by him brought into the Court this present day is a true & perfect Inuentory of all the goods & chattles of *Robert Linfey* who was the laft spring carried by y^e Indians to *Pamunky*.

The oath of *John Jaxson*
9th Octob 1626

John Jaxson fworne & examined fayth that in *April* laft past this examine & one *Robert Linfey* went from *Martins Hundred* wth certaine Indians vnto *Pamunky*, then this examine haueing leave to come away home & y^e said *Robert Linfey* being detained there the said *Robert* at y^e departure of this deponent said that as concerning his goods whatsoever he had at home, hee gaue them vnto one *Sara Snowe* the daughter of *Ellenor Graues*, if he neuer came home againe, & then y^e said *Robert* offered to deliuer his key of his cheft vnto this deponent but y^e Indians would not suffer him

This oath was taken before

M^r. Docto^r *Pott*
Will: Claybourne

At this Court was one deed indented brought in by M^r *George Menesy* Marchant made betweene Cap^t *Hamor* deceafed & *Zachary Cripps* & *Edmond White* yeoman wherein y^e said *Zachary* & *Edmund* were couenanted and bound to pay vnto y^e said Cap^t: *Hamor*, twelue hundred wayght of Tobacco in leafe the ftalke halfe stript out, & twelue hundred wayght more; and in y^e said deed it was not mentioned whither this

second

second twelue hundred should be paid in leafe, or wth any allowance for y^e ftalke, or not; hervppon y^e Court hath ordered that according to y^e custome of this Cuntry that y^e said second twelue hundred shalbe paid vnto y^e said M^r *Menefy* after fwe fcore to y^e hundred & noe allowance for y^e ftalke.

ffinis Curiae

the 9th of *January*, 1626,

THE Court at *James City* the 9th of *January*, 1626, being
present

S^r *George Yeardley* Knt. Gouverno^r &c. Cap^t: *Smyth* M^r *Perfey* Cap^t *Mathews*
M^r *Claybourne* Cap^t: *Tucker* M^r *fferrar*

Whereas *Richard Tailor* planter hath made complaint to y^e Court that he fuftaineth much wronge from *Thomas Harris* and others y^t plant on his diuident at y^e *necke of lande*; Now y^e Court taking the same into confideration iudge that y^e said *Thomas Harris* hath done noe wronge vnto y^e said *Richard*, but that it appeareth by a deed vnder y^e hands & feales of y^e said *Richard Tailor*, & *Willm Vincent*, & *George Grimes*, that their diuidents of cleared land should then by their consent be equally deuided betweene the said *Thomas Harris* & such others as were then to plant on y^e said land, as by y^e said deed bearing date y^e 11th *January* 1622 doth more fully appeare. It doth moreouer appeare to y^e Court by one Comiffion graunted by S^r *ffrancis Wyatt* Knt. late Gouverno^r that the said *Tho: Harris* & others that then intended to goe & plant vppon y^e said *necke of land* should haue fwe acres a share giuen & graunted vnto them & to their heires & assignes for euer on that place, the said Comiffion bearing date the 20th of *January* 1622; And the Court doth therefore giue leaue vnto them to take vpp their said shares of fwe acres vppon y^e said *necke of land*, p^{ro}vided that they doe take it without y^e lymitts and bounds of such Patents as are there allready graunted.

It is ordered that *Richard Tailor* doe pay vnto *Thomas Harrys* for damage in this fuite 20^l of Tobacco, & to such others as hee hath asked to be brought downe to y^e Court by warrant twelue pounds of Tobacco to each one of them.

At this Court there was leaue & licenfe giuen to *Edward Temple* seruant to M^r *Douglas* to remoue frō *Jordanes Journey* & plant himfelfe at *Martins Brandon* according to his mafters letters

Tho: Harris fworne & examined fayth that he knoweth that one Cowe lately in the poffeffion of *Luke boife* named *brooken leggs* and killed by y^e Indians at the *Necke of land* was one of thofe eight coves that Cap^t *John Martin* had formerly in his poffeffion.

Richard Tailor fworne & examined affirmeth as much as *Tho: Harris* hath done.

At this Court was p^{re}ented by *Robert Greeneleafe* one deed of gift of one hundred acres of land being his owne p^{er}fonall deuident made vnto *Gregory Dory* yeoman, and the said *Gregory Dory* doth at this p^{re}ent defire to haue licenfe to take vpp the fame vpp towards the head of *Blunt point* River, the w^{ch} y^e Court hath condiscended vnto.

Vpon the petition of *Edward Waters* the Court hath giuen leaue vnto him to feat himfelfe & plant vppon the ftrawberry bankes wthin the circuite of the *Campanyes* land laid out at *Elizabeth-City*, & hath graunted him a leafe of 50 acres of land there for y^e terme of ten yeares next enfueing after y^e feaft of S^t *Thomas* y^e Apoflle laft paff, and to take alonge y^e banke of y^e river 50 pole for y^e said fifty acres yeilding & paying for y^e fame yearly fiftye waight of Tob:

Vppon y^e Petitions of *Richard Bridgwater* *John Osborne*, *John Milnehoufe*, *Robert Hutchinfon*, *Law: Smallpage* & *Joseph Hatfeild*, & y^e reft of y^e Inhabtants of *Pafbehayes* wherein they complaine exceedingly concerning the barrenefs of y^e ground whereon they plant, the badnefs of their vtterly decayed houfe, & of their fmall ftrength & ability to hold & defend y^e fame place, the Court hath Condiscended and giuen leaue vnto them as being free men to remoue from y^e said land of *Pafbehayes* and leaue That place voide.

At

At this Court *Joseph Hatfeild* had leaue graunted vnto him to goe & plant him felf at *Accawmacke*.

The þvoft Marfhalls fees

ffor an Arrest.....	1 ^l	Tob: one bufh. of corne.
ffor imprifonem ^t at Comeingin.....	2 ^{ll.}	one bufh of corne.
at his goe out.....	2,	one bufh of corne.
ffor fetting by y ^e heeles.....	5	
ffor warning to y ^e Court.....	5	
ffor punifhing any man by wipping pillory ducking &c.....	10 ^l	
Vppon the the ordering of any a ^{ct} in court.....	1 ^{ll}	

ffinis Curiae

10th day of *January* 1626,

A COURT at *James Citty* 10th day of *January* 1626, being
 þfent
 S^r *George Yeardley* Knt. Gouverno^r &c Cap^t *Smyth* Cap^t *Mathewes* M^r *Perfey*
 M^r *Claybourne* Cap^t *Tucker* M^r *fferrar*

Cap^t *Will^m Peirce* fworne & examined fayth that y^e Inuentory of y^e Eftate of *Robert Auften* deceafed by him brought into the Court, is a true iuft & þfect Inuentory to his knowledge, onely excepted fome old cloathes & an hatt w^{ch} this deponent gaue away to fuch as tended him in his fixnes.

The Gouverno^r at this Court intimated his intent to take vpp one thoufand acres of land as his diuident, lyeing vppon *Blunt point* river and bounded Eafterly by a creeke that deuideth it frō the land of *Robin Poole* & L^s *Peppet*, next adioyning to their houfes now built, and foe extending Wefterly alonge the banke of y^e river foe far as vnto y^e fame quantity of land appertaineth, Northerly vppon the faid *Blunt Point* river & Southerly vppon the *Maine River*: w^{ch} thing the Court hath condifcended vnto.

And therefore at this Court Cap^t *Rog^r Smyth* & Cap^t *Will^m Peirce* fignified their confent and allowance to giue leaue vnto y^e Gouverno^r to take vpp his diuident as afore-named And whereas there may be fome doubt leaft that land now take[n] vpp by y^e Gouverno^r fhould fall out to be a þt of their diuident, they doe bind themfelves to ftand contented to haue foe much land giuen them by y^e Gouverno^r in fome other place.

John Stone Blackfymth fworne & examined fayth that the Inuentory of y^e Eftate of *Walter Blake* deceafed by him now brought into y^e Court, is a true iuft & þfect Inuentory to his knowledge. And hath theervppon leauc giuen him to haue a letter of Adminiftration vppon y^e Eftate of y^e faid *Walter Blake*.

John Arondelle gent: fworne & examined fayth that the will and Teftam^t of *Thomas Hunter* brought into y^e Court by M^r *Edward Waters* was y^e will & teftm^t of y^e faid *Thomas Hunter*, & y^t he was in þfect fenfe & memory at y^e making of y^e fame.

It is ordered that *Henry Bradford* doth pay a fine of 40^l of Tobocco for his offence of drunkennes & enter into bond of 300^l Tob for his good behaiour & appearance at y^e next quarter Court.

At this Court there was a bond with fecuritye vnder the hand of *Thomas Spelman* þduced by Cap^t *W^m Tucker*, taken for the affurance of y^e eftate of *Edward Hill* deceafed, to y^e vfe of his child *Elizabeth Hill*, bearing date 4th *Novemb* 1626, & theervppon a letter of Adminiftration graunted to y^e faid *Tho: Spelman*.

Whereas there is a petition þferred in Court by *Philemon Powell* together with a bond of twenty pounds *Sterling* vnder the hand & feal of Cap^t *John Haruy* Efqr beareing date the 20th of *Aprill* 1626, made vnto *John Sharples*, of *London* Marchant, and now the faid *Philemon Powell* on y^e behalfe of y^e faid *John Sharples* demaunded to haue
 pairnt

paĩm^t of y^e fame made by some meanes out of y^e eftate of y^e faid *John Haruy*, wherevpon y^e Court hath ordered that y^e faid *Philemon Powell* fhall take into his poffeffion the houfe and land of Cap^t: *Haruy* in *James Citty*, & fhall rent or leafe out y^e fame vntill fuch time as y^e faid twenty pounds be fully fatisfyed, together wth a debt of wages dew vnto *John Barnard* for feruice done him,, p^{ro}vided that if he y^e faid *John Haruy* fhall arriue here or any in his behalfe & pay y^e faid debt, that then y^e faid *Philemon Powell* fhall deliuer vpp the fame.

John Croodicke fworne & examined fayth that *Luke Boife* gent fpoake to this deponent to goe to *Accawmacke* & receiue of Cap^t: *Willm Epes* eight hundred waight of Tobacco & did writte a letter wthall vnto Cap^t *Epes*, & this deponent accordingly did receiue of y^e faid Cap^t *Epes* the faid eight hundred waight of Tobacco, and that haueing the fame aboard his boate & comeing ouer the bay the faid Tobacco by badd & ftormy wether was moft p^{ro}t of it wette, But this deponent deliuered this Tob^o vnto M^r *Chamberlaine* at *Kecoughtan* according to M^r *Luke Boife* his appoinm^t about two yeares fince.

The Court doth order that *George Trauell*[or] of *Accawmacke* for this yeares feruice being due to Cap^t *John Martin* by Indenture, doe pay vnto y^e faid Cap^t. *Martin* 360^l of Tobacco, and all his croppe of corne excepting 3^b to be allowed for his victuall, as foone as poffible he fhall or may make means to doe y^e fame. And the faid *George Trauell*[or] either to deliuer vp his Indentures or to come and liue a tenant vppon his land.

Cap^t: *W^m Peirce* fworne & examined fayth that at the Maffacre being fent downe to *Martins Hundred* for y^e releife of fuch as were left aliue & y^e recouery of fuch cattle goods & Corne as was left, hee this deponent doth remember y^t hee brought vpp fom corne belonging to *Rich: Staples*, and fome alfoe from y^e houfe of *Walter Dauyes* that as he beft remembreth the corne was about halfe a fcore barrells of eares. And this deponent fourthly fayth that Cap^t *Willm Powell* demaunded fome of the corne at *James City* in the right of *John Dauyes* the brother of y^e faid *Walter Dauyes*, and that was deliuered vnto him to the quantity as he remembreth of 20 or 30 barrells of eares.

Richard Dolphenby fworne & examined fayth that hee being a feruant vnto *Walter Dauis* at *Martins Hundred* knoweth that two dayes before y^e Maffacre *Walter Dauis* receaued into his houfe 12 barrell of Eares, And that at harveft there was three fcore barrells of eares meafured in & layed vpp in the houfe of *Richard Staples*.

Cap^t *W^m Peirce* remembreth that there was twenty barrells of Eares in the houfe of *Richard Staples* belonging vnto *Walter Dauis*.

Whereas the laft Court day there was leaue giuen to the inhabitants of *Pafbehaye* to remoue themfelves frō that place, the Court doth now determine neither to conftraine them nor any other y^e inhabitants of y^e Maine to ftay and inhabite there.

Christopher Windmill fworne & examined fayth that about *Eafter 1624* Cap^t. *Doufe* being in his owne houfe did call his feruant *Robert Todd* vnto him & asked him for what time he came ouer wth Cap^t *Prince* who answered he came for feauen yeares vnleffe he would be pleafed to giue him some p^{ro}t of his time, then y^e faid Cap^t *Doufe* told him hee would giue vnto y^e faid *Rob^t. Todd* two yeares of his time & fent y^e faid *Robert* for a pen and Inke who when he came againe faid y^t he could find none, then y^e faid Cap^t: *Doufe* p^{ro}fently called this Deponent & one *Richard Raper* to be witneffes y^t he did giue vnto y^e faid *Robert Todd* two yeares of his time.

Richard Raper fworne & examined fayth as much as *Christopher Windmill* hath done before.

It is ordered y^t *Robert Todd* y^e feruant of Cap^t *Doufe* fhall haue two yeares time abated vnto him of y^e feauen yeares w^{ch} hee ought vnto y^e faid Cap^t *Doufe* at his comeing ouer with Cap^t: *Prince*, w^{ch} feauen yeares to begine to be accounted at y^e time of y^e faid *Robert Todds* arrivall here.

It is ordered that *Michell Batt* fhall haue leaue to remoue frō y^e Maine & plant at *Smyths Mount*.

It is ordered that *Phettiplace Clofe* fhall haue leaue to remoue & plant at *Blunt point*.

It is y^e opinion of y^e maior p^{ro}t of the Table [court] that *Anthony Affon* fhall pay
for

for his offence committed in sending a boy named *Tho: Sauadge* ouer a Creeke at *Kecoughtan* vppon M^r *Gainyes* land to fetch his Canoe on the other side, whereby the said boy was drowned, viz, one hundred waight of Tobacco to M^r *W^m Gainy* who had hyred y^e boy for y^t yeare, & two hundred waight more to M^r *Humphry Raftall* whose seruant he was, for that it appeareth by oath that he y^e said *Anthony* might wthout doubt haue faued the boy by wading a little into y^e water, & for y^t he did not aske leaue of any one to haue the said boy to fetch his Canoe.

finis Curiae

the 11th of *January* 1626,

A COURT at *James Citty* the 11th of *January* 1626, being
 present
 S^r *George Yeardley* Knt *Gouerno^r* &c Cap^t *West*. Cap^t *Smyth*. Cap^t. *Mathewes*.
 M^r *Perfey*. M^r *Claybourne* Cap^t: *Tucker* M^r *Jffarrar*

Robert Adams of *Martins Hundred* sworne & examined sayth y^t about y^e middle of *August* last past hee being at M^r *Harwoods* house heard *Richard Crocker* say Cap^t *Hamor* & M^r *Perfey* had bought goods & sold them at an vnreasonable rate againe & that they were vnfit to sitt at y^e Councill

Maximilian Stone of *Martins Hundred* sworne & examined sayth that being at M^r *Harwoods* house he heard *Richard Crocker* say that many great men went aboard shippes and bought many goods & sold them againe at vnreasonable rates, but he doth not remember the time when these words were spoken but thinketh it was before y^e middle of *July* last past before the *Gouerno^r* came in.

At this Court *Tho: Doe* hath leaue giuen vnto him to remoue frō *Kecoughtan* & plant at *Hogg-Iland*.

Vppon the petition of *Randall Crew* on the behalfe of *Elizabeth* his wife late y^e wife of Cap^t. *Small[ey]* about 4 oxen w^{ch} shhee taxeth the *Gouerno^r* to haue feized on in the time of his Govern^{nt} heretofore, the Court hath thought fitt to take the oath of Cap^t *John Martin*.

Cap^t *John Martin* sworne & examined sayth that about 4 yeares agoe M^{rs} *Elizabeth Small[ey]* being in *England* was as shhee said, fet on by y^e Company, to deliuer a petition to y^e king ag^t S^r *Samuell Argoll* to recouer certaine oxen of him w^{ch} hee had taken frō her in *Virginia*, hee y^e said S^r *Samuell Argoll* did soe cleare himselfe that shhee asked him forgiuenes at my Lord of *Warwicks* house: And then afterwards S^r *Samuell Argoll* told her that y^e said oxen were in *Virginia* & noe body could tell her better where they were then Cap^t. *Tho: Graues* then liueing in *Virginia*.

John Dodds sworne & examined sayth that about ten dayes before the death of *Luke Boife* gent who deceased the 21th of *June* last past hee this deponent being at y^e house of y^e said M^r *Luke Boife* who was then very sicke sayd that it was very good for him to make a will, then he y^e said M^r *Luke Boife* answered what need he to make a will for that hee had noe body to give his estate vnto but his child & his wife. *Wherevppon it is ordered* y^t *Alice Boife* late y^e wife of *Luke Boife* deceased shall haue a letter of Administration given & graunted vnto her.

At this Court there was a petition offered by M^{rs} *Alice Boife* widow ag^t *Joseph Royall* seruant vnto her late husband *Luke Boife* & shewed a Couenant bearing date the 25th day *Febr*: 1625, wherein y^e said *Joseph Royall* was bound vnto y^e said *Luke Boife* to performe certaine conditions therein mentioned, *wherevppon it is ordered* according to the said Couenants that y^e said *Joseph Royall* shall make or cause to be made gratis for y^e said *Alice Boife* her child & such seruants as were then of his family all such apparell as they shall weare or vse till such day & time as he shall depart this land, so longe as those of y^e family shall either serue her or y^e child.

Whereas by y^e Complaint of *Thomas Weston* Marchant it doth appeare to y^e Court
 that

that *John Bainham* of *Elizabeth-Citty* hath paid vnto *James Carter* Master of the *Anne* Deceased seenty and fowre pounds of tobacco w^{ch} was of y^e estate of *Edward Maunder* now in *England* & was appointed by order of Court to be paid vnto the said *Thomas Weston* as to him belonging of right, therefore the Court hath ordered that the said *Bainham*, in regard that y^e said paim^t made to *James Carter* was wthout any warrant or order, shall repay againe y^e said seenty fowre pounds of Tobacco to y^e said M^r *Weston*.

Robert Dennys Marriner sworne and examined sayth that y^e will of *Edmund Pitchard* produced in Court by *Patricke Kennede* was y^e true will & testam^t of y^e said *Edmund Pitcharde*, & that he y^e said *Edmund* was at y^e making therof in perfect sence & memory.

W^m *Cadwill* sworne & examined sayth as much as the said *Robert Dennys* hath done *Patrick Kennede* sworne & examined sayth that y^e Inuentry of y^e Estate of *Edmund Pitchard* Purfer of y^e *Marmaduke*, is a full true & perfect Inuentry.

At this Court *Robert Edmonds* had leaue given vnto him to remoue from *Warofquoyacke* & plant himfelfe at *Elizabeth-Citty*.

Vppon proffe made in y^e Court by bills and other testimoyes See records recorded, it is therevppon ordered that *Patricke Kennede* shall pay for y^e fol: 60. debt of *Edmonde Pitchard* deceased vnto W^m *Claybourne* Esq^r one hundred & fifty waight of Tobacco for one hoghead of Tobacco w^{ch} y^e said *Edmund Pitchard* about two yeares since carried away for *England* belonging to y^e said W^m *Claybourne*: And it is alsoe ordered that he satisfy such debts as by bill are owed vnto *George Menefy* Marchant from y^e said *Edmond Pitchard*.

At this Court *George Menefy* of *James Citty* Marchant did acknowledge himself & *Thomas Branfby* of *Archers-Hope* gent to stand indebted by their bond vnder their hands & seales vnto *John Harrison* of *London* gent one thousand waight of Tobacco, to be paid vnto y^e said *John Harrison* or his Assignes here in *Virginia*, And now y^e said *George Menefy* hath here in Court tendered the paim^t of y^e said one thousand waight of Tobacco to any who shall or may in y^e behalfe of y^e said *John Harrison* receive the same & giue them a sufficient discharge, and this is thought good to be herby testified at y^e instance & request of y^e said *George Menefye* and *Tho: Branfby*.

Richard Dolphenby sworne & examined sayth that, whereas there is a bill produced by *John Davis*, hee this deponent did about three dayes since read the said bill concerning two hundred waight of Tobacco, and saw the seale & hand of M^r *Thomas Boise* putt thervnto.

At this Court *Henry Gainye* was presented before y^e Gouverno^r & Councill by y^e Prouost Marshall for drunkennes, wherevppon it was ordered that hee should enter into bond of his good behauior in 300^l To: & pay the prouost Marshall twenty waight of Tobacco as being the halfe of his fine & due for informing.

The same time *Robert Adams* was presented likewise for drunkennes by y^e Provoft Marshall, & y^e like censure inflicted on him as vppon y^e said *Henry Gainy*.

William Pilkinton sworne & examined sayth that the Inuentry by him presented & brought into the Court is a true, iust full & perfect Inuentry of all the goods & debts of *John Parsons* deceased.

12th of January 1626

A COURT at *James Citty* the 12th of *January* 1626 being
present

S^r *George Yeardley* knt. Gouverno^r &c Cap^t *West*. Cap^t *Smyth*. Cap^t *Mathewes*.
M^r *Persey*. M^r *Claybourne*. Cap^t: *Tucker*. M^r *Jffarrar*.

At this Court *James Tooke* had permission giuen him to remoue frō the *Maine* wthout *James-Citty* & plant at *Mulbury Island*.

At this Court the Gouverno^r moued that some good courfe might be taken concerning
the

the Cattle belonging to y^e Society of *Bartley [Berkeley] Hundred*, wherevpon it was thought good that M^r W^m *Jarrar* should require an account of the said Cattle from such in whose custody they have remained, and signify to the Court what number there is of them, that for some course might be taken for better preserving of them.

Cap^t *Nathaniell Basse* sworn & examined sayeth that about this time twelue month this deponent being at *Kecoughtan* wth Cap^t *Tucker*, the said Cap^t *Tucker* desired this deponent to tell *Henry Woodward* that he should take three men of Cap^t *Stones* remaining wth him, vntill that he heard frō *Canada* frō M^r *Rastall*, or vntill Cap^t: *John Stone* should come in, and then he should have all y^e content he could desire.

Benjamin Drury sworn & examined sayth that about *June* last past one *Samuell Adon* seruant vnto *Henry Woodward* who received him of Cap^t. *Tucker* as being one of the seruants of Cap^t *John Stone*, shewed vnto this deponent a noate vnder written by Cap^t. *Tucker*, the contents whereof were as followeth: *Benjamin Drury & Samuell Tabott I desire you to goe wth Henry Woodward to Warofquoyacke & to remaine wth him there, till you heare further fro your Master M^r Stone out of England. And Henry Woodward shewed the noate to this deponent before he went wth him to Warofquoyacke*

At this Court M^{rs} *Alice Boife* bought in an Account of the Cattle depending in controuersy betweene Cap^t *John Martin* & Cap^t *Bargraue* and desired to deliuer them vpp out of her hands for that shee was vnable to giue in securitye for the same. Wherevpon Cap^t: *Will^m Tucker* in y^e behalfe of M^{rs} *Bargraue* her kinsman the wife of Cap^t *Bargraue* deceased, did offer to giue in security to y^e Court & take the said Cattle into his possession, and to deliuer vpp the same when he shalbe therunto required: *wherefore y^e Court hath herunto condiscended & doe order that y^e said Cap^t Tucker shall take y^e said Cattle into his possession, & this is the rather done because Cap^t John Martin cannot, as hath bee demanded of him, deliuer in sufficient security as aforesaid.*

Vpon a suite preferred in Court by *Henry Woodward* against Cap^t *John Stone* concerning the performance of Couenants made betweene the said *Henry Woodward* on y^e one part & the said Cap^t. *John Stone* & *Humphry Rastall* on y^e other part, touchinge the deliury of fowre men vnto y^e said *Henry [Woodward]* wth other conditions therein contained, *It is ordered* as followeth, that whereas y^e said *Henry* hath formerly receaued & accepted three men seruants of y^e said Cap^t *Stones* & hath alsoe fayled in performance of y^e paim^t of 600^l waight of Tobacco by him due, he y^e said *Henry* shall accept of y^e said three seruants receaued in full satisfaction of three of those fowre seruants w^{ch} were conditioned to be deliuered vnto y^e said *Henry*. *And it is alsoe ordered* that y^e said Cap^t. *Stone* shall deliuer vnto y^e said *Henry* one other seruant apparelled according to y^e said conditions wthin twenty dayes after the date of these presents. W^{ch} orders being performed the said conditions & all couenants & bonds to be vtterly voide. *It is ordered* that y^e charges of this suite shalbe layd vppon y^e said *Henry Woodward*.

Henry Byfant Boatwayne of the *Marmaduke* sworn & examined sayth that in *England* their shipp riding at an ankor at y^e *Cowes* one boy that was shipped for y^e account of M^r *Capps*, was one day about to goe ashore, but that this deponent stayed him, then their Chirurgion *Richard Hewes* spake to this deponent that hee should let y^e boy goe ashore, for he would warrant his coming aboard again, & this deponent sayth that y^e said boy did afterwards come aboard againe, and after he did often goe ashore & come aboard againe.

Willm Kedwell sailor sworn & examined sayth that *Richard Hewes* their Chirurgion did say to this deponent that when one boy of M^r *Capps* was going ashore at y^e *Cowes*, hee would warrant his coming aboard againe & y^e boy afterwards came aboard againe.

It is ordered that M^r *Partrick Kennede* doe pay & satisfy vnto *Edward Waters* of *Elizabeth Citty* gent two hundred waight of marchantable Tobacco in recompense for the losse of one boy seruant belonging unto *Willm Capps*, who ran away out of their shipp at the *Cowes* they permitting the said boy to goe ashore of his own will whereby
he

he was loft, & therefore it is thought fitt that reftitution be made vnto y^e faid *Edward Waters* as being the lawfull deputy & Attorney vnto y^e faid *Willm Cappes*.

Thomas Ward fworne & examined fayth vppon y^e thirtith day of *March* laft paft hee this deponent being in y^e woods at *Martins-Hundred* wth one *Henry Elyott* & *Richard Crocker* they two being in fpeech together about nailes *Henry Ellyott* fayd that *John Day* at *Hogg-Iland* fould nailes for a barrell of eares a Thoufand, but hee would fell noe more foe becaufe *Cap^t Hamo^r* fold nailes for a barrell of corne & 10^l of Tobacco a thoufand, then *Richard Crocker* answered, *I, there are two of them that are not fitt to fitt at y^e Council table w^{ch} is Cap^t: Hamo^r & M^r Perley the Marchant for they deale vppon nothing but extortion.*

In regard of divers inconueniencies w^{ch} appeare to haue happened by y^e graunting of generall warrants in this Colony, too longe to relate, *it is ordered* that there be none hereafter graunted, but that it may be lawfull to put as many in any fingle warrant as fhall be inhabiting w^{thin} any one plantation.

The 13th day of *January* 1626,

ALL being p^{re}sent as the day before

The Gouverno^r & Council taking into their confideration the inconueniencies that myght happen vppon y^e arriuall of any forreine enemy, wthout fome fpeciall order taken what courfes fhould be followed if any fuch thing fhould come to paffe, vppon full debate hereof had *haue ordered & appointed* that as concerning the Inhabitants of *Elizabeth-Citty* thefe inftructions following be obserued *viz* That vppon the arriuall of any fuch number of fhipps vppon w^{ch} the Comaunder there *Cap^t. Willm Tucker* fhall haue iuft occafion of fufpect fhall forthwith fpeed away a boate to y^e Gouvernor & then give p^{re}sent Comaund to all the inhabitants, that all his beft & moft able men be wth all poffible haft affembled & drawne together to their Colours to wthftand & hinder the landing of any enemy by all poffible means, And that he appoint another p^{ar}tye out of y^e reft in his beft difcretion & giue them inftruction to gather y^e woemen & children & vnferuiceable people & all their Cattle together & by their beft means to repair to *Mathews Mannor*, where they fhall receiue further order: And a third p^{ar}ty amongft whom to be fome honeft difcreet men that may be allwayes ready to carry of into y^e woods all p^{ro}uifion of what kind foeuer to faue it from the enemy, & vppon order frō y^e Comaander to fire any houfes & to giue their attendance about him for fuch feruices. *It is alfoe thought fitt* that the Comaander vppon any fufpect as aforefaid of a forreine enemy, doe caufe all the boates & fhalops to be filled wth fuch p^{ro}uifions as y^e people haue & to fend then p^{re}sently vp to *Newports News* where they may be ready vppon order giuen to to run up to *Mathews-Mannor* there to be difpofed & ordered for their beft fafetye. *And it is further agreed vppon & refolued* that ftrict proclamation be published there & through y^e whole Colony that noe p^{er}fon whatfoeuer doe p^{ro}ly or fpeake any wordes or make any signes or fhewes of p^{ro}ly vppon paine of death. And if any man fhall dare to p^{ro}ly or fpeake to y^e enemy it fhall then be lawfull for y^e Comaander in Chiefe there to call a marfhalls court & doe p^{re}sent execution. And if the faid Comaander there doe find y^e enemy to be of noe greate force then he may thinke himfelfe able to wthftand, that hee doe not then rashly giue order for y^e firing of any houfes but doe loofe them by degrees at as high a rate as hee can ftill p^{ro}uenting neuerthelefs the enemies feizing on them by firing firft.

The Court taking into confideration that the next enfueing yeare there will be many Tenants & feruants freed vnto whom after their freedome there will be noe land due whereby they may wthout fome order taken to the contrary fettle & feat themfelues difperfedly & in noe fuch conuenient order wherby to be a ftrenth to y^e Colony, *haue herevppon thought fitt & accordingly ordered* that the Gouverno^r & Council may giue vnto the faid feruants & Tenants leafes for terme of yeares of fuch quantities of land

as shalbe needfull p^rportionably to y^e families of such as in that nature shal take leafes of any com^on lands as yet vntaken vp by any aduenturers or planters wthin y^e Colony: yeilding & payeing yearly for euery acre one pound of Tobacco.

The Court hath alsoe thought fitt wth y^e first means for many confiderations to feat a sufficient p^rty at Kiskiyacke, both in regard of y^e opportunity wee shal therby haue to annoy y^e Indians, & of a good retreat in case wee may haue beene ouerpowered by too powerfull a forreine enemy. And further doe resolve yat noe people shalbe suffered to fitt downe in disco^modious places whereby they shal not consist of sufficient strength

Whereas there is a Controverfy depending in Court betweene Doct^r John Pott phission & M^r Claybourne Secretary Confering ferteyne Cowes belonging to their places and for that it is not yett proved by the Doct^r that those Cowes were deliuered him absolutely belonging to the phissions place and for that M^r Secretary remayneth as yett altogether vnprouided for of those Cowes w^{ch} should formerly haue been deliud [delivered] vnto his place the Court haue resolved that he shal haue deliured him tenne of those Cowes w^{ch} doe belonge to the publike & are nowe to be deliud vp by M^r Horwood of Martins Hundred and doe as much as in them lyeth estate them to the place of Secretary requiring the said M^r Clayborne to make good the number of seuen Cowes to his suckeffors reservinge the increase to him selfe his heires and assignes.

It is ordered that Richard Crocker of Martins Hundred ffor his offence in taxing Cap^t Hamor deceased & M^r Perfey vniustly of extortion & saying that they were vnfit to fitt at y^e Councill shal suffer one Months imprisonment & shalbe at y^e end thereof fet in y^e pillory & haue his eares nailed, & shal farther giue bond of 300^l of Tob wth sufficient suretyes for his good behauior & to appeare at y^e next quarter Court.

At this Court, Cap^t. Samuell Mathewes moued to haue leaue & p^rmission graunted vnto him to goe into y^e Bay & trade for Corne whervppon the Court taking into their consideration the great losse & damadge that happened this haruest by ill wether & great wind, whereby a very great p^rt of o^r Cropps fayled, & it is to be feared least some scarcitey of Corne may ensue in this Colony, haue thought fitt & accordingly ordered that notwithstanding all former p^rclamations published & sett forth to y^e contrary, it shal & may be lawfull for such as shal be in want of Corne, haueing obtained leaue, to go into y^e Bay & there trade for Corne. And in p^rarticular doe thinke fitt that y^e said Cap^t: Mathewes haueing sufficiently p^ruided himselfe wth a good Company of men & boates, munition armes offensiue & defensiue to goe a trading into any p^rt of y^e Bay of Chesapeake & that hee shal haue Com^{is}sion fr^o the Governor for y^e said purposes.

The Order in w^{ch} the Tenants of y^e Company are distributed to the
Gouernor & Councill the 12th of January 1626.

	To the Governor	
1. Thomas Haruy	Christ: Windmill	Edward Marshall
Willm Baker	Robert Goodman	Nicolas Weffell
John Lankfeild	Cutbert Person	Tho: Harding
Edward Johnson	10. ffrancis Hill	John Jaxon
Willm fowler	John Gibbs	Tho: Bennet
John Warde	Willm Euans	18. John Smyth

To y^e Surueyor
W^m Joyes
&
200^l To:

To Cap^t. Smyth
ffrancis fowler
Christ: Lawson
Steuven Webb

To Cap^t: West
Ralfe Osborne
W^m Hampton
John Jefferson

To Cap^t: Mathewes
Christ: Readhead
John Butterfeild
Rich: Alford

To M^r *Perfey*
Willm̄ Pilkinton
John Tios
Ifmael Hill

M^r *ffarrar*
Tho: North
John Heiny

To Cap^t: *Tucker*
Tho: Dunthorne
John Penrife
Willm̄ Gaines

To y^e ſuoſt Marſhall
Reignold Godwine

Cap^t *W^m Tucker* ſworne & examined ſayth y^e the Will ſhewed in Court was y^e will of *John Buſh* deceaſed & that y^e ſaid *John Buſh* was at y^e time of y^e making of the ſame in perfect ſenſe & memory, the will bearing date y^e 9th of *Decemb* 1624.

Whereas there are two ſeruaunts belonging vnto y^e eſtate of *Luke Aden* deceaſed now remaining at *Accawmacke*, it is thought fitt that the ſaid two ſeruaunts ſhalbe at liberty to chooſe their maſters wth whom to ſerue for y^e remainder of their times, & that they put in good ſecurity for y^e paim^t of ſoe much Tobacco to y^e eſtate of y^e ſaid *Luke Aden* as ſhalbe valuable for their ſervice by 4 ſufficient & indifferent men vppon oath.

Vppon y^e petition of *Robert Wright* lawyer at this Court there was leaue giuen to him to remoue frō y^e plantation where he now liueth on the other ſide of the water, to liue in y^e Iland of *James Citty*: And it was ordered that the ſaid *Robert Wright* ſhall haue a plott of land graunted him to liue vppon and build an houſe.

Kelinet Hitchcock ſworne & examined ſayth that about *Aprill* laſt paſt *John Vpton* came to this deponent & deſired that he might haue the houſe & ground at *Blacke point* of my Lady *Yeardley*, giueing vnto her a reaſonable rent becauſe of y^e repairing of the houſe & y^e ſenſe, & agreed to pay one hundred waight of Tobacco, & repair y^e houſe & y^e ſenſe.

ffinis Curiae Quaterniae

the 29th of *January* 1626,

A COURT at *James Citty* the 29th of *January* 1626,
 ſent
 S^t *George Yeardley* Kn^t *Gouerno^r* &c. Docto^r *Pott* Cap^t *Mathewes* M^r. *Claybourne*
 Cap^t *Tucker*.

At his Court the bond of good behauior taken of *John Snoade* *John Penrife* & *Thomas Thornebury* bearing date the 31th of *January* 1625 was cancelled, & ordered that their ſhould be a releaſe giuen them frō the ſame.

At this Court was brought in an Inuentory of the goods of *Anne Behoute* deceaſed ſeruaunt vnto *Gabriell Holland* of *James Citty* Yeoman who arriued here in y^e *Virgine* 1625: And the Court hath thought fitt to graunt a letter of Adminiſtration vppon the ſaid goods vnto the ſaid *Gabriell Holland*.

ffinis Curiae.

5th of *ffebuary* 1626,

A COURT at *James-Citty* the 5th of *ffebuary* 1626, being
 ſent
 S^t *George Yeardley* Kn^t *Gouerno^r* &c. Cap^t *West*. M^r. Docto^r *Pott*. Cap^t *Smyth*.
 M^r. *Claybourne*.

Vppon a petition ſferred in Court by *Thomas Bagwell* againſt *Thomas Harwood* of the *Maine*, the cauſe being euery way debated, it doth not appear to the Court that the ſaid *Tho: Harwood* hath done any wronge vnto the ſaid *Tho: Bagwell*, concerning certain couenants made wth his wife late the wife of *Thomas Allnutt*, And therevppon it is ordered that *Thomas Bagwell* doe pay the charges of this ſuite.

Whereas

Whereas there hath beene formerly a Patent of land giuen and graunted vnto *Giles Jones* of *Kecoughtan* Yeoman bearing date the 14th of *December* 1619, for fifty acres of ground vppon the Easterly side of *Southampton* river at *Kecoughtan* as part of the diuident of *Elizabeth* the wife of the said *Giles Jones* an Ancient Planter and that it now appeareth to fall wthin the Compasse of those 3000 acres of land formerly layed out for the vse of y^e late Company in that place And whereas now this said land is sold by the said *Giles* & y^e said *Elizabeth* vnto *Tho: fflynt* gent and that y^e said *Thomas fflynt* wth his people is seated therevppon: *The Court therefore vpon full debate hereof had haue ordered* that the said *Thomas* shall haue leaue to take vp the said fifty acres in some other place, in regard that it falleth out to be wthin the compasse of y^e Companyes land aforesaid and that farther in favo^r vnto him in consideration of his paynes bestowed on the said land, that the said *Thomas* shall haue a lease of the said fifty acres graunted vnto him for ten yeares, yeilding and paying yearly for y^e fame 50^l of tobacco.

At this Court L^t. *Thomas fflynt* made petition that he might haue leaue to take vpp that parcel of land called *fox Hill* at *Kecoughtan* for part of his Diuident, p^{ro}vided that the same doe not fall out to be wthin the Companyes land w^{ch} accordingly was graunted vnto him.

John Howe gent swore & examined sayth that the will & Testam^t p^{ro}duced in Court of *Willm ffofter* deceased was the true will of the said *Willm ffofter* & that the said *Willm* was then in p^{er}fect sense and memory.

Whereas there was an Order of Court made the 20th of *December* 1624 concerninge *Henry Wilfon* & *Willm Muñs* seruants vnto Cap^t *John Ward* now resident in *England*, it being then ordered that the said *Wilfon* & *Muñs* should plant for themselues for that yeare because that they pleaded that they had serued Cap^t *Ward* nere vppon the full time of seruice that was due from them, & yet then knew not how to be satisfyed for 50 acres of land victualls apparell tools and other things due to be deliuered vnto them after the time of their seruice. And it was then ordered that they should enter into bond to satisfy Cap^t. *Ward* for such further seruice as should be proued to be dew from them before the first of *January* 1625. Now the Court at this time do order, in regard that there hath not hitherto been any such prooffe made frō Cap^t *Ward* or any for him, that the said *Henry Wilfon* & *Willm Muñs* shall be at liberty to plant for themselues And that if they doe enter into sufficient bond to be answerable to all suites & demaunds of the said Cap^t *Ward* to saue the Court harmeles, that then they may haue their freedoms graunted vnto them.

It is likewise ordered that *Christopher Barker* late seruant vnto Cap^t *Ward* shall haue his freedome graunted vnto him and doe enter into bond to saue the Court harmelleffe ag^t any suites & demaunds made by the Cap^t: *Ward*.

Here follow two Interrogatoryes concerning w^{ch} Cap^t: *Willm Epes* desired to haue Cap^t *John Wards* men to be examined.

1 What Cropes of Tobacco & Corne doe you know that Cap^t *Epes* hath reaped at any time for Cap^t *John Ward*.

2 What Goods doe you know that Cap^t *Epes* hath at any time brought of [off] fro Cap^t *Wards* plantation either before or since the Maffacer.

1 *Christopher Barker* sworne & examined sayth to the first Interrogatory that for the next Sum^{er} after that Cap^t *Willm Epes* receiued the seruants of Cap^t *John Ward* there was noe Croppe of either Corne or Tobacco planted by the said Cap^t *Epes* it being the sum^{er} after the Maffacer, but about *August* they went to *Accawmacke* & were employed in building one house to shelter themselues; (And About *November* next this deponent & *Thomas Powell* left Cap^t. *Wards* seruice.

2 To the Second he sayth that Cap^t *Epes* before the Maffacer tooke from the plantation of Cap^t *Ward* about 60^l of Tobacco w^{ch} this deponent saw deliuered for to furnish the seruants wth some necessaryes & one barrell of peuter; & after the Maffacer he sayth that Cap^t. *Epes* had nothing, but sent his boate & men and brought away y^e seruants, & that there was nothing saued belonging to Cap^t *Ward* but a bed & a rugg, and the houses and all the goodes in them were burnt about 4 dayes after.

W^m Munns his oath concerning the two Interrogatoris aforefaid.

1th To the firft he fayth that the yeare after the Maffacer there was noe Croppe reaped; And the next yeare this deponent cannot iuftly fay what the Croppe of Tobacco came vnto, but it was fayd then that it was 3000^l of Tobacco for the whole Croppe betweene Cap^ts *Epes* his men & Cap^t *Wards* men, thofe of Cap^t *Wards* men being fowre men, & Cap^t *Epes* his men, five, besides Cap^t *Epes* had the helpe of three *dutch* men two of them continueing frō *June* till the Croppe was in the third frō *June* till the middle of *Auguft*. And they had but half an acre of Corne about the houfe. The third yeare he knoweth not what was reaped for the Croppe.

2 To the fecond this deponent fayeth that Cap^t *Epes* before the Maffacer tooke away frō Cap^t *Wards* plantation a barrell of peuter, & he knoweth of nothing elfe at any time, but fayth that Cap^t. *Epes* wth his brother M^r. *Peter Epes* came & fetcht of the feruants of the faid Cap^t. *Ward*.

Henry Wilfon his oath concerning the two Interrogatoryes aforefaid.

1 To the firft he fayth in all points as *Will^m Munns* hath fayd before.

2 To the fecond he fayth that fome Tobacco was lent for before the Maffacer by Cap^t *Epes* to buy the feruants apparell, but elfe he knoweth of nothing that euer Cap^t *Epes* had frō Cap^t *Wards* palntation.

Peter Stafferton fworne & examined fayth that as concerninge the Couenants p^duced in Court betweene *John Williams* Marchant & *William Louell* Mafter of the fhipp called the *Aid*, that this deponent was p^fent when the fayd Couenants were read before M^r *Williams* & M^r *Louell* & that the fame were presently fealed figned & deliuered.

19th of February 1626,

A COURT at *James Citty* the 19th of February 1626, being
p^fent

M^r. Docto^r *Pott*. Cap^t *Smyth*. Cap^t *Mathewes*. M^r. *Secretary*. M^r. *ffarrar*.

It is ordered that there fhall be a warrant fent vp vnto *Sherley Hundred* in y^e *Maine*, that *John Ewins* & *Jane Hill* fhould be fent downe to *James-Citty*, & there to be examined concerning fuch leud behaiour as hath bin betweene them.

Patricke Kennede marriner fworne & examined fayth that as concerning thofe words w^{ch} M^{rs}. *Alice Boife* taxeth Cap^t *Hudleston* to have accused her wth at Cap^t *Martins* plantation, *viz* that he the fayd Cap^t *Hudleston* fhould there fay that Cap^t *Epes* had the vfe of her body that night that he lay in *James Slights* houfe, or elfe that he faid he neuer had the vfe of his owne wife, more then Cap^t *Epes* had of her y^t night; this deponent fayth he did not heare Cap^t *Hudleston* fpeake the fame wordes, but that Cap^t *Hudleston* fayd there was very vnfitting behaiour betweene them.

Philemon Powell fworne & examined fayth that he hath not receiued (according to his Inuoice) frō aboard the *Marmaduke* two runletts, *viz*, the one being eight gallons of *Aquavitae* & y^e other 21 gallons of *Canary* wine.

It is ordered that *Patricke Kennede* Purfer of the *Marmaduke* doe fatisfy *Philemon Powell* Marchant for one runlet of eight gallons of aquauitae, & for another runlet of 20 gallons of *Canary* wine. And further for that it appeareth plainly that the faid *Philemon Powell* hath receiued much wronge & damadge in many of his runletts of wine & liquor, fome being wanting and one being deliuered afhore empty, wth a peg in it, & one of y^e failors feene drinking at another, *it is therevppon ordered* that the faid *Philemon Powell* be fatisfyed by y^e faid *Patrick Kennede* for fiftene gallons of wine in recompense of the faid wronge & damage

James Slight Yeoman fworne & examined fayth that hee neuer heard Cap^t *Hudleston* say

say that if ever hee the sayd Cap^t *Hudleston* had the vse of his owne wives bodye that then Cap^t *Will^m Epes* had the vse of M^{rs} *Alice Boife* her body that night when they lay at his y^e said *James Slight* his house.

At this Court M^{rs} *Alice Boife* deliuered in the Inuentory of all her Hufbands *viz* M^r *Luke Boife* his goods & of all his Estate vppon her Corporall oath then administred vnto her.

Cap^t *John Huddleston* sworne & examined sayth about the first day of *february* last past he this deponent being at *Martin Brandon* at the house of *James Slight* & *Bridges freeman*, there being then in Company alsoe M^{rs} *Alice Boife* Cap^t *Will^m Epes* & divers others, the said Cap^t *Epes* comeing there ashoare about eight of y^e clocke at night, after three or fower howres haueing drunke some two or three gallons of wine amongst halfe a dozen of them they went to goe to sleepe, & the said Cap^t *Epes* finding fhelter on y^e bed pulled of his cloathes & went into bed & about one houre after, the said M^{rs} *Alice Boife* asked this deponent if he would goe to bed to the said Cap^t *Epes* w^{ch} hee denyng shee lay downe vppon the bed besides Cap^t *Epes* wth her cloathes on, & then this deponent went and layd himselfe downe vppon a cheft that stood by the beds side close by y^e said M^{rs} *Boife*. And then after a while there was foe great a motion in the bed that this deponent rose and sayd *for shame doe not doe such thinges before foe many people* then the said Cap^t *Epes* answered *fye brother thats too plaine*.

Patricke Kennede sworn and examined sayth that about the breaking vp of y^e last frost he this deponent being at *Martin Brandon* wth many others Cap^t *Epes* one day about eight of the clocke at night came thither and after they had drunke two or three gallons of wine he the sayd Cap^t *Epes* being in drinke asked were hee should goe to bed & M^{rs} *Alice Boife* answered that there was a bed in y^e next house and if it pleased him hee might goe to bed there, and therevppon taking a paire of sheetes w^{ch} shee there made, went and layd them vppon the said bed & after that the said Cap^t *Epes* went to bed lying next to y^e wall, then presently M^{rs} *Boife* demanded of Cap^t *Hudleston* wither he would goe to bed, who answered unto her *lye you downe*, wherevppon shee layd her selfe vppon the bed in her cloathes; then this deponent a little while after heard a great buffleling and iuggling of the bed, and sayth that he heard wispering betweene M^{rs} *Boife* & Cap^t *Epes*; and at y^t time Cap^t *Hudleston* came from the cheft vnto the fire & said *ffy brother this is not fitting amonge foe much company* wherevppon Cap^t *Epes* replied againe *ffy brother thats too plaine*. Afterward this deponent about the middle of the night heard another great buffleling in the bed, And againe about two howres before the morning he this deponent heard againe a [great buffleing in the bed] w^{ch} waked this deponent, at w^{ch} time he ca[lled] *John Croodicke* who lay besides this deponent by y^e fire side, and sayd to him *what do you heare* John, werevppon he put his head out of his gowne, and asked this deponent *what buffeling is that*, werevppon this deponent replied *I haue heard the like two or three times before*, and this deponent turning his face towardes the bed, then the buffleling was gone, and then saw M^{rs} *Boife* rise frō betweene the sheetes & tooke and fhaked her petticoates downe, foe wth that immediately shee went out of dores, not hauing her gown on, but afterwards came in & went towardes the bed: then this deponent couered himselfe over head and eares, but when he rose he saw M^{rs} *Boife* to haue her gowne on.

James Slight sworne and examined sayth that Cap^t *Epes* being in bed between the sheetes & M^{rs} *Alice Boife* being layd downe vppon y^e bed he this deponent in y^e night three or fowre times heard a great crackling of the bed, and heard Cap^t *Hudleston* rise twice in the night, and sayd it was not a place fitting that such doing should be before foe much Company & Cap^t *Epes* replied, *ffy brother that [is] too plain* [And further] he cannot say.

the 26th of *February* 1626,

A COURT at *James Citty* the 26th of *February* 1626, being
 present
 Sir *George Yeardley* Kn^t *Gouerno^r* &c *Cap^t Smyth* M^r *Secretary*.

At this Court was deliuered in at [an] Inuentory of one *Margaret Byard*
 See y^e who deceafed aboard the *ffurtherance* bound for this Country about the
 Inuentory third day of *Auguft* 1622, of all the goods & chattles that came to the hands
 of *Cap^t Nathaniel Baffe* vppon his Corporall oath then taken.

Willm Newman being examined fayth that being required to prayfe the goods of
 one *Margarett Bayard* he prayfed the faid goods vppon his oath & he knoweth of noe
 other goods belonging to the faid *Margarett* w^{ch} are not fett downe in the Inuentory.

Henry Coleman being examined fayth that he knoweth of noe other goodes or
 anything belonging vnto *Margarett Bayard* w^{ch} are not downe in y^e Inuentory.

Roger Thomfon fworne & examined fayth that in *June* 1620 there were fowre old cowes
 & 15 calues & an old bull deliuered by the *Gouerno^r* to M^r. *John Pountis* at *James Citty*
 for the vfe of M^r. *John Woodall*. And this examine fayth that M^r. *Pountys* fold two
 oxen of the faid Cattle deliuered as aforefayd vnto *Cap^t Sampfon*, and further fayth
 that the *Gouerno^r* fince his laft arriuall hath killed of thofe cattle one yearling bull calfe,
 & one fucking calfe of an heifer, and one barren heifer and one ftere of 4 yere old. Laftly
 he fayth that there died in the keeping of *John Osborne* one cow calfe of the increafe of
 this faid cattle & *Richard Pierce* killed one other calfe of the fame ftocke. This examine
 alfoe fayth that there are now remaineing of the fayd Cattle 4 old cowes, 4 fteres, one
 bull of two yeares old, a little ftere of two yeare old, one yearling ox calfe, & one yearling
 cow calfe, & one yearling bull calfe, And one cowe calfe of a month old. This deponent
 alfoe fayth that M^r. *Pountis* the yeare after the Maffacer in the winter time loft fix of
 the number of thofe cattle.

Henry Bradford aged about 36 fworne & examined fayth that he remembreth that
 there were certaine cattle in the poffeffion of M^r. *Pountis*, but the number of them he
 knoweth not, but fayth that M^r. *Pountis* fold two heifers to *Cap^t Willm Peirce*, & one
 calfe M^r. *Pountis* killed, & *Richard Peirce* killed one calfe of the faid M^r. *Pountis* his
 Cowes. And further fayth that one cowe calfe died in the hands[?] of *John Osborne*.
 And fayth alfoe that the *gouerno^r* fince his comeing in hath killed one yearling calfe &
 one fucking calfe, one barren heifer, & one ftere. And this deponent further fayth that
 of the fayd M^r. *Pountis* his Cattle there remaine 4 Cowes, 4 fteres, one two yeares old
 bull, one ftere two yeares old, one bull two yeares old, one ftere of one twelue month
 old, & one bull of a twelue month old, And one old bull remaineing at *hogg Iland*

the 5th of *March* 1626

A COURT at *James Citty* the 5th of *March* 1626 being
 present
 S^r *George Yeardley* Kn^t *Gouerno^r* &c. *Docto^r Pott*. *Cap^t Smyth*. M^r *Claybourne*.

Seriant *John Harris* fworne and examined fayth that about the firft of *February*
 he being at *Martin & Brandon* at *James Slight's* houfe about twelue of the clocke at
 night *Cap^t Epes* & M^{rs} *Boife* came in to the faid houfe, and then the faid *Cap^t Epes*
 being fomewhat in drinke went to the bed, and afterwards the faid M^{rs} *Boife* putting of
 her gowne & her vpper petticoate went in to bed alfoe betweene the fheats wth one of
 her petticoats on, then p^rfently there was a great ftirring & motion in the bed betweene
 the faid *Cap^t Epes* and M^{rs} *Boife*, then M^{rs} *Boife* faid *Oh my fide*, then *Cap^t Hudleston*
 rofe & faid *I am afhamed to fee fuch doings before foe many people*, then *Cap^t Epes*
 answered

answered *Oh brother thats too plaine* After that there was a iogging & strivinge between them & M^{rs} *Boife* said the second time *oh my legg*, & the third time, *oh my legg next the wall*, & at the laft time fhee said *I pray let it alone while the morning*: And this deponent fayth that he is not able to fay that Cap^t *Epes* was vppon the fayd M^{rs} *Boife*, but fayth that the cloathes were raied to a great hight. And about [an] howre and an halfe before day the fayd M^{rs} *Boife* rufe [arofe] and fhaked her petticoate . . . and then p^{re}ſently . . . put on her cloaths and lay vppon the [bed] againe as at the beginning of the ni[ght].

Bridges freeman fworne & examined fayth that Cap^t *Epes* being in bed at this examinate house M^{rs} *Boife* went and layd herſelfe vppon the bed vnder the couerlett, & fayth y^t for a great p^{ar}t of the night he heard a great motion in the bed, and at that time Cap^t *Hudleston* roſe vp and fayd *theſe things are not fitting before ſoe many people* and then Cap^t *Epes* answered *fy brother thats too plaine*. And this deponent fayth moreouer that in the time of the ſaid motion M^{rs} *Boife* ſaid *oh my ſide, oh my thigh, oh my legg that is next the wall*.

John Ewins being examined fayth that about *Auguſt* laſt paſt he made loue vnto *Jane Hill* the daughter of goodwiffe *roſe* being in the Tobacco houſe, he asked the ſaid *Jane Hill* to lye wth her, but ſhee denyed him and fayd *the boyes in the houſe will heare*, and ſhee would come forth vnto him an howre after, w^{ch} this examinee did goinge out of the dwelling houſe an howre after into the tobacco houſe and ſhe p^{re}ſently followed [him] and there hee had her conſent and did then lye wth her in the ſaid Tobacco houſe. And this examinee further fayth that diuers other times both in the ſaid tobacco houſe and in the dwelling houſe he had the uſe of her body. And fayth wthall that he then p^{ro}miſed to marry her and ſhe gaue her good will vnto him.

Jane Hill fworne and examined fayth that the laſt yeere before *John Ewins* came to liue at their plantation being there at her mothers houſe the ſaid *Ewins* asked her to loue him, & ſhe answered ſhee could not tell vntill hee came vp, and ſoe afterwards when he came vp to liue there he often vrged her and about the beginning of *Auguſt* her mother being gon forth to a womans labor, ſhee this examinee being in the Tobacco houſe wth him y^e ſaid *John Ewins*, he asked her to lye wth her, but ſhee denyed him, but p^{ro}miſed to come to him an howre after, w^{ch} according to her p^{ro}miſe ſhee did, and then he offering to haue the uſe of her body ſhee cryed vnto him and then he ſaid *peace the boyes in the houſe will heare* and ſoe ſhee ſuffered him quietly & willingly [to m]ake uſe of her body, and he [told] her, that it was nothing, feing that he purpoſed to marry her, and ſhee further fayth that he had the uſe of her body diuers times after, and fayth alſoe that ſhee then loued him and did p^{ro}miſe to marry him, but now ſhee cannot find in her heart to loue, neither will ſhee marry him. further this examinee fayth that diuers times when ſhee was vnwilling to goe wth him, hee told her that if ſhee would not he would make her mother to beate her.

It is ordered that *John Ewins* for his offence in that he hath lewdly behaued himſelf towards *Jane Hill* and layne wth her diuers times, ſhall receive forty ſtripes wth a wippe here at *James-Citty*, and then be ſent vpp to the plantation of *Sherly-Hundred* where he comitted the falt & receiue forty ſtripes more before the officers & people of that place.

It is likewise ordered that *Jane Hill* for that ſhee hath often times comitted fornication wth *John Ewins* ſhall vppon the next *Sunday* during the time of devine ſeruice ſtand [vp in] Church in a white ſheete at *James Citty*, and [afterw]ards be ſent [vpp to the plantation of *Sherly-Hundred*] and there [on the ſab]ath day [do likewise]

12th of *March* 1626,

A COURT at *James Citty* the 12th of *March* 1626,
 present
 Sr *George Yeardley* Kn^t *Gouernor* &c. Cap^t *West*: Mr *Docto^r Pott*: Cap^t *Smyth*:
 Mr. *Secretary*.

At this Court *James Chambers* had leaue giuen him to remoue from the other side of the water & plant at *Hogg Island* with Mr. *Chew*.

Wheras *Willm Baker* Tenant & *Jonas Raleley* of *James-Citty* Iland planters haue absented themselues from performing their duaty of watching, and haue, contrary to An Order & p^lamation in that case p^luided, remoued them selues and st^layed at *Hogg-Iland* for the space of nine dayes, it is therevppon ordered that the said *Willm Baker* and *Jonas Raleley* shall pay the fine in that case p^luided by the said p^lamation.

Leonard Pedocke sworne & examined sayth that about the seaventh of *ffbruary* being in y^e good shipp called the *Saker* at *Matalina* in the *West Indy*es there were diuers people of their Company about ten of the clocke in the morning on shoare flaine by y^e Indians, but towards the Eueninge, he sayth, there were twelue or sixtene of the said people remaineing alieue on shoare vnder a rocke, A[nd this] deponent further sayth that about three of the clocke in the afternone Mr. *Douglas* Master of their said shipp wieghed Ancor and came in wth the shoare as nere as he durft for comeing aground, being about the distance of muskett shott from the shoare or leffe, then p^lesently there were some appointed to play their shott towards the shoare to faue the people and others imployed about making of a raft, w^{ch} was finished & went towards the shoare about the shutting in of the Euening wth f^{ve} men vppon the same one of them haueing a gunne, and lines being tyed to the raft to hale it aboard when need required, but as soone as the raft came nere the shoare two of the f^{ve} forfooke the raft & lept into the water, and the other three cryed out vnto y^e shipp to hale aboard or else they were all lost, then the raft was haled aboard: Afterwards this deponent sayth that being come aboard, their Master called vp all the people both seamen & passengers, & sayd *what shall we doe to faue our people on shoare*, & sayd he himself would hazard his life to faue them, wherevppon this deponent and all the rest of the Company answered the Master *we dare not doe any thing more then we haue done our liues are as deere to vs as theirs*, and soe vtterly denyed their helpe vnto the Master. Afterwards about 9 of clocke [at] night the Master waighed Ancor & st^lood vpp the Bay fearing . . . the shoare, and the next morning the wind was soe strong ag^t them as they could not fetch the place as it seemed to this deponent, but their shipp was driuen to leeward, before the wind ceased, 6 leagues, and then it fell calme, and afterwards the Master steered away his course.

Thomas Gregory Purfer of the *Saker* sworne and examined sayth that being on the raft w^{ch} was sent on shoare to faue such of their people as remained alieue at *Matalina*, being, as he thinketh to y^e nom^b of 12 or sixtene, they came wthin two pikes length of the shoare and very nere the people, who faued them selues vnder a rocke frō the Ambuscade of the Indians ouer their heads & on both sides, then this deponent called to the people on shoare to come of vnto them and lay hold on the raft & they would faue them, the people denyed to doe it, sayeing that they durft not for feare of the Indians w^{ch} lay ouer their heads & on both sides, while they were in this p^ly the Indians discouered themselues and shott both at [those] on shoare & those vppon y^e raft, were[vppon] two of [the failors] quit[ted] the ra[ft and jumped] into y^e sea & swum towards the shipp, then this deponent & the other two as were left feing themselues in danger cryed out to the shipp to hale them aboard, w^{ch} was p^lesently done, & further sayth as much for the rest as *Leonard Pedocke* before hath done.

John Neeles faylor, *Henry Speed* failor, *Richard Carwithey* failor, *Willm Thrinne* failor, sworne & examined say as much as *Leonard Pedocke* before hath done, And further say that the wind the next morning was soe stronge ag^t them that they could not possibly

gett into the roade but were driuen fiue or six leagues to Leeward, but then they had a calme and eafy variable gales for 24 howres after, foe at laft being out foe far to leeward and not haucing any wind to bring them into the harboꝝ they ftered away their courfe.

Willm Douglas Marriner and *Thomas Gregory* fworne & examined fayth that the Inuentory by them brought now into the Court bearing date the firft of *March* 1626, of all fuch goods as any way belonged vnto Cap^t *Willm Holmes* at the time of his death, is a true & ꝑfect Inuentory to their vtmoft knowledge.

John Southerne gent fworne & examined fayth that himfelfe *Randoll Smallwood*, *Thomas Crampe* & *Gabriel Holland* being choofen vmpyres & Arbitrators betweene *John Vpton* & *Caleb Page* concerning accounts in copartnerfhipp betwixt them, they the faid Arbitrators did fee both their accounts, and therevppon Arbitrated the matter as in a fcedule bearing date the xth of *February* laft appeareth, And further fayth that at that time there was noe other account nor any thing elfe mentioned that was not then fet downe. And that they corrected each others account before the arbitram^t made by them.

Randall Smallwood fworne & examined fayth as much as above fayd by the faid *John Southerne*.

John Headland Marriner and Mafter of the *Peter and John*, & *Francis Moyne* purfer fworne & examined fay, that they being at *Graues End* M^r. *George Sandys* haueing fhipped feauen feruants aboard, and payd for the paffage but of fix, and for the feauenth named *John Bloxfon* fayd if that Cap^t *John Preen* did not thinke good to accept of paim^t for his paffage in the Country of *Virginia*, that then faid Cap^t *Preen* might either turne the faid *John Bloxfon* afhoare or doe what he would wth him.

Wherevppon, it is ordered, that notwthftanding the Indentures of the faid *John Bloxfon*, bound vnto y^e abouenamed M^r. *Sandys*, that Cap^t *Preen* fhall difpofe of the faid *John Bloxon*, and further the faid Cap^t *Preen* to make fatisfaction vnto M^r. *Sandys* his Attorny in this Country for fuch apparell as hath been deliuered vnto y^e faid *John Bloxon* belonging vnto the faid M^r *Sandys*.

Whereas M^r. *Richard Kingsmell* in the behalfe of M^r. *Abraham Perfey* hath made complaint that certaine damage hath been done vnto the faid *Abraham Perfey* in fome of his goods brought ouer in the *Peter and John*, the Court haueing had full debate & confideration in this matter doe not fee caufe that any recompense be made for the faid damadge but that it happened either by the leaking of the faid caske or badnes of the fame.

Peter Andrewes Marriner & *Robert Hutchinfon* marriner fworne & examined concerning fome fighting betweene *Robert Cooke* & one *Tho: Lawley*, fay, that they neuer knew nor heard any thing concerning the fame, in the time that they were at fea.

Abraham Binfteed fworne & examined fayth that about three weekes or a month before their arriual in this Country in y^e good fhipp called the *plantation* being betweene the decks in his Cabin, he faw one *Robert Cooke* & one *Thomas Lawley* falling out & rangling where vppon the faid *Cooke* tooke the faid *Lawley* by the collar of his dublett before, and pushed the fayd *Lawley* foe that he brought him almoft vnto the decks of the fhipp that they ftood vppon, And this deponent farther fayth that the faid *Cooke* did not then beate the fayd *Lawley* either on the hea[d] or otherwise, nor did then fett his foot or his knee vppon the fayd *Lawley*, nor neuer heard the faid *Lawley* complaine of any hurt that he then receaued, And this deponent further fayth that the faid *Cooke* did not offer the faid *Lawley* any other violence or hurte at that time, but that they were then ꝑfently ꝑted, And fayth that notwithstanding he this deponent lay in the Cabin oppofite ag^t the faid *Lawley* he neuer heard him complaine of any hurt that the faid *Cooke* had done, and neuer faw him fpitt bloud.

There was a petition ꝑferred by *Alexander George* ag^t the Company of the *Peter and John*, Now the Mafter Mate *Heugh Wefton*, the Quarter Mafters & Coupers haueing taken their Corporall oathes that neither themfelues nor any other ꝑfon whatfoeuer on y^e fhipp to their knowledge did peirce or drawe any of that butt of wine for w^{ch} he

required

required restitution in his sayd petition, & it appearing thereby & by other circumstances that it might casuallie leake out, the Court findes noe cause whereby to lay any damage vpon y^e shipp or Company.

Vppon the petition of *Arthur Smyth* and there being p^rduced in Court one bond of *Jffarrar fflinton* & the said *Arthurs* to deliuer two men seruants vnto *John Bainham* or his Assignes or to pay 500^l of Tobacco, & one other bond of the said *Jffarrars* made vnto the said *Arthur Smyth* to deliuer one seruant vnto the said *Arthur* or else to forfeite fix score waight of Tobacco & fowre barrells of Corne, And one other Couenant made by the said *Jffarrar* vnto *John Snoade* to fend the said *John* one Youth of 17 yeares or thereabouts or to pay in forfeiture 250^l of Tobacco. Now in consideration hereof and that *Jffarrar fflinton* is not here in this Country nor any other attourney to answere for him, the Court hath thought fitt that order be sent downe to Cap^t *Tucker* that soe much of the estate of the said *Jffarrar* remaineing in this Country, be deliuered into the possession, of the three forenamed creditors as will satisfy his said bonds & Couenants to them made p^rvided that noe man, on the behalfe of the said *Jffarrar*, can shew any cause to the contrary for y^e p^rsent, or if the said *Jffarrar* or Attourney for him shall be in this Country wthin a twelue month and a day next ensueing the date hereof they the said three forenamed Creditors shall be lyable to answere vnto any suite or suites of the said *Jffarrar* or his Attourney concerning the said debts.

Oathes taken before S^r *George Yeardley Knight &c* & M^r *William Claybourne*
Secret &c the 16th day of *March* 1626

John Wayne sworne & examined sayth that about three weekes before their arrivall in this river in the shipp called the *Plantacon* ther was a falling out betwene *Thomas Hitall* & *Thomas Lawley*, whervpon *Rob^t Cooke* interposed himself & towld the f^d *Lawley* he would not suffer him to abuse any of his mates, vpon w^{ch} they fell to words & the f^d *Cooke* tooke the f^d *Lawley* by the Coller & thruft him from him, & settled him vpon a Chest that was nere to him & soe this depoñt forthwth p^rted them & saith that there was noe other blowes betwene them, nor did the f^d *Cooke* fett his foote or his knee vpon the f^d *Lawleys* brest or offered him any further violence whatsoeuer, & further this depoñt saith that he neu^r [never] saw the f^d *Lawley* at any tyme to spitt bloud nor eu^r heard him Complayne of any hurt that he had received by meanes of the f^d *Cooke*.

Christopher Cutler sworne & examined sayth & affirmeth in all poynts as *John Wayne* abouf^d.

Edward Garen aged 38 ye^{rs} sworne & examined sayth that about a moneth agoe in his goeing vp wth *Thomas Lawley* to his *Plantacon* stayed for the tyde one night at Cap^t *Martyns* the tyde being come he called for his people to come aboard & spyeing the f^d *Thomas Lawley* to be behind he demanded of him why he could not goe as fast as the rest the f^d *Lawley* answered while I was aboard the shipp called the *Plantacon* ther was one gaue me a blowe w^{ch} his elbowe one the brest w^{ch} hath made me eu^r since haue such a payne that yt greues me to goe & I can scarce fetch my breath soe they went into the boate & the next day after arived at home at *Sherly hundred*, & the where the f^d *Lawley* fell very sicke, & being not able of him self to come out his bed this depoñt helping him the f^d *Lawley* sayd these words *Oh lord master the blowe that Robin gaue me will surely be my deth*, & then wthin one q^{ter} of an hower after he departed this life, this depoñt sayth further that the f^d *Lawleys* brest after he was dead femed blacker then any other p^rt of his body, this depoñt sayth alsoe that he neu^r saw the f^d *Lawley* at any tyme to spitt bloud neither did eu^r hear him the f^d *Lawley* complain of spiting bloud.

John Humfrys aged 23 ye^{rs} sworne & examined sayth, that about a fortnight before they m[ade] the Land in the shipp the *Plantacon*, one *Rob^t Cooke* and *Thomas Lawley* squabbed aboard the shipp & were redy to fall by the eares whervppon diu^{rs} [divers] caled to this depoñt & willed him to come & p^rte them, but before he came they were p^rted & stod wrangling & squabbling together, & suddenly after being in goeing to bed
the

the f^d *Lawley* Complayned to this depoñt that his breft was very fore & fayd that *Robert Cooke* tripping vp his heeles fell vpon him wth his kne vpon his breft & the next morning the f^d *Lawley* fhewed this depoñt his breft w^{ch} he fayth was very black at that tyme & fayth that that day the f^d *Lawley* did fpitt bloud & diu^{rs} tymes after before he dyed in this depoñts fight, this depoñt fayth that he willed the f^d *Lawley* the next day after he complayned to him, to tell their Maſter of yt but *Lawley* answered he would not trouble the M^r, he willed him to tell the Chirurgion of yt that he might haue ſome remedy for it but he answered, *I haue had alredy ſome thing of the Chirurgion for my ague, & he calls to me for a note vnder my hand for yt, & I am loth to put my M^r to any more charges, & I will take noe more of his medicines* this depoñt fourthre faith that the f^d *Lawley* being very ſick at *Sherly hundred* often ſaid both to him & others that the blow w^{ch} he had aboard the ſhip would kill him.

26th of *March* 1627,

A COURT at *James Citty* the 26th of *March* 1627, being
preſent.

S^r *George Yeardley* Kn^t Gouverno^r &c. M^r. Docto^r *Pott* Cap^t *Smyth* M^r. *Claybourne*.

At this Court Cap^t *John Wilcoxes* made a requeſt to haue 500 acres of land graunted vnto him on the *Eastern ſhoare* vppon the old plantation creeke, abutting on the Northeaſt vppon the land of *John Blower*; vnto w^{ch}, the Court hath condiscended in fauo^r to the ſaid Cap^t *Wilcoxes* & that he may not be vn furniſhed of ground to plant his ſeruants vppon, w^{ch} he hath now brought ouer in the good ſhipp called the *Plantation*, *Quided* that the ſaid Cap^t *Wilcoxes* doe as ſoone as may be make prooffe that the ſaid five hundred acres ſhalbe due vnto him by the tranſportion of the ſaid ſeruants or ſome of them, or by any other way or means.

QUARTER COURT

the 3th of *Aprill* 1627,

A COURT at *James Citty* the 3th of *Aprill* 1627, being
preſent

S^r *George Yeardley* Kn^t Gouverno^r &c. Cap^t *West* Docto^r *Pott* Cap^t *Smyth* Cap^t *Mathewes* M^r Secretary Cap^t *Tucker* M^r *ffarrar*.

It is ordered that M^r *Jonas Stockden* Miniſter & M^r. *ffrancis Chamberlaine* doe wthin fiftene dayes after y^e date hereof giue in ſecuritie vnto y^e Gouverno^r for the paiment of fiftene hundred fixtie and five pounds of principall marchantable Tobacco in leaſe ſtript for the vſe of S^r *ffrancis Wyatt* Kn^t to be paid at or before the 20th day of *Nouember* next enfueing at the Stores at *James Citty* vppon the forfeiture of three thouſand one hundred and thirty waight of the like principall Tobacco.

At this Court was deliuered in the laſt will & Teſtam^t of *Thomas Dunthorne* deceaſed, and proued to be the true will of the ſaid *Tho: Dunthorne* by y^e oath of *Jonas Stockden* miniſter, and that the f^d *Thomas Dunthorne* was at the making thereof in perfect ſenſe and memorye.

At this Court M^r. *Harmar* deliuered vppon his oath vnto *Willm Hambey* an account of all the goodes and eſtate of the Lady *Dale* both of Cattle, Tobacco, corne, and of whatſoever hath remained in his Cuſtody ſince the time that he the ſaid M^r. *Harmar* receiued the ſame from M^r. *Henry Watkins*.

At this Court M^r. *George Keth* Miniſter did promiſe at his goinge downe to *Kecaughtan* (vppon an aſſurance made vnto him from *Thomas Godby* for 200^l of Tobacco to be paid
the

the laft of *October* next enfueing) to feale and deliuer vnto the faid *Thomas Godby*, one bill of fale of one hundred acres of land, to him y^e faid *Thomas Godby* and his heires and Affignes foreuer, being the diuident of the faid *George Keth* & lyeing & abutting next vnto y^e Gleab-land at *Elizabeth Citty*.

It is ordered that *Lef^t Giles Allington* fhall haue a comiffion of Adminiftration vppon the whole Eftate of *Caleb Page* deceafed the 2th of *Aprill* laft paft and that he the faid *Giles Allington* doe giue in fecuritie to the Court to deliuer vp an Account and furrender the faid eftate when it fhall be lawfully required. And *Robert Adams* of *Martins Hundred* hath offered to be bound wth the faid *Giles Allington* for y^e fame.

L^t Giles Allington fworne and examined fayth that *Caleb Page* on *Sunday* laft the day before his death faid thefe wordes before diuers y^t where then p^{fe}nt, *Neighbours* beare witnes that *I giue vnto my man Henry Hart two yeares of his time*.

Whereas by an Act made at the Quarter Court in *October* 1[laft] there was a p^{re}clamation publifhed to forbid any p^{er}fon of what qualitie foeuer to buy any Comodities aboard any fhipp, vppon the penaltie of 500^l of Tobacco, and the faid Comodities or the valew of the fame; it is at this Court thought good to mitigate the fayd fine being too extreeme, and now further ordered that euery one y^t fhall offend as aforefaid in buying of any Comodities aboard any fhipp, fhall forfeite one hundred waight of Tobacco and the faid Comodities foe bought or the valew of the fame as often as they fhall foe offend.

It is ordered that *Michaell Wilcoxes* for buying 12^l of fuger aboard the *Charitie* doe forfeite one hundred waight of Tobacco and twelue pounds of Tobacco for the faid fuger, and 30^l of Tobacco for going aboard.

Whereas there remaineth one trunke of apparell & linnen belonging vnto *Cap^t Willm Holmes* deceafed of w^{ch} there is noe man to take charge, the Court doth thinke *fit* for the good of his widdow, that *Doct^r Pott* doe take the faid trunke wth the apparell & linnen into his cuftody, and to make fale thereof to the beft p^{ro}ffit, and to deliuer vp an account of the fame vnto any Atturney for y^e faid widow.

Whereas notwthftanding an Order of Court made in *October* laft paft there be many that haue neglected to proue the Wills & Testaments and bring in the Inuentories of p^{er}sons deceafed, *it is thought fit and hereby ordered* that *M^r. Willm Claybourne* Secretary doe in more efpeciall manner take care and p^{ro}uide that the like negligence be hereafter p^{re}uented; And further that *M^r. Claybourne* fhall haue full power and authoritie to fumon fuch as doe offend in this cafe to appeare at the Court at *James Citty* before y^e Govern^r & Councell of State, there to anfwere vnto y^e fame.

Whereas by fome information now of late frō other Indians, we vnderftand there is a purpofe in thefe Indians o^r [our] Inimies to make a generall affault vppon all o^r plantations this Spring; *it is ordered* that notice be giuen by p^{re}clamation through the Colonie that according to a former p^{re}clamation publifhed all dwelling houfes or plantations be ftrongly palizadoed about and that all men doe carefully ftand vppon their guard, keepe fentinell vppon their workemen by day, and keepe good watch by night, fhutting and making faft the gates of their forts, not fuffering any fingle man to ftragle abroad, wherby all daunger may be p^{re}uented.

It is ordered that *Willm Kempe* Yeoman fhall not any farther moleft or trouble *M^r George Keth* concerning his fuite of 500^l waight of Tobacco, w^{ch} the faid *Willm* p^{re}tends to be wanting in the Eftate of the Orphan *Sara Spence* deceafed, vntill fuch time as any fuch Inuentory may be found whereby anything may be p^{ro}ued that the faid 500^l waight of Tobacco is vnpaid by the faid *George Keth*.

At this Court there was leaue graunted that *M^r. Secretary* fhould haue a Comiffion to goe wth a boate & a fufficient Company of men into the Bay And to difcouer any riuers or Creekes wthin the Bay vp to the heads of the fame and trade wth the Indians for Corne Skins or any other Comodities whatfoeuer.

4th of *Aprill* 1627,

A COURT at *James Citty* the 4th of *Aprill* 1627. being
 present

*Sr George Yeardley Kn^t &c. Cap^t West. Docto^r Pott. Cap^t Smyth. Cap^t Mathewes.
 M^r Secretarie Cap^t Tucker. M^r ffarrar.*

At this Court were reade all the examinations and depositions formerly taken concerning the report of some lewd behavior betweene Cap^t *Willm Epes* & M^{rs} *Alice Boife* lately to haue happened at *Martin Brandon*, all w^{ch} being duely waighed and debated on, the opinion of the Court is, that it is noe way proued or manifest by those depositions that Cap^t *Epes* and M^{rs} *Boife* haue offended the Law but that they are cleare and guiltlesse.

At this Court M^r. *Howe* deliuered vpp on his oath an account of the Eftate of *Luke Aden*.

At this Court the Gouverno^r did testifie that presently after the arriual of the Tenants belonging to the Secretarie from *England*, himselfe did aduise M^r. *Pory* to fend the said Tenants ouer the Bay & to plant there, w^{ch} accordingly he did, and foe made choife of the 500 acres of land belonging to his place afterwards when himselfe went ouer and feated the said Tenants vppon the fame.

It is therefore ordered that there be 500 acres of land laid out, at the place Co^monly called the Secretaryes land on the *Easterne Shoare*, and heretofore planted on by the Tenants belonging to the Secretaryes place, And that if it happen any people to haue [feated] themfelues wthin the bounds thereof, that they doe either compound wth the Secretary, or else deliuer vpp the land into his possession. *It is alsoe hereby p^rouided* that if by this means the people fhall forsake the place and the fame bee left vnplanted that the Secretarye doe take some order to see the fame againe repeopled & planted.

7th day of *May* 1627,

A COURT held at *James Citty* the 7th day of *May* 1627, being
 present

Sir George Yeardley Kn^t &c. Docto^r Pott & Cap^t. Roger Smith.

Whereas it appeareth vpon the compl^t of Ensigne *John Vty* (by the oaths of *John Day* & *ffrancis Banks*) that *Richard Bickley* hath refisted & opposed him, in his co^mand, in denyeing to take arnes & discharge his publick dutye, the Court hath ordered that for this his offence he fhall be layed neck & heeles 12 howers, & at the Crophe by way of fyne shall pay 100^{li} of Tobacco.

It is ordered at this court that in regard *Roger Dilk* (by his owne confession) hath absented himself from his planta^con wthout the knowledge or leave of his co^mander, contrary to an order of Court) for the space of 8 dayes compleat, that he shall pay (according to that order of court, *viz.* 25^{li} of Tobacco for every 24 howers absence) the some of 200^{li} of Tobacco.

the 21 of *May* 1627

A COURT held the 21 of *May* 1627. being
 present

Sir Georg Yeardley Kn^t &c. D^r Pott: & Cap^t. Roger Smith.

At this Court was deliue^d in the last will & testament of *Thomas Grub* deceased, & proved to be the true will of the said *Thomas Grub* by the testimonye upon oath of *Daniell Lacy*, & that the said *Thomas Grub* was in p^rfect sence & memorye at the sealing & deliue^rye hereof.

It is ordered upō complaint & informaçon made by Ensigne *John Vtyc*, of the drunkennes & other misdemenor of *Roger Webster*, that for his fault he shall pay by way of fyne 20^{li} of Tobacco, & put in bond of 300^{li} Tobacco to keepe the good behaviour & to make his appearance at the next quarter court.

It is ordered, that wheras it appears by a bill under the hand & seale of *Thomas Mahew* of five pounds sterling to be paid unto *John Orchard*, in comodityes as they cost in *England* the first peny, bearing date the ninth day of *May* one thousand six hundred twenty sixe, that out of the goods of *Thomas Mahew* the said debt of five pounds shall be presently paid (in whose hands forever they remaine) unto the said *John Orchard*.

Vpon the petiçon of *Bridges ffreeman* & *James Sleight* this court doth give them free leave to remove themselves & their goods from *Martin Brandon* unto some place or plantaçon, where they may live more secured.

4th of June 1627

A COURTE held the 4th of June 1627 beinge
 present
 St George Yardley Knight Gouvernor and Cap^t generall &c Cap^t ffancis West
 Docter Pott Cap^t Smith

At this Courte *Thomas Hayle* aged 19 yeers beinge y^e sone of
 See all the Examinatione Vppon record
Symon Hayle of the Parish of *S^t. Mary Sumerfett* in london Porter was indicted and araignd vppon 4 severall indictments for the rape and ravishment of fower Mayden Children for w^{ch} his offence he was found guilty by the Judge and had Judgment of death pronounced against him accordinge to the lawe. The examinaçons and pcedings wherof remaine in record at large

Also at this Courte *Charles Maxey* for an offence by him comitted vnto *Dorethie harris* the daughter of *John harris* aged seaven yeers or therabouts, as by the examinaçons of *Dorethie harris* mother to the said *Dorethie* and her self appeereth

Yt is at this Courte ordered y^t the said *Charles Maxey* for y^t his offence shall do execution vppon the bodye of *Thomas Hayle* now Condemned at this Courte, after w^{ch} executione To be whipt heere at *James Cyttie* And after that to be whipt at *Sherley hundred* where he comitted the offence (for example to others)

At this Court also *John Shelley* and *Nathaniell ffloyde* for stealinge away a maide fervant from Cap^t *ffancis West* were Cenfured to sitt two howers in the stocks and each of them to paye 200^{li} waight of Tobacco to be ymployd to publicke vses and to restore and deliver back the saide maide fervant againe to Cap^t *West* wth all convenient speede, at their further Perill [peril], from wehenc they stole her away.

Yt is also ordered y^t wheras *Dorethie harris* y^e daughter of *John harris* hath formerly been Corected by her mother for y^t her fault and for y^t there appereth in her a signe of more grace and greife for her offence, y^t is ordered y^t her mother shall Corect her once more for such her fault.

And y^t *Ann Vsher* and *Avis Partin* shall be openly whipped in the forte at *James Cyttie* for their offence, not excedinge fortie stripes.

Yt is ordered y^t M^r *William fferrar* shall take the examinaçons of the wiefe of *Robert Partin*, the wiefe of *John Collins* and her maide, and goodwief *Blackman* and y^t M^r *fferrar* send those examinations down to the governor and Councell to *James Cyttie* wth the first Conveniences

25th of *June*, 1627.

A COURT held the 25th of *June*, 1627,
 p[resent]
 Sr *George Yeardley* Kn^t *Gouernor* &c. Cap^t *Smyth*. Mr *Claybourne*.

Wheras Cap^t. *John Martin* appeared at this Court to answere vnto y^e suite of *Tho: Gates* in the sume of eight hundred waight of Tobacco being due by a bond vnder his hand bearing date the one & twentieth day of *Aprill* 1626: The w^{ch} bond was acknowledged by the said Cap^t *Martin* to be his owne deed and act vnder his owne hand, *It is ordered* that Mr *Richard Kingsmell*, Mr. *John Southerne* & *Randall Smallwood* Juost Marshell shall praise the goods & chattles of the said Cap^t *John Martin* vpon their oathes that foe pain^t may be made vnto y^e said *Thomas Gates* of the debt aforesaid.

Wheras *Wilhm Barnes* & *Robert Paramore* did on *Thursday* last behaue themselues very negligently on their watch, *it is therefore ordered* that they shall pay three dayes worke a peece in cutting downe & clearing of such shrubbs & low woodes as are before the towne in the feildes: And likewise that Goodman *Osborne* for the like offence doe giue on(e) dayes worke.

QUARTER COURT

the 2th day of *July* 1627.

JAMES CITY. A Quarter Court held the 2th day of *July* 1627. being
 p[resent]
 Sr *George Yeardley* Kn^t *Gouernor* &c. Cap^t *West*. Mr *Persey* Mr. Docto^r *Pott* Mr
Secretary Cap^t *Smyth* Cap^t *Tucker* Cap^t *Mathewes* Mr *Jffarrar*.

The 3th of *July* 1627

IT IS ORDERED that Cap^t *Martin* shall haue three dayes time to sell his goods w^{ch} are allready prised, that he may make satisfaction vnto *Tho: Gates* of the debt of 800^l of Tobacco w^{ch} he oweth vnto the said *Gates*, if not, that the said *Gates* be satisfied by y^e sayd goods as they are allready prised.

It is ordered that *Alice Thornbury* for her offence in fighting wth *Anne Snoade* & beating her, wherby iust suspision may be had, that shee did iniury a child in the wombe of y^e said *Anne Snoade* & caused abortion, shall receaue forty stripes at the whipping post. And that both the said *Alice Thornbury* & *Anne Snoade* if they shall breake their good behaiour, shall be whipt three feveral times in three dayes together.

At this Court M^{rs} *Alice Procter* brought in the Inuenty of all the goods of her husband Mr *John Procter* deceased, & deliuered in the same vpon her oath, & desired a letter of Administrat^{ion} to [be] giuen vnto her, w^{ch} was accordingly graunted.

At this Court Cap^t *Mathewes* did testify on the behalfe of M^{rs} *Alice Procter* that *Derrick* the Dutch Capenter did offer to make the one halfe of satisfaction for a wherry or small boate belonging to Mr *John Procter* deceased, being lost by one *Garret*—& the said *Derrick*, according to y^e rate that had before been offered to the said *John Procter* by others for y^e same.

At this Court there was order giuen that a letter of Administrat^{ion} should be graunted vnto Cap^t *Samuell Mathewes* vpon y^e Estate of *Robert Lapworth* who lately died intestate or wthout any dispo^{fall} of his Estate.

It is ordered that *Margaret Partin* the wife of *Robert Partin* of *Sherly Hundred* for concealing the offence of *Thomas Hayle* lately executed, & for because she reuealed not the same when it first came to her knowledge, but did earnestly wthstand that it should any wayes be made knowne, shall be whippd & receaue fortye stripes.

ffinis Curiae.

4th day

4th day of *July* 1627.

A COURT at *James Citty* the 4th day of *July* 1627. being
present.

Sr George Yeardley Kn^t Goerno^r &c. Cap^t *ffr: West*. M^r *Perfey*. Docto^r *Pott*.
M^r *Claybourne*. Cap^t *Smyth*. Cap^t *Tucker*. Cap^t *Mathewes*, M^r *ffarrar*.

Bridges ffreeman & *James Slight* fworne & examined say that Cap^t *Martin* by worde of mouth, did leafe vnto them some ground to plant at *Martin Brandon* & that they did couenant to pay him y^e rent of two Capons or two pullets & were to hold the same vntill *Christmas* next.

At this Court L^t *Giles Allington* deliuered in vppon his oath an Inuentorie of all the Eftate of *Caleb Page* deceased.

At this Court was thought fitt that we fhould draw out ¶tyes frō all our plantations & goe vppon the Indians & cutt downe their corne, and further that we fhould fett vppon them all in one day viz, the first of *Auguft* next: The plantations of the *Necke of land* & the *Colledge* to goe vppon the *Tanx Powhatans*, both the *Sherley-Hundred*, *Jordaines Jurney*, *Chaplaines Choise* & *Perfeyes Hundred* vppon the Townes of y^e *Weianoacks* & y^e *Appamatucks*, The Corporation of *James Citty* vppon y^e *Chicahominies* & the *Tappahannaes*, *Warwicke-River*, *Warofquoiacke* & *Newports-Neues*, vppon the plantation of the *Warofquoyacks*: *Elizabeth Citty* vppon y^e *Nanfamungs* & *Chefapeiacks*. Coṃaunders appointed for these seruices are these, viz, for *Tanx Powhatans* Lef^t *Tho: Osborne* in cheife, *Tho: Harris* feconde: ffor *Appamattucke* & y^e *Weianokes* Enfigne *Epes* & M^r *Pawlet* & to make choise of their seconds: ffor the *Chicahominies* Cap^t *Peirce* in cheife M^r *Harwood* feconde: ffor the *Tappahannaes* Cap^t *West* in cheife, M^r *Grindon* feconde ffor the *Warofquoyacks* Cap^t *Mathewes*. ffor the *Nanfamungs*, L^t *Tho: Purfury*. ffor the *Chefapeiacks*, Enfigne *Willoby*.

And further it is thought expedient that Lef^t *Peppet* doe goe in y^e good fhipp called the *Virgin* into *Pamunky-Riuier* & to ride there to put the Indians in expectation of our coming thither, whilft the aforefaid bufines is in doing.

It is alfoe thought fitt that about the beginning of *October* next there be a fufficient number of men drawne out frō all the plantations of the Colony to goe to *Pamunky* or any other ¶tes to take & fpoile as much corne as they fhall light on, & to doe what other hurt & damadge to the Indians that they may.

The 5th of *July*, 1627.

AT THIS Court M^{rs} *Jane Martiau* deliuered in an Inuentory of the Eftate of Lef^t *Edward Bartley* deceased vppon her oath.

The 21th of *July* 1627.

JOHN PASSEMAN fworne & examined fayth that the will of *Hugh Hilton* dated the 3th day of *April* 1627, was the true will of the fayd *Hugh Hilton* and that he was in ¶fect fence & memorie at the making & the deliuerie thereof.

13th of *Auguft* 1627.

A COURT at *James Citty* the 13th of *Auguft* 1627.
present.

Sr George Yeardley Kn^t Go: Cap^t *West* Docto^r *Pott* Cap^t *Mathewes* Cap^t *Smyth* M^r *Claybourne*:

Wheras *Alexander George* Marchant late deceased, did as it feemeth by a certaine will enclosed & fealed vp in a fheete of paper & left amongft his wrightings, appoint
M^r

Mr *Thomas Harwood* & Mr *Willm Perry* to be ouerfeers of his said will & to take his estate into their hands. *The Court herevpon hath thought fitt*, that accordingly the sayd *Thomas Harwood* & *Willm Perry* doe take charge of all the whole estate of the sayd *Alexander George* & doe giue in securitie to be accomptable for what they fhall receaue.

Whereas *John Hayes* Marchant, deceased about the end of *May* laft, wthout making any will or Testam^t, or any other way difpofing of his estate foe as the same remaineth vncertaine & not directly difpofed of to any, The Court confidering that the said *John Hayes* wholly addreffed himfelfe & remained wth Cap^t *ffrancis West*, hath therevpon thought fitt to graunt the adminiftration of the said estate unto y^e said Cap^t *West*, requiring that he doe giue a fufficient bond to faue the Court harmles, & as foone as may be to bring in a p^{er}fect Inuentory of y^e fame.

27th *August* 1627.

A COURT at *James Citty* 27th *August* 1627.
 p^{re}sent
 Sr *George Yeardley* Kn^t Go: &c. Docto^r *Pott*. Cap^t *Smyth*. Mr *Claybourne*.

It is ordered that *Robert Wright* fhall haue 12 acres of land in the Iland of *James Citty* at y^e place called the *Labour in vaine*, & that he haue a Patent therof graunted vnto him as a p^{ar}t of his diuident due vnto him for his p^{er}fonal aduenture.

Whereas one *John Croodecke* Marriner was in *March* laft past vnfortunately cast away in a bark about *Newports Newes* & dyeing intestate & haueing diuers debts of Tobacco dew vnto [him] wthin this Country, *The Court hath ordered* that *Randoll Smallwood* fhall haue a Comiffion of Adminiftration vpon y^d sayd estate graunted vnto him, & to y^e [be] accountable for y^e fame vnto the widdow of the said *John Croodecke* in *England* or to any other to whom it may belonge.

the 3th of *September* 1627,

JAMES CTTY a Court the 3th of *September* 1627,
 p^{re}sent
 Sr *George Yeardley* Kn^t Gouverno^r &c. Docto^r *Pott*. Mr *Secretarie*.

Whereas *Philemon Powell* marchant deceased about the beginning of *July* laft past, dying inestate wthout any difpofall of his goods in certaintie & haueing diuers debts due vnto him, *the Court hath thought fitt* to graunt y^e Adminiftration of his estate vnto *Edward Sharples*, being the brother of one *John Sharples* in *England*, who aduentured the marchandife & wares that y^e said *Philemon Powell* brought ouer into the Country as is vpon good information very p^{ro}bably coniectured.

10th of *September*, 1627.

A COURT at *James City* the 10th of *September*, 1627.
 p^{re}sent.
 Sr *George Yeardley* kn^t Go: &c. Cap^t *West* Docto^r *Pott* Cap^t *Smyth* Mr *Secretarie*.

It is ordered that Mr Docto^r *Pott* fhall haue the ground lyeing behind his houfe in *James Citty* together wth the fwampe & fower acres on the other fide of the fame added & ioyned vnto his former Patent of 3 acres, w^{ch} in all amounteth vnto 12 acres, & to haue a patent for y^e fame the totall being twelue acres, as p^{ar}t of his owne p^{er}fonall diuident.

It is likewise ordered that Mr^s *Southey* fhall haue a p^{ar}cell of ground graunted vnto his child *Henry Southey* the fon of *Henry Southey* deceased who came ouer in y^e *Southampton* 1622, in the garden nere to *James Citty* adioyning vnto Mr *Bucks* houfe.

the 17th

the 17th of *Septemb* 1627.

A COURT at *James City* the 17th of *Septemb* 1627.

present.

Sr George Yeardley kn^t Go: &c. Docto^r Pott. Cap^t Smyth. M^r Secretary.

Edward Albourne of *Sherley* hundred sworne & examined sayth, that about the three & twentieth of *June* last in the morning *John Throgmorton* being that morning nere vnto the woods [was] wounded and fhott in y^e body by the Indians & afterwards brought into the houle, being yet liueing & in p^rfect memorie, called for *Henry Throgmorton* his Cofen & tooke him by the hand & sayd *Cozen I make you a freeman, & all that I haue is yours, but the halfe of the houle & ground is Edward Albournes*, and afterwards about halfe an hour, being desired to make his will more p^rfecter, he sayd, he gaue vnto y^e wife of *Oliuer Jenkins* the seruice of his Negar for a yere: And further he gaue vnto his two seruants *William Edes & Thomas Stent* two yeares a peece of their time, And to y^e old Cowper [Cooper] *Richard Andrewes* he gaue after this yere all his p^rt & fhare of the sayd *Richard Andrewes* his seruice. And this deponent can say noe more in this matter.

Ensigne *ffrancis Epes* sworne & examined sayth that being p^rsent wth the aboue named *John Throgmorton* a little before his death, he this deponent desiring him to fettle his estate & make a will he answered that *for my estate I haue allreadie disposed of it vnto my kinsman Henry Throgmorton*.

Herppon it is ordered that *M^r Henry Throgmorton* aboue sayd shall haue a Comission for the Administracon on all the estate of the aboue sayd *John Throgmorton* graunted vnto him. And bring in an Inuentorie of all the sayd estate at the next quarter Court & then giue in bond to faue y^e Court harmeles.

The busines of *Christopher Halls* wife & *W^m Harmms* fighting beating & scolding.

Diuers examinations being taken and heard concerning the vnquiett life w^{ch} they the people of *Archers Hope* had through the scoldings railings & fallings out wth *Amy* the wife of *Christopher Hall* & other abominable contentions lyeing betweene them, to the dishon^r of God & the breach of the Kings peace, the Court hath therppon ordered that the said *Amy* shalbe toughed [towed] round aboard the *Margaret & John* & ducked three times & further that *Christopher Hall, John Vpton, Robert ffitt, & Willm Harmm* & *Amy* the wife of the said *Christopher Hall* & *Anne* the wife of y^e said *Robert ffitt* shalbe all bound vnto their good behauiours & to appeare at y^e Quarter Court after *Christmas*.

The will of *John Crannidge* brought vnto y^e Court by Ser^t. *Thomas Crumpe*.

Elmer Phillips & George Saunders sworne & examined doe testifye that the will of *John Crannidge* brought into y^e Court, was y^e will of y^e said *John Crannidge* & that he was in p^rfect fence & memory at y^e making thereof.

QUARTER COURT

8th of *October* 1627.

AT y^e Court were

present:

Sr George Yeardley Kn^t Go: &c. Cap^t ffr. West Docto^r Pott Cap^t Smyth, M^r Secretarie Cap^t Tucker.

It is ordered that *Roger Marshall* shall haue a lease graunted vnto him for the terme of ten yeares, of that p^rcell of land now by him possessed in *James Citty* Iland containeing about eight acres & abutting betweene the lands of *Mary Bailie & Thomas Passmore*.

9th of

9th of *October* 1627

A COURT at *James Citty* the 9th of *October* 1627
 present.

S^r *George Yeardley* kn^t *Gouerno^r* &c. Cap^t *West* Docto^r *Pott* Cap^t *Smyth*, M^r *Perfey* M^r *Secretary* Cap^t. *Tucker* M^r *ffarrar*.

At this Court *Willm Andrewes* of *Accawmacke* made petition to haue one hundred acres of land graunted vnto him abutting vppon y^e land of Cap^t *Wilcoxes* at y^e *old Plantation Creeke*, the w^{ch} the Court hath condiscended vnto; p^{ro}uided that he proue the said one hundred acres to be by some meanes dew vnto him.

Vppon the earnest request of *George Graues*, it is ordered that he shall haue a peece of ground in the *Gouerno^r*'s garden behind his house there built, graunted vnto him.

At this Court M^r *Henry Throgmorton* deliuered in vppon his oath an Inuentory of y^e estate of *John Throgmorton* deceased.

the 10th of *October*, 1627,

A COURT at *James Citty* the 10th of *October*, 1627,
 present.

S^r *George Yeardley* Kn^t *Go: &c.* Cap^t *West* Docto^r *Pott* Cap^t *Smyth*. M^r *Perfey*. M^r *Secretarie*. Cap^t *Tucker*. M^r *ffarrar*.

Whereas there remaine certaine of y^e *Duty* boyes, whose first seauen yeares of seruice as apprentifes expired in *May* last past, & were from that time to begin to serue other seauen yeares as Tenants too [to] halues; the Court hath ordered that the sayd boyes shall for the sayd time of seauen yeares as Tenants too halues serue S^r *George Yeardley* our now *Gouerno^r*, & that he haue the benefitt of their seruice, or to make composition wth them for the same as they shall agree wth him: And this the Court doth the rather order in regard that all the Tenants belonging to y^e place of *Gouerno^r* are now freed & noe meanes remaining for the maintenance of his place.

Vppon the request of the *Gouerno^r* to the Court in the behalfe of serit [sergeant] *Richard Popely*, it is ordered that fiftene hundred pounds waight of Tobacco be this yeare paid vnto him out of some of those fines that are now dew vnto y^e *Publique*, whereby the estate of y^e said *Popely* may be releiued & in some sort restored, he being a man that hath both heretofore & is still ready to doe good seruice to y^e *Colony*, And haueing for this yeare giuen his attendance vppon y^e *Gouerno^r* & being to continue in his imploiments vntill the spring.

It is ordered that *Robert Wright* & *Andrew Rawleigh* shall haue a lease for ten yeares of that p^{ar}cell of land lately belonging vnto *Thomas Grubb* Joiner in *James Citty* Iland and by his will giuen vnto them.

At this Court were read & heard diuers examinations touching *Willm Garret* the seruant of M^r *Abraham Perfey*, his lewd behauio^r wth *Katheraine Lemon* his fellow seruant, And the Court after full examination & debate vppon the matter, doe not find as yet sufficient prooue to punish the said *Willm Garret* any farther then for that fault for w^{ch} he hath allready been punished by M^r *Perfey*.

11th of *October* 1627.

A COURT at *James Citty* the 11th of *October* 1627.
 present.

S^r *George Yeardley* Kn^t *Gouerno^r* &c. Cap^t *West*. in pomeridino. Docto^r *Pott*. Cap^t *Smyth*. M^r. *Perfey* M^r. *Secretary* Cap^t *Tucker* M^r. *ffarrar*.

Whereas there was a controuerfy p^{ro}ffered in Court betweene *Beniamin Sims* & *Joan Meatherft*

Meatherft his feruant by him brought ouer into this Country wth an intent to make her his wife, and for that vpon some dislike betweene them about the beginning of *May* laft paft, it was agreed that the fayd *Joan Meatherft* fhould ferue the fayd *Beniamin Sims* for the terme of two yeares then next enfueing as by the Testimonyes of *Richard Brewfter* & *Steuens Barker* doth appeare, *The Court hath ordered* that the fayd *Joan* fhall performe the fayd time of feruice for two yeares, fhee being put to ferue the fame vnto *Mr. John Gill*, & he to pay vnto y^e fayd *Beniamin* in confideration thereof one hundred waight of Tobacco, & to deliuer him one man feruant as foone as any fhall arriue here by any flipping for the terme of three yeares.

It is ordered that *John Phillips* & *Joan White* for their offence in comitting fornication, whereby the fayd *Joan* hath had a bastard, fhall be wipped at y^e Post at *James Citty* & receaue 40 stripes a peece. And further that *Mr. Perfey* doe take fuch courfe as they may be feperated and not suffered to come together.

Sufan Wilson fworne & examined fayth that about two months after that *Steuens Tailor* had been put out to feruice vnto *Allen Kinefton* by *M^{rs} Docto^r Pott*, the fayd *Kinefton* brought home to the Docto^rs houfe the fayd *Tailor* being verie lame, And then *M^{rs} Pott* in her hufbands abfence tooke the fayd *Tailor* into her houfe vpon the fayd *Kineftons* intreaty, hee faying that he would pay whatfoeuer it would coft.

Steuens Tailor being examined fayth that he himfelfe being ficke & brought home to Docto^r Potts his houfe, by his mafter *Allen Kinefton*, hee heard y^e fayd *Kinefton* to fay *I pray take him in, & whatfoeuer cofts & charges he is at I will pay for it.*

The Court hauing taken into their confideration the danger w^{ch} might enfew to y^e Colony by thofe Indians of the *Carib* Ilands w^{ch} were lately brought into y^e Country by *Cap^t Sampfon*, & haueing admonifhed the said *Cap^t Sampfon* to confider wth himfelfe what profit he could make by the fayd Indians, & to deuife wth himfelfe foe to difpofe of them, as that they may doe noe difcomoditie to y^e Colonie, The fayd *Cap^t Sampfon* hath returned his anfwere to y^e Court that he knoweth noe way or means to difpofe of thofe Indians, but deliuereth them wholly vpp into our hands to difpofe of them as we fhall pleafe: The Court herevpon haueing had full & longe deliberation of this matter, & being likewise giuen to vnderftand by good information that the fayd Indians haue runn away & hid themfelues in the woods attempting to goe to y^e Indians of this Country as fome of them haue reuealed & confeffed, And for that they haue ftollen away diuers goods, & attempted to kill fome of our people as by good probabilitye wee are informed, And for that efpecially they may hereafter be a means to ouerthrow the whole Colony, haue adiudged them to be prefently taken & hanged till they be dead.

It is ordered that *Isabell Perry* fhall haue a peece of ground graunted vnto her in the place called the *Gouerno^rs garden* to build an houfe vpon. *Provided* that fhee procure an houfe to be built thereon wthin this two yeares.

12th of October 1627.

A COURT at *James Citty* the 12th of *October* 1627. being
prefent.

S^r George Yeardley Kn^t Go: &c. *Cap^t West*. Docto^r *Pott*. *Cap^t Smyth*. *Cap^t Mathewes*. *Mr. Perfey*. *Mr. Secretarie*. *Cap^t Tucker*. *Mr. ffarrar*.

The voiage of going to *Pamunky* was taken into confideration.

It was the opinion of the Court that *Cap^t Mathewes* fhould doe his beft indeauor to procure a number of volunteers through the whole Colony, as may be fufficient to goe to *Pamunky* or vpon any other Indians our enimyes; And that after notice thereof by him giuen to y^e Court there fhall be a Comiffion graunted vnto him to authorize him for the profequotion of that voiage

13th of *October* 1627;

A COURT at *James City* the 13th of *October* 1627; being
present.

Sr George Yeardley Kn^t *Gouerno^r* &c. *Cap^t West*. *Docto^r Pott*. *Cap^t Smyth*.
Cap^t Mathewes. *Mr. Persey*. *Mr. Secretarie*. *Cap^t. Tucker*. *Mr. ffarar*.

The Court being informed that diuers planters at *Accawmacke* doe intend at the *old plantation Creeke* and at *Magety-Bay* on that shoare to erect some new plantations & to feat themfelues in such fort as may be both inconuenient & dangerous, vppon full & large deliberation concerning the same, haue resolued in noe fort to permit such their planting, but rather to keepe them, as much as may be, feated closely together, & rather more especially to indeauor the full planting of y^e fforest then any other place.

At this Court *Mr. Abraham Persey* put in a bond of one *Samuell Kennells* deceased in suite against *John Barnet* who hath marryed the wife & reliete of y^e said *Kennell*, And the Court hath adiudged the said *Barnet* shall pay the debt of the said bond viz the sume of three hundred pounds of Tobacco vnto *Mr. Persey*, for that the wife of y^e said *Kennell* did wthout any Order by Court giuen Administer & put away all the estate of the said *Kennell*. And this is y^e opinion of y^e Court, notwithstanding that y^e said *Barnet* marryed her wthout any goods of y^e said *Kennells*.

the 15th of *Octob:* 1627

A COURT at *James City*. the 15th of *Octob:* 1627 being
present

Sr George Yeardley Kn^t *Gouerno^r* &c. And all y^e Councill.

Ensigne *George Thomfson* fworne & examined sayth that in *May* 1626, being in a boate wth *Mr Mayhew* & *Cap^t Nicolas Martiau* at *Kecoughtan* comeing from aboard a shipp, they fell in talke about y^e two Kings of *England* & *ffrance*, & *Mr Mayhew* sayd that the King of *England* was King of *ffrance* & that the King in *ffrance* was but the *ffrence* [*French*] King & then *Cap^t Martiau* seemed to be very angry & sayd that if the *English-King* were King of *England*, then y^e *ffrench-King* was King of *ffrance*: and then y^e said *Cap^t Martiau* putting his hand to his brest said, *though I am here yet this sparke is in ffrence & will not here the King wronged*, wherevppon they y^e said *Mr Mayhew* & y^e said *Cap^t Martiau* grew into such anger as this deponent did thinke they would haue fallen out: And this is all y^t this deponent can say

At this Court the sayd *Cap^t Martiau* tooke the oath of Supremacy vppon y^e holy Euangelists.

At this Court there was a controuersie brought in betweene *Cap^t William Peirce* & *Cap^t Rob^t Gire*.

And the Queftion p^oounded to y^e Court was as followeth viz. Whither by a paire of Indentures bearing date the 25th day of *July* last past made betweene *Cap^t Peirce* & *Cap^t Gire*, the said *Cap^t Peirce* bee bound to deliuer vpp vnto y^e said *Cap^t Gire* an Inuentorie of his y^e said *Cap^t Peirce* his whole estate & to take his oath vppon y^e holy Euangelists that y^e said Inuentorie is p^oemptorily a full entire & p^ofect Inuentorie of all his whole Estate & goods whatfoeuer, wthout any mention that it is full & p^ofect as far as his knowledge and conscience. And y^e mai^or p^ot of y^e Councill viz *Cap^t West*, *Mr Docto^r Pott*, *Cap^t Mathewes*, *Cap^t Tucker*, & *Mr ffarar*, were of opinion that *Cap^t Peirce* should as aboue said p^oemptorily deliuer y^e said Inuentory vppon his oath, And on y^e other side the *Gouerno^r*, *Cap^t Smyth*, *Mr Persey*, & *Mr. Secretary* did iudge it sufficient if *Cap^t Peirce* deliuer the said Inuentory vppon his oath to be true & p^ofect to y^e vtmost of his knowledge: And y^e said *Cap^t Peirce* offered to doe y^e same, & that his wife & seruants should likewise take their oath.

After

After y^e abouefaid iudgm^t & opinion of y^e Court deliuered the faid Cap^t *Peirce* & Cap^t *Gire* did agree in y^e p^lence of y^e Court as followeth, *Viz*, That Cap^t *Mathewes* in y^e behalfe of Cap^t *Gire* & M^r *Perfey* in y^e behalfe of Cap^t *William Peirce* fhall arbitrate & conclude the controuery now in queftion betweene them, & Cap^t *William Tucker* to be Vmpire in the fame: And y^e faid Cap^t *Peirce* & Cap^t *Gire* doe bind themfelues in this Court to ftand to y^e arbitrament that fhall be made by y^e faid Arbitrators & Vmpire, in the full fume of fix thowfande pounds of lawfull mony of *England* to be paid by him w^{ch} fhall refufe to ftand to y^e arbitram^t vnto y^e other of them.

John Vpton fworne & examined fayth that about this time tweluemonth the M^r *Menefy* receiueing certaine filuer fpoones from *Caleb Page* this deponents P^tner left fowre ounces of filuer & 5^s—6^d in y^e hands of y^e faid *Caleb Page*, And y^e faid M^r *Menefy* did often require the faid *Page* to worke it out, but this deponent fayth y^t by reafon of his ficknes hee did not, & fayth farther y^t M^r *Menefy* is yet vnfatisfyed for it. And this deponent further fayth that in y^e time of their P^tnerhipp they receiued goods of *Menefy* betweene them of the w^{ch} the faid *Page* is to pay y^e one halfe w^{ch} is 13^l of Tobacco.

It is ordered that *Lefent Allington* Adminiftrato^r to y^e faid *Caleb Page* fhall pay to y^e faid M^r *Menefy* the faid fowre ounces of filuer & 5^s—6^d of mony, & the faid 13^l of Tobacco.

THE 14th day of *November* 1627: being the day after y^e buriall of S^r *George Yeardley* Kn^t, late *Gouerno^r*, the reft of the Councell met *viz*. Cap^t *ffrancis West* Docto^r *Pott* Cap^t *Smyth* Cap^t *Mathewes* M^r *Perfey* M^r *Claybourne* Cap^t *Tucker* M^r *ffarrar*.

At this time by y^e opinions & voices of y^e Councell Cap^t: *ffrancis West*, according to the Comiffion of his Moft excellent Mai^{tie} directed vnto vs for y^e fame purpofe was elected & chofen to be the p^lent *Gouernor* & Captaine Gennerall of this his Ma^{tie} Colony & Plantation of *Virginia* in as full & ample manner as by y^e faid Comiffion and their election may be deriued vppon him.

[Written in a different hand in the lower left hand corner of this page is the following:] Begin in this Page to finifh this Book

16th of *November* 1627

A COURT at *James Citty* the 16th of *November* 1627
[p^lent]
Cap^t: *ffrancis West* Elq^r *Gouerno^r* &c. Docto^r *Pott* Cap^t *Smyth* Cap^t *Mathewes*
M^r *Perfey* M^r *Secretary* Cap^t *Tucker* M^r *ffarrar*

At this Court the Lady *Temperance Yeardley* came & did fully & abfolutely confirme as much as in her lay the fale & conueyance made by her late husband S^r *George Yeardley* Kn^t, late *Gouerno^r* deceafed, vnto M^r *Abraham Perfey* Elq^r for the lands of *fflower* [*Dew*] *Hundred* being one thoufand acres, & of *Weiano*[*ke*] on y^e oppofite fide of y^e water being 2200 hun[dred] acres, And y^e faid Lady *Temperance Yeardley* did then alltogether abfolutely difclaime . . . vnto y^e faid *Abraham Perfey* all the [right] intereft & claime in all & euery . . . of y^e faid lands to herfelfe any . . . & appertaineing either by way Dow[er or] Thirds.

the 19th of *Nouemb.* 1627.

A COURT at *James Citty* the 19th of *Nouemb.* 1627.
p^lent
Cap^t *ffrancis West* Elq^r *Gouerno^r* &c Docto^r *Pott*. Cap^t *Smyth*. M^r. *Secretary*.

John Southerne gent fworne & examined fayth that the eighteenth day of *October* laft paft one *Beniamin Browne* of *Lyme* in y^e County of *Dorset* Marriner being fickly of
Body

Body yet in perfect sense & memory, & telling this deponent that he wanted meanes to releiue him self, did make a bargain & Couenant wth *Valentine Oldis* Marchant in manner & forme following, viz that for & in consideration of y^e sume of twenty pounds of lawfull mony of *England* to be paid by y^e said *Valentine Oldis* vnto him wthin fowretene dayes next after y^e Arriual of y^e good shipp called y^e . . . at y^e Port of *London*, whereof is Captaine *Arthur Guy*[?] for y^e vioadge, he did bargain & sell & make over vnto y^e said M^r *Oldis* all & singuler such profits gaires & benefitt whatsoever as shall any wayes belonge vnto him y^e said *Browne* for his part & share, for his seruice in y^e said vioadge: And did further Couenant & agree that if it should please god to take him the said *Browne* out of this life before [the ar]rivall of y^e said shipp at y^e Port of *London* . . . was y^t the said *Valentine Oldis* in . . . & friendshipp he had receaued at [his hands shou]ld alsoe receaue the said 20 pounds . . .

[24th of *December* 1627]

UNTO * M^r *Pott*, being speaking of a boate) and [if] it please God, as soone as I am well I will goe to worke for you: And Mistris *Pott* sayd againe I will helpe you to what timber I can & you shall haue your diet here. And this deponent further sayth that hee heard M^r *Pott* say that it should be such a boate as M^r. *Sharples* his boate was.

It is ordered that the aboue sayd *Willm Bennet* shall build & make such a boate, as *Edward Sharples* his boate is for Docto^r *Pott*, & to go aboute the building thereof very speedily, And to be prouided of all timber & such other things as are necessary therevnto.

Richard Cocke Purfer of the shipp the *Thomas & John* sayth that in the beginning of their vioadge their shipp riding in *Catt Water*, there did fowre of M^r *Sharples* his men runne away, then this deponent goeing on shoare told M^r *Moore* of it, & sayd if you will not supple & prouide men againe, I will: then M^r. *Moore* sayd that he would doe, And afterwards M^r. *Moore* shipped fiew men aboard, And did neuer speak vnto this deponent, whither they should be vpon his owne, or on M^r. *Sharples* his Acco.

Cap^t *John Hudleston* Sworne & examined sayth that he knew noe other, but that those fiew men were shipped vpon M^r *Sharples* his Account & not vpon M^r *Moore*s, And that he would not haue receaued them into y^e shipp for any other.

John Woolrich gent sworne & examined sayth that M^r *Moore* told him that he was but to shipp ten men aboard the shipp.

At this Court *Willm Perry* gent deliuered in vpon his oath the Inuentory of *Francis Weekes* his estate.

14th of *January* 1627

being present,

CAP FRANCIS WEST Esq^r Governo^r &c. Docto^r *Pott*. Cap^t *Smyth*. M^r *Secretary*.

Thomas Sawyer arrested at y^e fuite of *Edward Sharples* Marchant for 210^l of Tobacco wth allowance of 10^l ^{7s} [100?]^l. And further at y^e fuite of M^r *Gill* for 479^l Tobacco.

Jonas Reily & Andrew Reily arrested at M^r *Gills* fuite for 330^l Tobacco.

Robert Wright arrested at y^e fuite of *Robert Marshall* for 1200^l Tobacco.

Robert Marshall arrested at y^e fuite of *Gabriell Holland* for 900^l Tobacco.

Edward Wigg arrested at y^e fuite of *Edward Sharples* for 100^l of Tobacco.

George Vnwin arrested at y^e fuite of *Edward Wigg* for 230^l Tobacco.

Steven Barker & Waffell Webling arrested at y^e fuite of *Edward Sharples* for 440^l Tobacco.

George fryor arrested at y^e fuite of *George Saunders* for 120^l Tobacco, to appeare on Monday next, & M^r *Docto^r* his fuerty.

* This paragraph begins a page of the original record. The preceeding page has been lost.

Willm Baker arrested at y^e fuite of y^e Lady *Yeardley* for 300^l Tobacco.

Willm Harman, John Vpton Robert fitt & Amy Hall had their bonds of their good behavior canceled.

At this Court M^r *Thomas Harwood* shewed that hee was much feanted for want of ground to plant at y^e *Necke of land*, And the Ouerseers & Guardians refused to let him any more, Where vppon the Court gaue leaue vnto him to remoue from thence & to plant elfewhere.

It is ordered that Cap^t. *ffelgate* shall forfeit forty waight of Tobacco for that he did not this day appeare at y^e Court, being warned by y^e Quoft Marshall.

21th of *January* 1627.

A COURT at *James Citty* the 21th of *January* 1627.

þsent

Cap^t *ffrancis West* Esq^r *Gouerno^r &c.* Cap^t *Smyth* M^r *Secretary*.

Richard Alford Committed prisoner at y^e fuite of M^r *Gill* for 500 [weight of] Tobacco.

Whereas it is credibly reported that Cap^t *John Wilcoxes* is lately passed away in goeing ouer the Bay & his estate left vnsetled by that means & being diuersly ingaged vnto *Edward Waters* gent & others, the Court hath herevppon ordered that a Comission of Administration shalbe graunted vnto y^e said *Edward Waters* vppon y^e said Cap^t *Wilcoxes* his estate.

Obediens Robins of *Accawmacke* Chirurgion sworne & examined sayth that about *October* last past he heard Cap^t *Wilcoxes* agree wth *Walter Scot* that he y^e said *Walter* should haue 3 shares in y^e *Croppe*, And this deponent further sayth that at y^e same time Cap^t *Wilcoxes* offered the said *Walter Scot* 600^l of Tobacco for his ouerseeing of y^e men in y^e *Croppe* besides y^e shares, but y^e said *Walter* refused the same.

At this Court *Richard Richards* & *Rich: Dolphenby* came & did freely & fully surrender & giue vpp all their right tittle & interest in one hundred acres of land belonging & graunted by Patent vnto *ffrancis Chapman* planter & scituate nere vnto *Paces-Paines* vnto *Izabella* the wife of *Willm Perry* of the same place gent & to hir heires & assignes for euer

John Cooke Committed to prison at y^e fuite of *Lewis Baily*, for [space left here in the original]

Willm Mills aged 21 yeares or thereabouts borne at *Purton* in *Wiltshire* examined sayth that at diuers times before *Christmas* last past he this examine stole from his Maister *Edward Grindon* at dieurs times some Tobacco out of one of his tobacco houfes & from y^e piles of Tobacco as much as himselfe could carry away vnder his arme, & further hee sayth that about *S^t Johns* or *S^t Steuens day* a little before Sun rising he this examine pulled downe three boards being on the side of one of y^e Tobacco houfes & nailed at one end, & haueing flipped them downe went in & stole a way his capp full of currants, & carried them vnto *John Tios* his house, & gaue them vnto him, his wife being by, And this examine further sayth that on *Newe Yeeres day* in y^e morning this examine as before went into y^e store againe & stole from thence more currants & brought them away in his cloath w^{ch} the sayd *John Tios* & *Jane* his wife & *Thomas Hall* (who all were priuy to y^e stealing of the currants) gaue vnto him this examine to bringe them in, And this examine at the same time alsoe stole 6 p^{re} of shoes & one shirte: And this examine further sayth on *Sunday* in the Morning being y^e 14th day of this þsent Month, he this examine went into the store againe and tooke from thence some Currants in a bagg w^{ch} *Thomas Hall* gaue him some fuger in a shirte sleaue w^{ch} the said *Jane* y^e wife of *John Tios* had giuen him. And this examine further sayth that *John Tios* did bid him this examine take heed that he was not seene & specially take heed that one *Rich: Littlefere* should not see him for he was a very Knaue

the 28th

the 28th of *January* 1627.

A COURT at *James Citty* the 28th of *January* 1627. being
 present
 Cap^t *Francis West* Esq^r *Gouerno^r* &c. Cap^t *Smyth* M^r *Secretary*.

There was a controuerfey in Court betweene *Henry Catelyne* Marchant & *Robert Eedes* Chirurgion of y^e *Hopewell* and they did voluntarily agree betweene themfelues that *Rich: Ruffell* Mafter of y^e faid fhipp the . . . of the faid Chirurgion fould pay vnto y^e faid *Henry Catelyne* fix pounds of lawfull mony of *England* for the paffage of a maide whom the faid Chirurgion hath married fince her arriuall in this Country.

Thomas Ironmonger arrested at the fuite of *Bridget Bunn* Widow for 215^l of *Tobacco* or to appeare 12th of *February*.

John Dauys of *James Citty* planter arrested at the fuite of *John Bottom* for fiue barrells of eares of *Corne*, & to appeare on y^e 4th of *February*.

Serj^t *John Harris* of *Sherly-Hundred* arrested at y^e fuite of *Thomas Ironmonger* for 160^l of *Tobacco* to appeare at y^e *Quarter Court*

At this Court M^r *Richard Kingsmell* was arrested at y^e fuite of M^r *Richard Steuens* for 9^l of *Tobacco* who acknowledged the debt but refused to take his oath that he had euer paid the fame but the debt remained vncrossed in the booke of M^r *Steuens* his feruant, *wherevppon the Court hath ordered* that he fould make paim^t of y^e fame vnto y^e faid M^r *Kingsmell*

QUARTER COURT

5th of *February* 1627,

AT *James Citty* the 5th of *February* 1627,
 present
 Cap^t *Francis West* Esq^r *Gouerno^r* &c. Doct^r *Pott* Cap^t *Smyth*. Cap^t *Mathewes*.
 M^r *Claybourne* Cap^t *Tucker* M^r *farrar*.

Whereas Simon Turgis made petition to the Court that hee might haue fatisfaction giuen vnto him by *Michell Marshatt* Marchant for two feruants w^{ch} the faid *Simon Turgis* his brother in *England* agreed wth the faid *Michael Marshatt* fould be transported hither to *Virginia* & paid for their two paffages twelue pounds of lawfull mony & to bring them ouer in the fhipp the *Trueloue* of *London*. And for that the faid two men did runne away before they were fhipped, the w^{ch} thing was alfoe knowne vnto y^e brother of the faid *Simon Turgis* before the departure of y^e faid fhipp out of the riuier of *Thames*, & the faid *Michaell Marshatt* gaue his bill of exchange vnto the faid *Simon Turgis* his brother that in regard the faid two men were runne away, he fould be paid againe the mony that way received for their paffages. *Now the Court thinketh it to be very reasonable* that the faid M^r *Marshatt*, according to his owne p^rffer at this time, fould giue good fecurity vnto the faid *Simon Turgis* to deliuer or caufe to be deliuered vnto him y^e faid *Simon*, the next yeare before the end of *January* next enfueing, or p^rfently vppon the arriuall of fuch fhipps wherein they may conueintly be fent ouer, three men feruants, if it fhall foe happen that the faid mony be not repaid in *England* by vertue of y^e bill of Exchange aforefaid, Or that otherwise the faid *Michaell Marshatt* doe not vppon his arriuall pay the faid mony himfelfe & the vfe due vppon y^e fame.

Whereas there hath been a Controuerfy depending in Court betweene *Edward Sharples* Marchant & *John Moore* Gent concerning fiue men w^{ch} were fhipped aboard the fhipp the *Thomas & John* of *London*, the Court hath ordered (after full examination of all the Caufe & the paffages thereof as by the oathes taken at y^e Court y^e 24th of *December* 1627 may more plainly appeare) that the faid men feruants fhall be deliuered
 vnto

vnto the said *Edward Sharpeles* & to serue him vppon such conditions as the said *Mr Moore* hath indented or agreed wth them. The mens names are as followeth *viz* *John de ffrizes, Thomas Powell, Ralfe Cannion, John Claus, & Robert Burde.*

At this Court *Richard Steuens* Marchant deliuered vpp the inuenty of the estate of *Henry Jacob* Minister who deceafed about fiue yeares since, the Comiffion of Administration vppon y^e said estate haueing been formerly graunted vnto the said *Richard Steuens* by *Sr ffrancis Wyatt* late Governo^r of this Colony. And the said *Richard Steuens* did testify & p^test vppon his oath taken on the holy Euangels that the said Inuenty by him now deliuered into the Court is a full true & p^rfecte Inuenty of all the goods & chattles of the said *Henry Jacob* vnto the vtmost of his knowledge.

This must be put to the next Court day.²¹

W. Claybourne

At this Court was p^rduced the will & testament of *Sir George Yeardley* Knight late governo^r of *Virginia*, & was proaued to be his will by the oathes of *Mr Williã Clayborne* secretaire & *M^{rs} Sufan Hall*, & that they were then p^rsent when he read, signed, & sealed the same: & further the said *Willm Clayborne* saith that the said *Sir George Yeardley* defyred him to wryte the Codicill w^{ch} is annexed to the said will, & that he was wittnes to the same: & further sayth that the said *Sr George Yeardley* was in p^rfect fense & memory at the makeing of the said will & codicill.

At this Court *John Gunnery* of *Elizabeth Citty* Planter p^rferred a petition ag^t *John Jackfon* & *Richard Kingfmell*, complaining ag^t them, that whereas they had receiued from the Petitioner eighty three pounds of Tobacco, due vnto one *Humphrey Barret* Marriner, by virtue of a letter of Atturney by him made vnto them about the 15th day of *January* 1624, & that by their letters into *England* vnto one . . . *Clarke* . . . they have denyed . . . great p^rudice in *England*. Now the said *John Jackfon* & *Richard Kingfmell* being sent for vnto the Court haue freely acknowledged that they haue receiued the said Tobacco from the said *John Gunnery* about the 15th day of *January* aforefaid, & doe at this time fully & absolutely discharge him from the same. And this the Court hath thought good to testify on the behalfe of the said *John Gunnery* at his earnest request & desire

the 6th of *february*, 1627:

A COURT at *James Citty* the 6th of *february*, 1627:

p^rsent

Cap^t ffrancis West Esq^r Governo^r &c. Docto^r *Pott* Cap^t *Smyth* Cap^t *Mathewes*
M^r Secretary Cap^t *Tucker* M^r *ffarrar*

Whereas, at a Court holden the 12th day of *October* 1626, it was ordered
 See records that Docto^r *Pott* should p^rcure out of *England* either from *Sr ffrancis Wyatt*
 fol: 90. or M^r *George Sandys* before the last day of *October* last past a certificate
 vnder their hands & seales to testify that either the one or the other of them
 deliuered the kyne w^{ch} where then in the possession of the said Docto^r *Pott*, vnto him, as
 belonging vnto his place of Physitian; now at this Court M^r Docto^r *Pott* p^rduced two
 certificates vnder the hands & seales of the said *Sr ffrancis Wyatt* & M^r *George Sandys*
 the teno^r & effect of w^{ch} was to certify that the said M^r *Sandys* at his departure out of
 this Country left the said kyne wth the said Docto^r *Pott* knoweing them to be noe more
 then was his due, ffurther the said *Sr ffrancis Wyatt* doth testify that y^e said Docto^r *Pott*
 tooke the sole charge & possession of y^e kyne, by order & consent of the said M^r *Sandys*,
 hee being then Governo^r And tooke a note vnder y^e said Docto^r *Pott* his hand for
 making good & deliuary of fiue kyne, (there being then onely these remaining alive)
 vpon his death or surrender of his place, as conceiuing the s^d kyne in equity & reason
 belonging vnto his place.

And

²¹ This sentence seems to have been merely a memorandum written on the record by Mr. Claiborne, secretary of the colony, and at that time acting also as clerk of the court.

And herevpon the maior *¶* of the Court hath thought fitt, according vnto y^e faid certificates to order that the faid three Cowes doe continue in the poffeffion of the faid Docto^r *Pott*, conceaueing the fame to be due vnto him by his place of Phyfitian, according to a Contract made betweene him & the Company in *England*. And doe further thinke it appertaining vnto y^e faid Docto^r *Pott* vpon his death or furrender of his place that hee fhould made good fowre Cowes, being fufficiently giuen to vnderftand that one of the faid fiue kyne dyed in the former time in this Iſland on plaine ground, before fuch time as he had receiued them in that kind.

Richard Littlefere aged 30 yeares & borne in the Biſhoppricke of *Durrham* ſworne & examined fayth that about 2 of the clocke in the night on the 14th of *January* laſt paſt hee this examine lyeing in his bed heard one walk about the houſes in the ſfort at *Grindalls Hill*, & confidering that it was noe time of the night for any one to be abroad, & about halfe an howre after he this examine lifted vpp himſelfe in his bed & looked out of the window, & ſaw one *Willm Mills* comeing out at an hole in the wall of y^e ſtore ſome boards being down at one end; then this examine called to his Mate *John Danſy* who lay wth him, and ſayd *there is one comeing out of the ſtore, ſhall wee take him*, & the ſayd *John Danſy* answered *noe*, then this deponent ſayd *if you will not meddle wth him, I will not* And this examine further fayth that he then ſaw the ſayd *Willm Mills* after he was come out to ſet downe his cappe vpon y^e ground & after-wards putt vpp the boards wth his hands into their places againe. And this examine did not ſee the ſayd *Willm Mills* to bringe out any thinge elſe wth him out of the ſtore, And this is all that this examine can fay.

John Danſy, aged 25 yeares bourne in the City of *Worceſter* ſworne & examined fayth that about two of the clocke in the night time on the 14th of *January* laſt paſt he this examine being a ſleepe in his bed at *Grindons Hill* one *Rich: Littlefere* being in bed wth him iogged this examine & calling vpon him ſayd *looke yonder looke yonder*, then this deponent ſayd *why what is there*, & the ſayd *Littlefere* answered *there is Mills comeing out of the ſtore*. And ſoe this examine layd himſelfe downe againe to ſleepe, And this examine further fayth that about three dayes after he this examine goeing vnto the houſe of *John Tios* & *Thomas Hall* wth M^r *Grindon* to ſerch for ſtolne goods The ſayd M^r *Grindon* asked the ſayd *Thomas Hall* for the ſhoes & other things that his man had brought vnto him, & then the ſayd *Thomas Hall* ſfently went vnto his Cheſt deliuered the ſayd M^r *Grindon* ſeauen paire of ſhoes & one ſhirt & ſayd there was all that he had. And this is all that this examine can fay.

Edward Grindon gent ſworne & examined fayth that on *Sunday* night the 14th day of *January* laſt paſt this deponents wife told him that *Richard Littlefere* his ſeruant did the laſt night ſee *Willm Mills* one other of his ſeruants Comeing out of the ſtore, then this examine ſpoke vnto one of his men to goe & naile vp boards, & the next day this deponent came ouer vnto y^e Towne, & on the *Tewſday* after he this examine tooke the ſayd *Willm Mills* & examined him concerning y^e fame: And then y^e ſayd *Willm Mills* confeſſed that he had ſtollen out of the ſtore twice ſome currants & once ſome fuger & ſix paire of ſhoes & one ſhirte; then this examine ſfently went downe vnto the houſe of *John Tios* & *Thomas Hall*, & asked the ſayd *Thomas Hall* where were the ſhoes & other things that his man *Willm Mills* had brought thither, & the ſayd *Tho: Hall* answered there was halfe a dozen paire of ſhoes & ſayd that y^e ſayd *Mills* told him that he had been at *Chapoaks-Creeke*, And this Examine asked if there was not a ſhirte & the ſayd *Thomas Hall* answered *yes*, & ſoe ſfently brought out a courſe ſhirte, And ſoe this examine went home againe: Afterwards that Examine haueing a Warrant to ſerch for ſuch goods as he had had ſtolne from him, & goeing againe to the houſe of the ſayd *John Tios* & *Thomas Hall* to ſerch he this examine went vpp in to the loft & found a bagg of fowle cloathes, & in the ſayd Bagg there was two other ſmall Baggs, the one haueing about ſix pounds of currants, & the other about 3 pounds of fuger, & then *Jane* the wife of the ſayd *John Tios* told this examine that they had bought the fuger of a *ffrenchman* aboard the *James*, & the currants of M^r *Edmunde Doggatt* ſfently after this
ſaid

faid *John Tios* came home, & this deponent asked him, what currants & fuger thofe were that he had in the houfe, & the fayd *Tios* answered, if there were any there, they were not his for he knew of none: Then this examine went vpp againe & brought downe the faid currants & fuger & gaue them vnto *Edward Temple* to keepe: And afterwards this deponent made ferch in the chefts of the fayd *John Tios*, but could find none of his owne goods therein

7th of february 1627

A COURT at James Citty the 7th of february 1627
 p^{sent}

Cap^s: *Francis West* Esq^r Governor &c. Doctor *Pott* Cap^s *Smyth* M^r Secretary.
 Cap^s *Tucker*. M^r *Jarrar*.

Peter Clingeon aged 26 yeares borne in the p^{ar}ish of *St Oliues* in *Southwarke* neare *London* fborne & examined fayth that about the fixtenth day of *January*, he being at the houfe of M^r *Edward Grindon*, heard *Willm Mills* confesse that he had carryed a certaine quantity of fugar & Currants vnto the houfe of *John Tyos*, & likewise fix paire of shoes & one fhirt & further fayth that y^e faid *Willm Mills* did fay that he was bound to curfe them that had enticed him to it, & this is all that this examine can fay.

John Tyos aged 26 yeares borne at *Low Layden* in *Effex* confeffeth as followeth, viz, that *Willm Mills* in the *Chriftmas* holydayes laft did bring into this examines houfe two hens, whom this examine asked where he had them, *Willm Mills* answered, that he bredd vpp three henns & a capon of his owne, whereof his Miftris had killed one w^{ch} caufed him to kill the other two & brought them vnto this examines houfe, faying that there was noe keeping of henns at his Mafters houfe, for my Miftris will kill them all, & further this examine confeffeth that the two henns were drefsed & eaten at his houfe: And about fome 4 dayes after this examine confeffeth that the faid *Willm Mills* did bring into his houfe, one blacke capon, w^{ch} was likewise drefsed & eaten at his houfe: further this examine fayth that the fayd *Willm Mills* & others did play at his houfe at cards for henns, at w^{ch} time the fayd *Willm Mills* did loofe two henns w^{ch} were w^{ch}in 3 or 4 dayes after brought to this examines houfe & drefsed & eaten there, And further this examine fayth that the faid *Willm Mills* offered to fell vnto him fix paire of shoes w^{ch} he refused, in regard he had not ready Tobacco to pay for them, Wherevppon *Thomas Hall* did buy the fayd shoes, And alfoe this examine confeffeth, that there was a p^{ar}cell of Tobacco brought into the fayd *Hall* his houfe but how or when it was brought he knoweth not, & this is all that this examine confeffeth.

Jane the wife of *John Tyos* aged about 22 yeares borne at *Wombarne* in *Staffordshire*, examined confeffeth that the aforefaid *Willm Mills* did at feuerall times bring poultry into her houfe but knoweth not how many, w^{ch} were there drefsed & eaten; & further fhee confeffeth that the faid *Willm Mills* did bring a certaine quantity of fugar & Currants in a bagg vnto her houfe, when *Edward Allen*, *John Edwards*, & *Tho: Hall* & others of M^r *Grindons* feruants were there p^{sent}, foe this examine & her husband, did then goe to church & did leaue the reft there. further this examine confeffeth that the faid *Mills* did bring once or twife certaine Currants in his p^{ar}kett w^{ch} he did eate & giue away, fhee further fayth that there was one fhirt & shoes in her houfe, but how & by what meanes they came fhe knoweth not.

Tho: Hall aged about 26 yeares borne at *Wisbige* in *Cambridgshire* examined, fayeth that *Willm Mills* did at feuerall times bring certaine poultry vnto the houfe of *John Tios* w^{ch} were there eaten, but how many there was he knoweth not; further this Examine confeffeth that *Jane* the wife of *John Tios* did bring a napkin unto him and willed him to fowe it & make a bagg of it to carry currants w^{ch} fhee told this examine the faid *Mills* had bought of M^r *Grindon* his Mafter This Examine further confeffeth that he

bought

bought feauen paire of fhoes of the faid *Mills* for 2^l & ½ of Tobacco a paire, & that the faid *Mills* told him he had the fhoes at *Chapookes Creeke* Allfo he fayth he bought a fhirt for 6^l of Tobacco, & this is all that this examine confeffeth.

At the Court was brought in *Willm̄ Mills* feruant vnto M^r *Edward Grindon* of *Grindons Hill* who haueing been examined concerning the ftealing of certaine Tobacco fhoes Currants & fuger from his faid Mafter, his examination was read: The Gouverno^r demaunded if there were any inditem^t p^rferred ag^t him by any one, And the p^rouft Marfhall openly made p^rclamation of the fame, And none being found *the Court thought fitt* to adiuge him for his fault to be wipped at the cartes taile from y^e Towne vnto y^e Gallowes & backe againe.

At this time allfoe was brought in *John Tios*, & *Jane* his wife & *Thomas Hall*, who appeareth vnto y^e Court to be acceffories vnto y^e theft of the faid *Willm̄ Mills*, And there being noe inditem^t brought in or p^rferred ag^t any of them: *the Court hath adiudged* that the faid *John Tios* fhall receaue 40 ftripes at the wipping poft, & the fayd *Thomas Hall* to receaue in like fort 40 ftrippes more: And the Court doth difcharge & free the faid *Jane Tios* it being moft p^rbable that fhe was drawne therevnto by the will & power of her hufband, & in expectation of her amendm^t of her life hereafter.

Vppon the request of *Rich: Steuens* Marchant *the Court hath thought good* to take the oath of *Randall Smallwood* p^rouft Marfhall concerning the praying of the goods of *Henry Jacob* Minifter deceafed.

Randoll Smallwood p^rouft Marfhall fworne & examined fayth that about five yeares fince, hee this examine being appointed by S^r *ffrancis Wyatt* then gouernor to appraize the goods of *Henry Jacob* Minifter deceafed, together wth M^r *Bucke* then Minifter of *James Citty* he this examine & the faid M^r *Bucke* did praife all the goods of what kind foeuer they could by any means find out, And fayth that he well remembreth that they did then praife the fame at 3^s the pound in Tobacco, as the cuftome vfuall then was in all appraiments: And this deponent farther fayeth that there was an Inuentory of the fame deliuered vnto the Gouverno^r S^r *ffrancis Wyatt*, and that both he this deponent & the faid *Richard Bucke* did fett their hands vnto the fame.

The Court taking the aforefaid bufineffe of the eftate of *Henry Jacob* Minifter deceafed into their confideration, And finding that there hath formerly been a Comiffion of Adminiftration vppon the faid eftate graunted vnto *Rich: Steuens* Marchant, by S^r *ffrancis Wyatt* Kn^t then Gouverno^r, and a bond of good securitie to faue the Court harmleffe therein taken from the faid *Richard Steuens*, that foe if afterwards it might appeare to whom the faid Eftate did iuftly belonge, the fame might be deliuered vnto them by the faid *Richard Steuens*: Now whereas *Sara* the widdow of the faid *Henry Jacob* hath by her letter of Atturny & fome other letters now p^rduced in Court, made meanes to know at what price & rate the goods of the faid eftate were praifed *the Court hath thought good* on the behalfe of y^e faid *Richard Steuens* by thefe p^rfents to testify that then it was the vfuall cuftome to praife all dead mens eftates at 3^s the pound in Tobacco: And whereas the Court doth not p^rceiue by the aforefaid letters of Atturny or y^e other letters that the faid *Sara* widdow of y^e faid *Henry Jacob*, doth at all purpofe to haue the eftate of her hufband fent home in any fhippes at this time rideing in this riuer, *it is thought fitt* that the faid *Rich: Steuens* fhall giue in a new bond wth good securitye, that hereafter the faid eftate may be deliuered vnto thofe to whom it fhall appeare lawfull[y] to belonge or appertaine: And whereas the faid Eftate was prayfed as aforefaid at 3^s p^r pound of Tobacco & there vppon the whole eftate, as appeareth by the Inuentory deliuered into the Court vppon the oath of y^e faid *Richard Steuens* amounteth vnto 223^l—07^s—04^d W^{ch} the faid *Richard Steuens* is by the opinion of the Court, all charges deducted, to pay in Tobacco at 3^s the pound.

8th *February* 1627**A** COURT at *James Citty* 8th *February* 1627.

present

Cap^t *Francis West* Esq^r *Gouernor* &c. Doct^r *Pott*. Cap^t *Smyth* Cap^t *Mathewes*
M^r *Secretary*. Cap^t *Tucker*. M^r *ffarrar*.

At this Court the Estate of M^r *Daniell Lacey* deceased was taken into consideration, & his papers & bookes of accounts brought into the Court wherevpon, for the better disposing & ordering of the estate & that such debts as are oweing vnto any persons may be payd, *it is ordered* that A Comission of Administration vpon the same be graunted vnto *John Southerne* gent, *Tho: Mayhew* Marchant & *Anthony Warren*, And y^t they doe continually from time to time bring in the Accounts of the said Estate into the Court, & to proceed therein as iustly & impartially on all parts as may be.

John Dauys imprisoned at the suite of *John Bottom* for 3 barrells of eares

8th *February* 1627.**A** COURT at *James Citty* 8th *February* 1627.

present

Cap^t *Francis West* Esq^r *Gouernor* &c. Doct^r *Pott* Cap^t *Mathewes* M^r *Secretary*
Cap^t *Tucker* M^r *ffarrar*.

At this Court was brought in the Will & Testam^t of M^r *Abraham Perfey* Esq^r deceased about the 16th of *January* last past And *Greauill Pooly* Minister being the sole witnes therevnto, he did vpon his oath on the holy Euangelists depose that himselfe was present when the said *Abraham Perfey* both signed sealed & deliuered the same as his Will & Testam^t

It is ordered that Cap^t *Thomas Grayes* shall haue a Comission to Comaund the Plantation of *Accawmacke*.

It is ordered that a warrant be sent to *Accawmacke* that the Comaunder make enquiry of *Robert Browne* & *Samuell Woolues* or any others, what person or persons they be, that haue sold any glasse bottles to Indians.

It is ordered that *George ffawdon*, *Thomas Sawyer* & *Waffell Weblin*, shall haue leaue to goe & liue at *Warofquoyacke*

It is ordered that whereas *John Giles* did in the last Sommer in *July* at the Court at *Elizabeth Citty* take his oath that his time of seruice wth his Master *Nicolas Roe*, was expired, & whereas the contrary appeareth by the oath of *Thomas Weston* Marchant, The Court vpon the petition of the said *Nicolas Roe* hath ordered that the said *John Giles* shall serue his Master 6 monthes time, about two monthes of the same being for damadges w^{ch} the said *Nicolas Roe* hath sustained in y^e suite.

At this Court *Elizabeth fellgate* the wife of *Tobias fellgate* Mariner, Administratrix of all the goods debts & chattles of Cap^t *Ralfe Hamor* deceased (haueing formerly according to Order deliuered vpon her oath an inuentory of all the estate of the said Cap^t *Ralfe Hamor*) did at this time present vnto the Court vpon her oath like wise a perfect & true account of the same: And the said *Elizabeth fellgate*, intending shortly to goe for *England* did there vpon desire to haue her bond now lyeing in the Court, w^{ch} was formerly taken for the said Administration by the then *Gouernor* & Councill, deliuered againe into her owne hands, & to be freed from the said Administration, W^{ch} the Court accordingly condiscended vnto. And did further vpon consideration therein, & for the pain^t of such debts as remaine yet vnpaid, comitte the remainder of the said estate into y^e hands of M^r *George Menefy* Marchant: And did further order that the said *George Menefy* should giue security into y^e Court for the same that hereafter it might be paid to such Credito^{rs} & others to whom it shall appeare to be due

9th *February*

9th february 1627.A COURT at James Citty 9th february 1627.

Present.

Cap^t Francis West Esq^r Governour &c. Doctor Pott Cap^t Mathewes M^r Claybourne
Cap^t Tucker.

At this Court was brought in the will & Testam^t of *John Hinsley* Mariner deceased & proved by the oath of *Willm Webster* Marchant that it was the will of y^e said *John Hinsley* that he was in perfect sense & memory at the making thereof & further that the deponent was present at y^e signing sealing & deliery thereof.

At this Court *Justinian Cowper* brought in the Inuentory of one *Thomas Greene* late of *Warosquoyacke* deceased, & deliuered vpp the same vppon his oath to be a full & perfect Inuentory of the said *Thomas Greene* his estate. And the Court ordered that the said *Justinian Cowper* should haue a Comission of Administracon vppon the same graunted vnto him.

There was a Controuerfy in Court betweene *Willm Vincent* of the vpper *Necke of land* Planter & *John Dodds* of the same place planter, And it was agreed betweene them, that the said *Willm Vincent* should haue halfe the land & the greater part of y^e lower Roome of y^e house Southward, w^{ch} did lately belonge vnto *Josuah Chard*: And further that the next yeare the said *Willm Vincent* should take it all into his possession, & pay the said *John Dodds*, for the building & clearing as much as by the Arbitrament of 4 discreet and honest men should be adiudged.

It is ordered that M^r *Willm Harwood* shall make satisfaction vnto *John Dauys* for y^e clearing of the ground belonging vnto *Richard Staples* & *Walter dauys* deceased lyeing at *Martin Hundred* according as the said M^r *Harwood* hath formerly payd vnto M^r *John Boise* & others, And it appeareth to the Court to be very reasonable that the said *John Dauys* shall receiue for the same 400^l of Tobacco.

Willm Harman surrendred & putt ouer all his title & right in the lease of one hundred acres of land at *Archers Hope*, belonging vnto him & *Christopher Hall* deceased, vnto *Robert fitt* & *Dauid Mansfeild* & to their executors & assignes

Richard Crauen gent sworne & examined depofeth & fayth, that this day in the morning, he this examine being at *Archers-Hope*, at the house of *Willm Harman*, saw *Amy Hall* Widdow come running from the house of the said *Willm Harman* wth a rope in her hand into her owne house, & hurled in the rope into the dore of her house, And the said *Willm Harman* came running after her, & and when he saw that shee had hurled away the rope, he the said *Harman* stroake her wth his fist vppon the breast & another blow also wth his fist vppon the forehead & then pulled of her headgere & hurled her downe ouer y^e threshold of the dore, whenas *Theodore Moyles* came & parted them, & soe hee & the said *Harman* fell together by the eares.

Rog^r Webster of *hogg Iland* Planter sworne & examined affirmeth as much as the said *Richard Crauen* hath done.

At this Court *Temperance Lady Yeardley*, did, (according to y^e will of her late husband *S^t George Yeardley* Kn^t viz he hauing willed that the Plantation of one thousand acres of land at *Stanley* in *Warwicke-River*, should be sold & made into Tobacco for the vse of her & her children) acknowledged the said Plantation of one thousand acres to be by herselfe by vertue of the said Will, for good considerations & a valewble some of seauen thousand waight of Tobacco, sold & wholly made ouer vnto *Leften^t Thomas fflint* & to his heires & assignes for euer, the land being due vnto y^e said *S^t George Yeardley* by the transportation of twenty persons, who came ouer into this Country in the shipp the *Temperance* 1621, viz *Maximilian Stone* & *Elizabeth* his wife, *George Whitehand*, *Tho: Huson*, *Tho: Man*, *Tho: Harris*, *Tho: Powes*, *W^m Chelmedge*, *John Wray*, *Philiph Smith*, *Rich Gregory*, *John Moyer*, *Peter Mason*, *Henry Rowen*, *Nathaniell Thomas*, *W^m Brooke*, *John Phillips*, *John Brasford*, *John Penny* & *George Deurill*.—See y^e records of Passingers.

At this Court *Temperance Lady Yeardley* deliuered vpp thofe giiftes w^{ch} haue formerly been fent out of *England* & giuen to y^e vfe of y^e Colledge *viz.*

- 1 One Comunion filuer guilt cupp, & two little chalices in a cloath of gold couer.
- 2 One Crimfon veluet carpet wth a gold & filke fring
- 3 One white damaske Comunion cloath wth buttons
- 4 fflower diuinity bookes wth braffe boffes.

More for the vfe of *Southampton Hundred* church guien by M^{rs} *Mary Robinfon* [O]ne Comunion filuer guilt cupp, & two little chalices in a blacke lether couer.

- 2 One yellow & blew cheiny Damaske carpett wth a filke fring.
- 3 One white damaske Comunion cloath.
- 4 One furpliffe.

At this Court likewise *Temperance Lady Yeardley* deliuered vpp vnto y^e Govern^r Seauen Cowes & fiue yonge heifers, w^{ch} belonge vnto y^e Govern^{rs} place, & were left here by S^r *Francis Wyatt* lately Govern^r there being noe more to be deliuered vpp againe then were receaued

the 11th february 1627

A COURT at *James Citty* the 11th february 1627
present

Cap^t *Francis West* Esq^r Govern^r Docto^r *Pott* Cap^t *Mathewes* M^r *Secretary*
Cap^t *Tucker*.

Whereas the *Lady Yeardley* requested the Court that some good order might be taken concerning the estate of *Southampton Hundred*, it is thought fitt by this Court that manadging of that bufineffe be refered more particularly vnto M^r *Secretary*, & doe order that he doe wth the first conueniency present to y^e Court a perfect list of all the Cattle & fuch other profits & rents of lands & houses as are belonging to them either in *hogg Iland* or elsewhere & doe require that the same be quarterly done & recorded: And further that there be a letter written concerning y^e same vnto y^e Company of *Southampton Hundred*.

the 12th february 1627

A COURT at *James Citty* the 12th february 1627
present

Cap^t *Francis West* Esq^r Govern^r &c. Docto^r *Pott* Cap^t *Mathewes* M^r *Secretary*
Cap^t *Tucker*.

The L^{ds} letters concerning M^r *George Sandys* being read, it was ordered that we should writte vnto their Hon^{rs}, & more especially & particularly informe their L^{pps} of the proceedings therein.

It was ordered that there should be a proclamation published ag^t marrying wthout licenfes vnder y^e Govern^{rs} hand, or being three times asked in the Church.

Likewise that there should be a proclamation for the makeing of good Tobacco, to leaue few leaues on a ftalke, to p^{ro}vide ftore of houferoome, & to Comaund the planting of great ftore of corne & the weeding of the same.

It was ordered that a Comiffion of Adminiftration on the estate of *Henry Gainy* late of *Elizabeth Citty* deceased, should be graunted vnto *Augustine Leake* of the same place gent.

It is ordered that *Thomas de lamaio^r* shall allow vnto *James Parker* forty waight of Tobacco for a man Seruant, w^{ch} he the said *Parker* brought ouer in the shipp y^e *Guift* for the said *De lamaio^r*, the said seruant dyeing foone after his arriuall in the custody of y^e said *De lamaio^r*, And all accounts cleared & euen betwixt them.

27th of *February* 1627,

A COURT at *James Citty* the 27th of *February* 1627,
 present

Cap^t *Francis West* Esq^r *Gouernor* &c. Doct^r *Pott* Cap^t *Smyth* Cap^t *Mathewes*
 M^r *Secretary* Cap^t *Tucker*.

The Letter from his most Excellent Ma^{tie} being read at this Court, concerning diuers Particulars about our Tobacco & about some other speciall Staple Commodities to be raised as Iron, Pitch & tarr, salt &c. & diuers other Instructions from Sr *Robert Heath* his Ma^{ties} Atturney Generall, All w^{ch} being taken into serious consideration, *it was ordered* & appointed that the shippes w^{ch} are now ready to depart, should delieur in the Inuices of their Laden of Tobacco before they goe, & to giue in securitie that they land the same at y^e Port of *London*: And that y^e shippes may not be stayed longer then is necessary, *it was thought fitt* that their should be a letter written vnto y^e Atturney Generall to aduertise him that y^e letter from y^e King came not to our sight vntill it was to late to obserue those Instructions w^{ch} concerne Tob[acco] and Particularly: But that [according] vnto his Ma^{ties} Comaund, are resolued that there shall be a Generall Assembly called & summoned to be here at *James Citty* vppon y^e tenth of *March* to consult & aduise concerning the feuerall Parts & points of his Ma^{ties} letter, soe that by Cap^t *Preen* or some other shippes, w^{ch} as yet are not ready, wee intend touching euery Particular to answere to the same.

The 4th *March* 1627depositions taken by M^r *Secretary* by the appointm^t of y^e *Gouernor*.

Willm Southery Chirurgion sworne & examined concerning the will & Testament of *Samuell Gilpin*, deceased, on the sea in the shipp y^e *Samuell* in her voiadge hitherward, sayth that he this deponent was present, when the said *Samuell Gilpin* set his marke vnto y^e said Will & sealed the same, & did deliuer it as his Will & Testam^t & further sayth that he was in perfect fence & memory at y^e makeing thereof, but because of a shaking he had in his hand he did not writte his name therevnto.

Thomas Gregory sworne & examined concerning y^e Will & Testam^t of *Samuell Gilpin* deceased on the sea in the shipp the *Samuell* in her voiadge hitherward as afore sayd, sayth that he this examine was present when the said *Samuell Gilpin* signed sealed & deliuered the same as his Will & Testam^t.

Willm Southere Chirurgion sworne & examined sayth he was present when *Marmion Leake* deceased signed sealed & deliuered the Will that is now produced, as his Testam^t at [and] that he the said *Marmion* was in perfect sense at y^e makeing thereof.

Robert Eyre gent sworne & examined concerning y^e Will of *Marmion Leake*, sayth as much as *Willm Southere* hath done.

Ex^t *W. Claybourne*24th *March* 1628 [1627]

A COURT at *James Citty* the 24th *March* 1628 [1627]
 present

Cap^t *Francis West* Esq^r *Gouernor* &c. Doct^r *Pott* Cap^t *Smyth* Cap^t *Mathewes*
 M^r *Secretary* Cap^t *Tucker* M^r *ffarrar*.

At this Court M^{rs} *Alice Pearle* sworne & examined sayth that y^e Inuentory now produced in Court is a full true & perfect Inuentory of y^e whole estate of her late husband *Lodowicke Pearle* deceased.

At this Court *Francis Persey* Widdow sworne & examined sayth, that y^e Inuentory by her now produced is a full true & perfect Inuentory of y^e whole estate of her late husband *Abraham Persey* Esq^r deceased.

M^r

M^r *Dowglas* Captaine of y^e *Catt* acknowledged that one hhd of facke sent by M^r *Jennings* vnto S^t *George Yeardley* deceased, was by him spent in his voidage hitherward for the reliefe of sicke people. *Therevppon Court hath ordered* that y^e said *Douglas* shall make fatisfaction for the said hhd of facke vnto y^e Lady *Yeardley*.

28th *March* 1628

A COURT at *James Citty* the 28th *March* 1628
present
Cap^t *ffrancis West* Esq^r *Gouerno^r* &c Docto^r *Pott* Cap^t *Smyth* Cap^t *Mathewes*
M^r *Secretary* Cap^t *Tucker*

At this Court in a controuery between M^r *John Gill* Marchant & *John Jaxson*, it was agreed that the said *Jaxson* should pay vnto y^e said *John Gill* the next yeare one hundred waight of Tobacco, being for one gunfmyth w^{ch} the said *Gill* deliuered about this time tweluemonth

the 29th of *March* 1628

A COURT at *James Citty* the 29th of *March* 1628,
present
Cap^t *ffrancis West* Esq^r *Gouerno^r* &c. Docto^r *Pott* Cap^t *Smyth* Cap^t *Mathewes*
Cap^t *Tucker* M^r *ffarrar*.

Richard Bennet aged 20 yeares fworne & examined fayth that Cap^t *Preen* or his Affignes receaued fatisfaction of M^r *Edward Bennet* for the passage of two men in y^e *Hopewell* 1623 to be deliuered in *Virginia*.

ffrancis Chamberlaine by his petition made to the board had leaue graunted to plant at *Accawmacke*.

ffrancis Moynes purfer of the shipp y^e *Samuell* fworne & examined fayth that one *Thomas Day*, was shipped aboard y^e *Indeauo^r* vppon M^r *Capps* his account, & that he together wth the purfer of y^e *Indeauo^r* went to demaund passadge for him of M^r *Capps*, w^{ch} he refused to pay, affirming that Cap^t *Bullocke* did giue him his passage for his labor at sea, he being a Seaman; but Cap^t *Stone* & Cap^t *Preene* would not allowe of it, And further fayth that y^e said Cap^t *Stone* did detaine y^e said Cap^t *Thomas Day* at S^t *Christophers* contrary to *Capps* his mind.

Thomas Thorowgood fworne & examined fayth that being sent by his kinfman *Adam Thorowgood* to question M^r *Capps* for calling him rogue & theefe, & fayeing that he hath receaued theefe stollen goods, & that he would haue him & his mate burned & marked in y^e shoulder: To w^{ch} M^r *Capps* answered *I sayd it & I will doe it if y^e law will giue me leaue*.

Steuens Reeds aged 21 yeares fworne & examined fayth that before the aforesaid *Thomas Thorowgood* came to question M^r *Capps*, he heard him call M^r *Adam Thorowgood* theefe & rogue, & allfoe heard him anfwere the said *Tho: Thorowgood* in y^e fame words aboue mentioned.

Wherevppon the Court Ordered that M^r *Capps* should acknowledge openly in Court that he had done M^r *Thorowgood* wronge & that he was forry for it, w^{ch} he did accordingly.

the 31th

the 31th March 162[8]A COURT at James Citty the 31th March 162[8]

present

Cap^t. *Francis West* Esq^r Doct^r *Pott* Cap^t *Mathewes* M^r *Claybourne* Cap^t. *Tucker*

At this time M^r *Edward Bennet* made petition to the Court to enter a suite^r of 400^l *Sterling* ag^t the estate of Cap^t *Ralfe Hamor* deceased, Wherevppon it was graunted that 4000^l of Tobacco belonging to y^e said estate & remaineing in the hands of M^r *George Menefy* Marchant, by Order of this Court, should now againe by warrant be attached & stayed, soe that the said M^r *Bennet* may bringe in his proofes of the said debt, & Guided that hee doe it before the 25th of *March* 1629.

At the same time it was in like manner ordered concerning a debt of 10^l *sterling* at the suite of Cap^t *Tucker* in the behalfe of *Morris Thomson*.

At the same time M^r *Edward Bennet* obtained an attachm^t in like manner as afore-said of one Thowland waight of Tobacco remaineing in the hands of M^r *George Menefy* & belonging vnto the estate of *George Harrifon* deceased, & now vnto his brother *James Harrifon* of *London* his execto^r, in p^t of the debt of two hundred pounds *sterling*

Whereas it appeareth to the Court by one noate vnder the hand of Cap^t *John Preen* bearing date the 16th of *October* 1623, that he receaued of M^r *Richard Bennet* deceased—11^l—12^s—00, for y^e passage of two men to be brought to *Virginia* in the *Hopewell*, & whereas it was proued that the said men were neuer deliuered, but the one put on shoare in the *Downes* & the other left at *Plymouth* & that notwthstanding there hath noe satisfaction been made for the same hithertoo, *The Court hath ordered* (in regard the said Cap^t *Preen* hath refused to appeare to answere p^{sonally}, & for that nothing appeareth to the contrary in this cause) that the said Cap^t *Preen* shall now deliuer vnto M^r *Edward Bennet* two men seruants wth one suite of apparell conuenient for each of them or 600^l of Tobacco for them & two hundred waight of Tobacco more for damadge & losse in the forbearance for soe longe time.

Whereas there were certaine goods belonging vnto M^r *Edward Bennet* laden aboard y^e *Indeano* & afterwards put aboard the *Samuell* to be brought hither, & for that it doth appeare to the Court that two barrells of raifons . . . of y^e said goods were very ill conditioned at the landing here, & that the heads of the caske were open in the hold, and 360^l of the said raifons spoiled, *The Court hath Ordered* that Cap^t *Preen* being p^t owner of the said shipp the *Indeano*, & haueing receaued the freight f[or] the said goods in *England*, & p^{sent} that himselfe had onely to doe for both the said shipp & the *Samuell*, & by taking the goods out of the *Indeano* into y^e *Samuell* was y^e cause why shee altered her voiage, w^{ch} otherwise must necessarily haue p^{ceeded} to come hither shall make satisfaction for the spoile of the said goods & pay vnto M^r *Edward Bennet* two hundred waight of Tobacco, and y^e rather because by their stay in y^e *West Indies* the market for the same was lost in great p^t.

It is ordered that M^r *Menefey* shall pay vnto M^r *Sweet* as being Administrator vnto *Thomas Hebb* deceased one hundred & fifty waight of Tobacco, out of the estate of Cap^t *Ralfe Hamo* w^{ch} remains in his hands.

Whereas it appeareth to the Court that *Edward Hurd* of *London* Ironmonger did Lade certaine goods aboard the *Samuell* at the beginning of her voiage & paid y^e freight but afterwards 5 hhds of the same were put aboard y^e *Indeano* of *London* & carryed into y^e *West Indies*, w^{ch} shipp there chaunging her voadge & goeing for *England* & the goods put aboard the *Samuell* & brought to *Virginia*: Now three hhds of meale are found to be wanting w^{ch} should haue been deliuered to *Thomas Harwood* gent. And therefore the Court takeing the same into consideration hath ordered that Cap^t *Preen* being p^t Owner & for diuers other considerations knowne to the Court shall deliuer vnto y^e said M^r *Harwood* three hhds of meale, or else 240^l of Tobacco, & whereas it is alledged to y^e Court that Cap^t *Stone* hath detained the said three hhds of meale in y^e *West Indies*, and for that Cap^t *Preen* hath goods in his hands belonging vnto Cap^t *Stone*, it is thought good

good that the said Cap^t *Preen* shall detaine foe much of y^e fame goods in his hands as may make him satisfaction if it appeare that Cap^t *Stone* detained the said meale Or to recouer the fame vppon those who haue been faulty therein.

It is Ordered that Willm Ellet shalbe free from y^e seruice of *Jonas Stockdon* Minister vnto whom he hath wrongfully been bound for that y^e contrary appeareth by his Indenture that is come out of *England*.

the 9th *April* 1628,

A COURT at *James Citty* the 9th *April* 1628,
 [sent]
 Cap^t *Francis West* Esq^r *Gouerno^r* &c *Doctor Pott* Cap^t *Smyth* M^r *Claybourne*.

Whereas by an Order of this Court the 31th *March* 1628, it was ordered that Cap^t *Preen* should deliuer vnto M^r *Edward Bennet*, two men seruants wth one suite of apparell conuenient for each of them or 600^l of Tobacco being for two Seruants w^{ch} the said Cap^t *Preen* should haue brought ouer in the *Hopewell* fower yeares since, & further to pay two hundred waight of Tobacco more for damadge that y^e said M^r *Bennet* hath sustained by y^e want of those men, Now y^e said Cap^t *Preen* appearing at the Court personally, & answering vnto the complaints of y^e said *Edw: Bennet*, alledged that he was noe way tyed to deliuer the men here though he receaued the mony of their passage because there might fall out many casualties to cutt of their landing in *Virginia*, w^{ch} he could not be thought guilty of nor answerable for, And as concerning y^e putting one of them on shoare in y^e *Downes*, the said Cap^t *Preen* sayth that he can sufficiently proue, both [by] the oath of y^e Chirurghion *Richard Wake* & others, that the said man named *Rich: Coxe* was diseased and vnfit to goe to sea wthout great danger of his life; And for the other man left behind at *Plymouth* named *Robert Waldron*, he sayth & hath now affirmed vppon his oath at this time taken, that y^e said *Robert Waldron* (appearing to be a gentleman like man & marchant) M^r *Bennet* intreating that he should be kindly vsed did neuer giue any order, to his knowledge, that he should be restrained from goinge ashoare. Wherevppon y^e Court hath thought fitt & ordered, that, notwithstanding y^e former order, the said Cap^t *Preen* shall put in good securitye that there shalbe two men seruants, wth one suite of apparell for each of them shipped aboard some shipp bound for this Country before the feast of S^t *Thomas* y^e *Apostle* next comeing, to serue y^e said M^r *Bennet* for y^e terme of five yeares, the said Cap^t *Preen* paying for their passages: And for y^e damadge & losse happening in this manner vnto y^e said M^r *Bennet*, it is further ordered that the said Cap^t *Preen* shall presently pay vnto y^e said M^r *Bennet* two hundred waight of Tobacco. And this shalbe a discharge for y^e said Cap^t *Preen* from y^e former Order & y^e Warrant made therevppon.

At this Court Cap^t *Preen* signified that he had deliuered vnto Cap^t *Smyth* all y^e goods of *John Moseley* deceased, except two seruants w^{ch} were left in y^e *West Indies* (for w^{ch} Cap^t *Preen* standeth accomptable) & therevppon desired accordingly to be discharged of y^e bills of lading w^{ch} the Court graunted.

21th *Aprill* [1628]

A COURT at *James Citty* the 21th *Aprill* [1628]
 [sent]
 Cap^t *Francis West* Esq^r *Gouerno^r* *Docto^r* *Pott* Cap^t *Smyth* M^r *Claybourne* *Secr*

Whereas *Hugh Crowder* late Planter o[n] the other side of y^e water died intestate, the Court haueing vewed an inuentory of his Estate, hath graunted the administration of y^e fame vnto *Rice Watkins* & order that hee doe giue in security for y^e fame.

It is ordered that Cap^t *Tucker* & M^r *Graine* shalbe here on *Monday* come fenight to answer vnto the controu[er]sy & complaints betwixt them.

the 24th

the 24th *Aprill* 1628

A COURT at *James Citty* the 24th *Aprill* 1628
 present
 Cap^t *francis West* Esq^r Gouverno^r &c. Cap^t *Smyth* Cap^t *Mathewes* M^r *Claybourne*.

At this time we receaved from some *English* men at *Pamunky* a writing on a peece of barke, sent by 4 Indians at *Pafbehayes* The opinion of y^e board was that we should indeauo^r as much as could be to procure y^e freedome of those *English* that are amongst them & to lerne in what places they plant their corne, & to make them somewhat secure of vs, that we may liue y^e quietlier & haue the better oportunity to be reuenged on them for their treachery, but not to make any peace or dishonorable treaty wth them, & to giue order that none of them should come to our Plantations.

the 25th [*Aprill* 1628]

A COURT at *James Citty* the 25th [*Aprill* 1628]
 present
 Cap^t *francis West* Esq^r Gover[no^r &c] Docto^r *Pott*. Cap^t *Smyth*. M^r *Claybourne*.

John Wayne Seriant of *Elizabeth Citty* sworne & examined sayth that about a forthing [fortnight] since being required by Cap^t *Tucker* to goe to [M^r] *Rowland Graine* Minister & to demaunde the mast & failes for his boate because that he [had] occasion to vse her, otherwise to desire him to . . . ouer to him & to make it appeare how y^e boate] did belonge vnto him & y^e controuerfy should . . . ended, then the said M^r *Graine* answered that [mast] & fayle he should haue none, *if Cap^t Tucke[r] haue any thing to say to me let him come [here] for I owe him not foe much seruice as to goe to [him]* further this deponent sayth, there being . . . sent down to y^e Masters of y^e shippes, Cap^t *T[ucker]* bid this deponent in y^e morning, take his [boate] at his landing place & goe to y^e shippes, but [y^e] same night y^e boate was taken away . . . at M^r *Graines* landing place: Where [vppon] this deponent going thither for her, [asked M^r] *Graine* for y^e boate in Cap^t *Tuckers* name [saying] *my Captaine hath need for y^e boate & I [will] haue her*, then M^r *Graine* answered [*I haue] noe boate of y^e Captaines & none [he shall haue]* Then this deponent sayd *I haue occa[sion for] the boate for the Kings seruice & I must haue her*, then M^r. *Graine* said *let me see your authoritie & you shall haue it*; then this deponent shewed the aforefaid warrants for the Masters of the shippes, & M^r *Graine* reade them & said *this is but a flime floune & an excuse, for the Masters haue notice of it allready, I am going to Administer the Co[m]munion & God must be seured before y^e King & soe went into his house: so afterwards this deponent comaunded the men that were wth him to take y^e boate for he would haue it, w^{ch} words M^{rs} *Graine* ouerhearing called to her husband & sayd *sweetharte y^e Seriant sayth he will put y^e men aboard & carry away y^e Boate*: Wherevppon M^r *Graine* presently came running out of his house in a fury & called for his peece, w^{ch} his boy brought him out presently, & swore *I will shoote you if any man stirr out of y^e path*: then this deponent sayd M^r *Graine I am forry you should runn into these errors*, & M^r *Graine* answered *be forry for your selfe, if Cap^t Tucker come himselfe I will do no lesse*, Moreouer this deponent on Monday laft receiueing a warrant to attach y^e boate, went vnto y^e boate which then lay at M^r. *Graines* dore & sayd vnto M^r. *Graine I am comen about y^e boate againe, here is a warrant to attach it*, then M^r *Graine* said *shew it me & haueing read it sayd, you shall haue noe boate here, my boate shall not goe of my ground, if y^e Goernor send twenty war[rants]**

17th . . .

AT A] Co^t at *James Citty* 17th

Cap^t: *ffrancis West* [Gouerno^r &c.] D^r *Pott* Cap^t. *Smyth*. M^r *Secretary*
C: *Tucker*. M^r *ffarrar*.

At this Court M^r *Waters* delyuered the Inventory of Cap^t: *John Willcocks* estate.

At this Co^t Cap^t *William Tucker* made over vnto Ensigne *Thomas Willoby* of *Elizabeth Citty* and to his heires and assignes for ever fifty acres of land due vnto him the said Captaine *William Tucker* for the transportaçon of *Strenght Shere* who came in the *Ellenor* 1621.

The estate of *Humfry Raftall* deceased was taken into consideraçon and letters from M^r. *Thomas Raftall* of *London* beeing read it appeared that his desire was to haue his tobacco collected vpp and sent home by the firft. It was thought fitt that *Lancelot Barnes* and M^r *Holland* should bee employed . . . all the tobaccoe and to giue in account thereof into the Co^t and foe from tyme to tyme to take order in the bufinefs as shall bee thought requisite.

M^r *Bennetts* petiçon was reade being againft Cap^t *John Prin* for 200^{li} of Tobacco w^{ch} hee was to haue paid him by order of Co^t the laft ¶t . . . the 9th of *Aprill* 1628 The w^{ch} nevertheles the said Captaine *Prin* neglected and refused to pay contrary to to his word and promise giuen to the Gouerno^r and some of the Councell: *Wherefore it is ordered* that there shall be 300^{li} of Tobacco paid out of the said Cap^t: *Prins* estate for the said 200^{li} and the Damage and losse for long . . . And this Court doth resolve more feverly . . . to take notice of Cap^t *Prins* contempt

Richard Bennett offered a peti[ti]on] . . . of Adm̄traçon on the estate . . . of *Warrofsquoiacke* Marchant de[ceas]ed] . . . Chiefly indebted vnto M^r *Edward* . . . himfelfe w^{ch} was accordingly graunted

At the same tyme alsoe hee delyvered vpp [an] Inventory of the said *John ffrancis* his estate vppon his oath.

It is Ordered that the Shalopp w^{ch} *Edmond Barker* fould vnto M^r *Raftalls* men shall bee returned vnto M^r *Perry*, and that the said *Edmond* doe paie for the mending of the said Shallope fifty pounds of tobacco.

At this Co^t was brought in the will of *John Perry* deceased, and proved by the oath of *W^m Perry* gent and that hee was in good fence and vnderstanding at the making hereof.

Vppon consideraçon therein had a Commiſſion of adm̄traçon was graunted vnto *Thomas Mayhew* Marchant vppon the estate of M^r *Daniell Lacy*.

M^r *Kingsmill* offered his petiçon to haue two men redelyvered vnto him w^{ch} hee fould to M^r *Lacy* in his life tyme: *It is ordered* therevppon that hee shall be paid 500^{li} of tobaccoe by the adm̄trato^r of the said M^r *Lacy*, at or before the feaft of *Christmas* for the said men according to an agreem^t made by the said M^r *Lacy* and M^r *Kingsmill*.

Vppon the petiçon of *W^m Baffe*, *it is ordered* [that] there shall bee a warrant directed to M^{rs} *Edloe* and her husband to appeare at *James Citty* and answere the fuit of the substitute of the said *Baffe* on *Monday* three weekes or else giue him present satisfacçon.

Vppon the motion of Cap^t: *W^m Tucker* overseer of the will of Leif^t *Albiano Lupo* deceased *It is ordered* that M^r *Secretary* shall writ a lre to M^r *Graine* [to] require him to put in security for the goods of the sa[id] *Albiano Lupo*

M^r *Vtie* likewise desired to . . . Cap^t *John Jefferson* who was . . . in the *West Indies*, and all . . . the same being for his ¶sonal . . . because hee the said *John Jefferson* . . . accomplished the full terme of three yeares wthin this Country, according as is required further the said M^r *Vty* offereth that if the said *John Jefferson* shall retorne, eyther to take vpp the land in another place or else to make satisfaccon to the said M^r *Vtie* for his building and Cleering if he desire to putt him off, or otherwise the said M^r *Vtie* to pay him for the land and purchase the patent, w^{ch} Condiçons one way

or other the Co^t thinks to bee reasonable that foe principall a place may not remaine allwaies vnplanted.

At this Co^t an admñstraçon was graunted vnto *John Hill* and *Robert Brittain* on the estate of *Nicholas Thredder*.

An admñtraçon was graunted vnto *John . . .* on the estate of *William Morton*.

At this Court was leaue giuen to a sufficient Company to plant vppon the back Ryuer at *Kecoughtan*.

Vppon the fuit of M^r *Francis Bolton* Minister [at] *James Citty* it is ordered that hee hall haue l[eaue] to make a lease of the Gleabe land neere v[nto] *Archers Hope*.

the 18th daie of . . .

AT] A Court At *James Citty* the 18th daie of . . .
 Present

Cap: *Francis West* [Gouerno^r &c]. Doct^r: *Pott*. Cap^t: *Smyth* M^r: *Secretary*
 Cap^t: *Tucker* M^r: *farrar*.

It was the opinion of the Court to p^{ro}ceede on the same Course concerning the Indians w^{ch} hath hitherto beene held vntill wee shall find better oportunitie to sett vppon them.

It is ordered that M^r *Capps* on the first of *Aprill* next at the fartheft, doe goe over to the other side of the Bay and seeke out fit places for to experim^t the making of salte by the fonn: And that if hee doe neglecte that busines hee bee Constrayned therevnto by warrants.

At this Court *Tho: Marlott* planter, sworne and ex^{am}ined sayth that *William Enry* about the latter end of *May* last past being sick but of good memory desired this depo^t that hee would make his will—but this depo^t answered hee could not well doe such a thing. Then the said *W^m Enry* said *I pray take notice that my will is, that W^m Bedford shall haue all my goods howses Lands debts and whatsoever is belonging vnto me in Virginia paying my debts.*

Herevppon the Court graunted a Comiffion of admñstr vnto the said *W^m Bedford* on the said *W^m Enry* his estate.

It is ordered That forasmuch as *Thomas Gregory* deceased was indebted to M^r *Bulldham* one hundred pounds of tobaccoe in the behalfe of his M^r Cap^t. *W^m Saker*, And for that it appeared that Cap^t. *W^m Tucker* was authorized to receaue it of the said M^r *Gregory*, that the said 100^{li} of tobaccoe bee paid to the said Cap: *W^m Tucker* out of the estate of Cap: *W^m Saker*, wthin this Country.

Vppon the humble fuit of *William Johnson* [M^r of] the good Shipp Called the *Anne* ffor [wages it is] ordered that the said *William* should recover of the estate of *Humfrey Rasdell* who was [owner of] the said Shipp the some of fower hundred and fifty pounds of tobaccoe for that it appeared to the Court that there was foe much due vnto him for his wages having beene seuen monethes and a halfe Voyage in the said shipp, And *Lancelot Barnes* is required to paie the said four hundred and fifty^{li} tobacco to the said Cap^t *William Johnson*.

At this Cou^{nt} *Rob^t Barrington* was made Clarke of the Councell of State and an oath vppon the holy Evangelist admñstred vnto him to that purpose v^t sequit^r.

Yo^r shall sweare to keepe secrett all matters Comitted and revealed vnto yo^r, or treated of secretly at the Councell table, vntill by the Consent of the Govenor and Councell or the maior P^{ar}t of them publication shall bee made thereof, and yo^r shall truly and faithfully to the best of yo^r power from tyme to tyme Record all acts and orders of Co^r and such other matters as are to bee engrossed and recorded, and yo^r shall not dlyver any writinges concerning the affaires of the Govenor and Councell to any other P^{ar}son or P^{ar}sons whatsoever eyther to bee seene or coppied out wthout first making the Govenor acquainted therewth and order from him obtained and generally yo^r shall doe all things as shall [be] belonging vnto the place of Clarke of the [Councell] foe long as yo^r shall foe continew to bee [Clarke so help] you god and by the Contents of this booke.

. . . daie

. . . daie of *October A° Dmi* 1628

A COURT at *James Citty* . . . daie of *October A° Dmi* 1628
[Present]

C: *Francis West Esq^r* [*Goueno^r &c.*] Docto^r: *Pott*. Cap^t: *Smyth*. M^r *Secretary*.
Cap^t: *Tucker*.

It is ordered that Captaine *William Tucker* shall satisfie and paie vnto *George Downes* Marchant seven hundred twenty and one pounds of tobaccoe for the debte of *John Morris* And the said Cap^t: *Tucker* to recover soe much Tobacco out of the hands of the Attorney of the said *Morris* as shall satisfie and discharge the same.

It was testified At this Court by *William Holland* that hee thinketh that there was cast overboard of the tobaccoe was shipped by M^r *Humfrey Rafdell* aboard the *Anne fortune* for *Newfound Land* 200^{li} and hee verily thinketh that the rest that wants to ballance the Acc^o was Lost in the weight.

William Webster delyvered vpp his Acc^o of Voyage to *New Found Land* hee being ffactor for the same in the *Anne fortune*, And the Co^r having seene the Covenants betweene M^r *Rafdell* and him, And finding hee hath performed all things on his part to bee performed, doth think fitt that hee bee discharged from the same.

It is ordered that three thousand and fower score pounds of tobaccoe due vnto *Willm Webster* by M^r *Humfrey Rafdell* deceased as appeareth by severall specialties bee pd vnto the said *Willm Webster* out of the said *Humfrey Rafdell* his estate.

. . . [*October*] 1628

A COURT at *James Citty* [*October*] 1628
[Present]

Ca: *Francis West Esq^r* *Gouerno^r &c.* Docto^r: *Pott*. Cap^t: *Smyth*. M^r *Secretary*.
Cap^t: *Tucker*.

John Day sworne and exaied sayth That hee heard *Richard Tree* say that there was noe haft of building the Church it being planting tyme and therefore hee would deferre it till a further tyme.

Thomas Plover sworne and exaied sayth That *Rich: Tree* did worke vppon the Church at *Hogg Iland* a weeke or fortnight as he verylie thinketh after M^r *Vty* came home from the generall Asssembly.

Andrew Roe sworne and exaied sayth that about the beginning of *August* last hee saw certaine severall cells of dub'd boards Ly at the Church at *Hogg Iland* and that since that time hee hath seene the said *Tree* and his servants fetch boards from thence.

ffor as much as it appeares to the Co^r that *Rich: Tree* hath neglected the building of the Church at *Hog Iland* contrary to his Covennt whereby hee should forfeit one thousand pounds of tobaccoe; *It is ordered* that the said *Tree* shall before the 20th of *December* next finish the said Church And the inhabitants to bring the tymber necessary for the finishing the work to the place where the Church is to be built, by the last of this present *October*, And shall find him nayles sufficient for the said work, And if the said *Tree* shall neglect to finishe the same according to this order hee shall forfeit the some of 1000^{li} of tobaccoe And this worke to bee done by the said *Tree* without any confideracon to be paid him therefore in regard of his neglect.

Vppon petition of *Hugh Hall* it is ordered that he shall haue certificate of his freedome graunted vnto him soe as hee bring in security to this Co^r to faue them harmeleffe.

. . . daie

. . . daie of [*October*] 1628

A COURT at *James Citty* . . . daie of [*October*] 1628
 present
 Ca: *ffrancis: West Esq^r. Cap^t: Smyth. M^r: Secretary.*

At this Court was shewed a letter of Attorney from *Anne Moseley* of *London* Widdow made vnto *ffrancis Baldwin* and *M^r Edward Grindon* touching the estate of *John Moseley* her late husband deceased And for that *M^r Grindon* refused to haue anything to doe therein, The letter of Attorney being made ioyntly and severally to them both And for that the hand of *John Moseley* oldest sonne of the deceased is subscribed as a witnes to the same. The Court hath graunted to the said *ffrancis Baldwin* according to his request that hee receaue all the debtes of tobaccoe and goods of the said *John Moseley* due from Captaine *Roger Smyth Esq^r* to whome they haue beene formerly comitted And that hee doe giue the Co^{rt} security to saue them harmeleffe concerning the same.

. . . *November* 1628

A COURT at *James Citty* . . . *November* 1628
 present
 . . . Doct^r *Pott* Cap^t: *Smyth. M^r: Secretary. Cap^t: Tucker.*

Richard James Minifter depofed fayth that about the third day of this present moneth of *November* at *M^r Pooles* Doore hee heard *Leif^t flint* saie and aske whether his wife had not beene wth the Govern^or and ratled [rattled, *i. e.*, scolded] him, afterwards hee wished hee had the Govern^or alone, after this wthin *M^r Pooles* howse hee wished for an Easterly Wind to bring in a new Govern^or saying that then hee hoped to haue Iustice for now hee could haue none. And that hee had thinges to open that were not yett opened: Afterwards his wife comeing in to the foresaid howse, and saying hee was freed, one of the Company being then in the howse tould him that hee might goe Whervppon hee replied that it was Spleene that sett him by the heeles, wishing a pox take all spleene, for some of them were gon allready and hee hoped that others would, these thinges hee spake after hee had slept in the foresaid howse And this is all that this deponent doth affirme.

Robert Poole gent sworne and exãed faith that about[?] the third of this present *November* Coming to this depo^{ts} howse wth *Leif^t flint* who was then comitted prisoner by the Govern^or when hee came to the doore of the said *Robert Pooles* his howse the said *flint* desired that hee might goe to the howse end to make water and when hee came thither hee drew his knife out of his pockett and rann at *Gilberte Whitfeild* one of the Guard wth the same, the poynt of the knife being towards the said *Whitfeild* and said, *the proudest of yo^u all Lay hold on mee.* Then this Deponent Spake to the Guard to lay hold of him, Whervppon one *William Baker* layd hold vppon him, And then the said *Whitfeild* struck the said *flint* vppon the head wth a sticke and soe they brought him forcibly into the howse, further this deponent then spake to the said *flint* and said *yo^u are Comitted heere prisoner . . . yo^u must stay,* then the said *flint* said . . . *Spleene that hath done this, there are f[some of] them dead of the spleene already, and the [rest will] follow.* Then this deponent desired the said *ff[lint]* to sitt vppon the Chest and bee quiett whervppon the said *flint* said *the Govern^or oweth mee two bushells of meale yett, w^{ch} I sent him when hee had nothing to put in his head I would hee would pay mee that.* Then the said *flint* sitting downe vppon the Chest said, *oh would Captaine Mathewes were by mee and then I should haue wright,* and repeated these words twenty tymes afterwards—Then this Deponent going vpp to *Leif^t Peppetts* howse came downe a little while after and found the said *flint* asleepe, about two howers after the said *flint* wakened, and the first word hee spake was *Puffe, send an casterly wind to bring in a new Govern^or* and

and then I shall have Justice for now I haue none, and I haue many thinges to open that were never opened yett Then the said *fflint* stepped to the doore, and asked, *hath my wife benee wth him yet.* one made answere that she was, then the said *fflint* said *shee hath Rattled him,* Then *Leif^t Peppett* came and tould him hee was discharged. But the said *fflint* would not goe along wth his wife but said *those that putt mee in shall fetch mee out* And this is all that this deponent can say.

L^t Gilbert Peppett sworne and exâied sayth that hee heard *L^t flint* speake at *M^r Pooles* howse, *An Easterly wind to blow to fend in Noble Cap^t Harvey,* And then I shall haue right for all my wrong, Afterwards when this deponent tould him that hee was discharged, the said *fflint* answered *hee that put mee in, shall fetch mee out I will not goe, Spleen hath put mee in a pox of Spleene some are gon allready and the rest will followe.*

Lucey Peppet the wife of *L^t Gilbert Peppett* sworne & exâied sayth that shee this deponent heard the said *fflint*, speaking of the Governo^r, say *the Dyvell confound him body and soule I hope an Easterly wind will bring in a new Governo^r and then I shall haue true Iustice* And this is all that this depo^t can say.

The Governo^r at this Court alsoe made . . . to the Councell concerning the behavio^r of *L^t Thomas flint* towards himselfe at *Warwick Ryver* at the beginning of this moneth as followeth *vis^t* That himselfe being in discourse wth his Lady and the said *fflint* concerning a report of some ill Carriage of the said *fflint* towards his daughter in Lawe *Dorothy Beheathland*, and finding fault wth the said *fflint* for being soe familiar wth the wench further then was fitting, w^{ch} thing the said *fflint* then denyed, afterwards when they tould the said *fflint* that formerly *Sir George Yeardley* did not thinke it fitt that the maid should liue wth him, and that now his wife would intreate him that shee might bee drawen from him: otherwife shee would Complaine of it to the Grandmother at her cominge for *England* The said *fflint* replied that noebody should Comaund her from him, and often repeating these words, The Governo^r replied, *why I if I please will comaund both yo^r and her too and all that yo^r haue vppon good occasion,* Then the said *fflint* answered *yo^r may Comaund mee and anything that I haue but her yo^r shall not,* and soe swore many oathes that hee should not; Whervppon the Governo^r did Commaunde him to bee gon out of his Chamber And then the Governo^r being neere him, the said *fflint* spoke in most P^remptory manner swearing *Zounds yo^r will not strike mee will yo^r soe* for the Governo^r Comaunded him away and afterwards that [he] bee laid by the heeles. ffurther the Governo^r sayth that when hee sent for the maid, some people [who] heard it did say that *fflint* had sent a Count[er order ?] that shee should not come.

It is ordered that the said *fflint* for his misdemeanour and Contempt shall bee degraded from his title of Leiftenânte and shall paie 1000^{li} weight of [Tobacco] for a fine and find suerties for his good behau[iour] from Quarter Co^t to Quarter Co^t vntill the Co^t shall think fitt to releafe him.

the . . . November 1628.

A COURT at James Citty the . . . November 1628.

present.

C: *ffrancis West* Esq^r Governo^r & Cap^t: *Smyth.* M^r Secretary.

At this Court was reade the petiçon of *Martin Peale* p^rferred against *M^r Thomas Mayhew* Concerning his wages due vnto him in the good shipp the *Guift,* *It is ordered* that the said *M^r Mayhew* shall paie vnto the said *Martin Peale* all his wages due vnto him for the terme and tyme of his service in the said Shipp; The reasons are for that *M^r Mayhew* in his answers to the said petiçon confessed he consented to discharge him and yeilded therevnto[?] And because the Governo^r testified that *M^r. Grindon* did often p^rffer to take his oath that *Mayhew* was content to pay him his wages when hee did discharge him.

Vppon

Vppon the petiçon of M^r *John Southerne* it is ordered that *Richard Powell* assignee of the executo^{rs} of *Nath Jeffers* shall appeare on *Monday* next, and that M^r *Southerne* shall haue a warrant to that purpose.

At this Co^{rt} vppon the oath of *John Southerne* gent and *ffrancis* [*ffenton* ?] the will of *Thomas Gregory* Marchant was shewed to bee his last will and testam^t and that hee was in p^{er}fect fence and memory at the tyme of the sealing and publishing thereof.

At this Co^{rt} was reade a petiçon of *Joseph Johnson* Concerning the damage that *Thomas ffarleyes* hoggs did in his Corne, It is Ordered therevppon that the said *ffarley* shall paie the said *Johnson* one barrell of Indian Corne for the said damage.

At this Co^{rt} it was ordered for that it appeared that *Joseph Johnson* and *George Prowse* had offended against an Acte made for the planting of Corne that *Joseph Johnson* shall paie 100^{li} of tobacco and *George Prowse* 50^{li} of tobacco for a fine.

Joseph Johnson of *Archers hope* plaunter and *Abraham Avelin* doe acknowledg to . . . to our soveraigne lord the kings Ma^{tie} forty Pounds of lawfull *Englishe* money [on] condiçon that the said *Joseph Johnson* shall appeare at the next Quarter Co^{rt} and in the meanetyme to keepe the peace towards the kings Ma^{tie} and all his leige people and especially towards *Thomas ffareley*

It is ordered that *John Dimmocke* shall remaine [the] next yeare a servant vppon the plantaçon of *Thomas ffareley* at *Archers hope* amongst his other servants to the vse of *Humfrey ffareley* of *London* . . . And that if M^r *Humfry ffareley* doe not the next yeare send over sufficient prooffe that the said *Dimmocke* is to serve him then the said *Dimmocke* shall haue a share of the Cropp making allowance for Chardges

It is ordered that *Humfrey Moore* for that hee arrested *John Palmer* and did not p^{ro}secute his suit against him at this Co^{rt} shall paie the said *Palmer* 20^{li} of tobacco for costs and damages and remaine foreuer[?] nonsuited.

the 2 of December 1628

A COURT at *James Citty* the 2 of *December* 1628.

[p^{re}sent]

Cap^t: *ffrancis West* Esq^r Governo^r Cap^t: *Smyth*: M^r *Secretary*.

It is ordered that *John Burland* shall paie vnto M^r *Thomas Smyth* 600^{li} of tobaccoe for two men servants delyvered vnto him according to a Coveⁿte formerly made betweene them.

8 daie of December Anno Dm. 1628

A COURT at *James Citty* the 8 daie of *December* Anno Dm̄ 1628

[p^{re}sent]

ffrancis West Esq^r Governo^r &c. Doct^r *Pott* Cap^t: *Smyth* M^r: *Secretary*.

At this Courte was reade the petiçon of *William Hofier* Concerning certaine goods w^{ch} were to bee delyvered to the said *Hofier* by *John Croffe* deceased, marchant of the Shipp the *Trueloue* at *New England* amounting to the value of twelue pounds *starling*, And for that it appeared to this co^{rt}, that the said *Hofier* had paid by bill, w^{ch} was sent over to M^{rs} *Hurt*[?] the Owner of the said shipp the some of twelue pounds for the said Comodities And for that the said *Croffe* is deceased, and his goods are comitted to M^r *Hawkridg* the M^r of the said Shipp, and it appeares that the said Comodytes were not delyvered to the said *Hofier* in *New England* It is therefore ordered that the said M^r *Hawkridge* shall delyver to the said *Hofier* as much goods or tobaccoe as shall amount to the said some of twelue pounds.

It is ordered that *John Chaplaine* of *Chaplaines Choise* shall haue a Comission of admftraçon graunted vnto him of the goods of *Ensigne Izaak Chaplaine* who is supposed to bee cast away vppon y^e sea.

Sufan Balden fworne and exâied fayth that *Leonard Huett* the fame night hee dyed being in ꝑfect fenfe and memory faid *If I dye I giue vnto yo^u goodman ffryer my Chest wth all that is in it And I hope there is enoughe in yo^r howfe to Content yo^u for what yo^u haue done for mee, and I desire yo^u not to demaund a penny of any man but to bury mee yo^r felfe. It is ordered that the faid ffryer fhall keepe the faid Chest and all the goods therein according to the will of the faid *Leonard*.*

the 9th of *December* 1628

A COURT at *James Citty* the 9th of *December* 1628
þfent

C: *ffrancis Weft* Efqr *Gouerno^r* &c *Doct^r Pott*. Cap^t: *Smyth*. M^r *Secretary*.

Captaine *Smyth* delyvered into this Co^{rt} a bill wherein *Nathaniell Caufey* standeth indebted vnto the faid Cap^t: *Smyth* in the fome of one thoufand pounds of tobaccoe w^{ch} is for the vfe of M^{rs} *Anne Mofeley* widdowe late the wife of *John Mofeley* deceafed.

At this Co^{rt} was brought in the will of M^r *Edward Grindon* deceafed and was þved to bee his Laft Will and testam^t by the oath of *Martin Peale* and that hee was in ꝑfect fence and memory at the making thereof.

At this Co^{rt} *Efter Clariett* brought in an Inventory of the goods of *Henry Bradford* dceafed, and vppon her Corporall oath testified it to bee a true and ꝑfect inventory.

It is ordered that *Robert Pires* and *Nathaniell* [*Caufey*?] for going aboard the fhipp the *William* and *John* w^{thout} Lycence contrary to an order then made fhall pay thirty weight of tobaccoe [a]peece for a fine.

Vppon the petiçon of *John Stone* late fervant vnto M^r *George Sandis* It is ordered that notice bee giuen to M^r *Sandis* that hee make known what intereft hee Claymes in the faid *Stones* fervice And that it is alleadged and testified by L^t *Thomas Purfury* that the frends of the faid *Stone* did pay for the moft ꝑt of the Chardges of his paffage And further the faid *Stone* offereth to þue that hee is aboute the age of one and twenty yeares the Co^{rt} doth thinke it equitable that vnlefs the faid *Stone* bee taught and brought vpp in fome trade or occupa[tion he at] the end of his yeares [time] haue fome valuable C[onfideration] for his fervice Or that the faid M^r *Sandis* or fome other whome it fhall Concerne doe alleadge fome better caufe then only the bare Clayme of his transportaçon hither, Nevertheles in the interim it is thought meete the faid *Stone* to Continew for this yeare in the fame Service And the Co^{rt} doth refolue the next yeare to take it into their Confideraçons what may bee alleadged on eyther fide.

At this Co^{rt} was þffered a petiçon by M^r *Harman* Concerning fome affurance to bee graunted him in a ꝑcell of Land Situate on the Eafterne fhore of the Bay vppon the fouterly fide of the *old plantacon* Creeke The Court taking the fame into Confideraçon and vnderftanding that there hath beene an vncertaine Rumo^r of a greate quantity of land there or neere vnto the fame belonging vnto the Lady *Dale* But Confidering that for as much as there remaineth heere noe certaine knowledge thereof eyther vppon Record or otherwise, and deeming that it is vnreasonable and vnlikely that foe greate a tract of Land as from *Cape Charles* thither fhould belong to any ꝑticuler dividnt hath giuen leaue and ꝑmiffion to the faid *Charle Harmer* to plant vppon one neck of Land there fituat and Lying vppon the mouth of the faid *old plantacon* creeke butting North-erly vppon fandy barren land, fouterly vppon a pond called *Maggotty bay* pond wefterly vppon the fhore of the Bay, and Eafterly vppon the firft branch on the fouth fide of the Creeke aforefaid being almoft incompaſſed by the faid Branch and not exceeding the quantity of one hundred acres of Land, and to hold the fame w^{thout} moleſtaçon or incombrance of any. But if the fame fhall appeare w^{thout} all queſtion or Controverſie to appertaine vnto the Lady *Dale* then the faid *Charles Harmer* if hee bee forced off fhall accept of Reasonable fatifacçon for Coſts and Chardges, otherwiſe to paie to the publike an annuall rent for the fame, and enjoy it, as to others is granted.

22th of [*December*] Anno Dmi: 1628

A COURT at *James Citty* the 22th of [*December*] Anno Dmi: 1628
 present
 C: *Francis West* Esq^r Governo^r Docto^r: *Pott*.

It is ordered that *Henry Bagwell* in discharge of a bill of one hundred and tenn pounds of tobaccoe due vnto *Hugh Hawkridge* and *John Croffe* shall paie threecore and five pounds of tobaccoe w^{ch} is in full of his due vpon the said bill the Remainder beinge allready satisfied by *Humfrey Moore* Marchant who was a ioynt debto^r wth the said M^r *Bagwell* by the same bill.

At this Court was heard a Controversie depending betweene M^r *Staffuerton* and *Tho: flint* And for asmuch as the Co^rt did find that the Cause could not well bee decided being very intricate and full of difficulties wthout a full C^rt it was therefore referred to be determined at the next Quarter Court.

Vpon the mo^ooⁿ of M^r *Cremer* it was ordered that all such tobaccoe, as shall appeare to bee rec. for M^r *Staffuerton* in whose Custody soever it shall remaine shall bee sequestred vntill the Quarter Co^rt when the Cause shall bee fully heard and determined And that a warrant shall bee directed to Captaine *Mathewes* to sequester the same accordingly.

Vpon the mo^ooⁿ of M^r *Sharples* for that it appeared vpon the deposi^ooⁿ of M^r *William Harwood* that Captaine *Wilcocks* stood indebted vnto to the said M^r *Sharples* at the tyme of his death in the some of one hundred pounds of tobacco vpon a certaine bill of P cells shewed to this Co^rt The Co^rt hath thought fitt and accordingly ordered that the administrator of the said Captaine *Wilcocks* shall satisfy and paie the said some of one hundred pounds of tobaccoe out of the estate of the said Captaine *Wilcocks* rateably as the debts due vnto other men are satisfied out of the said estate.

At this Court was shewed a bill of exchange directed to Captaine *William Saker* for the paym^t of six pounds sterling w^{ch} was for the passage of his servants *Thomas Gregory* in the *Samuell* vnder the Comaunde of Captaine *Preene* And for that this Co^rt was informed vpon the oath of Captaine *Moyne* that the said Captaine *Saker* dyed before before the said bill of exchange was satisfied and that it is yett vnpaid, *It is ordered* that the said Captaine *Preene* bee paid the said six pounds out of the estate of the said Captaine *Saker* in this Country

QUARTER COURT

20th daie of *January* An^o Dmi 1628.

A QUARTER CO^{RT} at *James Citty* [the] 20th daie of *January* An^o Dmi 1628.
 present
Francis West Esq^r Governo^r &c Docto^r *Pott*. Cap^t: *Smyth*. M^r *ffarrar*.

At this Court *Thomas flint* and *Mary* his wife did personally come into this Court and surrendred all their estate right title and interest in one thousand acres of land situate in *Stanley hundred* wth the Lres patents and all the benefit and advantage that may accrew thereby vnto *John Brewer* Marchant according to affeoffm^t thereof made from the said *Thomas* and *Mary* to the said *John Brewer*.

John Brewer Marchant sworne and exaied sayth that *Mary* the wife of *Thomas flint* did demaund of Captaine *Pearce* tenn barrells of Corne, but Captaine *Peirce* denies hee owed foe much vnto her but was in the ende contented to giue her eight barrells and a halfe w^{ch} hee promised should bee paid her, and that hee would giue order before his dep^ture for *England* for the paym^t thereof vnto her.

At this Co^rt was made a peti^ooⁿ of *Richard Taylor* against *William Sharpe* and others for detayning land from him w^{ch} was graunted him by patent from S^r *George Yeardley* And for that the said Patent was shewed to the Co^rt *It was the opnioⁿ of the Co^rt* that
 the

the said *Taylor* shall enjoy his land so graunted him according to the tenor and true meaning of the said patent without the molestation of any Person or Persons whatsoever, there being nothing produced to the Contrary.

The Court vpon good Consideracon therein had haue thought fitt and accordingly ordered that Anne Jackson w^{ch} Came from the Indians shall bee sent for England wth the first oportunity of Shipping and that her brother John Jackson shall giue security for her passage and keepe her safe till shee bee shipped aboard, The w^{ch} M^r Harwood hath vndertaken to see performed.

the 21st of *January* 1628.

A COURT at *James City* the 21st of *January* 1628.

present

C: *Francis West Esq^r Governour Doctour: Pott Cap^t: Smyth. M^r: ffarar.*

Nicholas Spencer sworne and exâied sayth that *John Lightfoote* about three howers before hee dyed being in perfect fence and memory Called for *William Spencer* who being come vnto him asked the said *John Lightfoote* howe he did who answered *I am very sicke* and further saide *I doe giue yo^r my whole estate and desire yo^r to see mee well buried.*

Nicholas Atwell aged twenty yeares or thereabouts sworne and examined sayth that about two daies before *John Lightfoote* dyed hee heard *William Spencer* aske the said *John* howe hee did who answered *I am very sick and I think I shall dye* wherevpon the said *W^m Spencer* demaunded of him if hee had noe freinds or bothers [brothers] in *England* on whome hee would bestowe any thing to w^{ch} the said *John Lightfoote* answered *noe, I will giue yo^r my whole estate* and this is all this deponent can saye.

Edward Willmoth aged fixeene yeares or thereabouts exâied sayth, that two howers before *John Lightfoote* dyed hee heard him say vnto *Nicholas Spencer* that his Cattell and Tobacoe did foe trouble his minde that hee could take noe rest, and therevpon willed this deponent to call *William Spencer* vnto him that hee might make an ende of it And when *Willm^h Spencer* was Come vnto him hee asked him how hee did who answered *very ill*, And this Dep^t heard the said *John Lightfoote* say vnto the said *William Spencer* *I giue yo^r all that I haue but lett it alone vntill too morrowe morning and then I will send for halfe adozen men to make it fuer vnto yo^r.*

The Co^r hath ordered that the said *William Spencer* shall inioy the estate of the said *John Lightfoote* according to the said Nuncupatiue will And if any Person hereafter can shewe better right or title thereto, the said *William Spencer* shall bee accomptable for the same.

A Comission of Adm^{str}con was graunted vnto M^{rs} *Adams* of *Martins Hundred* vpon the estate of her husband.

Nicholas Tompson of the age of 25 yeares or thereabouts sworne and exâied sayth that *John Burland* coming to M^r *Richard Bennett* demaunded of him three men w^{ch} his Vncle was to delyver vnto him wherevpon M^r *Bennett* brought out and tendered vnto him three, of the age of seventeene yeares, the youngest of them as hee then told him but *Burland* refused to accept of them and foe dep^ted.

Robert Bennet of the age of eighteene yeares or thereabouts sworne and exâied sayth as much in effecte as *Nicholas Thompson* hath allready averred.

It is agreed betweene the Parties that M^r *Richard Bennett* shall delyver vnto the said *John Burland* heere in Co^r wthin convenient tyme after the aryvall of the *London Marchant* three men, and that if hee haue noe men sent him in the said shippe, then M^r *Bennett* shall giue *Burland* such other satisfac^{on} as shall be thought fitt

Vpon the Mo^{on} of *John Wareham* Mar[chant] for that M^{rs} *Adams* Confessed that her husband was to giue 300^{li} of tobacoe for a seruaunte sold vnto him, *The Co^r* hath ordered that M^{rs} *Adams* shall giue satisfac^{on} for the said man according to the said agreem^t

22th daie

22th daie of *January* 1628.

A COURT at *James Citty* the 22th daie of *January* 1628.
 p̄sent.

Cap^t: *ffrancis West*. Esqr. *Gouerno^r* Docto^r: *Pott*: Cap^t: *Smyth*: M^r: *ffarrar*.

It is ordered vppon the petiçon of *Daue Mynton* against *Bridges ffreeman*, for beating and wounding him, that the said *Bridges* shall paye for curing the said *Dave* his wounds and for that it appeared that *Dave Mynton* gaue very bad words to the said *ffreeman* and was in the most faulte the said *Daue* shall haue noe remedy.

Vppon the petiçon of *John Southerne* geñ concerning the delyvery of a man seruant by *Nathaniell Jeffers* vnto the said M^r *Southerne* to serue him fower yeares, and for that it appeared vpppon a bill shewed to the Co^t that the said M^r *Southerne* was to haue the said seruant delyvered vnto him at the feast day of S^t *Thomas* the Apofte [in] 1626 w^{ch} was not delyvered accordingly And for as much as the said *Nathaniell Jeffers* [has] dyvers seruants heere in this Country And [the] said M^r *Southerne* is Content in satisfacon [of] the said bill to accepte of one of the said ser[vants] *The Co^t hath ordered* that *James Budworth* one of the said seruaunts having fower yeares to serue shall dwell wth the said M^r *Southerne* for two yeares and then bee freed M^r *Southerne* being content to accepte the same and p̄forme it accordingly.

Vppon the moçon of M^r Docto^r *Pott* the Councell hath thought fitt and accordingly ordered that hee shall haue 200 acres of land betweene *Kethes Creeke* and another Creeke adioyning.

At this Court *Zachary Cripps* brought [in an] inventory of *Edmond White* deceased and deliued [delivered] the same vppon oath to bee a true and p̄fecte Inventory And for that it appeared to the Co^t that the said *Zachary* had fully admntred the estate of the said *Edmund* the Co^t hath ordered that hee shall haue his bond therevppon delyvered to bee Cancelled and shall bee quite thereof.

23th of *January* A^o *Dmi* 1628.

A COURT at *James Citty* the 23th of *January* A^o *Dmi* 1628.
 p̄sent

Ca: *ffrancis West* Esqr *Gouerno^r* &c Docto^r: *Pott* Capt: *Smyth*. M^r *ffarrar*

At this Co^t was reade a Letter of Attorney made from *John*
 See Record fo. *Jeffers* executo^r of the will & testam^t of *Nathaniell Jeffers* deceased
 142 vnto *John Cheefeman* and *Rowland Powell* Marchants w^{ch} Letter of
 144 Attorney was Confirmed by a letter sent from the said *John Jeffers*
 vnto the seruants of *Nathaniell Jeffers* And here likewise shewed and
 reade, And for that it appeared by a note vnder the hand of M^{rs} *Bridgett Lowther* that
 shee is willing to leaue vpp the said seruants and to bee accomptable vnto M^r *Powell* for
 their service If the Co^t shall foe order the same, The Co^t taking the same into confider-
 açon, haue Confirmed the said Letter of Attorney vnto the said M^r *Powell*, and haue
 ordered that by vertue of the same M^r *Powell* shall haue full power and authority to
 receave and dispose of the said seruants, and to call M^{rs} *Lowther* to accompte for their
 service that is past, foe as the said M^r *Powell* doe put in security to saue the Co^t harmelefs
 [and] to be accomptable for the said estate of the said *Nathaniell Jeffers* If hereafter it
 shall appeare that there is a better or later authority (to the Co^t) then is conferrd vppon
 the said M^r *Powell* [by the said] Letter of Attorney.

Edward Mayhew Marchant sworne and exäied sayth that hee receaued a bill of
wrights from *Rob^t Marshall*, but it was vppon no other termes but that his brother
 M^r *Thomas Mayhew* should doe his endeavo^r to receave the same of the said *wright* and
 if hee should receave it hee would be accountable to *Marshall* therefore.

Vppon

Vppon a Complaint of M^r *Thomas Mayhew* ag^t *Rob^t Marshell* concerning the breaking vpp and paying away of a hhd of tobaccoe w^{ch} M^r *Edward Mayhew* packed vpp and fealed for the acc^o of the said *Thomas Mayhew* It is ordered that the f^d *Marshall* fhall bee imprifon[ed] till he make fatisfac^on.

24th [daie of] *January A^o 1628.*

A COURT at *James Citty* the 24th [daie of] *January A^o 1628.*

þfent

Cap: *ffrancis West* Elqr *Gouerno^r* Doct^r: *Pott.* Cap^r: *Smyth* M^r *ffarrar.*

At this Co^t for as much as *Obedience Robins* was arrefsted at the fuit of *Georg Medcalfe* and hath appeared according to warrant and the said *George Medcalfe* neyther by himselfe or his Attorney came in to comence his fuit againft him the Co^t hath therefore ordered that the said *George Medcalfe* fhall bee nonfuit and paie vnto the said *Obedience* fifty pounds of tobaccoe for his damage.

It is ordered that *Leif^t Waters* fhall delyver out of the eftate of Cap^r: *Wilcocks* fixteene hundred pounds of tobaccoe vnto M^r *Edward Meyhew* or his affignes for the vfe of M^r *Nicholas Clements* in þ^rte of a debt due vnto the said M^r *Clem^{ts}* from the said Cap^r *Wilcocks.*

Examinaçons taken before M^r Doct^r *Pott* *January* the vith 1628

John Gay aged about 22 yeares fervant to *Beniamin Jackfon* fworne and exaied fayth that on *Newyeares day* laft about two or three of the Clock in the afternoon this exâiate being mending of a pinte pottle that was melted *William Reade* and *John Burrowes* came forth of this exâiates masters howse and sat down by him, and *John Burrowes* took vpp a little peece of leade that lay by this exâiate and begun to make it fitt for this exâiats worke that he was about and vppon a fudden *William Reade* faid vnto *John Burrowes* oh. yo^u theefe Wherevppon *Burrowes* letting fall his knife vppon the ground faid haue I stole any thing from thee and wthall ftrooke *Reade* vppon the breft wth his fift then þfently *Reade* ftoothing downe tooke vpp the knife and therewth ftabbed *Burrowes* into the belly below the Navell, and about an hower after this, *Burrowes* dyed.

William Reade aged as he faith about 13 or 14 yeares being examined fayth that on *New yeares daie* laft about 2 or three of the Clocke in the afternoone he the exâite and *John Burrowes* fitting together by *John Gay* as hee was mending a pint pottle asked this ex^{te} to lend him his knife, and this exaite faid hee would not lende it him, then *John Gay* tooke this exaiats knife from him by force and þfently *John Burrowes* faid to this ex^{te} yo^u arrant Rogue woo't not lend thy knife to him wherevppon this ex^t faid to *Burrowes* what yo^u theefe, then *Burrowes* threw down his knife betwixt his leggs, and ftrooke this ex^t vppon the breft wth his fift, then this exaite tooke vpp the knife and holding it in his hand *Burrowes* came in vppon this exâiat and ran his belly [upon] the knife.

Herevppon the said *Reade* was indited by the [name of] *William Reade* late of *Blunt poynt* wthin the Kingdome of *Virginia* labourer for that [on the] firft daie of *January* in the fourth [yeare of the] raigne of our foveraigne Lord [by the] grace of god of *England Scotland* [*ffrance*] & *Ireland* King Defendo^r of the faith &c [betweene] the howers of 2 and 3 in the afternoone of the fame day by force and armes, that is to fay wth a Certaine Knife price two pence vppon one *John Burrowes* at the houfe of one *Beniamin Jackfon* of *Blunt poynt* aforefaid in the peace of our foveraigne Lord the King beeing made an affault and [an] affray, and the said *John Burrowes* then and there wth said knife fellonioufly did thruft & ftabb into the belly giucing him the said *John Burrowes* a mortall wound of w^{ch} faid wound the said *John Burrowes* wthin an hower after dyed

And

And foe the [said] *William Reade* the said *John Burrowes* in manner and forme aforefaid feloniously did kill against the peace of our soveraigne Lord the King his Crowne and dignity.

Vppon w^{ch} Indiçtm^t the said *Reade* pleaded not guilty and for his triall put himselfe vppon the Country viz^t

Richard Kingmill

William Harwood

John Johnson

John Southerne

Thomas Pasmore

John Osborne

Thomas Mayhew

Elmer Phillipps

Thomas Crump

Ingram ffarres

George Gruaes

John Jackson

Richard Taylor

John Bridges

W^{ch} Jury being impaneled and sworne to inquire of the said Indiçtm^t delyvered vpp there verdict, that the said *Reade* was guilty of Manlaughter whoe being asked what hee had to say for himselfe that he ought not to dy demanded his Clergy wherevppon hee was delyvered to the ordinary, &c.

the 30th January 1628.

A CO^{RT} at James Citty the 30th January 1628.

þsent

Ca: *francis West* Esqr Governo^r &c. Doçtor *Pott*. Cap^t: *Smyth*. Cap^t: *Mathewes*. Mr. Secretary. Mr. *ffarrar*.

At this Co^{rt} were delyvered vpp by Mr *Southerne* twelue bills (w^{ch} were Co^mitted vnto him by *William Greene*) wth Mr *Greenes* Letter of Attorney to *Richard Digges* into the hands of *William Barker* by vertue of a letter of Attorney made by the said *Greene* vnto *William Barker*

the last day of January 1628

A CO^{RT} at James Citty the last day of January 1628

þsent

Cap: *francis West* Esqr Governo^r &c. Doçtor *Pott*. Cap^t: *Smyth*. Cap^t: *Mathewes*. Mr. Secretary. Mr. *ffarrar*.

At this Co^{rt} was taken into Consideraçon the treaty of peace wth the Indians w^{ch} hath bin Continewed Since the beginning of *August* laist And finding that vppon this treaty the people and planters of the Colony haue growen secure and vtterly neglected eyther to stand vppon their guard or to keepe their Arms fitt and ready about them to defend themselves vpon any occasions wherein the treacherous Indians might attempte anything against vs w^{ch} mischeifes are by noe meanes to bee þvented (the Condiçon of our people being foe wretchedly negligent in this kinde) that neyther þclamaçons nor other strict orders haue remedied the same, And alsoe on the other side the Indians haue bene extreamly false and altogether neglected the Condiçons of the treaty and offered some Iniuries in dyvers of our plantaçons The Governo^r and Councell therefore vppon ferious deliberaçon concerning the same haue thought fitt and are of opinion that in their Judgm^{ts} it is a safer Co^rse for the Colony in general to þvent a second Maffacre utterly to þclayme and maintayne enmity and warres wth all the Indians of these þtes. And doe therevppon order that all the people and planters wthin this Colony doe take notice that all the former treaties of peace be vtterly extinçte and diffanulled And that hereafter they doe strictly and þcisely stand vppon their guard And that they doe keepe the Indians of from their plantaçons wthout any þply or Converse wth them But for the better safety of some of our weaker plantaçons, and that all the Colony may haue in the meane tyme intelligence of the þceedinges heerein *It is thought Convenient* that

if

if it possible may bee they f[ail to ?] shoote or kill any of them vntill the 20th of *feb[ruary]* next But after that tyme to esteeme them vtter Enemies and to take the best advantages they can against them. The Governour and Councell resolving severely to punishe such as shall bee found faulty and delinquent in the Guard of themselues and plantations and doe not in all things payne toe obserue and keepe all former Orders foe often reitterated and publihed to that purpose In his Ma^{ty} name strictly Chardging and requiring all Captaines and Comaunders w^{thin} the severall lymitts of their comaundes to see that noe *ϕ*ones or planters doe work w^{thout} sufficient force of men Constantly that none doe goe abroade w^{thout} sufficient *ϕ*ties and that especially they doe severely punishe such as shall goe from their plantacons or howses to other places w^{thout} their Armes about them.

At this Co^{rt} there was a comission graunted vnto Mr *Secretary* to goe to the *Susquehannos*, And that none that shall haue a Comission to goe vnto them[?] shall goe thither till the first of *April* next.

This daie Cap *Michaell Marshart* signifeing vnto the Co^{rt} that according to the Comission graunted him by the late generall assembly begun in *March* 1627 hee had now wth great cofts and labour brought ouer in his Shipp the *London Marchant* sixteene feild carriages for Ordinance, the chardges whereof amounts vnto the sūme of 260 [pounds] *sterling* as by the Acc^o by him delyvered vnto the Co^{rt} wth goode certificate doth appeare The Governour and Councell having taken this matter into consideracon and deeming it vnfit that the disbursem^{ts} of these Carriadges being of such necessity and importance to this Colony should wholly light vpon the said Mr *Marshart* to his greate losse and damage and to the further discouragm^t of himselfe and others in being employed to advance this Countries affaires haue ordered and concluded according to the said generall Asssemblies former agreem^t that there bee this yeare a Levy throughout the Colony of 3^{li} of tobacco *ϕ* poll for every *ϕ*son paying tythes to the minister And for that there doe arise some other necessary chardges, and that it is *ϕ*bably Conceaued that most mens tobaccoe are out of their hands before the publishing hereof *it is further ordered* that such as shall make defaulte in the paym^t of the said 3^{li} of tobaccoe *ϕ* poll this yeare shall the next yeare paie 4^{li}

9th of *february* 1628

A COURT at *Eliz: Citty* the 9th of *february* 1628
p^{re}sent

Cap: *francis West* Esq^r Governour &c Doct^r *Pott* Cap^t: *Smyth* Mr *Secretary*.

At this Co^{rt} was p^{ro}ved the will of *John Bainham* deceased by the oathes of *Rowland Graine* Minister and *Jaques Pastall* Planter, and that the said *John Bainham* was in *ϕ*fect sense and memory at the making thereof.

Alfoe at the same tyme Mr *Rob^{te} Sweete* brought in the Inuentory of the said *John Bainhams* estate & desired to renounce the executo^rshipp of that estate wherevpon a letter of admⁿstracon was graunted vnto *Elizabeth Bainham* the widdow and relicte of the said *John Bainham*.

John Wheeler aged 19 yeares ex^hiated faith that hee knoweth that the bill p^{ro}duced in Court bearing date 14th of *June* 1628 signed and sealed [by] Mr *Wheeler* vnto *Rob^{te} Newman* for 340^{li} of tobaccoe was giuen in consideracon of two fowes and ten piggs bought by the said Mr *Wheeler*.

Mr *William Stone* brought into the Co^{rt} a bill of Mr *Richard Wheelers* vnder his hand and seale for one hundred thirty and one pounds of tobacco.

Daniell Cugly sworne and ex^hiated fayth that about *May* last past *Ric: Wheeler* came into this ex^hiat howse and brought a bundell of ftockens wth him laying them vpon the
table

table and M^r *Raftell* being p^rsent demaunded where hee had them M^r *Wheeler* answered *I bought them of M^r Stone*, wherevppon M^r *Raftell* replied *it is well it is a thing wee want on the other side*

Leif^t *Edward Waters* sworne and exãied sayth [that] the Inventory of Cap: *Crotias* eftate now brought into this Co^t by the Governo^r wherevnto this depon^{ts} hand is sett is the true Inventory of the faid Cap: *Crotias* And that the faid Inventory was taken by him this dep^t and *John Bainham* deceafed

At this Co^t the Governo^r fignified to the table that whereas hee had taken into his hands the fervants of M^r *Raftell* deceafed and is to make fatisfac^õn for them as farr as it fhall be iudged they are worth, and being now to take his voyage for *England*, hee Condi^õoneth and agreeth wth the Co^t on the behalfe of M^r *Thomas Raftell* of *London* Marchant, That if hee the faid *Thomas Raftell* doe not confent and agree to the fale of the men to haue them put of, that then they fhall be furrendred againe the next yeare after the Cropp, and fatisfac^õn made for their Labor^{ts} this yeare.

10th feb[ruary] 1628.

A CO^{RT} at *Eliz Citty* the 10th feb[ruary] 1628.

p^rsent

Cap: *ffra: Weft* Elq^r Governo^r &c. Do^õtor *Pott*. Cap^t: *Smyth* Cap^t: *Mathewes*.
M^r. *Clayborne*.

The controverfy betweene M^{rs} *Raftell Pollantine* and M^r *John Moone* came into queftion.

M^r *Moone* vppon his oath d^d [delivered] into the Court that the whole Cropp of tobaccoe that his owne fervants and M^{rs} *Pollantines* tended this yeare came to 10652^{li}.

M^r *Thomas Burges* testified to the Co^t that hee never gaue authoritye power or Confent vnto M^r *Moone* for the removing and replanting of the fervants of M^{rs} *Pollantine* or for the doeing of many other matters concerning her eftate.

At this Co^t M^r *Moone* agreed to giue, and M^{rs} *Pollantine* confented to accept of 3200^{li} of Tobacco for her fervants labor this yeare and that ſhe fhall haue halfe of the Cropp of the corne . . . and M^r *Moone* to make it up 29 barreles of Corne if it be wanting of that quantity.

It was alfo further agreed that M^{rs} *Pollantine* ſhould haue the dwelling howfe ſhee now lyves in and the tobaccoe howfe w^{ch} ſtandeth by the fame and halfe the grounde that is cleered w^{ch} is to bee devided by the Judgm^t of three indifferent men and further M^{rs} *Pollantine* is to graunte M^r *Moone* a leafe of the other halfe of the grounde and the howfes therevppon for three yeeres and that hee fhall haue leaue to Cleere as much more ground as hee and his fervants fhall have n[eed] of And M^{rs} *Pollantine* in lieu of the faid tobacco howfe is to paie to M^r *Moone* this Cropp one thouſand weight of tobacco

At this Co^t was graunted a Comiſſion of adm^ſtr vnto *Leonard Peddocke* Marchant vppon the eftate of *John Beard* late deceafed at *Accawmacke*

Vpon y^e pet. of M^r *Rayner* this order vpp the eftate of *Thomas Hunter* deceafed was altered. See Co: 2 Mar: 1628.
It is ordered that M^r *Waters* do delyver into the hands of *Richard Cock* the Attorney of *Patrick Canada*

At this Co^t was a peti^õne p^rferred againſt the Governo^r by *John Bridges* Attorney for the m^rchants adventurers of the eftate of M^r *John Haier* deceafed Wherevppon in fine the faid *Bridges* accepted to take of the Governo^r three thouſand weight of tobacco to bee paid wthin three daies and to haue the remainder of that eftate to bee paid next yeare for ſecurity whereof the Governo^r acknowledged his whole eftate to bee lyable to make fatisfac^õn

the 11th f[*february*] 1628.

A CO^{RT} at *Eliz: Citty* the 11th f[*february*] 1628.
 p^{sent}

Ca: *ffra: West* Esq^r Govern^r &c Doct^r: *Pott*. Cap^t: *Smyth*. Cap^t: *Mathewes*.
 M^r: *Secretary*.

At this Co^{rt} was petitioned that the Govern^r should giue into the Co^{rt} an account of the estate belonging vnto the Children and Orphants of S^r *Georg Yeardeley* deceased, therefore the Councell required of the Govern^r that hee would giue in security for the estate of those Children, and that hee should bee accountable for the same in *England* vnto the p^{rogative} Co^{rt} or to those of their kindred to whom this may app^{tey}ne

The Govern^r made answer that hee conceaued that the Co^{rt} had nothing to doe to require anything from him and therefore hee would not delyver in an acc^o of the Childrens estate neyther giue in bond to the Co^{rt} to bee any waie accountable for the same, but will bee ready to bee accountable to them that haue power and authority to Call him therevnto in *England*

At this Co^{rt} was held a long and serious deliberaçon concerning M^r *Humfry Raftells* estate and in fine *it was thought fitt*, that whereas the Govern^r hath formerly taken the seruants into his hands and giuen order Concerning the manadging of such matters as haue bene requisite or needfull to bee done in like manner the whole estate to bee left vnto him that hee may bee accomptable for the same vnto M^r *Thomas Raftell* or those to whome it shall belong as having the best intelligence and knowledg thereof, and the rest of the Councell for the most p^{te} knowing nothing of the p^{ceeding}es And the Govern^r did then in Co^{rt} binde himselfe to bee accomptable for the same estate when it should bee lawfully demaunded of him.

The Govern^r did now in Co^{rt} giue full power and authority vnto M^r Doct^r *Pott* and his brother Cap^t *John West* as his Attorneys that they should giue full satisfacçon vnto *John Bridges* for all the accounts belonging vnto the estate of M^r *Hayes* deceased.

Serieant *Gyles Jones* sworne and exâied fayth that Cap^t: *Wilcocks* did agree wth *John Walton* to giue and paie 325^{li} of tobaccoe for to Carry his goods, for the transporting of his goods and seruants to his plantaçon at *Accawmacke*

the second daie of *March* 1628

A CO^{RT} at *James Citty* the second daie of *March* 1628.
 p^{sent}

Doct^r *Pott*. Cap^t: *Smyth*. Cap^t: *Mathewes*. M^r: *Secretary*.

M^r *Richard Bennett* on the behalfe of his vnkle M^r. *Edward Bennett* bound himselfe to delyver vnto Cap^t: *Martiau* one man seruant wthin the ages of 15 and 25 yeares, wthin foreteene daies.

Whereas there hath bin heretofore a letter of adm^{strac}on graunted vnto M^r *Edward Waters* vpon the estate of *Thomas Hunter* deceased And whereas there hath appeared to this Co^{rt} a greate Contrariety and difference in Conveyances Lres and other writings vnder the hand of *Cecily Hunter* his late wife concerning [the] dispo^{sing} thereof, the Co^{rt} hath thought fitt that the estate of the said *Hunter* shall [remain] in the hands of M^r *Waters* till it shall more cleerely appeare to whome the same doth belong.

M^r *Gilbert Blight* did acquit and release *Dauid*[?] *Dixon* of and from all debts dues and demaunds whatsoever from the beginning of the world to this p^{sent} daie

At this Co^{rt} was brought in the will of *Abraham Porter* and p^{ved} to bee his last will and testam^t vpon the oathes of *Elmer Phillipps* and *Thomas Crumpe*, and that hee was in p^{fect} fence and memory at the publication thereof.

Vpon the testimony of Cap^t: *Roger Smyth* and M^r. *Secretary* that Cap^t: *William Peirce* being overseer to *Abraham Porters* Will and estate, had assigned and put over the same

fame and all his right therein vnto *John Jackson* Gunfmyth, the *Co^r* hath thought fitt that the faid *Jackson* fhall haue the overfight of the fame accordingly and a Comifs: of Adm̄ftraçon is graunted vnto him thervppon.

Steven Barker of *Neckofland* fworne and exaied fayth that not long before the death of *Abraham Porter* hee being in Company wth the faid *Porter* and having fome Conference wth him concerning 500^{li} of tobacco w^{ch} *John Rodis* did owe vnto the faid *Porter* the faid *Porter* tould this depon^t that if it fhall pleafe god to call mee *Rodis* fhall bee the better for mee the faid 500^{li} tobaccoe

Edward Wigg fworne and exaied faith that about *Auguft* laft *Abraham Porter* being ficke hee this depon^t came vnto the howfe of the faid *Porter* and asked him how hee did who answered *I am reafonable well I thanke god* afterward this depon^t tould the faid *Porter* *yo^r fhould doe well to remember John Rodis*, wherevnto hee answered *If I had dyed I would haue giuen him what hee owes mee or if I doe dy before I haue fecurity for it I will giue it him*

Vppon the Comp^t of *John Jackson* againft *Edward Wigg* for taking awaie his Canoe wthout his leaue the *Co^r* hath therevppon ordered that the faid *Wigg* fhall paie to the faid *Jackson* forty pounds of tobaccoe for his damages.

At this *Co^r* vppon the Comp^t of *M^r Mynnard* Late Minifter of *Martin* hundred againft the *Þifhioners* there for deteyning from him his tythes vppon full Confideraçon therein taken the *Co^r* hath Concluded and foe ordered that the f^d *Þifhioners* fhall paie the faid Minifter his tythes . . . Notwthstanding their agreem^t wth *M^r Ly* . . . now minifter

At this *Co^r* *Rob^t Wright* was Comitted prifoner at the fuit of *ffrancis ffowler* for 200^{li} of tobaccoe recovered of him.

Rob^t Wright and *Rob^t Hutchenfon* were Comitted prifoners at the fuit of *Rob^t Marshall* for 272^{li} of tobaccoe recou^red of them.

Rob^t Hutchenfon was Comitted prifoner at the fuit *Edward Wigg* for tobaccoe.

A Comiffion of adm̄ftraçon was graunted vnto *Thomas Rodricke* vppon the eftate of *fflewellen John*.

third daie of *March A^o 1628.*

A CO^{RT} at *James Citty* the third daie of *March A^o 1628.*

þfent

Doçtor: *Pott*. Cap^t: *Smyth*. Cap^t: *Mathewes*. M^r: *Secretary*. M^r: *ffarrar*.

It is ordered that *John Inman* Surgeon In Reguard hee came over wth the fervants of *M^r Edw: Bennett* (as himfelfe Confeffeth) who paide for his paffage fhall remaine and ferve vppon the Plantaçon of the faid *M^r Edw: Bennett* vntill hee can þcure teftimony out of *England* to free himfelfe.

A Comiffion of Adm̄ftraçon was graunted vnto *Bartholomew Wetherfby* vppon the eftate of *Thom̄s Godby*

It is ordered that the goods of *George Shorton* fhall be fould at an outcry by the appoynm^t of Enfigne *Thomas Willoughby* and bills fhall bee taken for the paym^t of fuch tobaccoes as fhall arife thereof, and the faid bills to bee delyvered vnto fuch as fhall haue the adminiftraçon thereof or to thofe to whome they fhall otherwife belonge.

At this *Co^r* *M^r William ffarrar* made over vnto *William Andrewes* and his heires and affignes forever the right of one hundred acres of land due by the transportaçon of *Rob^t Owles* and *John Holmes* who came in the Shipp the *Southampton* 1622 The faid one hundred acres by the *Co^r* being graunted vnto the faid *Andrewes* and fcituated on the *Eafterne Shore* abutting Northerly vppon Cap: *William Epes* his land and thence *Eafterne Shore* abutting Northerly vppon Cap: *William Epes* his land and thence extending Sutherly 50 pole towards the purfimon ponds westerly vppon the maine bay and Eafterly wth that breadth ftretching into the maine woods.

the 4th of *March* 1628.

A CO^{RT} at *James Citty* the 4th of *March* 1628.

þsent.

Doct^r: *Pott*. Cap^t: *Smyth*. Cap^t: *Mathewes*. M^r: *Secretary*. M^r: *Jfarrar*.

At this Co^{rt} was brought in the will of *Gilbert Peppit* gen and þved to bee his laft will and testam^t vppon the oathes of *Zachary Cripps* and *George Woodcocke* and that hee was of þfecte sense and memory at the making thereof.

Whereas it appeared that *Mathew Cavell* for the confideraçon of twelue pounds ten fhillinges paid into the hands of S^r *Edwin Sandis* Knight then treafurer for *Virginia* was to take vpp fifty acres of land in the said Country of *Virginia*, And for that the said *Mathew* is deceafed and *Thomas Cavell* his sonne moved this Co^{rt} to grant him leave to take vpp the said fifty acres *It is ordered* that hee shall haue liberty to take vpp the same in any place wthin this Colony soe as the same bee not formerly made Choice of þvided that hee doe make prooffe that hee is the next and right heire to the said *Mathew Cavell*.

At this Co^{rt} was taken into Confideraçon the placing of *Lazarus Martin* minister who arrived in the *London Marchant* and as yett is not þvided for in any Cure or Charge *Wherevppon it was thought fitt and accordingly ordered* that hee should haue the two plantaçons of the *Neckosland* and the *College* vnder his Care And for that those places doe not conteyne any sufficient a number of Inhabitants as hee might expecte to yeild him a Competent meanes þporçonable to his paines and miniftry It is thought Convenient if soe bee the Inhabitants and planters shall willingly Condiscende therein that the dues and tithes in the same bee augmented in such þporçon as may giue him Contemtm^t and incourage him to labor diligently in his Calling.

Whereas M^r *George Keth* is lately arived, and by his dep^ture from *Elizabeth Citty* into *England* the place hee formerly held is allready furnished and þvided for wherby hee is now destitute of a Chardge wherein to þforme his Calling and Miniftry, *The Co^{rt} hath thought fitt to order* that those new plantaçons scituate betweene *Maries Mount* and *Waters* his Creeke bee for the tyme being ioyned [joined] into one þfifhe and Contribute to the mainteynance of the said M^r *Keth* such tythes and dueties as shall bee belonging vnto him.

William Barnes is imprifoned at the fuit of *Thomas Crumpe* vntill hee make him fatisfacçon.

It is ordered that a warrant shall bee directed to M^r *Grevill Pooly* and *Edward Aurborne* to appeare.

At this Co^{rt} *Roger Saunders* þffered his fuit against *Richard Popeley* vppon a bond of fower hundred pounds *sterling*, and for that hee affirmeth that hee hath beene dampnified to the value of 2600^{li} tob. w^{ch} hee hath satisfied vnto *John Army* or giuen him security therefore, *The Co^{rt} hath ordered* that the said *Richard Popeley* shall dischardg a bill wherein the said *John Army* standes indebted to M^r *Thom̄s ffint* in 900^{li} of Tobaccoe and dischardge one other bill wherein the said *Saunders* stands bounde vnto *John Army* for the paym^t of 800^{li} of tobaccoe and shall delyver one new man vnto the said *Saunders* to serve him all his tyme of covenmte, the said *Saunders* to choofe him out of five of *Popelys* new servants And that the said *Popeley* shall binde himselfe twelue servants and his plantaçon to þforme the same.

At this Co^{rt} was taken into Confideraçon what Course was best to bee held wth the Indians in generall It was concluded that the order of Co^{rt} made the laft daie of *January* laft past should stand in force; But as concerning a þticular Indian w^{ch} came in voluntarily amongft vs: ffor that it Could not be þfuppofed that hee knew of our breaking off the former treaty of peace wth the Cominge so suddently vnto vs after the messengers were sent awaie wth a messuage to that effecte, *It was thought fitt* in regard they haue not begunn wth vs nor killed any of our men first, And for that it is conceaved that by that meanes they may happily bee wthheld from offering vs any further iniuries w^{ch} is

not vneafie for them to effecte Considering the weaknes of dyvers of o^r ftragling plantaçons, that hee fhall bee delyvered vpp to the hands of his Countrymen, and wthall a meffuage to bee tould them that we are refolued to breake off the treaty of peace wth them in *Virginia* they haue beene foe falfe vnto vs in all the Condiçons Concluded and agreed on. And efpecially for that they haue frequented our plantaçons and preffed vppon our howfes Contrary to the firft and principall Article, And further haue killed many of our hogs and Cattell and done iniuries to diuers of our men hunting in the woods.

Whereas it appeared that *Nicholas* was to ferve M^r *Thomas Willoughby* vntill the age of . . . The faid M^r *Willoughby* did now fignifie to this Co^t that hee is Content to accepte the faid *Nicholas* to ferve him fower yeares after this p^{re}sent day and then to fet him free

the 5th of *March* 1628

A CO^{RT} at *James Citty* the 5th of *March* 1628
p^{re}sent
Doct^r *Pott*. Cap^t: *Smyth*. Cap^t: *Mathewes*. M^r *Secretary* M^r *ffarrar*.

Rob^o Poole gent fworne and examined fayth that about the midle of *May* 1625 this exãiat being at Cap: *William Tucker* his howfe at *Elizabeth Citty* wth *Leif^t Gilbert Peppett*, *Henry Henett* marriner and *Walter Williams* marchant, heard the faid Cap: *Tucker* make offer of fower thoufand weight of tobaccoe vnto the faid *Walter Williams* and to paie the fame vnto him p^{re}sently in the behalfe of Cap^t *Michaell Marfhart* for the vfe of M^r *William Lucas* to be fent home in the fhipp called the *Supply*.

At this Co^t Cap^t. *Samuell Mathewes* made over vnto *Zachary Cripps* gent one hundred acres of land accrewing by vertue of the transportaçon of *Thomas Dryhurft* and *Mathew Liueing* who came in the Shipp the *Neptune* 1618 wherevppon the Co^t graunted that a patent for the faid one hundred acres fhould bee made vnto the faid *Zacharie Cripps* Situate at the mouth of *Warwick Ryver* abutting vppon . . . and *Lief^t Gilbert Peppett* his land.

John Southerne gent fworne and exaied fayth that hee being in his owne houfe, the p^{ro}voft *Marfhall* being to execute his office by fetting an vnruely fellowe in the ftockes did Charge the ftanders by in the kinges name to bee ayding and affifting vnto him, amongft whome were then and there p^{re}sent *Charles Waller* *John Virgo* and *Rob^o Hutchenfon* w^{ch} ¶ ties this dep^t very well knew who did not only not ayde and affifte him but went away laughing

It is ordered that *John Virgoe* for refus[ing to affist the] p^{ro}voft *Marfhall* in the execution of his office [fhall] paie forty pounds of tobaccoe for a fine and [fhall give] fuerties for his good behavio^r

The faid *Virgo* did then acknowledg to owe unto o^r foveraigne lord the King forty pounds [of tobaccoe] wth condiçon to appeare at the next Quarter Co^t and in the meane tyme to bee of the good behavio^r

This daie the whole body of the Councell nowe remayning and refident in the Colony did according to his Ma^{ty}s letters patents affemble themfelues, and after full and ferious Confideraçon did electe and Choofe *John Pott* Efqr to bee the p^{re}sent Gouverno^r of and for this Colony of *Virginia*.

. . . of *March* A^o 1628

A CO^{RT} at *James Citty* the . . . of *March* A^o 1628
p^{re}sent
John Pott Efqr Gouverno^r & Cap^t: *Smyth*. M^r: *Secretary*. M^r: *ffarrar*.

Richard Peck aged 25 yeares or thereabouts fworne and exãiated fayth that vppon the eight daie of *february* laft paft *Thomas Godby* being at the Howfe of *W^m Parker* at *Merry*
pojnt

*poyn*t, this depon^t and dyvers others being then there in Company wth him, after supper they dranke out betweene them a bottle of burnt clarett wine conteyning five pints or thereabouts, and the said *Godby* dranke for his share thereof about some fower cupps at w^{ch} tyme M^r *Conges* boate running agrounde on the shoales againt the said howse *William Bently* being in her came into the howse and asked if that were their orders to heare men call and not come to helpe them out of the water wherevnto *Godby* answered, *doe yo^r thinke wee haue nothing to doe but to fetch yo^r out of the water.* To w^{ch} *Bently* replied *hold yo^r peace noebody speaketh to yo^r* after w^{ch} many ielting wordes passed betweene the said *Bently* and *Godby*, amongst w^{ch} *Godby* gaue *Bently* many þvoking wordes, and after that *Bently* said to *Godby* *shall wee toffe some balls* wherevppon *Godby* said *if yo^r toffe balls to mee I will toffe the Cup in yo^r face* and not long after (many words having first past betwixt them) *Godby* called *Bently* rogue or rascall or both and *Bently* did the like to him, and therevppon presently the said *Bently* fitting vppon the forme on the left side of *Godby* strooke him of from the said forme and presently rose vpp and gaue him a kick as hee lay vppon the Ground. Then the Company there present tooke vpp the said *Godby* and sett him on a chair and then *Godby* complayned saying *Oh my fide* after w^{ch} hee walked two or three tournes croffe the howse, and then *William Parker* led him toward this exaiãts howse and by the way having occasion to vnloose a poynnt hee could not fitt but tumbled downe Crying out, *oh Bently thou hast killed mee* repeating the same words very often, and also said of himselfe *I am Cruelly foxed*” and repeated the same likewise very often After w^{ch} the said *Parker* this deponent and some others Carried him backe to *Parkers* howse And in the morning *Godby* was founde dead in the said howse and this is all this dep^t can faie.

William Parker aged 22 yeares or thereabouts sworne and exaied sayth that vppon the eight daie of *february* last past, one *Thomas Godby* at *Elizabeth Citty* being at this exaiãts howse wth some six others in Company after they had supped they had a bottle of burnt Clarett wine Conteyning about five pints, and the said *Thomas Godby* dranke about fower Cupps of the same And this exaiãte sayth hee was a little light headed wth drinke and after about eleven of Clocke at night *William Bently* Came to this exaiãts house alsoe in a boate, and when hee was Come into the howse hee asked, *why would none of the howse light vs vpp*, and then *Thomas Godby* answered *was any body bound to bring yo^r light to fetch yo^r of from the water* then *William Bently* replied *noe body speaketh to yo^r* then all sitting by the fire they began to iest one wth another, And *Bently* called *Godby* Cuckold To w^{ch} hee said *I were as good bee a Cuckold as a Cuckold maker* and Called *Bently* Rogue or knave, wherevppon *Bently* fitting vppon a forme on the left hand of *Godby* strooke the said *Godby* wth his right hand (as this exaiãte taketh it and felled him from the forme, and then presently *Bently* rose and kicked *Godby* and then the Company there þsted them and tooke *Bently* from him and then *Godby* got vpp and gott vppon a Chest and Cryed out *o my belly and my fide* wherevppon this exaiãt advised the said *Godby* to goe to the next howse to sleepe, and therevppon the said *Godby* went out wth this dep^t . . . and there this dep^t left him and Returned [to his] owne howse, and wth in a q^tr of an hower after [the] said *Godby* was brought backe againe to this dep^ts howse and there was laide vppon a bed, and Cryed out *o M^r Bently yo^r haue killed mee* repeating the same divers tymes, and saying *Lord haue mercy vppon vs Lord Jesus receaue my soule* after w^{ch} hee lay very quiett and this dep^t thinking him to bee a sleep left him and in the morning hee was found dead.

Herevppon said *Bently* was indited by the name of *William Bently* late of *Grangers poyn*te Taylor for that hee the eight daie of *february* in the fourth yeare of the reigne of our soveraigne Lord *Charles* by the grace of god of *England Scotland ff*rance and *Ireland* king defendo^r of the faith &c at the howse of one *William Parker* Scituate at the plantaçon Called *Merry poyn*t by force and armes vppon one *Thomas Godby* late of *Elizabeth Citty* planter at the said howse in the peace of our soveraigne Lord the King then being made an affaulte and affray, and the said *Thomas Godby* then and there wth

his

” The word seems to mean here stupified or dazed.

his left hand, vppon the left eare feloniously did strike, and the said *Thomas Godby* then and there likewise feloniously wth his foote did kicke of w^{ch} ftroke and kicking the said *Thomas Godby* the ninth daie of *february* in the yeare aforefaid in the morning dyed, and soe the said *William Bently* the said *Thomas Godby* the said nynth daie of *february* in the yeare aforefaid feloniously did kill against the peace of our said soveraigne Lord the King his Crowne and Dignity.

Vppon w^{ch} indictm^t the said *William Bently* pleaded not Guilty, and for his tryall put himselfe vppon the Country viz^t

<i>Richard Kingsmill</i>	<i>Edward Cage</i>	<i>Thomas Bagwell</i>
<i>John Southerne</i>	<i>Thomas Crumpe</i>	<i>Marmaduke Rayner [?]</i>
<i>Thomas Harwood</i>	<i>John Harris</i>	<i>Elmer Phillipps</i>
<i>John Bridges</i>	<i>John Johnson</i>	<i>francis fowler</i>

W^{ch} Jury being Impaneled and fworne to enquire of the said felony vppon delyvering vpp their verdict founde the said *Bently* guilty of manslaughter, And hee being asked what hee had to say for himselfe that hee ought not to dye demaunded his Clergie wherevppon hee was d^d to the Ordinary &c.

At this Co^t was a lease graunted vnto *Thomas Delmaio* of a Certaine small flipp of land lying at *Goose Hill* conteyning three acres abutting westerly vppon the land of Dame *Elizabeth Dale* Easterly vppon *Goose Hill* Marfhe Southerly towards the main River and Northerly on the Iland.

7th of March 1628

A CO^{RT} at James Citty the 7th of March 1628
p^{sent}

John: Pott Esq^r Gouverno^r &c. Cap^t: *Smyth*: Cap^t: *Mathewes*. M^r. *Claybourne*
M^r *ffarrar*.

fit is thought fitt that M^r *ffarrar* at the next meeting of the Co^t do bring downe M^r *Pooly* and *Edward Auborne* to answer to such thinges as shall bee obiected ag^t them.

It is likewise thought fitt that Cap^t: *Mathewes* doe bring vpp *John Moone* of *Warroquoiak* to answer to Certaine Contemning wordes w^{ch} hee hath spoken ag^t the Comaunder of that Plantacon.

It is ordered that a letter bee written to M^r *Thomas Rastell* to Certifie the Carriage and estate of his affaires in this Colony.

It was ordered that these Comissions following bee renewed as followeth viz^t

the Colledge and Neck-of-land	Leif ^t <i>Osborne</i> to bee Comaunder of the Colledge and the Neck-of-land hee being in the latter to appoynt a deputy.
<i>Sherley hundred</i> maine	M ^r <i>Thomas Palmer</i> to be Comaunder of <i>Sherley hundred</i> maine
<i>Sherley hundred</i> Iland	M ^r <i>Henry Throgmorton</i> Comaunder of <i>Sherley Hundred</i> Iland and his owne plantacon
<i>Westouer</i>	Cap: <i>Thomas Pawlett</i> Comaunder of <i>Westover</i>
<i>Perseys hundred</i>	M ^r <i>Henry Carelesse</i> Comaunder of <i>Perseys hundred</i>
<i>Paces Paines</i> and <i>Smythes Mount</i>	M ^r <i>William Perry</i> Comaunder of <i>Paces paines</i> and <i>Smythes Mount</i>
the other side of y ^e water	Cap ^t : <i>John West</i> Comaunder of the other side of the water.
<i>Hog Iland</i>	M ^r <i>John Chew</i> Comaunder of <i>Hog Iland</i>

M^r *John Jackson* Comaunder of the *Neck-of-land* in y^e Corporacon of *James Citty*.
Bridges ffreeman Comaunder of the *Magine* [magazine]

M^r *Vtic* Comaunder of all the plantacons betweene *Martins hundred* and *Archers hope* Creeke

Cap^t: *Baffe* Comaunder of *Warroquoiacke*

ffor

for *Elizabeth Citty* it is thought fitt that Cap: *Thomas Purfury* fhall bee principall Comaunder there and his Chardg to bee more p̄ticularly for the execucon of all matters belonging to Shipping and fuch warrants as fhall iffue from the Governor and Councell
Leif^t *Willoughby* to be Comaunder vnder him at *Maries Mount* and fo downewards to Cap: *Tuckers* plantacon.

Likewife Leif^t *George Thompfon* from Leiftenante *Lupoes*[?] Creeke to *Chamberlaines* Creeke

Likewife Leif^t *Waters* from *Southampton* River to *fox hil*

At this Co^t *Mathew Edloe* husband to *Alice* late the wife and Adm̄stratrix of *Luke Boys* deceafed delyvered in vppon his oath the account of the paym^{ts} of the faid *Luke Boys* his debts and eftate.

M^r *Richard Stevens* Complaynes that the ferieant *Coleman* at *Elizabeth Citty* havinge arrefted *La Garde* for 1,400^{li} of tobaccoe who was to appeare at this Co^t, but hath made default; *Wherevppon* it is ordered that Cap^t: *Purfury* fhall take order that eyther by the faid *Coleman* or the fuerties p̄fent fatisfaccon bee made vnto M^r *Stevens* eyther out of their eftate or to Comitte him the faid *Coleman* to prifon.

for the eafe of the people and according to the order eftablished in the generall affembly *It is ordered* that a Comiffion bee drawn for a monethly Co^t to bee holden in the vpper p̄tes, The Comiffioners to be viz^t M^r *ffarrar*: Cap^t: *Epes*: Cap^t: *Davis*[?] [or *Daws*] Cap^t M^r *Thomas Palmer Henry Throgmorton* . . . M^r *ffarrar* to bee alwaies one

W^{ch} Co^t is to decide Controverfies of *meum et tuum* vnder one hundred weight of tobaccoe and to take into their Chardg the confervacon of the peace foe far as is belonging to the Quarter Seffions of the iuftices in *England* life only excepted wth p̄vifoe of appeale to the Governor and Councell.

A like comiffion for a monethly Co^t at *Elizabeth Citty* the Comiffioners whereof to be viz^t

Cap^t *Purfury*: Leif^t: *Waters*: Leif^t: *Willoughby*: Leif^t: *Thompfon*: M^r *Thorowgood*: M^r *Lyonell Roulfton*[?] M^r *William Kempe*: M^r *John Downeman* . . . Cap: *Purfury* or Leif^t: *Waters* to be allwaies [one]

It is ordered that Cap^t *Mathewes* fhall haue leave to fende his bargue the *ffrancis* a trading into the Bay of *Chefapeack*

There being dyvers Comiffions for trading likely to iffue out of the Co^t *It is ordered* to p̄vent fome inconveniences w^{ch} haue happened, that if any of their fhippes fhall ariue at one towne together . . . to ftay vntill the former fhippes trade be done or to compound wth them, otherwife to depart to another place, and not to doe anything directly or indirecely to the hinderance or difturbance of the other fhippes

8th daie of *Aprill A^o Dmi* 1629

A CO^{RT} at *James Citty* the 8th daie of *Aprill A^o Dmi* 1629

p̄fent

John Pott Efqr^r Governor &c Cap^t: *Smyth*.

At this Court was heard a difference depending betweene *Gilbert Whitefeld* p^{li} againft *Rob^{ts} Poole* defend^t and it appeared that *Rob^{ts} Poole* was indebted vnto the faid *Gilbert* in the fome of 194^{li} of tobaccoe and nyne barrells of Eares. Wherevppon it was agreed betweene them and the co^t have thought fitt that the faid *Rob^{ts} Poole* fhall giue fecurity to the faid *Whitefeld* for the paym^t of the faid *Tobaccoe* at the next cropp and to paie the Corne at or before the firft of *May* next.

A comiffion was graunted vnto *Rob^{ts} Poole* to goe a trading for Corne to the *Eafterne Shore*.

At this Co^t a Controverfie depending between *Mufick*[?] *William*[?] and *Richard Bennett*[?] was . . . Concerning the granting of a leafe of Certaine land in *Warrosquoaicke*,

quoaike, and for that there was not witness produced to prove anything on either side the Court hath referred the examination of the Contest to Cap^t *Baffe*[?] and hath returned the same to the Governour and Councill at the next Quarter Court heere holden.

George Vnwin aged thirty yeares or thereabouts sworn and exaied sayth that *Dorcas Howard* his maide being at worke in the grounde on *Monday* the two and twentieth daie of *March* last past, as this exaite taketh it, shee began to complaine that shee was not well and being come into the howse shee fell very sick Wherevpon this dep^t demaunded of her what shee ayles who answered *I am very ill in my body*, and wished that her dame were with her for her dame could giue her ease, then this dep^t demaunded of her if shee were with Childe to which shee answered *noe* wherevpon this dep^t threatned to beate her if shee would not tell him the truth why shee was soe payned and then presently shee confessed shee was with Childe and that *Rob^t Gage* was the ffather And [then] this exaite bade her goe to bed and asked her [to] call some women to her, but shee intreated [that] hee would not And in the morning (the said *Dorcas* being in bed) this exaite demaunded of her how shee did who answered *I haue had a mischance*, And then presently hee came to his wife and tould her of it and asked her what hee should doe who bade him goe backe and call some women to view the Child. Wherevpon this dep^t sent for one *Moorecocks* wife who came and looked vpon it but whether it were borne aliue or deade this dep^t knoweth not, nor more to this matter cann hee depose.

Elizabeth Moorecocke the wife of *Reiginald Moorecocke* of the age of thirty yeares or thereabouts sworn and exaied sayth that *George Vnwin* came to this exaite howse and tould her that her [his] maide was broughte a bed and had Carried out the Childe but had not buried it and desired this dep^t to come and view it wherevpon this depon^t went with him and looked vpon the Childe which was a boy, and the mould of the head was bruised, but for anyother thing this dep^t could perceave the Childe might bee borne aliue, and this is all this dep^t can depose in this matter.

At this Court *George Vnwin* planter did acknowledge to owe vnto This Re was our soveraigne Lord the King 40^{li} soveraigne *englishe* money which continewed till condicon *Dorcas Howard* shall appeare at the Quarter Court to bee *March* Quarter Court holden at *James Citty*

At this Court the Church wardens of the Parishe of the lower partes of *Eliz Citty* did present that *William Capps* and *John Sipse* Parishioners there doe not repaire nor frequent the said Parishe Church to heare dyvine service according to the lawes and orders of this Colony in such cases provided, *It is therefore ordered* that for soe long tyme as it shall be proved that the said *Capps* and *Sipse* haue bene absent from the said Church, that they shall pay such fines as by an actte therefor made are provided to be paid: the said fines to bee levied at the next Crop by way of distresse.

Exaicons taken before *John Pott* Esq^r governour the 25th day of *March* A^o [1629]

Francis England of the age of twenty yeares or thereabouts sworn and exaied sayth That *Thomas Hall* (being exaied by Cap^t *Baffe* whether hee were man or woeman (as himselfe did confesse to this exaite) toulde this exaite that hee answered Cap^t *Baffe* that hee was both man and woeman And this exaite further sayth that the said *Hall* being at *Atkins arbor* one *Nicholas* . . . asked him why hee went in weomans apparell the said *Hall* answered in the hearing of this dep^t *I goe in weomans apparell to gett a bitt for my Catt* And hee further sayth that there was a Rumor and Report that the said *Hall* did ly with a maide of M^r *Richard Bennetts* called *greate Bessie* And hee likewise sayth that hee this exaite and one *Roger Rodes* being at the vpper plantacon after it had bene rumored that the said *Hall* was a man and that hee was put in mans apparell the said *Hall* being then there with them, the said *Rodes* tould *Hall thou hast bene reported to be a woman and now thou art proved to be a man, I will see what thou carriest*, Wherevpon the said *Rodes* laid hands vpon the said *Hall*, and this exaite did soe likewise, and they threw the said *Hall* on his backe, and then this exaite felt the said *Hall* and pulled out his members whereby it appeared that hee was a perfect man, and more hee cannot depose.

John

John Atkins of the age of 29 yeares or thereabouts fworne and exāied depofeth and fayth That M^r *Stacy* having reported that *Hall* now a fervante vnto this exāiate was as hee thought a man and woeman, not long after, the faid *Hall* (being then fervante to *Rob^t Eyros* and *John Tyos*) and being at *Nicholas Eyros* his howfe *Alice Longe Dorothy Rodes* and *Barbara Hall* being at that tyme in the faid howfe, vppon the faid Report did fearch the faid *Hall* and found (as they then faid) that hee was a man but the faid *Tyos* fwore the faid *Hall* was a woeman (as the faid *Dorothy Rodes* did often affirme vnto this depo^t Wherevppon Cap: *Baffe* exāied the faid *Hall* in the pⁿce of this dep^t whether hee were man or woeman, the faid *Hall* replyed hee was both only hee had not the vfe of the mans p^rte . . . was a peece of flefhe growing at the . . . belly as bigg as the topp of his little finger [an] inch longe wherevppon Cap^t: *Baffe* Commanded [him] to bee put in woemans apparell, but the aforefaid fearchers were not fully refolved, but ftood in doubte of what they had formerly affirmed, and being (about the twelveth of *february*) at this exāiates howfe the faid *Hall* dwelling then wth him, and finding the faid *Hall* afleepe did againe fearch him and then allfoe found the faid *Hall* to bee a man and at that p^rent[ly] called this exāiate to fee the proof thereof, but the faid *Hall* feeming to ftarre as if fhee had beene awake this exāiate left him and at that infant Could fee nothing But the *Sunday* following, thofe ferchers being againe affembled and the wife of *Allen Kinafton* and the wife of *Ambrofe Griffen* being in Company wth them were againe defirous to fearch the faid *Hall*, and having fearched him in the pⁿce [presence] of this Deponent did then likewife finde him to bee a man Wherevppon this exāiat asked him if that were all hee had to w^{ch} hee answered *I haue a peece of an hole* and therevppon this dep^t commanded him to lye on his backe and fhew the fame And the faid woemen fearching him againe did againe finde him to bee a man Wherevppon the f^t exāiate did Comaunde him to bee put into mans apparell And the day following went to Captaine *Baffe*, and tould him that the faid *Hall* was founde to bee a man and desired that hee might be punifhed for his abufe And this dep^t further fayth that the faid *Hall* (as this dep^t hath heard) did queftion the faid *Alice Long* for reporting that hee had layen wth a mayd of M^r *Richard Bennetts*, to w^{ch} fhee answered *I reported it not, but Penny[?] Tyos* his man reported foe much And this is all this exāiate can fay.

Thomas Hall exāied faith that hee being borne at or neere *Newcastle vppon Tyne* was as hee hath beene often tould Chriftned by the name of *Thomafine* and foe was called and went Clothed in woemans apparell there vntill the age of twelue yeares at w^{ch} age the faid Exāiat's mother fent him to his Aunte in *London* and there hee lyved ten[?] ye[ares] vntill *Cales* Ac^con, at w^{ch} tyme a brother of his being p^rffed for that fervice this exāiate Cut of his heire and Changed his apparell into the fafhion of man and went over as a fouldier in the *Ifle of Ree* being in the habit of a man, from whence when he was returned hee came to *Plymouth*, and there hee changed himfelfe into woemans apparell and made bone lace and did other worke wth his needle, and fhortly after Shipping being ready for a voyage into this Country hee Changed againe his apparell into the habit of a man and foe came over into this Country.

It was therevppon at this Co^rt ordered that it fhall bee published in the planta^con where the faid *Hall* lyveth that hee is a man and a woeman, that all the Inhabitants there may take notice thereof and that hee fhall goe Clothed in mans apparell, only his head to bee attired in a Coyfe and Crofcloth[?] wth an Apron before him And that hee fhall finde fuerties for his good behavio^r from Quarter Co^rt to Quarter Co^rt vntill the Co^rt fhall difchardge him and Cap^t *Nathaniell Baffe* is ordered to fee this order executed accordingly.

ffor as much as Edward Waller did at this Co^rt comence his fuit againft *John Johnson* about the fale of a fowe and the taking away of a peece, and becaufe *Johnson* testified to this Co^rt that hee lent a pigg in p^rte of fatisfac^con and the peece by *Richard Dolphenby* to the faid *Edward Waller* the w^{ch} the faid *Waller* affirmed hee never received And for that the faid M^r *Waller* hath dyvers witneffes to examine in this Caufe w^{ch} at this Co^rt were not p^rent *It is ordered* that the Captain *Smyth* fhall examine the faid *Dolphenby* vppon

vppon his oath Concerning the fame, and the Caufe is referred to bee determined at the next Quarter Co^t

It is ordered that every comāunder wthin the feverall plantaçõs of this Colony fhall take a generall mufter of all the inhabitants men woemen and Children as well *Englifhe* as Negroes inhabiting wthin the fame and Retorne a lift of their names to the Governo^r and Councill at the next Quarter Co^t to bee here holden.

John Virgo being bound by Recognizance to appeare this Co^t hath made default whereby hee hath forfe[yted] to the Kings Ma^{tie} 40^{li} *fterling*.

Charles Waller beeing bound by Recognizance to appeare at this Co^t hath made defaulte whereby hee hath forfeyted 40^{li} *fterling* to the Kings Ma^{tie}

the 9th daie of *Aprill* 1629.

A CO^{RT} at *James Citty* the 9th daie of *Aprill* 1629.

þfent.

John Pott Efqr Governo^r &c. Cap^t: *Smyth*. M^r *ffarrar*.

At this Co^t was þferred a petiçõn by *Leif Willoughby* and others for reftoring a þte of their þifhe w^{ch} they þtende was taken awaie and added to another þifhe And for that it appeared by an order of Co^t that all Controversies concerning the deviding of the faid þifhes fhould ftand as then it did vntill it fhould bee devided by a generall Affembly or by fome other lawfull hearing And for as much as the Co^t at this tyme is not full by reafon of the abfence of fome of the Councill The governo^r and Councill now þfent haue ordered that the hearing and determining of the faid Caufe fhall bee referred vntill the retorne of M^r *Secretary*, when imediately after they intende to haue a full meeting to decide the fame.

At this Co^t was þved the will nuncupative of *Rob^{te} Adames* of *Martins hundred* vppon the oath of *John Lyford* Minifter.

ffor as much as it appeared to this Co^t that there was a Coveñte betweene M^r *Lyford* Minifter of *Martins hundred* and M^r *Will^m Harwood* and other the þifhioners there whereby it was to bee agreed by them to giue M^r *Lyford* 2000^{li} weight of tobaccoe and a fufficient quantity of Corne yearly And for that the plantaçõn is very fmall in foe much that it is likely to ly very heavie on the þifhioners, and becaufe the faid agreem^t was made by the þfwation of the faid M^r *Harwood* vppon fome hope of inlarging the faid þifhe by adding fome plantaçõn neere adioyng, to the fame It is agreed betweene M^r *Harwood* and the reft of the þifhioners, and the Co^t doth thinke fitt that M^r *Harwood* shall pay one third þt of the faid tobacco and Corne, and the reft of the þifhioners fhall paie the other two thirds amongft them.

Vppon a difference betweene *William* [and] *Tuke*, for that it appeared that . . . worke wth the faid *Tuke* by the fpace of a mon[eth it] is ordered That the faid *Tuke* fhall lett vnto . . . in lieu of his monethes worke one acre of ground lying wthin his owne planted grounde for this yeare rent free.

At this Co^t was brought in the will of *Edward Davis* and þved to bee his laft will and teftam^t and that hee was in þfecte fence and memory at the making thereof.

At this Co^t *Eleno^r Price* delyvered in vppon her Corporall oath the Inventory of *Edward Price* her late hufband deceafed to bee a true and þfecte inventory of all his goods debtes and credits to the utmoft of her knowledge.

A comiffion of admftraçõn was graunted vnto *Eleno^r Price* on the eftate of *Rob^{te} Brittain* her former hufband and the inventory was then delyvered in to bee a true and þfect inventory of his eftate vppon her corporall oath.

A Comiffion of admftraçõn was graunted vnto Cap^t *Nathaniell Baffe* on the eftate of . . . , And the inventory of the faid eftate was then likewife delyvered in vppon his oath to bee a true and þfecte inventory &c

10th daie of *May* 1629

A COURT at *James Citty* the 10th day of *May* 1629
 present
John: Pott Esq^r Gouverno^r &c Cap^t: Smyth:

John Warham Marchant aged twenty five yeares or thereabouts sworne and exaied faith That *Anthony Leane* did Coveñte wth M^r *Thomas Mayhew* to serve him one wholle yeare to ende at *Christmas* next for w^{ch} M^r *Mayhew* was to giue the said *Leane* twenty pounds *sterling*, and that the said *Leane* was cheifly to bee employed about the affaires of his boate

It is therevppon ordered that the said *Leane* shall serve M^r *Edward Mayhew* vntill *Christmas* next hee paying the said *Leane* such wages and performing such Coveñts as his brother M^r *Thomas Mayhew* was to pay and performe And the said M^r *Mayhew* doth promise not to fet the said *Leane* to the Hoe but to employ him about the affaires of his boate and such other busines.

the . . . 1629

A COURT at *James [Citty]* the . . . 1629
 present
John Pott Esq^r gouerno^r &c Cap^t: Smyth.

At this Co^r articles of agreem^t made betweene [*Edward*] *Wigg* and *Steven Barker* concerning the mariadage of *Steven Barkers* mayde were brought in question, and being reade, it appeared that the said *Edward Wigg* had broken his said Coveñts And for that a bill was at this tyme produced and read wherein the said *Edward Wigg* standeth bound to the said *Steven Barker* in 500^{li} of tobaccoe for the performance of the said Coveñts *It is ordered* that the said *Steven Barker* shall recover the said 500^{li} of tobaccoe of the said *Edward Wigg* according to the said Bill.

8th daie of . . . A^o Dmi 1629

A T A Co^r At *James Citty* the 8th daie of . . . A^o Dmi 1629
 present
John Pott Esq^r Gouverno^r &c Cap^t: Smyth:

At this Co^r *Rob^t Hutchenfon* planter did acknowledge to owe vnto O^r *Soveraigne Lord the Kinges Ma^{tie}* that . . . is forty pounds of Lawfull mony of *England* &c . . . Condiçon that he shall appeare at the next Quarter Co^r and in the meane tyme to bee of the good behauior

At this Co^r a Comission of Adm^{str}acon was graunted vnto Cap^t *Rob^t ffelgate* on the estate of L^t *Eyles Allington*.

Christofer Allett planter aged 25 yeares or thereabouts sworne and exaied fayth that about a month or six weekes since Goodwife *Gray* wth her husband and others came to the howse of M^r *Cheefeman* (*William Carters* wife being in an inner roome in the said howse) and at their going awaie the said *Carters* wife asked this dep^t what woeman it was to whome this dep^t answered *it is yo^r Cofen Grays wife* wherevnto *Carters* wife replied, *I will haue no such whoores to my Cofen*, wherevppon this dep^t often bade her take heede what shee said for hee never heard any ill by that woeman, but *Carters* wife said, *shee is a whoore, and is reported to bee a whoore*, and this is all this dep^t can say to this matter.

Steven

Steven Johnson affirmeth as much in effectuē as the aboufaid *Christofer Allett* hath allready depofed

It is therefore ordered that the faid *Carters* wife fhall in open Affembly acknowledg her fault and ask the faid *Grayes* wife forgiuenefs

W^{ch} accordingly heere in open Co^t thee $\text{\textcircled{P}}$ formed

. . . 1629

[A^{CO^{RT}} At *James Citty*] . . . 1629

$\text{\textcircled{P}}$ sent

John Pott Elq^r *Gouerno^r* &c *Cap^t: Smyth* *Cap^t: Mathewes*

At this Co^t was held a ferious Confultaçõn concerning the Maffacre of *M^r Poo^{ly}* and fower other of O^r men wth him by the Indians, And at lenght it was Concluded that one of the Indians now remaying wth vs fhould bee fent vnto the greate King wth a Meffuage to this effectuē *Viz^t*, that whereas by the laft treaty of peace it was agreed on that none of their people fhould come to any of our plantaçõns or howfes nor call or $\text{\textcircled{P}}$ ley wth our men, But if any fhould come a[*bout*] any fpECIALl bufinesse from the greate king they fhould come to the Governo^r and in other places to the Coma^under only and that they fhould ft[eale] nothing from vs, nor kill or hurt our Cattle among[?] dyvers other things conteyned in the faid treaty fince w^{ch} tyme an Indian Came in contrary to the faid agreem^t who not wthftanding wee forbore to kill or punifhe but fent him backe wth a [word of] ftrickt warning that none of the Indians what[foever] fhould $\text{\textcircled{P}}$ sume to come in wthout the . . . , and thofe only to come to the appoynted place at *Pafbyhey* w^{ch} order they haue neverthelefs not obferved, but haue come to dyvers of o^r plantaçõns ftollen our hoes, killed our hoggs and done vs many other wronges, fome of whome alfoe althoughe wee haue deteyned, yett wee haue not offered them any vyolence but haue vfed them well and Courteoufly notwthftanding all w^{ch} they ha[ue] killed five of our men w^{ch} wee conceaue to bee by the kinges knowledge and Confent and therefo[re] wee demaund fatisfacçõn, w^{ch} if hee refufe to giue wee determined by force and armes to Revenge both deathe of our men and repaire all other wronges they haue done vs

[*It is*] ordered that *M^r Robert* . . . farther attende vppon the Co^t to interpr[et] betweene the Indians and then vntill *Chriftmas*[?] next as occafion fhall require, fhall haue one thoufand pounds weight of tobacco paid at the next Cropp.

A true and $\text{\textcircled{P}}$ fect inventory²³ of fuch goodes as belonged to *Thomas Clarke* (a paffenger in the *Elizabeth* of *London* being bound for *Virginia*) whoe dyed at fea the 9th day of *May* 1625, the goods being praifed, by *M^r ffarrar ffinton* . . . , and *Joseph Cobb*, gent:

Beding and	item a bed and 2 pillows.....	020 ^{III}
Apparill	item an old tourne rugge.....	003
	item a pa of courfe fheets.....	010
	item a fuite of Clothes and a cloake.....	060
	item 2 old fuites of Clothes.....	037
	item 2 hattts being both old.....	005
	item 3 old fhirtts.....	012
	item 2 old pillow bears & a pa of drawers.....	001
	item 1 ruffe.....	010
	item a <i>Turkey</i> Shafh [sash].....	010
	Item 5 falling bands & 3 pla: handkerchers.....	005

Item

²³ This inventory appears to belong, judging by the date of it, much further back towards the beginning of this book—if, indeed, it belongs in this book at all. It is probable that the manuscript leaf containing it got out of the “book of inventories” to which references have been made from time to time, and into the book of the proceedings of the court by mistake.

Item one old paire of ftockins, and a pa of old filke gartters	005
Item 6 pa of <i>Irish</i> Stockins all being rotten.....	000
Item 5 pa of fhooes & a pa of pumps.....	011
Item a pa of boots and fpurs.....	012
Item more for a Hatt.....	020

Sum is..... 222

Divisions & other neecessaries	Item 30 ^{li} of Cheefe being rotten.....	007 ^{li}
	Item 2 gal: of Aquauitie.....	006
	Item 15 ^{li} of Powder.....	015
	Item 2 groce of Tobacco pipes.....	004
	Item a Sword.....	010
	Item 4 d ⁿ [dozen ?] of ffishing hooks & lynes.....	012
	Item 4 weeding Hooes & a Grubing Hooe.....	009
	Item 4 Caks of Soope.....	004
	Item 3 ^{li} Startch.....	001
	Item one pound of fugger.....	001
	Item a bible being old.....	004
	Item 2 axes.....	003
	Item 2 Knifes.....	002
	Item a Pouder Bage and a horne.....	001— $\frac{1}{2}$
	Item a Tobaccobox and a glaffe.....	001
	Item a fmale pa of ftillers that will waighe 6 ^{li} at a draught	003
	Item a pewter Porringer and an aquevity meaffure a fpoone and a Nutmeg grater.....	000— $\frac{1}{2}$

Item an old ftocklocke wthout a key 2 olde m̄asks and a
fhooeing horne..... 001

Item a fmale Cheft..... 004

Item a Barrill..... 004

Sum is..... 089

The runlett of Vinniger leaked out at fea neuer deliud [delivered]

Debts oweing by *Thomas Clarke*

iii

Item to <i>William Webfter</i>	235	tob
Item to <i>Richard Wake</i>	010	
Item to <i>Thomas Weekes</i>	013	
Item for bringing the goods afhore.....	011	
Item to M ^r <i>Southerne</i> for recording the Will and recording the letter of Admnſtraçon and for the Admnſtraçon and the bond to the Gouvernor.....	015	

Sum is..... 284

Praifed by vs *ioſeph Cobb*
 ffarrar fflinton

Bridges ffreeman aged 26 yeares or there[abouts] examined fayth, that he heard *Roger Peirc[e fay]* a fortnight before his death that he was indeb[ted vnto] Cap^t *W^m Peirce* in the quantitie of 400 [lbs. of tobacco].

Vppon the pet of *Bridges ffreeman* It is ordered [that] . . . *ffowler* fhall build him three lengthes of houfinge wth a Chimney & a p̄tition foe foone as he can convenientlie & after he . . . the fame to Choofe men to vewe the fuffic[iency of the] worke M^r *ffreeman* is to pay one halfe [of the] ffees.

The

The Cort hath graunted vppon the p[etiçion] . . . that he shall haue a patent for 290 acres due vnto him for the aduenture of his . . . seruants *viz'* *Dorothy Spenser* his wife [in the] *Neptune 1619 James Robinson & Anthony* . . . [in] the *Catherine 1621 Joseph Deane &* . . . [in] the *George 1621* in any Convenient place not alreadie taken vpp.

Accordinge to the petiçion of *W^m Spencer* the [Co^t grants] vnto him 400 acres of land by leafe in any place not alreadie taken vpp, *viz'* for one & twenty years] he payinge the yearlie rent of ten barrells of [Corne]

The p[re]sentm^{ts} of the minifter & Church wardens of *Stanley Hundred* were delivered into the Co^t vnder their hands and also a register of marriages Burials & Christings.

fforasmuch as the Church Wardens of *Stanley huñd* were p[re]sented by the m[an]ster concerning the Church affayes, w^{ch} appeareth to be the onlie neglect of *Mr John Brewer* in not p[er]forminge of fowre dayes worke w^{ch} was due from him vnto the Church buifines, *It is therefore ordered* that *Mr Brewer* shall pay eight dayes worke for his said neglect to be payd to the vse of the Church wthin 4 dayes after his Cominge home from hence, & shall pay the Church wardens either of them 100^{li} of Tobaco for their trouble & hinderance in Cominge to the Co^t.

Vppon the p[re]sentm^t of the Church wardens of *Stanley huñd* for suspiçion of incontinency betweene *Henry King* & the wife of *John Jackson*, they lyinge together in her husbands absence, It is thought fitt that the sayd *Kinge* shall remoue his habitation from her & not to vse or frequent her Company vntill her husbands retorne.

The p[re]sentm^t for the vpper p[ar]ts deliuered into the Co^t vnder the hand of *Rouland Grayue* mynister

The Coppie of the p[ro]ceedings in the mounthlie Co^t at *Warrosquyoake* deliuered into the Co^t by *Mr John Vpton* & *Mr Thomas Jerden* Comission^{rs} there.

The Register of Christenings marriages & Burialls vnder the hands of the mynister & Churchwardens & likewise a Coppie of their levyes & disburftm^{ts} at *Warrosquyoake*.

The Inventorie of the goods of *Roger Prichard* deliuered into the Co^t & p[ro]ued to be a true Inuentorie by the testimonie of *John Dansey*

Robert Martin sworne and examined sayth [that hee] about *January* last Cominge from *John Mills* his house taxed *Stroud* about stealinge of Poultrye from *w^m White*, at that tyme the sayd *Stroud* C[on]fessed] that hee had stollen 2 henns but desired him not to s[peak] of it

Whereas it appeareth vppon the Confession of *Gyles Harrod* and *Thomas Stroud* that they stole two henns from *W^m White*, but in regard that it is manifest vnto the board that it was by the seducing p[er]suasions of *Stroud* that the henns were stollen, *It is therefore* thought fitt that the sayd *Stroud* shall receive the punishm^t for his offence *It is therefore thought fitt* that the sayd *Stroud* shall receive the punishm^t for his offence as is p[ro]uided in the statute for petty larcenye, *viz'* that he shall be tyed to the gallowes & there haue thirty stripes from the hands of *Gyles Harrod*

The p[re]sentm^t of the Churchwardens for the Corpora[ç]on of *James Citty* was deliuered into the Co^t by *John Jackson*, Churchwarden against *Henry Soney*

<p>Vppon the pet of <i>Mr Soney</i> to the Co^t the sixt day of <i>September 1632</i> recognizance of the good behauior is wthdrawne and void <i>Benj Harryson</i></p>	<p><i>Henry Soney Robert Martin George Holmes yo^r</i> shall acknowleddge to owe to our souarayne lord the kinge the some of fifty pounds sterlinge either of yo^r. <i>The Condiçion</i> that <i>Henry Soney</i> shall bee of good abearinge towards all his Ma^{ties} leige people in Virginia from time to time & at all tymes duringe his stay in the Country</p>
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Tefte B

The Inuentorie of *W^m Barnes* his estate deliuered into the Co^t & p[ro]ued to bee a true Inuentorie by the oath of *Thomas Phillipps*.

There is graunted vnto *Thomas Phillipps* a letter of administratation of the Estate of *Will^m Barnes* dec^d

the 5th day of *June* 1632 [?]

A CO^{RT} at *James Citty* the 5th day of *June* 1632[?]
[present]

S^r John Harvey Kn^t *Gouernor* & *Cap^t ffrauncis West* *Cap^t John West* *M^r W^m ffarar* *M^r Henry ffinch* *Cap^t Jack Stephens* *Cap^t John Vtye* *Cap^t Thomas Purifie* *Cap^t W^m Peirce*

Whereas it appeareth by the account of *Richard Cocke* that hee hath disbursed 639^l of tobacco for the paym^t of *John Brownes* debts haueinge married the relicte of the fayd *Brown*, and in regard the fayd *Brownes* estate was prayfed in money *It is thought fitt* that hee the fayd *Richard Cocke* fhall be allowed after the rate of eight pounds *sterlinge* for euery Thousand weight of the fayd Tobacco out of the fayd *Brownes* estate And it is likewise held expedient that *Richard Cocke* fhall kepe two Cowe calves of the next fall & to vndergoe the hazard of them vntill they bee ayeare older at w^{ch} tyme they are to bee marked and kept by the fayd *Cocke* for the vse of the Children of the fayd *Browne* & . . . for w^{ch} Calues *Richard Cocke* is to bee allowed 6^l *sterlinge* out of the fayd Estate, And in that it appeareth to the Co^{rt} that there remayneth after the paym^t of the aforefaid feull somes of money 14^l 13^s & 4^d for either of the fayd childrens parts of the fayd estate *It is likewise ordered* by the board that *Richard Cocke* fhall haue the vse of the fayd money towards the bringinge vpp of the Children vntill they Come to age.

Vppon the petiçon of *Nicholas Browne* there is granted vnto him a leafe of fifty acres of land lying vppon *hampton* river adioyng to the land of *Walter Kely*[?] hee payinge the rent of 7 bufhells & ½ of Corne yearlie for the fame

It is thought fitt & ordered that *Jeremy Clements* sh^d forme the Admyniftration of *Roger Pritchards* by devidinge the estate into equall pporçons towards the fatisfeinge of his debts vnto his Credito^{rs}

John May & *John Cumber* Sail^{rs} make oath vppon the holy Evangelifts that on the 25th day of *January* laft past they went wth two Boates vnto the late dwellinge houfe of *Thomas ffarlowe* where they shoud haue had 8 tun[s] of Tobacco, but *Thomas Crampe* answered that the fayd Tobacco was shipt aboard the shipp the *defence* [by the] M^r thereof *Cap^t Tobyas ffelgate*

William Emerson aged 32 yeares or thereabouts fworne & exâied fayth that beinge in *Southwarke* at on [one] *ffoxe* his houfe beinge neere vnto the place where *Edmund Clarks* Child was borded, this depon^t did heare the fayd *ffoxe* & his wife togeather wth many other men & women of the neighbours say that *Clarks* child was ftarued and misufed & that was the Cause of his running away & lyinge vnder ftalls

Anthony Wills aged about 35 yeares planter fworne & examined depofeth that the neighbo^{rs} where *Edmund Clarks* Child was Bordered did say that the fayd Child was foe hardlie vsed for want of victualls & clothinge he was wont to run away & this dep^t saw the Child in poore ragged Cloathes & brought in by the Bead[le]

the 9th of *ffebbruary* 1632

A CO^{RT} at *James Citty* the 9th of *ffebbruary* 1632
[present]

S^r John Harvey Kn^t *Gouernor* & c. *Cap^t ffrauncis West* *Cap^t Samuell Mathewe* *Cap^t W^m Clayborne* *M^r Henry ffinch* *Cap^t John Vty* *Cap^t Richard Stephens* *Cap^t Hugh Bullocke* *Cap^t W^m Peirce*

It is ordered that M^r *Mathewe Smallwood* fhall allowe vnto *Richard Cooke* planter out of the estate of *Cap^t John Preene* 950^l Tobacco, as is for these p^ticulars followinge
for

for warehouse roome.....	050 ^{li} tob
“ Division.....	400
“ Cowperidge & nayles.....	186
“ Tendaunce in Cort vppon suites ag ^t Cap ^t <i>Preene</i>	274
“ bring downe his Boate to <i>James Citty</i>	040
	<hr/>
	950

Mr *Thomas Harwood* desired the Co^t to take notice that he is readie on the behalfe of Mr *Edward Hurd* to fatisfie vnto *Thomas Sparkes* such Clothes and other things as are due vnto him by couenaunt

Cap^t *Robert ffelgate* deliuered into Co^t vppon oath an Account of the estate of *John Atkins* deceased

Vppon the petiçon of Mr *ffrauncis Bolton* minister vppon a fuite & controuerfie longe depending betweene them *It is ordered* that Cap^t *Hugh Bullocke* fhall fatisfie & pay vnto Mr *ffrauncis Bolton* for 580^{li} of Tobacco deteyned from the fayd Mr *Bolton* 14^{li} 10^s, and for arrearages of tythes 140^{li} tob & sixteene bushells of Corne.

Vppon *ffrauncis Poythres* his petiçon there is graunted vnto him a lre of Administraçon vppon the estates of *Thomas Hall* & *Roger Kidd* deceased.

Whereas *Theophilus Boriston* gaue vnto *Theophilus Stone* orphant 1000^{li} Tobacco, And whereas *Zachary Cripps* hath by the will of the fayd *Boriston* the fayd 1000^{li} of Tobacco in his hand The fayd *Zachary* wth the app^bation of the Co^t is willinge to deliuer vnto the fayd orphans father in lawe *Robert Godwyn* for the vse of the fayd orphane, one Cowe before the first day of *May* next ensuinge the fayd *Godwyn* puttinge in securitie for the same.

**Minutes of the Council
and General Court
1670--1676**

At a Generall Court held at *James Citty* the fifteenth day of
Aprill 1670 Ann^o Rgs Car 2 xxijth

present

SR W^m BERKELEY kn^t Gover &c *Tho: Ludwell* Secr Major Gen^l *Smith Coll Swann*
Theo. Bland Henry Corbyn Esq^r

Jones Sheriff M^r *Rob^t Jones* appointed high Sheriff for *northumb^land* for this
 present year

Appleton Sheriff M^r *Jn^o Appleton* is added to the Quorum of *West^mland* Com^{rs}
 and to be sheriff this present year

Peyton p^r Land M^r *Robert Peyton* hath ord^r granted him to pt^{nt} about five
 hundred and forty acres of land in *Gloster* County form^ly granted
 to M^r . . . and is by him deserted Ent rights according to Law

m^{rs} *Summers*
 p^r
 Admin^{con} Comi^{con} of Admi^{con} is granted M^{rs} *Tabitha Summers* the
 Reli^{ct} of M^r *George Summers* dec^d on all and Singuler the estate
 of her said husband on giving caution according to Law, and the
 Com^{rs} of *James Citty* County are desired to nominate appra^{rs}

James vs
Horwood
 . . . *George Horwood* confesseth Judgm^t to M^r *Rich: James* for pay-
 ment of three thousand three hundred Sixty eight pounds of Tob^o
 and Caske by bill under hand and Seale and fifty pounds p^r note
 wth all cofts

Godwyn vs
Mafon
 . . . Judgm^t is granted M^r *Morgan Godwyn* ag^t Major *Geo. Mafon*
 Sheriff of *Stafford* County for what he shall make appeare due for
 having w^{nt} delivered vnto him by the said *Godwyn* to arreft C^{oll}
Jn^o Dodman and not making a Swift returne thereof unless the
 said *Mafon* can force the appearance of the said C^{oll} *Dodman*
 at the next Co^{rt} according to law

Aprill the 16th 1670

present

SR W^m BERKELEY kn^t Gover S^r *Hen: Chickley* Tho: *Ludwell* Secr Major Gen^l
Smith Theo: Bland Henry Corbyn Esq^r

S^r *Hen: Chickley*
 Sworn This Day S^r *Henry Chickley* was Sworne one of his M^ā^{rs}
 Counsell of State for *Virginia*

Ludwell Esq^r p^r
 Land *Thomas Ludwell* Esq^r hath ord^r granted to Survey and pattent
 about three thousand acres of land lying in *Hen^o*: County form^ly
 granted to C^{oll} *Rich: Cock* & M^r *Jn^o Beauchampe* Joyneing upon
 the said *Cocks* land at *Malborne hills* and *Chickahominy* Swamp
 Ent rights according to Law

Lydall p^r Seizure It is the Judgm^t of this Court that the Seizure made by Cap^t
Lydall Sheriff of *York* County of two hhd^s of T^obo belonging to
 M^r *Edmond Jones* being brought from some other plantation to
 the plantation of M^r *Jn^o Wat^{rs}* was a legall Seizure of the f^d Sheriff
 being for Levys & fees due from the said *Waters*/

Swann vs
Stanton
 . . . *Nathaniel Stanton* confesseth Judgm^t . . . *Swann* for payment
 of fiteene pounds *Sterl* . . . exchange pstested wth Damages and
 Cofts . . . for three hundred forty pounds of T^obo and Caske.

Spratt

Spratt vs. Beard

The ord^r that *Henry Spratt* obtayned ag^t . . . *Beard* at a Court for *Lower Norff County* about Severall hhd^s of Tobō left in faid *Spratts Store* is confirmed *Beard* appealing . . . is ord^d to pay Damages and Cofts according to Act.

Aprill 18th 1670

p^{sent}

SR W^m BERKELEY kn^t Majo^r Gen^l *Smith Hen: Corbyn Theo. Bland Coll* . . .

Maffey Sherr
Land p^d freedom

M^r. Robert Maffey is appointed high Sheriff of *Stafford County*
It is ord^d that *Will^m Land* serv^t to *M^r* . . . be free and have his corne and cloathes according to custome . . . this Court.

Thruston p^d Land

It is ord^d that *M^r Malachy Thruston* take up and pattennt what waft and unpattented land lyes betweene the land of *John Marlins Rich: Pooles Lancafter Lovett & Renutus Land* he p^djudicing noe former grant and giveing the Inhabitants notice and Entring rights

Stamford p^d Jury
on Newtons land

Whereas by ord^r of this Court the 29th of *March 1666* An Extent was granted to *m^r Anthony Stamford* ag^t a third p^t of the Lands of *ffra: Newton* called the *Colledge*, And *m^r Jn^o Mohun* Attor of the faid *Stamford* this day peticoñing that a Jury may be Impannelled to find the true value by the yeare of the faid land and plantaçon wth respect to what Damage happened in the Guft in *August 1667* as also for what building hath beene erected by the faid *Stamford*

It is ord^d that an able Jury of the neighbourhood be forthwth Impannelled by the s^{heriff} of that County who are upon oath to find the yearely value of the faid plantation as aforefaid and to give verdict thereupon to be returned to the Court where it is to be recorded

Bowler vs.
Barber

The difference betweene *m^r Jn^o Barber* who married *m^{rs} Eliz Streeter* and *m^r Tho: Bowler* about bills of Exc and Tob^o is difmift *m^{rs} Streater* being dead, It is the opinion of the Co^rt that the Suite to be revived wth new p^{cesse}

Parrott vs
Burnham
Potter vs
ffreshwater
White vs
Thruston

The difference betweene *m^r Rich parrott* overfeere of the orp^t of *Dan^t Welch* and *m^r Jn^o Burnham* is difmift wth cofts.

The difference betweene *L^t Coll Cutberth potter & Tho: ffreshwater* late und^r s^{heriff} of *Rappā County* is difmift wth cofts

. . . *White* appealing from an ord^r of *James Citty County Co^rt* where the faid *White* Sued *Edward Thruston* as marrying the Exex of *m^r Thomas Loveing* for an acc^t of Severall goods left wth the faid *Loveing* at wth Court it was found that there was due to the faid *Cap^t White* Tenn Thoufand one hundred twenty seven pounds of Tobō and Caske and to be paid by the faid *Thruston*, The Court haveing Exa^mmd into the p^miffes doe confirme the faid ord^r to the faid *White* wth this ord^r that it be ag^t the eftate of the faid *Tho: Loveing* in whose hands soever it shall be found, and noe cause for *Whites* appeale appearing he is ord^d to pay cofts to the faid *Thruston*

Dale Sherr
S'Leger Codd
added to
Comiçon

M^r Edward Dale appointed Sherr for *Lancafter County*

M^r S'Leger Codd ord^d to be added to the Comiçon of *Lancafter County* and to be one of the Quorum

18th of *Aprill* 1670

[p̄fent]

GOVERNO^R Sr *Hen: Chickley Tho: Ludwell Theo: Bland* Major Gen^{ll} *Smith Hen: Corbyn Coll Swann Coll Willis*

Mr *Secr* Serv^t

It is ord^d that the Sheriff take into his Cuftody *Alex Phillis* Serv^t to the Hon^{ble} *Secr* and give him 39 lasses upon the bare back and for what tyme his honor fhall make appeare that he hath run away has to ferve according to Act.

Kendall p̄ Land

Will^m Kendall Jun^r and *M^{rs} Mary Kendall* hath ord^d granted them to patt Six thousand acres of Land in *Accomack* County form^{ly} granted to *David Williams* and by him deferted Entring rights according to Law.

Kendall p̄ Land

Will^m Kendall Jun^r and *Mary Kendall* hath ord^d granted them to patt two hundred acres of Land in *Accomack* County form^{ly} granted to *Dan^t Foxcroft* and by him deferted Ent rights according to Law.

Gill p̄ Land

Nick Gill hath three years liberty granted him to Seat and discover nyne hundred acres of Land form^{ly} granted to his father in *Northumberland* County p̄vided none can Make a better clayme to the Said Land.

Serv^t
nonfutes
L^r brittoon
Dudly vs.
Knowles

M^r Bertram Serv^t nonfutes *Jn^o L^r brittoon* *M^r Richard Lawrence* appearing as Attor for *LeBrittoon* and not being justly Quallified is ord^ded to pay cofts according to Act *als ex*

Atachm^t is granted *Cap^t Rich: Dudly* ag^t the estate of *Sam^t Knowles* the said *Dudly* being security for the appearance of the f^d *knowles*, to laft Court where he did not appear and Judgm^t paft ag^t *Dudly* as being security at the fuit of *Rob^t Dapwell & Comp^s* who fued for a debt of about three thousand two hundred pounds of Tob^o & Caske w^{ch} Atachm^t is to be returned according to Act.

19th of *Aprl* 1670 forenoon

[p̄fent]

GOVERNO^R Sir *Hen: Chickley Tho: Ludwell Edward Diggs* Major Gen^{ll} *Smith Theo: Bland Hen: Corbyn Cöll Bacon Cöll Swann Cöll Willis Cöll Warner Cöll Beale* Esq^{rs}

Mr *Diggs* Sworne

Edward Diggs Esq^r Sworne one of his Ma^{ty^s} Counfell of State for this Colony

Burnham vs
Parrott

The difference betweene *M^r Burnham* and *M^r Parrott* deft is referred to the fourth day of the next Gen^{ll} Court *M^r Catlett & M^r Beverly* are ord^d hereby p̄sonally to appeare/

Allen vs
Richards

In the difference depending betweene *M^{rs} Alice Allen* guardian to *Arthur Allen* fonne and heire of *Arthur Allen* deēd . . . and *M^r Jn^o Richards* defend^t about land form^{ly} belonging to *M^r Will^m Thomas* and by the said *Richards* purchased at an outcry being according to the will of the said *Thomas* and by the said *Jn^o Richards* . . . unto the said *Arthur Allen* deēd wth Gen^{ll} Warranty, w^{ch} Said land . . . found to Efcheate to his Sacred Ma^{te}, and fifty acres p̄t thereof being found due to one *Dan^t Roane* *It is ord^d* after long debate that the said *M^r John Richards* pay vnto the said *M^{rs} Alice Allen* as guardian aforefaid for the said fifty

fifty acres, recovered by the said *Roane* proportionable to the first purchase being Nynne thousand one hundred pounds of Töbo and Caske wth the costs of the Suite betweene the S^d *Roane* and *Allen*, and halfe the charges expended about the Escheate wth costs of the Suit *als ex*

19th of *Ap'* afternoone

[present]

GOVERNO^r *Tho: Ludwell Secr Edward Diggs Major Gen^l Smith Cöll Warner*
Thos. Bland Hen: Corbyn Cöll Bacon Cöll Willis Esq^r

Salisbury p
Lynny

In the difference depending upon a . . . between *Rich: Lynny*, plt and *Jn^o Salisbury* about deserted land, formly belonging to *Jervas Dodson* It is ord^d that the said *Jn^o Salisbury* possesse and Enjoy the said land; and *Lynny* ord^d to pay costs *als* [ex.]

Saffins ord^r
p Weires estate

It is ord^d that M^r *Jn^o Saffin* doe upon oath present to the Court of *Rappā* an acc^t of all and Singuler the estate of *Riēh Weire* dec^d w^{ch} he ever had in his hands custody or possession as alsoe to give Suff^t Security to be accountable to whome it shall lawfully belong unto

Vassfall p
auditors

M^r *W^m Bray m^r Tho: mathew m^r Tho: Bushrod & m^r Thomas Williamfon* are ord^d to auditt the acc^{ts} betweene m^r *Jn^o Vassfall* & m^r *Jn^o Saffin* and make their report Some tyme this Court, m^r *Bland* in regard it is a bufines of great Importance is Earnestly requested to attend the said auditors to assift them

pates ord^r about
Vassfalls estate

m^r *Jn^o pate* Attor to m^r *ffrancis Vassfall* adm^r of the estates of *Sam^l Vassfall Hen: Vassfall & m^{rs} Mary Cliffe* all dec^d haveing petitioned this Court that the said estates may be delivered unto him the s^d m^r *pate* as Attorney afore said the Court being Satisfied in the Said m^r *pates* power hath ord^d that major Gen^l *Robert Smith* and *Henry Corbyn Esq^{rs}* shall forthwith pay unto the said m^r *pate* by bills of Exchange made payable in *London* to the Said m^r *pate* as Attorney of the said *ffrancis Vassfall* and for his use the Severall Sumes intrusted in their hands & It is further ord^d that the said m^r *Jn^o Pate* give bond wth Suff^t Security to Save and Keepe this Hon^{ble} Co^{rt} harmeleffe

. . . about the said Estate w^{ch} bond shall remaine in the . . . said m^r *Pate* procure a lawfull acquittance from the said *ffrancis Vassfall* authenticated by good and publiq atteft of the Citty Serjeant or . . . and that the said m^r *Pate* shall difcount for the Keepe of . . . *Vassfall* as alsoe for the trouble that the said major Gen^l *Smith* hath been at as shall be agreed on by *Henry Corbyn Esq^r L^t Coll Cutberth m^r Thomas Williamfon*, who hath allowed tenn pounds for Keeping child and sixteen pounds *Ster* for his trouble being returned to the und^r fher hands.

m^r *Williamfons*
ord^r for Vassfall
estate

m^r *Thomas Williamfon* having been intrusted by this Court with a p^{ty} of the Estate of *Sam^l Vassfall Henry Vassfall m^{rs} Mary Cliffe* and haveing p^{duced} a bond and acquittance und^r the hand and seale of *ffran Vassfall* to the said *Vassfall* and *Cliffe*, It is ord^d that he have in his bond given to this Co^{rt} for securing the same and that his security be difcharged from the same

April

April the 20th 1670

[present]

GOVERNO^R Sr *Hen: Chickley Thos: Ludwell Secr Edwd Diggs major Gen^l Bennett*
 major Gen^l *Smith Coll Swann Coll Warner Theo: Bland Hen: Corbyn Coll*
Bacon Coll Willis Coll Beale Esq^rs

Walker p^r
 Admicion of
Perrys estate

Comicion of Admicion is granted Major *Thomas Walker* on all and singular the estate of *Thomas Perry* dec^d he giving caution according to Law. And whereas the Court of *Gloster* by ord^r from the Hon^{ble} Governo^r for p^rservation of the said dec^ds estate appointed m^r *Lawrence Smith* and m^r *Edward Booker* to manage the same It is therefore ord^d that m^r *Smith* and m^r *Booker* or any other p^rson whatsoever who are possessed wth any p^r or p^rcell of the said *Perrys* estate that they deliver the same unto the said Major *Walker* And whereas the said *Booker* and *Smith* hath shipped home for *England* divers hhd^s of *Tob^o* belonging to the said *Perrys* estate and consigned them to their owne Correspond^{ts} and for their owne p^rper acc^t It is hereby ord^d that they countermand their ord^r to their Correspond^{ts} to deliver the said *Tob^o* to the said Major *Walker* or order he paying the freight and dutyes and the reasonable expens^es they have been at about manageing the said Deceds estate L^t Coll *Cutberth Potter* and Coll *Robert Abrahall* hath made bond to this Court for the true p^rformance of the Admicion And it is further ord^d that m^r *Thomas Stevens Tho: mynor Peter Richards* [?] *Thomas Oliver & M^r Will^m Thorneton* or any foure of them meet at the house of the said *Perry* upon the 28th of this Instant to Inventory and appraise the said decds estate when at the next Court it is to be p^rsented upon oath of the said *Walker* Cap^t . . . and Cap^t *Ramsfey* are desired to be p^rsent and to administer the apprais^{ts} their oathes

Bullock vs
Jennings

The difference betweene M^r *Bullock* p^r and Cap^t *Jennings & Major Swann* Guardians to the orp^t of *Sam^t Mathewes* Esq^r dec^d is referred to the third day of the next Court

Plumtree p^r
 Admicion

Comicion of Admicion is granted *Susana Plumtree* widd of all and singular the estate of *Will^m Plumtree* her husband dec^d the giving caution according to Act

The order about
 Jayle birds

The Complaints of severall of the Councill . . . Inhabitants in the Countyes of *Yorke Gloster* and *middlefex* . . . apprehensions and fears least the honor of his ma^{te} and the . . . of the Collony be too much hazarded and Endangered by the great number of fellows & other desperate . . . sent hither from the severall prisons in *England* being this Day read in Counsell, we have upon most serious and carefull confid^acion of the same thought fitt to ord^r and doe hereby accordingly ord^r that for the p^rvention and avoiding the danger w^{ch} apparently threatens us from the barbarous designes and felonious practises of such wicked villaines that it shall not be p^rmitted to any p^rson tradeing hither to bring in and land any Jaile bird or such others who for notorious offenses have deserved to dye in *England* from and after the twentieth Day of *January* next upon paine of being forced to keepe them on board and carry them to some other Country where they may be better Secured, And we have been the more induced to make this ord^r by the horro^r yet remaining amongst us of the barbourous designe of such villaines in *September* 1663 who attempted at once the Subverfion of our religion laws
 libertyes

libertyes rights and p̄prietyes the sad effect of which desperate Conspiracy we had undoubtedly felt to the ruine or at least the very great hazard of the peace and welfare of this Collony and neighbor plantations had not god of his infinite mercy p̄vented it by a tymely and wond'full discovery of the same, nor hath it been a small motive to us to hinder and p̄hibite the Importation of such dangerous and Scandalous people Since thereby we apparantly loofe o' reputaçon whilest we are believed to be a place only fitt to receive such base and lewd p̄sons, *It is therefore resolved* that this ord' Shall remaine in force untill his ma^{te} shall Signify his pleafure to the contrary or that it be rev'fed by an ord' from his most Hon^{ble} privy Counsell and that it be forthwith published that all p̄sons concerned therein may take notice of it accordingly:

20th of Ap^l 1670

[p̄sent]

GOVERNO^R Sr. *Hen: Chickley Tho. Ludwell Secr Edward Diggs Major Gen^l Smith Major Gen^l Bennett Cöll Warner Theo: Bland Cöll Swann Cöll Bacon Cöll Willis Esq^{rs}*

Harris vs West

Majo^r Jⁿ West being arrested to this Co^{rt} at the fuite of *w^m Harris* and not appearing nor Security returned, Judm^t is granted ag^t the Sheriff of *new Kent County* for what *Harris* fhall make appeare due unleffe he cause the appearance of the Said *west* at next Co^{rt} according to Act.

Bushrod vs Oufsteene exec vs Corp

m^r *Sam^t Oufteen* confeseth Judgm^t to m^r *Thomas Bushrode* Attorney of *Thomas Lawry* of *Edinburgh* Marchant for payment of one hundred Nynety Seven pounds Seventeen Shillings *Sterl* being due by three bonds payable in *Scotts* money wth cofts *als* exec

Miles vs Moore

The difference between *W^m Miles* and *George Moore* about a serv^t boy is difmift, and *Miles* ord^d to pay cofts *als* exec

Miles vs Moore

The difference betweene *Will^m Miles* and *Thomas Moore* is difmift *Miles* ord^d to pay cofts *als* exec

Place vs Carver

The difference depending betweene M^r *Rowland Place* Attōr of *Thomas Burdis* Bro to *W^m Burdis* plt and Cap^t *W^m Carver* deft about plate and pieces of Eight was referred to a Jury whose names are *Jⁿ Richards Stephen Hamlyn Edward Wade W^m Whiteing Henry Applewayte ffra. Ayres Geo: Proctor W^m Alford Hubbard Harrell W^m Cookefon Jⁿ Rogers John Leake* who upon their oathes bringe in this verdic^t that they find for the Defend^t, w^{ch} verdic^t the Court doth confirme wth cofts/

21th of April 1670

[p̄sent]

GOVERNO^R Sir *Hen: Chickley Tho: Ludwell Secr Edward Diggs Major Gen^l Bennett Major Gen^l Smith Cöll Warner Thos: Bland Hen: Corbyn Cöll Bacon Cöll Willis Esq^{rs}*

Reeve vs Dale

M^r *Edward Dale* confeseth Judgm^t to *Henry Reeve* for paym^t of Seven thousand and Eighty pounds of Tobō and Caske wth cofts to be paid in *Chuckatuck* on the tenth of *October* next/

M^{rs} *Bynns*
Inventory

M^{rs} *Bynns* upon her Corporall oath p̄sented the Inventory of all and Singuler the estate of her husband M^r *Tho Bynns* dec^d to whome she is Adm^x w^{ch} is ord^d to be Recorded/

Barlow

Barlow et Guttree
about *Stiles*
estate

It is the Judgm^t of this Court that the right of the Personall estate belonging to *Jn^o Stiles Jun^r* is in *Thomas Barlow* as guardian to *Charles Bannister* halfe Brother of the said *Stiles* and not in *Guttree* in right of *Joane* his wife who claymes kindred from *Jn^o Stiles Sen^r* father of the said *Jn^o Stiles Jun^r*: Admifcon is therefore granted the s^d *Barlow* in the right aforefd on all and Singuler the Personall estate of the said *Stiles Jun^r* he giving caution according to Law in case the said *Guttree* at next Co^r shew not suff^t reasons to the contrary, *And it is further the Judgm^t of the Co^r* that the Said *Guttree* in right of his Said wife hath the best right to the escheat of the s^d *Stiles Jun^r* his land, she bringing evidence that the Said *Jn^o Stiles Sen^r* in his life tyme acknowledged her a kins-woman/

Newell et Cleare

Mr Sam^t Oufteene as Attor and on the behalf of *Mr Ambrose Cleare*, and *Mr Jonathan Newell* confesseth Judgm^t each to other upon two bonds under their hands and seals for two hundred thousand pounds of tob^o and Caske Conditionally to Stand to performe and abide the Award ord^r doome & arbitram^t of *Mr Thomas Hunt* & *Mr W^m Drumond* in a Difference between them and in case they the said *Mr Drumond* and *Mr Hunt* doe not agree, they are to choose an umpire p^ovided it be determined between this and the tenth of *June* next

Haynes vs Bracy

The difference betweene *Anth Haynes p^lc* and *Mr Bracy* Guardian to orphan [?] of Coll *Miles Cary* sen about land escheated by the S^d. Coll *Cary* is referred to the next Court the third day The Court being at p^lsent of opinion that the Right of the . . . then be made appeare that the said *Haynes* . . . Coll *Cary* . . . life tyme

Whitehaire vs
Newell &
Ballard

Mr Jonathan Newell and *Mr Thomas Ballard* . . . to *Mr Robert Whitehaire* Attor of *Mr w^m Sare*[?] for . . . of Tob^o upon the tenth of *November* next being in full of a Judm^t of this Court for a greater Quantity *Mr Newell* acknowledge . . . of the said *Mr Whitehaire* thirty six pounds . . . being mentoñed in the form^r ord^r

M^{rs} Stevens
ord^d

Upon the reasonable petiçon of *M^{rs} ffrances Stephens* the Reliçt of Cap^t *Sam^t Stephens* dec^d *It is ord^d* that . . . Imediately possfest of all the housing Lands and personal property made over to her by her said husband by deed of gift to her and her heirs and by him confirmed and acknowledged in Court, being at . . . in *Warwick County* & *it is also ord^d* that *Mr John Hill* who is now upon the said land shall have the use of such necessary housing as the said *M^{rs} Stevens* shall allow him upon the plantation where *factor Winfmore* lived this p^lsent yeare and that he may quietly reap what he hath now Sowen or planted upon the said land as alsoe make use of his tob^o plants Admifcon is granted to *M^{rs} ffrances Stevens* the reliçt of the said Cap^t *Sam^t Stephens* dec^d upon the remaind^r of her husbands estate wth the will annexed that she now p^lduceth, she giving Caution to save this Court harmeles *And it is ord^d* that the said will with the oath of *Mr Henry ffilmer* together with the said *M^{rs} Stevens* deed of Guift be recorded in this court

21st of Ap^l 1670

[present]

GOV^r S^r Hen: Chickley Tho. Ludwell Sec^r Edward Diggs Major Gen^l Smith
Major Gen^l Bennett Cöll Bacon Hen Corbyn Cöll Wyllis Esq^r

Ballard vs
ship Dolphin

m^r Thomas Ballard Informes this Court that there is a ship in James river one Emanuell Lory master w^{ch} goeth by the name of the Dolphin of Dartmoth w^{ch} belongeth to Dutch owners and is manned contrary to Act of parliam^t It is therefore ord^d that the said Shipp wth all her goods Tacle furniture and apparrell be forthwth Seized for the use of his ma^{ty}, and that the maft^r of the said Shipp be forthwth Sumon^{ed} to this Court to shew his reasons & defend his said shipp, And if it appeare that the Said Ship is forfeit^d the f^d m^r Ballard to have a grant thereof according as the Act of parliam^t in that case p^{ro}vides

Smiths ord^r vs
Serv^{ts} and
cleared by
p^{ro}clamation

Henry Smith of Accomack County being Indict^d for two rapes supposed to be Comitted on the bodyes of Mary Jones & Mary Hewes was brought to tryall and his Indictm^t was by the Grand Jury brought in Ignoramus, and was cleared by p^{ro}clamation, and It is ord^d that the said Mary Hewes and Mary Jones being his Serv^{ts} are ord^d to double there tyme they have been from him.

Peite and
Stevenson
cleared by
p^{ro}clamation
Yates vs Ifham

Thomas Peite and Thomas Stevenson being Indict^d for Stealeing two hhds of Töbo was cleared by p^{ro}clamation the Grand Jury being in Ignoramus vpon the bill and are ord^d to remaine in the Sheriffs Custody till they have paid their Just fees.

. . . in the Difference between James Yates and Cap^t Ifham . . . Sheriff of Hen^o County that the said Cap^t Ifham forthwth . . . said Yates his Gun w^{ch} he form^{ly} seized for the said Yates Boyes and the said Yates is ord^r to give him the said Cap^t Ifham his bill with good security for his levyes and eafy pay to beare his owne Charges.

Barber vs Hills
exec

Judgment is granted M^r Edward Barber ag^t Justinian Hill for payment of Six hundred and Seventeene pounds of tob^o and Caske wth wth cofts wth forbearance als exec the bill being for two thousand pounds of tob^o and Caske but the residue being paid by ord^r of Eliz Citty County Court.

Robins nonfute
Guy
Scarburgh ord^r
about the alter-
açon of the
bounds bet this
Collony &
Maryland

Thomas Robins nonfuites w^m Guy noe Declaraçon being Entred

Whereas we are informed that Co^{ll} Edmond Scarburgh Surveyo^r Gen^l of this Collony contrary to o^r knowledge and wthout o^r ord^r or consents is intended to alter the bounds lately laid out between this Collony and the p^{ro}vince of Maryland on the Easterne Shoare, It is therefore ord^d that Co^{ll} John Stringer doe forthwith after his arrivall at Accomack in the name and by the authority of this Court Comand the said Co^{ll} Scarburgh not to p^{ro}ceed to the alteration of the said bounds till he receive ord^r from this Court foe to doe as he will answere his Contempt at his p^{ro}ill.

Baker vs Ellis

The ord^r and verdiçt of a Jury from Kent Court Dated the two and twentieth of December 1669 betweene Henry Baker p^t and Riçh Ellis Def^t about hogstealing, Ellis appealeing to this Court, It was after much debate ord^d, that the said ord^r of Kent Court & Juryes verdiçt be confirmed And Ellis ord^d to pay damages and cofts as in case of appeales according to Act als exec

Warren

Warren ꝑ probate
of his fathers will

The laſt will and Teſtament of M^r *Thomas warren* of *Surry* County dec^d was ꝑved in Co^rt by the oathes of *John Corker* and *will^m Thomſon* and a ꝑbate therefore granted to *will^m Warren* ſone of the ſaid *Thomas warren* in the ſaid will nominated Executor.

Crafford et Wyth ꝑ
quietus vs
Spackman

It is ord^d that M^r *David Crafford* and M^r *ffrancis wyth* Adm^o of the eſtate of *Henry Spackman* dec^d; have their *quietus*, from the f^d Eſtate they haveing ꝑduced an acc^t wherein they have paid beyond aſſetts w^{ch} acc^t is ord^d to be recorded.

Walker vs
Elliott

The difference between major *Tho walker ꝑlt* & *will^m Elliott* def^t about a piece of land on *Queenes Creeke* at *Peanketank* in *Gloſter* County, found granted to M^r *Tho: Boſwell* and ſuppoſed to be by him deſerted, *It is here ord^d* by, and wth the conſent of the Said ꝑtyes that the Said *Elliott* poſſeſs and Enjoy the ſaid land in queſtion for ever, And the Said *Elliott* is hereby ord^d to pay unto the Said Major *Tho: Walker* his double coſts and expenſes Juſtly expended about the Said Suite *als* exec.

Cleaton vs
Jeffryes &
Colclough
Atach^{mt}

Whereas in november Co^rt 1663 *W^m Roberts* ſince dec^d obtayned Judgm^t ag^t *Henry Corbyn* and *Rich Lee* Eſq^{rs} as Attornys of M^r *Jeffryes* and M^r *Colclough* of *London* marc^{ts} for two hundred, twenty one pounds foureteen ſhill ten pence *Sterl* w^{ch} f^d debt nor any ꝑ^t thereof not Being paid And the Said *Roberts* dying made his will and bequeathed the ſame to *W^m Cleaton* who marryed wth the Daughter of the ſaid *will^m Roberts* Atachm^t is therefore granted the f^d *Cleaton* ag^t the eſtate of the f^d *Jeffryes* and *Colclough* in whoſe hands ſoever it ſhall be found in *Virg^a* to this Co^rt for Judgm^t for . . .

Iken ſherriff
Andrews &
Kendall
ffendry vs
Elliott

M^r *Thomas Iken* appointed high Sheriff for *Warwick* County Major *Will^m Andrews* & Co^{ll} *Will^m kendall* are appointed to be of the Quorum for *Northampton* County.

It is ord^d that *Stephen ffendry* and . . . be paid by M^r *Elliot* for twelve days each of them being ſumoned as evidences ag^t Major *Tho: Walker* according to Act.

Potter vs Ruth
Atachm^t ex

It is ord^d upon the reaſonable petiçion of L^t Co^{ll} *Cutberth Potter* that he have an Atachm^t granted him ag^t all and ſinguler the eſtate of *Iſack Ruth* in this Country being employed and intruſted by the ſaid *Potter* with a veſſell and aconſiderable quantity of goods and hath made noe retorne of either for the Securing of the ſaid *Potters* intereſt retornable to this Court where the ſaid *Potter* is to make his debt appeare.

Aprill the 22th 1670

[ꝑſent]

EDWARD DIGGS Major Gen^{ll} *Bennett* Major Gen^{ll} *Smith* Theo: *Bland* Hen: *Corbyn*
Co^{ll} *Bacon* Co^{ll} *Warner* Co^{ll} *Beale* Eſq^{rs}

Lightfoot vs
Reeve

A reference at the requeſt of the Defend^t is granted in the difference between M^r *Phill Lightfoot* pl^t and *ffra: Reeve* def^t to the third day of the next Gen^{ll} Court.

Place vs Stith

The difference between M^r *Rowland Place* pl^t and M^r *Jn^o Stith* def^t is referred to the third day of the next Co^rt.

Place vs. Stith

The difference between M^r *Rowland Place* pl^t and *Jn^o Stith* def^t is referred to the third day of the next gen^{ll} Co^rt.

Marſhall

*Marshall vs
Baker*

Will^m Marshall Servant to *M^r Lawrence Baker* is declared free by this Court and ord^d that the said *Baker* pay him his corne and cloathes according to Cuſtome as alſoe a hhd of tob^o for his tyme he ſerved longer than he ought wth coſts *als* exec.

*Loryes ord^r about
the ſhip Dolphin*

M^r. Thomas Ballard yeſterday Informeing ag^t *Emanuel^l Lory* Comand^r of the Ship *Dolphin* of *Dartmoth* that ſhe was not a free ſhipp for trade and not manned according to Act of parliam^t, And the ſaid *Lory* Now ꝑſonally appearing and ꝑ^roducing his Certificate from the Cuſto^me houſe at *Dover* as alſoe his cocketts for Lading and alſoe declaring that he had but two *dutchmen* aboard that were Seamen, It was after much Serious debate and examination in the ꝑ^remiſſes (& for the reaſons aforeſ^d) the opinion of the whole Court that the ſaid Ship *Dolphin* is a free ſhipp And foraſmuch as the ſaid *Lory* did not leave his Certificate and Cocketts in the office to be recorded. *It is ord^d* that he pay unto the ꝑ^rſons that were ꝑ^reſſed and for the boate hire one thouſand pounds of tob^o and Caske

*Corbyn & Smith
Eſq^{rs} delivery of
bill to M^r Pate*

Majo^r Gen^{ll} *Robert Smith* and *Henry Corbyn* Eſq^{rs} in Court delived unto *M^r Jn^o Pate* Attorney of *Jfrancis Vaffall* Eſq^r Adm^r of *Sam^t & Henry Vaffall* and *Mary Cliffe* dec^d bills of Exchange for what is due from them as being intruſted by this Co^{rt} with two thirds of the ſaid *Vaffalls* and *Cliffes* eſtate.

*Jenning and
Baffett vs Pate*

M^r Jn^o Pate appears in Court and confeſſes Judgm^t to Cap^t *peter Jenning* and Cap^t *Will^m Baffett* for the Sume of ſixteene hundred pounds to ſave them and their heires Exec^{rs} and adm^{rs} harmeleſs of and from all damages troubles or moleſtations whatfoever that ſhall come or happen to them or either of them as being the ſaid *M^r pates* ſecurity in this Court about the eſtates of *Sam^t Vaffall Henry Vaffall & Mary Cliffe*.

*Andrews vs
Bynns*

The Difference depending betweene Majo^r *Will^m Andrews* Guardian of *George Evelyn* orp^t of *Mountjoy Evelyn* p^{lt} and M^{rs} *Eliz Bynns* Adm^r of *Thomas Bynns* dec^d about *Grindalls hill* is diſmiſt, And the ſaid M^{rs} *Bynns* in the right of the ſaid *Tho: Bynns* to remain in poſſeſſion, neither of the orphts being at age.

22th of *Ap^l* afternoon

[ꝑ^rſent]

GOVERNO^R *Hen Chichley Tho: Ludwell Sec^r Edward Diggs* Majo^r Gen^{ll} *Bennett*
Coll *Warner Theo: Bland Coll Bacon Coll Willis* Eſq^{rs}

Clarkes Clayme

Edward Bleeke Attor and on the behalfe of the heires of *M^r John Clarke* who heretofore lived at the *middle plantation* doth make clayme to all the lands of the ſ^d *Clarkes* in this Country.

*Bell et als vs
Baker*

Thomas Bell John Guttree and *Sam^t Wynn* being Sumoned as evidences by *Henry Baker* ag^t *Rich Ellis* and haveing attended foure dayes apiece are ord^d to be paid by *Baker* according to Act *als* exec

*Broadick vs
Reader*

Atachm^t is granted *Rich Broadick* ag^t *Henry Reader* upon a penall bond of eight thouſand nyne hundred and Sixty pounds of Tob^o and Caske being returned by the Shefr of *New Kent County non eſt Inventus* retorne according to Act

Whitby

Whitby choice
of Todd for his
guardian
Cammock
p
Land

Will^m Whitby Sonne of Will^m Whitby dec^d: appears in Court and petiçions that M^r Thomas Tod may be admitted his guardian w^{ch} is accordingly granted

Warwick Camock hath ord^r granted to pattennt Seven hundred acres of land on the North side of *Rappā* river form^{ly} granted to Vincent Stamford and by him deferted and since granted to Robert Pollard and by him deferted. Ent rights according to custome.

Ord^r p^r maft^{rs} to
give bond

All maft^{rs} of Shippes or Veffells trading into this Collony are hereby ord^d to give bond to the Collecto^{rs} or those who are appointed to make Entries to unloade what Tobō or goods they fhall receive aboard in some of his maj^{ty}s ports according to Act of Parliam^t notwth standing they have Certificates that they have given bond in *England* as they will anfwere their contempt to the contrary

Loyd vs Sockey

Judgm^t is granted M^r Owen Loyd ag^t M^{rs} Eliz Sockey widd for paym^t of two thousand pounds of Tob^o and Caske to be paid according to Specialty wth cofts *als* exec.

Decon vs Nevett

In the difference depending betweene M^r Tho: Deacon p^r and M^r Hugh Nevett def^t about a p^{cell} of Land by the said Deacon mortgaged to the said Nevett for the Sume of Sixty pounds *Sterl* It is ord^d that the said Deacon pay unto the said Nevett the said Sume of Sixty pounds *Sterl* and the said Deacon to enjoy the land And whereas the said Nevett hath been much out in building clearing and making a plantation therevpon. It is ord^d that a Jury of the neighbourhood be Impannelled by the Sheriff to enquire of the Impvement and meane p^{fits} of the said land w^{ch} said Juryes verdict is to be returned to the next Co^{rt} where Judgm^t is to passe and Nevett to Enjoy the Land till the next Cropp.

Pleasants
vs
Crewes

Cap^t James Crewes being arrefted to the Co^{rt} by the Sheriff of Hen^o County at the Suite of M^r John Pleasants Attorney of M^r James . . . M^r. Will^m Beauchampe Exec^{rs} of M^r Jn^o Beauchamp dec^d . . . not appearing and M^r W^m ffisher being returned Security, Judgtm is granted the said Pleasants as Attor afore said ag^t the said ffisher for what he fhall make appeare due unlesse he cause the appearance of the said Crewes at next Court according to Act.

Hyre vs James

Judgm^t is granted M^r James Hyre Attorney of M^r Will^m Cocker who marryed the Reliçt of Cap^t Jn^o Whitty dec^d ag^t M^r Richard James for payment of tenn pounds three fhillings *Sterl* with cofts *als* exec.

April the 23rd 1670

p^{sent}

MAJOR GEN^{LL} SMITH Edward Diggs Co^{ll} Warner Co^{ll} Swan Co^{ll} Bacon Hen:
Corbyn Theo. Bland Co^{ll} Beale Co^{ll} Willis Esq^{rs}

Medford p^r Land

M^r John Medford hath ord^r granted to pattennt three hundred acres of land Situate on the north Side of *Rappā* County in the p^rish of *ffarneham* being form^{ly} granted to John Suckett and is by him deferted Entning rights according to Act.

Smith vs
Servants

It is ord^d that william Nock and Richard Chambers fervants to M^r Henry Smith retorne wth him to Accomack and there remaine wth him till the next Gen^{ll} Court where the s^d Smith is to make his damages appeare ag^t them.

ord^r

ord^r vs the shipp
hope of Amsterdam

Whereas upon the information of *Theoderick Bland Esq^r* the shipp hope of Amsterdam was in *October* laft by this Court ord^d to be Seized and the mafter of the faid Ship to be arrefted to appeare this p^{re}sent *April* to anfwere before the Court, to the Comp^t of the faid *Theo. Bland Esq^r* on behalfe of his ma^e for that the faid Ship was a *Dutch* shipp and navigated contrary to Act of parliam^t to w^{ch} ac^{co}n the faid Mafter being returned *non est Inventus, It is ord^d* by this Court that notwthstanding the faid shipp be appraifed She doe ftill remaine und^r arreft untill the mafter fhall come forth and fhew good reafons to cleare her or fhall abfent himfelf Soe long as by the Law fhe may be convicted by reafon of his non appearance and Co^{ll}. *Jn^o Stringer* is hereby ord^d & authorized to take care and p^{ro}vide that the faid Ship be Soe Secured as to be forthcoming at her tryall as alfoe to make dilligent Search and Enquiry what loading was brought in by this faid Ship and now difpofed of and to make report of the fame to this Co^{rt} at their next Seffion.

Vaffall vs Saffin

The differences between *M^r Jn^o Vaffall* and *M^r Jn^o Saffin* about all acc^{ts} and other differences is put to the finall end and determination of *M^r Thomas Bufhrod M^r Bracy M^r Tho. Williamfon & M^r Tho mathew Theo Bland Esq^r* to be umpiere and finally to determine the fame, The faid *m^r Jn^o Vaffall* and *m^r Jn^o Vaffall [Saffin]* confeffeth Judgm^t each to other in the Sum^e of five hundred pounds *Sterl* to ftand to and abide the award of the aforefaid Gent^l and to meet in the afternoon

ffoxhall vs Lord

. . . betweene *M^r Jn^o ffoxhall*, and *Cap^t John Lord* is reff^d unto foure Gent^l of the County of *Rappa* each of them to choofe two who are defired to meet upon fome convenient tyme after notice given there to Enquire into all differences betweene them the faid *ffoxhall* and *Lord* and make their report to the third day of the next Gen^{ll} Court *M^r ffoxhall* makes choife of *Maj^{or} Jn^o weire & M^r Jn^o Mott*, *Cap^t Lord* makes choife of *Coll Jn^o Catlett & Cap^t Tho Hawkins* and in cafe of the abfence of either of the aforefaid Gent^l they doe by confent make choife of *M^r Will^m mofs* and *Cap^t Humphrey Booth*.

*Clayborne vs
Cleare*

The Difference betweene *Cap^t will^m Clayborne* and *M^r Ambrose Cleare* is by confent referred to the third day of the next Gen^{ll} Court the faid *Clayborne* and *Cleare* p^{ro}visionally to appeare unleffe Sicknes p^{re}vent either of them, and the ord^r ag^t *M^r Claybornes* Security to be void.

*Edwards vs
Bristoll*

Whereas it appeareth to this Co^{rt} that *Cap^t will^m Cafwell* was indebted to *M^r Thomas Hunt* as guardian *will^m Edwards* orp^{ts} the fume of Six thoufand Seven hundred and thirty pounds of tob^o and Caske: and fuite being brought ag^t *Cap^t Robert Bristoll* Attor of the Adm^r of the faid *Cafwell* *M^r Robert Beverly* the faid *Bristolls* Attorney pleaded in barr, that a former Judgm^t was granted the faid Adm^r of more than the faid *Cafwells* eftate came too, but that pra^{cti}fice being found contrary to an Act of Affembly in that cafe p^{ro}vided *It is ord^d* that the faid *Cap^t Bristoll* fhall pay vnto the faid orphans of *Edwards* the faid fume of Six thoufand Seven hundred and thirty pounds of tob^o and Caske wth cofts out of what hath or hereafter fhall come to his hands and if he hath fent what he hath received for *England* to the Adm^r it fhall be accounted done in his owne wrong & fhall not acquitt him from this paym^t it being contrary to the Law of the Country.

*Littlepage vs
Bristoll*

Vpon the Petition of M^r *Richard Littlepage* assignee of M^r *Edward Sanderson* ag^t Cap^t *Robert Bristoll* Attor of the Adm^r of *Will^m Cafwell* deēd for Thirty Pounds *Sterl* due from the said *Cafwell* to the said *Sanderson* debt haveing been due for feveral yeares, ord^r is granted the said M^r *Littlepage* ag^t the said *Bristoll* for Paym^t thereof out of the said *Cafwell* his estate before any *Englsh* debt be paid according to Act of Assembly wth cofts.

Chiles ꝑ Serv^t

Mary Hewes late Serv^t to M^r *Henry Smith* appeares in Court and confesseth that she hath foure yeares five months & fourteen dayes to ferve, and by the said *Smith* sold to M^r *Walter Chiles*, being her full tyme of fervitude according to ord^r of this Court

Marrable ꝑ Serv^t

Mary Jones late Serv^t to M^r *Hen: Smith* appeares in Court and confesseth that she hath foure yeares to ferve and by the said *Smith* sold vnto M^r *Geo Marrable* being her full tyme of fervitude according to ord^r of this Court

Potter vs Glover

It is ord^d that *Rich Glover* appeare before *Hen: Corbyn* Esq^r or M^r *W^m Travis* or either of them betweene this and the tenth of *May* next and there declare upon oath whether the seven thousand one hundred and eighty pounds of tob^o and caske menconed in his acc^t be included in the nyne thousand eight hundred seventy and six pounds of tob^o and Caske and there make appeare how he paid it, And that he confesse Judgm^t before him or them for the remaind^r for what shall appeare due to L^t Co^{ll} *Potter* wth cofts

*Smith vs
Melling*

Edward Smith being arrested to this Court at the fuite of M^r *Will^m Melling* and not appeareing is nonfuited and ord^d to pay cofts *als exec*

*Ludwell Esq^r vs
Whitty*

Judgm^t is granted to *Thomas Ludwell* Esq^r ag^t the estate of *Jn^o Whitty* deēd in the hands of M^r *James Hyre* Attor of M^r *Will^m Cocker* who marryed the Relict and Exec^r of the said Cap^t *Jn^o Whitty* or in whose hands foever he shall finde any estate of the s^d *Whittys* for paym^t of forty five pounds feventeen shillings ten pence with cofts

April 25th 1670

ꝑsent

GOVERN^r Sir *Hen: Chichley Tho: Ludwell* Secr *Theo: Bland* Maj^r *Geñll Smith*
Coll *Bacon* Coll *Beale* Esq^{rs}

*ffrench vs
ffowler*

Whereas in *October* Court last *Jn^o ffrench* obteyned ord^r ag^t *George ffowler* as Security for the appearance of *Plomer Bray* who was sued for three thousand three hundred Pounds of Tob^o and Caske vnlesse *Bray* should appeare this Court and the said *Bray* now not appearing Judgm^t is granted the said *ffrench* ag^t the s^d *ffowler* for paym^t of the said sume wth cofts *als exec*

*Barber vs
Watkins*

The difference betweene M^{rs} *Letitia Barber* p^l and and *Phill Watkins* about a mare is referred to the Com^{rs} of *Yorke* County Court where the witneffes are ord^d to be as alsoe the mare, and a Jury to be Impannelled to enquire into the ꝑmises and the said Court to determine the same

*Greene vs
Holmewood*

The difference betweene M^r *Roger Greene* & M^r *Holmewood* is referred till *April* Co^t next and the form^r ord^r of this Court to be of force

Hunt

*Hunt vs
Munger*

In the difference betweene M^r *Thomas Hunt* and M^r *Jn^o Munger* as marrying the reliēt of *Edward Bushell* def^t *It is ord^d* that the determination thereof be referred untill the third day of the next Gen^l Court at w^{ch} Court the f^d M^r *Hunt* is to cleare the question about an Atachm^t p^tended to be served vpon the mill

Hunt p^t Bridge

Vpon the reasonable petition of M^r *Thomas Hunt* wherein he is willing to keepe and maintaine a goode and passable roadway for horſe foot and carts over the Mill Dam at *Poetan*[?] *It is ord^d* that the said M^r *Hunt* be henceforward obliged to p^tform the same at that he shall receive yearely from the publiq for so long as he maintaineth the said way one thousand pounds of tob^o and Caske w^{ch} shall be laid in *James Citty* or *Yorke* Countyes every yeare

Pindar vs Babb

In the difference betweene *Jn^o Pindar* p^l, & M^r *Rob^t Babb* def^t and betweene the Said M^r *Babb* p^l and the said defend^t being a crosse ac^on after long debate in Court of Either Side *It is resolved by the Co^r and accordingly ord^d* that the said *Pindar* shall receive of the said M^r *Babb* the Eleven thousand Six hundred pounds of Tobō and Caske form^ly granted him by ord^r of *Surry* Court or Soe much thereof as is behind and unpaid and that M^r *Babb* by reason of the late Collection of the Sheriff shall not have his mill Seized upon untill the last of *March* next, (in case the said M^r *Babb* does not Satisfye the said debt to the said *Pindar* before) w^{ch} mill by vertue of this ord^r and wth the consent of the said M^r *Babb* in Court is bound over to the said *Pindar* for . . . of the said debt

And the said M^r *Babb* is alsoe released from . . . charges of the private court called at *Surry*, but is to pay unto the said *Pindar* in respect of being soe long forborne Interest for his said tob^o and Coſts . . . of Court, and if the Said *pindar* demand wage for the miller that kept the mill when she was in his possession then the said M^r *Babb* shall pay the same and shall receive a Just am^t of the p^tfitts of the Mill for the tyme that the said *pindar* had her

M^r *Secretary*
vs
Whitty

Whereas this Court *Thomas Ludwell* Esq^r obtayned Judgm^t ag^t the estate of Cap^t *Jn^o Whitty* dec^d in the hands of M^r *James Hyre* Attor of M^r *W^m Cocker* who married the Reliēt and adm^r of the said *Whitty* or in whose hands or custody soever it should be found for paym^t of forty five pounds Seventeen Shillings, tenn pence And whereas this Court is informed by the said *Tho. Ludwell* Esq^r that there is in the hands of *Henry Corbyn* Esq^r the Sum^e of Twenty five pounds *Ster* and in the hands of M^r *Richard James* the Sum^e of tenn pounds three shillings *Ster* w^{ch} belongs to the said *Witty* his estate, Judgm^t is upon the peti^on of the said *Thomas Ludwell* Esq^r granted him for the said Sum in the hands of the said M^r *Corbyn* and M^r *James*, as alsoe Judgm^t for tenn pounds fourteene shilling ten pence wth coſts in the hands of Cap^t *Edmond Lister* [?] if any estate of the said *Whitties* be in his hands

James ord^r to be
added to *James*
Citty Co^r
Ballard vs
Sorrell

It is ord^d that M^r *Richard James* be added to the Comi^on of *James Citty* County and to be admitted and Sworne at the next Court to be held for the said County

M^r *Will^m May* and M^r *Richard Lawrence* are ord^d to examine in to the difference betweene m^r *Tho: Ballard* assignee of *Jn^o Nowell* & M^r *Rob^t Sorrell* and make their report to the next Court to be held for *James Citty* County where the f^d difference is to be determined

Woodward et Bacon The controverſie long depending betweene Cap^t *Will^m Woolward* p^t and Co^{ll} *Nath Bacon* def^t about the Land of *Justinian Cooper* dec^d was this day mooved in Court and for the avoyding of further vexation and charges of Law in the ſaid difference and for the friendly and peaceable ending thereof the ſaid p^t and Def^t did voluntarily and wth equall conſent in open Court referre the finall determination of the ſ^d Suite to foure of the Hon^{ble} Counſell *viz* Major Gen^{ll} *Richard Bennett* and *Theo: Bland* Efq^r for the p^t and *Edward Diggs* and *Francis Willis* Efq^{rs} for the Defend^t and in caſe of diſagreement choſe four gentlemen to chooſe an vmpire the ſaid Award to be given up and finiſhed by or before the twenty fifth Day of *June* next at *James Citty* and the ſaid Cap^t *W^m woolward* and Co^{ll} *Nath Bacon* doe hereby confeſſe Judgm^t each to other in the Sume of two thouſand pounds *Sterl* to abide and p^rforme the aforeſaid determination to be paid by the party Not Submitting unto the other and execucon to iſſue for the ſaid Sume upon this ord^r

Buſhrod vs Shelſton The difference betweene M^r *Thomas Buſhrod* & M^r *Shelſton* about a young Stone horſe is referred to *York County* Court ther to be finally ended and determined where the horſe and Brands are to be p^rduced.

Atach^{mt} is granted M^r *Jn^o Vaffall* & M^r *Jn^o Saffin* ag^t the eſtate of *Henry Vaffall* in the hands of *Hen: vaffall* and *mary Cliffe* for two hundred . . . pounds one ſhilling and foure pence beſides intereſt retor^d to the third day of the next Gen^{ll} Court where the ſaid *vaffall* and *Saffin* are to make their debt appeare.

Or^d about *Sheppards will* The will of *Jn^o Sheppard* dec^d is referred for p^rbte thereof to the next Court to be held for *Surry County* whether the ſaid *Sheppard* was of age or not at the tyme of making his ſaid will and make report thereof to the third day of the next Gen^{ll} Court.

Mathew vs. Raddon et Evans. Attachment is granted M^r *Thomas Mathew* ag^t. the eſtate of *Philip Evans* & *Thomas Raddon* retor to next Court where the ſaid *Mathew* is to make his debt appeare.

The difference between M^r *Rich price* & M^r *W^m Cary* . . . conſent of the Attorneys referred to the next Court to be held for *Lancaſter County* there to be finally ended and determined.

Peirce vs Cary The difference betweene M^r *Rich Peirce* & M^r *W^m Cary* & by conſent of the Attornyes referred to the next Court to be held for *Lancaſter County* there to be finally ended and determined

Stephens ord^r p^r Inventory It is ord^red that m^{rs} *Stephens* Adm^x of M^r *Sam^l Stephens* dec^d p^rſent Inventory of her ſaid huſbands eſtate vpon oath to the next Court.

Plover vs Reeve The difference betweene M^r *Jn^o plover* Sonne and Attor of *Jinnifer plover* Aſſigne of *Abraham Sharpe* Brother heire and adm^r of *Robert Sharpe* dec^d p^t and *Henry Reeve* def^t is referred to the Com^{rs} of *Rappah.* County Court and they to make inquiry into the ſaid difference and make their report to the fourth day of the next Gen^{ll} Court.

Napier vs Dowers It is ord^red that major *George maſon* late Sheriff of *Stafford County* or the Sheriff for the tyme being cauſe the personal appearance of *Tho: Dowers* to the third day of the next Gen^{ll} Court to anſwere the Comp^t of M^{rs} *Mary Napier* widd.

*Place vs
Pleasants*

M^r *Rowland place* arreſting M^r *Jn^o pleasants* Attorney of M^r *James Janney* to this Court and pretending about three hundred pounds *ſterl* due from the ſaid *Janney* It is ord^d that the ſaid *pleasants* ſhall not be hindred in ſending home any retornes that he ſhall have ready to ſend by this preſent Shipping but he is ord^d not to ſend home the remaind^r of thoſe concernes by the next ſhipping untill the Complaint of the ſaid *Rowland place* be reſolved and adjudged by this Hon^{ble} Court.

Bleeke vs Cotten

It is ord^d by conſent that M^r *Jn^o Cotten* Attor of *Tho. pearle* the Adm^r of *Richard pearle* dec^d ſhall according to the direc^on of the ſaid *Tho: pearle* deliver unto M^r *Edward Bleeke* Attor of *Alexand^r Martyn* ſoe much goods as are left and unfold belonging to the ſaid *Martyn* w^{ch} amount unto twenty five pounds twelve ſhill three pence and that it ſhall be referred to M^r *Rich Stock & M^r Jn^o Bracegirdle* to view the books of acc^t of the ſaid *Rich. pearle* dec^d and to ſee what goods belonging to the ſaid *Alexand^r Martyn* were diſpoſed of by the ſaid *pearle* and at what rates and to proportion the charges of freight Storidge and recovering the goods from *Coll Beale* w^{ch} is to be allowed out of the tob^o that ſhall appeare to be due to M^r *Martyn* and M^r *Cotten* [is to give] M^r *Bleeke* good bills for ſo much Tobo as ſhall appeare [due M^r *Martyn* for ſuch $\frac{1}{2}$ of his goods that were fold

This Court adjourned to the Twentyeth day of *June* next where all acc^ons upon the Dockquett and references from the laſt Court are to be heard

Teſt Rich Awborne Cl Con

At a Gen^{ll} Court held by adjourn^t this Twentyeth of June
1670/

[present]

SR W^m BERKELEY kn^t Gover &c Tho: Ludwell Secr Coll Swann Theo: Bland Esq^r

Parke Council^r L^t Coll Dan^t Parke was admitted and Sworne one of his Ma^{ty}
Councill of State for this Collony of Virg^a./
Cap^t Jennings Council^r Cap^t Peter Jennings was admitted and Sworne one of his Ma^{ty}
Councill of State for this Collony of Virg^a

June the 21th 1670

[present]

SR W^m BERKELEY kn^t Govern^r &c Tho: Ludwell Secr Edward Diggs Co^{ll} Bacon
Co^{ll} Willis Theo Bland L^t Coll Parke Esq^r

Payne p^r Land M^r Robert Payne hath foure year granted him longer than his
patt to feat five hundred and Eighty acres of Land neare *hunting*
quarter in the freshes of *Rappa* County *vt alijs*/

Corbyn p^r Land Henry Corbyn Esq^r hath three yeares longer tyme granted him
to Seat a tract of Land in the freshes of *Rappā* by him purchased
of *Jn^o Jellett*

Medford p^r Land M^r John Medford hath ord^r granted him to pattent one hundred
and fifty acres of Land on the South East Side of *Totaskeys* creeke
called *mount more* form^{ly} granted to *Robert Bayly* and by him
deferted Entring writes according to Law.

May p^r Land M^r will^m May hath ord^r granted him to pattent about halfe acre
of land in *James Citty* adjoyneing to the Said M^r *Mayes* owne
Land, and the land now in the possession of *Majo^r Hone* he
planting an orchard thereupon and paying the accustomed rent/

Coll Parke p^r a Gleebe L^t Coll Dan^t Parke on the behalfe of the Inhabitants of . . .
p^rish in *yorke* County Informeing this Court that there is noe
gleebe laid out for their Said p^rish *It is therefore ord^red* upon the
reasonable peti^on of the Said Co^{ll} Parke that the first p^rcell of Land
that deferts or shall be found waft wthin the p^rcin^{ct} of the Said
p^rish shall be granted to them for a gleebe, as alsoe the first p^rcell
of laid that shall escheate unlesse some other p^rson can make
appeare a just clayme to have the grant of the said Escheate, as
being heire or a purchaser/

Ballard p^r a Gleebe M^r Tho: Ballard on the behalfe of the p^rish of *Middletowne*
p^rish in *James Citty* County Informeing this Co^{rt} that there is no
gleebe laid out for the said p^rish. *It is therefore ord^red* upon the
reasonable peti^on of the said M^r Ballard that the first p^rcell of land
that deferts, shall be found waft or escheate be granted unto the
said p^rish for a gleebe unlesse som p^rson can make appeare to have
agrant of the said Escheate as being heire or a purchaser

Corbyn p^r Land Henry Corbyn Eq^r hath ord^r granted . . . and forty acres
of Land in *Lancafter* County . . . to *Nath^t Browne* and *George*
Vezey and by them . . .

M^{rs}

M^{rs} Williams ord^r
about her
hufbands debts

It is the Judgm^t of the Court that if *Shadrach Williams* ¶sonall estate was Suff^t to pay his Debts that the said Debts shall be paid out of his said estate Sold at the outcry . . . land not lyable to an extent for paym^t of his Debts . . . his ¶sonall estate were Sufficient./

June the 21th 1670

[¶sent]

GOVERNO^R *Edward Diggs Co^{ll} Swann Theo: Bland Esq^{rs}*

In the Difference betweene *Peter Butts* and the . . . of the estate of *Jn^o Knoxton* about a mare upon an appeale from *Warwick Court* It is ord^d that the said Court of *Warwick* . . . of the ¶misses and ord^r every Creditor to be paid out of *Knoxtons* estate according to the merritts of their juft debts and the mare in question to remaine in *Butts* poffeffion

M^{rs} Roberts ord^r for
¶bate of her
hufbands will

The last will and testament of M^r *Richard Roberts* deēd was ¶oved in Co^{rt} by the oath of M^r *John Major* and M^r *ffrancis Morgan* another of the witneffes to the said Will by reason of his lamenes is ord^d (upon notice given him) to appeare before two of the magistrates of *Glofter County* who are desired to adminifter him his oath for further proof of the said will, And a Com^{co}n of Admi^{co}n wth the said will annexed is granted to *Mary Roberts* his reli^{ct} she giveing Caution according to Law, M^r *Sam^l Ousteene John Leviston* M^r *John Harwell* and Cap^t *Will^m Jones* at some convenient tyme betweene this and the last of *July* next upon notice given them by the said *Mary* are ord^d to meet at the house of the said *Roberts* and there Inventory and appraise all and Singuler the ¶sonall estate of the said *Roberts*, w^{ch} at next Court the said *Mary* is to ¶sent vpon her Corporall oath and M^r *Jn^o Lewis* is desired to Adminift^r them their oaths

Wyatt ¶ land

William Wyatt Jun^r hath ord^r granted to pattend about five hundred acres of Land in *Kent County* lying behind the land of M^r *Barnabafs* and the land of Major *Will^m Wyatt Sen^r* form^{ly} granted to *Peter ffoard* and by him Deferted Ent rights according to Law

Medford for
land

M^r *John Medford* hath ord^r granted him to pattend two hundred acres of Land lying on the Easter side of *Totaskeyes Creeke* in *Rappā County* Form^{ly} granted to *Jn^o Suckett* and by him deferted Entering rites according to Act

22th of June 1670

[¶sent]

GOVER *Edward Diggs Major Gen^{ll} Bennett Coll Swann Coll Bacon Theo: Bland Coll Willis L^t Coll Parke*

. . . ord^r granted him to pattend six hundred acres of land in *Charles City County* form^{ly} granted to *John* . . . Ent rights according to Act

Lawrence vs
Bland

The difference betweene M^r *Richard Lawrence p^l* and Coll *Theo Bland* def^t is referrd to the third Day of the next Gen^{ll} Court

Lawrence

*Lawrence vs
Applewhayte*

The Difference betweene M^r Rich^d Lawrence pl and M^r Hen: Applewhayte def^t is at the request of the Attor of the said Applewhayte referred to the third day of the next Gen^l Court where the said Applewhayte is ordered $\text{\textcircled{p}}$ sonally to appeare

*Manning vs
Richardson*

Judgm^t is granted M^r James Minge Attorney of Phillip Manning of London march^t ag^t M^{rs} Sarah Richardson widd form^ly wife to M^r Will^m Edwards dec^d for paym^t of sixty foure pounds fiftene shillings *sterl* wth cofts being due for two butts of wyne sent for to the said manning in her widdowhood and before her marryage wth M^r Will^m Richardson her late husband

*Cooper vs
Morryson*

It is ord^d in the difference between John Cooper sonne of John Cooper dec^d p^t and M^r Charles Morryson who marryed the Exex of Co^l . . . Dec^d about . . . of land in Elizabeth Citty County that it be referred to the Court of Elizabeth Citty County where they are to Enquire whether the said land now . . . be the land men^oned in an ord^r of this Court Dated the 20th of September 1661 and whether the said ord^r was $\text{\textcircled{p}}$ formed by the Jury And if it appeare to be the said land then the Said Morryson quietly and peaceably to keepe the possesseion of the said land and Cooper ord^d to pay the cofts.

*Sorrell vs
Waters*

It is ord^d in the difference between M^r John waters Exec^r of W^m Hockaday Jun^r Dec^d and M^r Rob^t Sorrell on the behalf of himselfe and children about certayne Legacies given unto them by the Will of y^e said Hockaday that the ord^r of Kent Court for payment of the said Legacies be confirmed And the Said Waters ord^d to pay damages and cofts as in case of appeals *als* exec Waters appealeing and noe . . . for the said appeareing.

22th of June 1670 afternoone

[$\text{\textcircled{p}}$ sent]

GOVERN^r Edward Diggs Major Gen^l Bennett Theo: Bland Co^l Bacon Coll Willis L^t. Coll parke Esq^{rs}

Gunnell vs Vanley

The difference between M^r Edward Gunnell and M^r James Vanley about a floope is Difmift.

*Bird nonfuites
Gardner*

M^r Bird attor ag^t Quyncey and Sadler non fuites M^r Martyn Gardner not appeareing to pleinte

*Bushrod vs
Oufteen*

It is ord^d by consent in the Difference between M^r Thomas Bushrod Attor of M^r Lory of Edenburgh and M^r Sam^t Oufteene that noe exec iffue out ag^t the said Oufteene upon a Judgm^t obtayned laft Court ag^t the said Oufteene for one hundred ninety seven pounds Seventeen shillings *Sterl* (and the execu^on now out to be of no force) and that the said Oufteene forthwith give bond with Suff^o Security for payment of the said Sume by the laft of March next *als* exec.

*Bushrod vs
Dixon*

The Difference betweene M^r Tho: Bushrod and M^r Rich Dixon is referred till next Court the Second Day.

Ballard Sworne

Rich Drury Will^m Brecfe & Jn^o Rogers Sworne and gave their evidence *viva voce* ag^t Alexander Phillis priffon^r at the barr

Tho. Ballard Esq^r was this day Sworne one of the Councel of State for this Collony.

Phillis

Phillis burnt in
the hand

Alexander Phillis being Indicted and arraigned . . . and takeing away feverall goods out of the . . . as by the grand Jury brought in *Billa vera* and by the verdict of the pettit Jury brought in Guilty of ffelony upon w^{ch} . . . of his Clergy granted him And the said *Alexander Phillis* . . . Judgm^t was past by the Hon^{ble} Governor . . . well burnt in the hand, w^{ch} was accordingly done.

Page ord^r for
restitucon of his
goods

It is ord^r that M^r *Jn^o page* have delivered to him what goods *Alex Phillis* stole from him out of his store.

It is ord^{ed} upon the petition of M^r *Abraham* . . . and M^r *John Burnham* that M^r *John Catlett* M^r *Robert Beverly* and M^r *Geo: Morris* (who are to have tymely notice) or any two of them upon the fourth Day of *September* next meet at the house of *Henry Corbyn* in order to the surveigh of the Severall Tracts of Land menconed in the said peticon and that they accordingly Survey and lay out the said feverall tracts according to the Severall courfes and bounds of their feverall grants as by the said peticon is expreffed and desired. And that an able Jury of the neighbourh^d be Impanelled by M^r *Robert Chewning* M^r *Rich^d Parrott* a p^{ty} concerned being high Sherr to affitt the said Surveyo^{rs} and to see that the chain is fairely and justly carryed, and Majo^r Gen^l *Smith* and any one or two p^{rs}ns whome M^r *Parrott* shall appoint are desired to be p^{rs}ent for the more ord^{ly} p^{rs}eedings therein *And it is alsoe ord^{ed}* that M^r *Parrott* have tymely notice of this order and as soone as conveniently may be after adjournm^t of this Court that if he have . . . this fame should not be executed his Hono^r may grant . . . the next Gen^l Court and the Jury and Surveyo^{rs} . . . said peticons & this ord^r to be returned to the Gover and Court the third day of the next Gen^l Court, this p^{rs}eeding tending to the more speedy and just determinacon of the difference depending betweene the said M^r *Burnham* and other p^{rs}ns concerned

The Court adjourne till . . . *October* next where all differences
. . .

ATT A Gen^{ll} Court held at *James Citty* the tenth day of
October 1670

[present]

SR WILL^m BERKLEY Kn^t Governo^r S^r Hen: *Chicheley Tho: Ludwell Se^cr Edward Diggs* Majo^r Gen^{ll} *Smith Coll Tho: Swann Theo: Bland Tho: Ballard Esq^r*

Washington p
Land

Majo^r *John Washington* hath order granted him to patten four hundred & fifty acres of Land at the head of *Nominy River* in *Westm^rland County* form^ly granted to M^r *Lefstrange Mordant* and by him deserted entring rights according to Law.

The tenth of *October* afternoone

[present]

SR W^m BERKELEY Kn^t Gover S^r Hen: *Chicheley Tho: Ludwell Secr Edwd Diggs* Majo^r Gen^{ll} *Smith Coll. Swann Theo. Bland L^t. Coll Parke Tho Ballard Esq^r*

James p Land

M^r *Richard James* hath ord^r granted to patten one thousand acres of Land in *Northumb^rland County* but now in *Stafford* adjoining to the *Doegs Illand* but p^rted by a Small Creeke form^ly granted to *John Jenkins* by patt dated the 14th of *May 1653* and by him deserted Entring rights according to Law. the s^d M^r *Rich James* doth in open Court acknowledge that *Richard Awborne* clerke of this Court hath an equall share intereft and p^rpriety to the said land.

Woodward p
Land

M^r *Will^m Woodward* hath ord^r granted him to patten twelve hundred and Eighty acres of Land in *Henrico County* form^ly granted to C^{oll} *Thomas Stegg* and by him deserted Entring rights according to act.

Baxter and
Harris p Land

Thomas Baxter and *Will^m Harris* hath order granted to patten three thousand acres of land in *Stafford County* deserted by C^{oll} *Miles Cary* Entring rights according to act

Randolph p
Land

M^r *Henry Randolph* hath order granted him to patten Eleven hundred acres of land on . . . Creek in the freshes of *Rappā* deserted by Majo^r *Jn^o Weire* and M^r *Robert Payne* Entring rights according to Law

Harris rights
. . . .

Cert according to Act is granted to *Will^m Harris* for Importation of twelve p^rsons into this Collony *Vids Tho: Ewing Jn^o Brent Edward Wood James Burton W^m Williams Peter Elmine fra Loveden Dennis Markama Hen Stoner Robert Merritt W^m Rathell Jn^o Birch vt alys.*

Manfells ord^r

M^r *Thomas Ballard* on the behalfe of M^r *David Manfell* mooved this board that the word *Thomas* in a form^r ord^r of this Court might be made *John* about land deserted by *Jn^o Suggett*, and it is ord^red that *Manfells* . . . to M^r *Ballard* be recorded

Cornish exemption
from Levyes

The Court haveing Seriously confided the poverty and age of *Margarett Cornish* a negro woman doe ord^r that she be exempted from paying Levyes/

11th of *October* 1670 forenoone

[present]

SR W^m BERKELEY kn^t Gover & S^r Hen: Chichley Tho. Ludwell Sec. Edw^d Diggs
Major Gen^l Smith Coll Bacon Theo. Bland L^c Coll Parke Tho. Ballard Esq^r

Godwyn vs
Dodman

Whereas Coll Jn^o Dodman obtayned Judgm^t upon an atachm^t at Stafford Court held the 29th of January 1667 for one thousand pounds of tobō & Caske ag^t the estate of M^r Morgan Godwyn accrewing about a horfe lent by the said Dodman to the said Godwyn. It being the Judgm^t of this Co^{rt} that the Judgm^t was illegally obtayned the s^d Godwyn not havinge lawfull notice thereof, and it appeareing that the said Godwyn had used means for the finding of the s^d horfe though ineffectuall, *It is after much debate and ferious consideration ord^ded* that the s^d Dodman deliver unto the said M^r Godwyn all the goods and bookes mençoned in an Inventory presented and Sworne to in Court by the said M^r. Godwyn, and it is further ord^ded that what goods or bookes the said Dodman hath of what was feized by vertue of the afore^d Judgm^t be delivered in kinde provided they are as good as they were then, and Dodman to pay cofts als exec

11th afternoone

[present]

GOVERNO^r S^r Hen: Chichley Edw^d Diggs Major Gen Smith Coll Swann Coll
Bacon Theo: Bland L^c Coll Parke Tho: Ballard Esq^r

Greene cert
.

Certificate according to Act is granted to M^r will^m Greene for fiftene hundred and fifty acres of land for the Importation of one and thirty persons into this Colony vidz Rodger Marshall Tho: Harris Jn^o Thomas Tho. Windar Jn^o Rowle Jn^o Hunt Jn^o Wilkinfon Adry Perry Mary King Jn^o Butler Tho. Olevant Rich Elletts W^m Wilfon Xpian Mitchell David Jones Xpofor Lowne ffra Bell Ann Tetin Ann Tallar W^m Wood Geo. Gore Rob^t Stocker Jn^o Watts Rich Thompfon W^m Bankes Tho Watts w^{ch} s^d Cert is in Court by the s^d Greene assigned to Will^m Harris

Allertons ord^r
þ banishm^t

Ord^ded that William Nelson als Peter Atherton for lying blasphemy forgery and mutiny Stand in the Court doore in James Citty two howers in the forenoon and two howers in the afternoone for two dayes together wth this order written in Capitall Letters, and that he be banished out of this Collony, and to remain in the Sherrs custody till opportunity presents for his said banishm^t and that he be difrobed of his Canonickall garments

Godwyn vs
Dodman

The difference betweene M^r Morgan Godwyn Cl and Coll Jn^o Dodman is dismist and Dodman ordered to pay cofts, the s^d Dodman in open Co^{rt} that he was sorry for the words he Spake ag^t the s^d Godwyn

Godwyn vs
Maffey

The difference betweene M^r Morgan Godwyn Cl and M^r Maffey is dismist and each þ^{ty} to beare their owne charges

12th of *October* 1670

[present]

GOVERNO^R Sr *Henry Chichley Tho Ludwell Secr Edwd Diggs Major Gen^l Smith*
Theo: Bland Coll Swann L^t Coll Parke Coll Bacon Coll Jennings Tho Ballard

Kendall p
 land

Mr *John Kendall* hath ord^r granted him to patten five hundred acres of land deferted by *Charles Ratcliffe* Eñt rights according to Act

Kendall p land

Mr *John Kendall* hath ord^r granted him to patt two hundred acres of land in *Northampton* County form^{ly} granted to *Nich Lagler* and by him deferted Ent rights according to Law

M^{rs} *Lunsford*
 ord^r p land

Whereas Sr *Thomas Lunsford* Kn^t Barron^t deçd was by patten poffest of a Tract of land conteyneing about three or foure thousand acres of Land lying in the frefhes of *Rappā* River comonly called *Potobacco* and whereas at this Court M^{rs} *Katherine Lunsford* one of the Daughters of the said Sr *Thomas* petitioning this Co^t that she might be p^rmitted to Seat such p^rt of the said land in her owne right as this Court fhould thinke fit to allow *The Court doth thereupon ord^r* that she doe feat and poffesse herselfe of some p^rt of the said land that may not p^rjudice the Indians now liveing vpon p^rt of the said land. And whereas there are three daught^{rs} in *England* by a form^r venture who hath not made any claime to the said land *It is ord^{ed}* that if they doe not make their clayme to the f^d land according to Act, that then the said *Katherine* to have hold poffesse and Enjoy the same to her and her heires for ever and the petition of the said *Katherine* ord^{ed} to be recorded

Bowler fumons
Wildey

Ord^{ed} that the High Sherr of *Northumb^land* County or his Deputy forthwth vpon Sight hereof Suñon the p^rsonall appearance of Mr *W^m Wildey* before the Gover and Counfell this p^rsent Gen^l Court then and there to testifye his knowledge in a caufe depending betweene Mr *Tho Bowler* pl^t and Mr *Jn^o Leare* def^t and hereof you are not to faile

12th *October* 1670 afternoone

[present]

GOVER Sr *Hen: Chichley Tho: Ludwell Secr Edwd Diggs Major Gen^l Smith Coll*
Bacon Coll Willis L^t Coll Parke Thos. Bland Coll Jennings Tho. Ballard Esq^{rs}

Holder p land

Richard Holder hath ord^r granted him to Survey layout & patten what waft land lyes betweene his orchard and the marfhe in *James Citty* not p^rjudicing any grant and Entring rights for the same and paying the rent accuftomed

It is ord^{ed} upon the the petition of Mr *Will^m Cooke* Clerke that he be allowed fix tithables and himselfe out of the County Levy according to Act.

Jordan attor
 Gen^l

L^t Coll *George Jordan* is appointed to be the kings Attor Gen^l for this Collony

Thomas vs
Godwyn

Mr *John Thomas* is ord^{ed} to be paid by Mr *Morgan Godwyn* one hundred and Sixty pounds of Tobo and Caske being Suppeaned as an Evidence ag^t *Dodman*

Applewayte

*Applewayte vs
Lawrence*

Mr *Henry Applewayte* nonfuites Mr *Richard Lawrence* noe
caufe of accon appeareing is ordered to pay damages and cofts
according to Act *als* exec

13 of October 1670

[present]

GOVERNO^R S^r *Hen: Chickley Edward Diggs* Major Gen^{ll} *Bennett* Major Gen^{ll} *Smith*
Coll *Baker* Coll *Swann* Coll *Willis* Theo: *Bland* L^r Coll *Beale* L^r Coll
Parke Coll *Jennings* Tho: *Ballard* Esq^{rs}

Scarburghs
ord^r p^r confell
Cap^t *Carr* ord^r
vs *Hardwich*
estate

Vpon the motion of Coll *Edmond Scarburgh* that he may be
admitted to have counsell, Mr *W^m Cole* is accordingly assigned him
Cap^t *Jn^o Carr* Governo^r of *Delaware* Informing this Co^{rt} that
he hath taken vp in his Governm^t one *Jn^o Harwich* who was
drowned and the said Cap^t *Carr* further Informing this Court that
he hath been at some charge about the Corron^{ts} Inqueft and
fun'all charges, and whereas there was a bill found among the f^d
Hardwichs paper a bill of . . . for foure thousand pounds of
Tobo and Caske, It is ord^d that when the said Cap^t *Carr* shall
exhibite his acc^t that he be allowed his f^d reasonable charges out
of the said bill or any other eftate of the said *Hardwich* in the first
place

Ludwell Esq^r *vs*
Scarburgh

In the difference betweene *Tho: Ludwell* Esq^r Attor of Mr *Jfar-*
vax: and Coll *Edmond Scarburgh* It is ord^d that said *Scarburgh*
bring in his anfwere in Chancery tomorrow in the afternoone

Jones vs Lee
ref^d

The difference betweene Mr *Robert Jones* and Mr *Jfrancis Lee*
is by consent referred to the third day of the next Court

13th 8^{br} afternoone

[present]

GOVE^R *Tho. Ludwell* Secr *Edwd Diggs* Major Gen^{ll} *Bennett* Major Gen^{ll} *Smith*
Theo: *Bland* Coll *Baker* L^r Coll *Beale* L^r Coll *Parke* Esq^{rs}

Roberts Inven-
tory

The Inventory of the eftate of Mr *Richard Roberts* dec^d was
presented to the Court vpon the Corporall oath of Mr^s *Roberts* his
relict & executrix w^{ch} Inventory is ordered to be recorded

Dickefson whipt

Ord^d y^t *Jn^o Dickefson* have thirty nyne lashes on his bare back
well laid on he haveing picked sev^rall mens pocketts

Parrotts ord^r

Whereas Mr *Richard Parrott* as guardian to the orp^{ts} of *Dan^t*
Welch hath comenced a suite ag^t Mr *Jn^o Burnham* about land
It is the Judm^t of the Court and accordingly ordered that in
case *Parrott* be cast in the Suite that he pay the Damages himfelfe
that shall arise and not to charge it to the orp^{ts} acc^t

Burnham vs
Parott

It is ordered in the difference betweene Mr *John Burnham* pl^t
& *Richard Parrott* on the behalfe of the orphants of *Dan^t Welch*
Defend^t that Mr *Robert Beverly* and Mr *Jn^o Lewis* w^{ch} Coll *Jn^o*
Catlett to be vmpires being p^rsons indifferently nominated by the
said pl^t and Defend^t haveing tymely notice meet at the house of
Henry Corbyn Esq^r vpon the two & Twentieth of *November* next
in order to the Surveying and laying out of the Severall tractts of
Land now in difpute according to the Severall courfes and bounds
of their Severall grants, And that an able Jury of the neighborhood
be Impannelled by Mr *Robert Chowning* the said Mr *Parrot* being
high

high Sheriff for the said County to assist the said Surveyors and see that the chaine is fairely and justly carryed, and Mr *Mathew Kemp* is desired to be then and there present to Swear the Surveyors Jury and chaine carriers and to accompany them in laying out the same *And it is further ordered* that the Jurors report together wth the proceedings therein be returned to the third day of the next Court, *And it is further ordered* vpon the petition of the said Mr *Parrott* that the said Lands be Surveyed according to the expresse bounds of the Severall Pattents

Kirke p^d Lands

Randall Kirke hath order granted him to patten about Eighty acres of land in *Westm^rland* County vpon the head of *Nominy*, and bounding vpon the land of M^{rs} *Ann Broadhurst* formly granted to *W^m Everett* & by him deserted Entering rights according to Law

Searles et alii
p^d Charges

Ordered that *Ann Searles Eliz Dunkin* and *Magdalen White* be paid by the County of *Westm^rland* their charges according to Act being bound over to give Evidence ag^t *Ann Lambe* Criminall

ffishooke p^d
Land

Edward ffishooke hath order granted him to patten two hundred & forty acres of Land in *Westm^rland* County at the head of *Corewoman Creeke* Formly granted to *Randall Kirke* & *Jn^o Smith* and by them deserted Entering rights according to Law

Parrott p^d
Jeffryes estate

Mr *Richard Parrott* confesseth in Court that he hath in his hands effects in his hands of Mr *Jeffryes* & Mr *Colclough* to the value of two hundred pounds *Sterl* or thereabouts

Cleaton vs
Jeffryes estate
exec ex

Whereas by Judgm^t of this Court dated the 29th of *Novem* 1663 was granted ag^t the estate of Mr *John Jeffryes* and Mr *Colcloth* for two hundred twenty one pounds foureteen shillings ten pence due to *W^m Roberts* now dec^d w^{ch} order was renewed to *William Cleaton* to whome the said debt now belongeth the 23^d of *Aprill* 1669 but the payment being long delayed and the said *Jeffryes* and *Colcloughs* estate being now atached in the hands of Mr *Richard Parrott* It is ordered that the goods and other effects foe atached be seized in the hands of the said *Richard Parrott* and that according to the said *Parrott* his oath and the Invoice of the said goods they be delivered vnto the said *Cleaton* or his order foe far as the goods shall amount towards paym^t of the s^d Debt and Charges, and Mr *Robert Beverly* is hereby Impowred to see them delivered Mr *Parrott* being High Sheriff of the County

Bullock vs
Smith &c reff^d

The difference betweene Mr *Bullock* & Coll *Jennings* and Major *Jn^o Smith* Guardians to *Jn^o Mathews* orpⁱ is referred to the third day of the next Court

Payton vs
Nelines

The order and verdict of a Jury from *Northumberland* Court Dated the 20th of *July* 1670 In the difference betweene *Richard Nelines* and *Phillip Payton* is confirmed *Nelines* appealeing and noe cause appearing for the same is ordered to pay Damages and cofts as in case of appeales *als* exec

October y^e 14th 1670

[present]

GOVERNO^R Sr *Hen: Chichley Tho: Ludwell* Secr *Edwd Diggs* Major Gen^{ll} *Smith*
Co^{ll} *Swann Theo: Bland* Co^{ll} *Willis L: Co^{ll} Beale Tho: Ballard L: Co^{ll} Parke*
Coll *Jennings* Esq^r

Gilson

Gilson p̄ Land

Thomas Gilson hath order granted to patten one thousand and fifty acres of Land in *Rappā*. County on the South Side of the river formly granted to *Bethlehem Gilson* and by her deferted Entering rights &c

Lord p̄ Land

Cap^t *Jn^o Lord* hath order granted to patten a p̄cell of Land conteynening about Sixteene hundred acres of land formly granted to *Toby Smith* and by him deferted lying in *Rappā* freshes Entering rights according to Law.

Richardson vs Lyddall

Whercas Will^m Richardson in his life tyme delivered vnto Cap^t *George Lyddall* alist of bills as vnder his hand appeares amounting to twelve thousand pounds of Tobo and Caske w^{ch} he was to retorne or be accomptable for and it appeareing that there was a bill of three thousand pounds Tobo in the said Lift due from M^r *Arnold* w^{ch} belonged to the orp^{ts} of *W^m Edwards* decd. *It is therefore ordered* that the Said *Lyddall* redeliver the Said bill to the Said *Edwards* orp^{ts} and as to the remaind^r of the Said bills an execution being laid in the Said *Lyddalls* hands for three thousand foure hundred forty Nyne pounds of Tobo and Caske due to M^r *Drumond* assignee of M^r *Barber* and *Oufteene* It is the Judgm^t of this Court *and accordinly further ordered* that the execution be paid in the first place and the f^d *Lyddall* to be accomptable to the admx of the said *Richardson* for the remainder according to receipt for the said bills she allowing Salary for what is received

Catlett p̄ Land

Co^{ll} *Jn^o Catlett* hath order granted him to patten five hundred acres of land lying vpon *Omen* Creeke on the North side of *Rappā* river formly granted to f^d *Catlett* and by him assigned to *Hen: Corbyn* Esq^r and by him deferted Entering rights according to Law

Dale p̄ Land

M^r *Edward Dale* hath order granted him to patten five hundred acres of Land lying in *Corotoman* river in *Lancaster* County formly granted to *Jn^o Edwards* and by him deferted Ent rights according Law.

Jennings vs Lynny

Ordered that *Richard Lynny* vpon oath deliver vnto Co^{ll} *Peter Jennings* what glafiers tools he had hath belonging to *Abell Spencer* and pay cofts *als* exec

Lambe cleared by p̄clamation

Eliz Lambe being indicted and arraigned for murthering her childe was by the Grand Jury found guilty but by the petty Jury not guilty vpon w^{ch} she was cleared by p̄clamation

14th 8^{br} afternoone

[p̄sent]

GOVERNO^r S^r *Hen: Chicheley Tho: Ludwell Secr Edwd Diggs Major Gen^{ll} Smith*
Co^{ll} *Willis* Co^{ll} *Swann Theo: Bland* L^t Co^{ll} *Parke* L^t Co^{ll} *Beale* Esq^r

Interp^t's Sworne

Henry Newcombe W^m Woodward Jn^o Devorax and *Jn^o King* Sworne in Co^t Interpreters betweene the Indians and Co^{ll} *Scarburgh*

Gent appointed to take examinations.

Tho: Ludwell Major Gen^{ll} Smith Co^{ll} *Swann & Theo: Bland* are appointed & desired to take the examinations as they shall be delivered by the Interp^t's

Pipscoe vs Carter

It is ordered that *Thomas Carter* deliver vnto Cap^t *Pipscoe* an Indian his horfe bridle and Saddle and retorne him Thirty good deere Skynns & pay cofts *als* exec

15th October 1670

[present]

GOVERNO^r Sr Hen: Chichley Edwd Diggs Major Gen^l Smith Theo: Bland Co^{ll}
Bacon L^t Co^{ll} Parke L^t Co^{ll} Beale Tho: Ballard

Townshend vs.
Alexander

It is ordered that the cause depending betweene Cap^t Jn^o Alexander & M^r Robert Townshend be Ejected and by reason the Said Alexander was the cause of the Suite he pay costs *als* exec

Pate &
Wormely Sec
for Reeve

M^r Jn^o Pate and Cap^t Christopher Wormely Enters themselves Jointly and severally Security for M^r Francis Reeve brother & heire of M^r Thomas Reeve decd from the clayme of any Person that shall or may clayme any debt or other estate by from and vnd^r the f^d Tho: Reeve

Bushrod vs
Dixon

The difference depending betweene M^r Tho: Bushrod, and M^r Richard Dixon about land at *blunt point* is referred to an able Jury p^t to be of the Comi^{cion} of the County where the land lyes and of the neighbourhood to be impannelled by the Sherr of the said County to appeare vpon the tenth day of *January* next where they are strictly to Enquire what land it was that the Said *Bushrod* fold vnto the said *Dixon* where all evidences grants and pattents are to be presented to the Juro^s w^{ch} verdict is to be returned to the third day of the next Gen^l Court and M^r Milner is alsoe ord^d to attend and affist the said Jury being a Surveyor.

17th of October 1670

[present]

SR W^m BERKELEY Kn^t Gover Sr Hen: Chichley Tho. Ludwell Sec^r Edward Diggs
Major Gen^l Smith Theo: Bland Coll willis L^t Co^{ll} Parke Esq^s

Wakelyn vs.
Randall

M^r Mathew Wakelyn Attor of M^r Andrew Chalwell nonfuites Tho: Randall noe decl being filed according to Law

Vaffall vs.
Pate

It is ordered that the atach^{mt} Served in the hands of M^r Jn^o Pate attorney of M^r Henry Vaffall for two hundred and odd pounds *Sterl* be still continued in the f^d M^r Pates hands at the Suite of M^r Jn^o Vaffall & M^r Saffin till the third day of the next Gen^l Court In w^{ch} ty^{me} the said M^r Pate may have ord^r out of *England* from his Employor

Vaffall vs.
Saffin

An Atach^{mt} is granted M^r Jn^o Vaffall Ag^t . . . Jn^o Saffin for soe much as is due to him the f^d Vaffall as by an Award vnd^r the hands of Severall ge^{nt} may appeare ret according to Act.

Sheppard vs.
Potter

The Difference between M^r. Sheppard and M^r Potter is at the request of Said M^r Pott^rs Attor referred to the fourth Day of the next Co^{rt}

Potter vs.
Goodrich

ordered that the writt abate L^t Co^{ll} Potter ag^t Co^{ll} Goodrich the said Goodrich being arrested in his own Capacity and declared against as a member of a *Rappā* County Court.

Hunt cert p
Rights

Certificate according to Act is granted to M^r Will^m Hunt for Eleven hundred and fifty acres of Land for importation of *Tho Bussey, Rob^t fflint Ellenor Pounds w^m Thrassett Marmaduke Waddome Jn^o Elce Sam^l pelly Mary Right Sara Thompson Joseph Hall Rich Collins Ifaak Hill W^m Smith Mary Heath W^m Alford Charles Coop Mary wacum W^m Arme Henr Plowman W^m Hunt Anth: ffisher*

Daynes vs
Holmewood

The difference betweene *will^m Daynes* attor of *Rich Ruffell* Grandfather and guardian to *Benedi^ct Stafford* p^t and *Mr. Jn^o Holmewood* defen^t is referred to the fourth day of the next Gen^l Court.

ffoxcroft vs
Lee

It is after long debate ord^ted in the difference between *Mr. Richard Lee* and *Mr Ifaak ffoxcroft* vpon an appeale from an order of *Glofter* Court Dated the 16th of *september* 1670 that the a foel^d od^r be reverfed and *Lee* ordered to pay cofts *als* exec

Chetwood p
Land

Mr Tho: Chetwood hath order granted him to pattend five hundred and Sixty acres of Land in *Lancafter* County vpon the branches of *Moratico* form^ly granted to *Jn^o Newman* and by him deserted Entring rights according to Act.

17th 8^{br} afternoone

[p^lsent]

GOVERNO^r S^r Hen: *Chichley Tho. Ludwell* Secr *Edwd Diggs* Major Gen^l *Smith* Coll *Swann* Coll. *Bacon* Coll *Willis* Coll *Beale* L^r Coll *Parke* Coll *Jennings* *Tho Ballard* Esq^rs

Deaton vs Reeve

The order that *Mr Thomas Deaton* obteyned ag^t *Mr ffra: Reeve* at a Court held for *Glofter* County the 16th of *July* 1670 for three thoufand five hundred & two pounds of *Tob^o* and Caske and eighteene shillings *Ster* is by this Court confirmed wth this order that the said *Reeves* may pay his ordinary acc^t in ready money at tenn shill p^{ty} Cent Except the said two hhds charged in the said *Deatons* acc^t and the ballance of the *Tob^o* in Specie and Each p^{ty} to beare his owne charge.

Goldman p
Land

Thomas Goldman hath ord^r granted to pattend Six hundred acres of land on the South side of *Rappā* River in the frefhes thereof joyneing to the land of *Xpofer Blackboorne & W^m Gray* form^ly granted to *James Coghill* and by him deserted Entring rights according to law

Halfehide vs
Todd

The order that *Will^m Halfehide* obteyned ag^t *Cap^t Thomas Todd* at a Court held for *Glofter* County the 16th of *May* 1670 about dead freight is reverfed It appeareing to this Court after much debate that the Said *Todd* was not anywayes obliged for the Same And *whereas* the Said *Halfehide* claymeth certaine debt due to him from the Said *Todd* *It is therefore ordered* that the Said *Halfehide* at next *Glofter* Court make appeare his debt and in case *Tod* nor any by him qualified doe there alsoe appeare to dis^count the Same Judgm^t to be granted to said *Halfehide* for foe much as shall be made appeare due ag^t the Said *Todd* and each p^{ty} to beare his owne charge

Strange p
Land

Benjamin Strange informes this Court that there is a Surplus of Land wthin the bounds of a pattend of *Thom^l Williams* for foure hundred and forty acres in *Yorke* County *It is therefore ord^ted* that if any Surplus be found wthin the Said bounds the Said *Strange* to have . . . Ent rights accordint to Act.

18 of October 1670

[p^lsent]

GOVERNO^r S^r Hen: *Chichley Tho Ludwell* *Edwd Diggs* Major Gen^l *Smith* Coll *Swann* Coll *Bacon* Coll *willis* *Theo: Bland* L^r Coll *Beale* *Tho. Ballard* L^r Coll *Parke* Esq^rs

Coles ꝑ land

Edward Coles hath order granted to pattennt about 150 acres of land, lying b^twixt the land of Cap^t *Tho. Brereton Jn^o Mosby W^m Tignall* and *Richard Smith* in *Northumb^rland* County form^ly granted to *Will^m Thomas* and by him Deferted Entring Rights according to Law

Dally non

Will^m Dally nonfuits *M^r Hampton* noe declaraçon being filed according to law

Hampton

Wetherfby non

Bartholomew Wetherfby nonsuites *Morgan Joames* noe decl being filed according to Law

Joames

Woolward vs

Bacon

In the difference of land betweene Cap^t *Will^m Woolward* who claymes as heire to *Justinian Cooper* dec^d pl^t and Coll *Nath Bacon* Esq^r def^t the said ꝑ^ties in open Court referr the examination and determination of the said whole difference by way of friendly Composure to the Hon^{ble} *Edward Diggs & Theo: Bland* Esq^{rs} and in case of their difagreem^t therein then to the vmpirage and finall determination of the R^t Hon^{ble} S^r *W^m Berkley Kn^t*. And the said Cap^t *Woolward* and Coll *Bacon* doe alsoe in Court confesse Judgm^t Either to other in five hundred pownds *Sterl* money, to Stand to abide and ꝑ^rforme the ord^r and determination of the said *Edward Diggs* and *Theo Bland* and in case of their difagreem^t then to ꝑ^rforme and abide the vmpirage and determination by way of friendly composure of the said *Will^m Berkeley* as aforesaid w^{ch} said determination or vmpirage to be delivered by the f^d Arbitrato^{rs} or in case of their difagreem^t then the said vmpirage to be delivered by the one and twentieth of this Instant *October* This ord^r being Expired is by consent of the Pl^t and Defend^t in open C^t continued for determination till the 22th of *Novem* next and to be determined by the afores^d arbitrato^{rs} or vmpired by the 24th of the same month

Bushrod ꝑ Indian

It is ordered that *Gowin* an Indian Serv^t to *M^r Tho. Bushrod* Serve his said master six years longer and then to be free

Codd vs ffox

The difference depending betweene *M^r S^r Leger Codd* and the heirs of *M^r David ffox* dec^d on behalfe of himselfe . . . and *M^r Richard ffox* exec^t of the said *David ffox* dec^d is referred to the third day of the next Court and in the meane tyme *Henry Corbyn* Esq^r and Major *Ball* is desired to state the Tobo acc^{ts} betweene them and make their report to the said third day the f^d ꝑ^ties in court desired if possible that the said geñt will compose the difference betweene them

18th of *October* afternoone

[ꝑ^rsent]

GOVERNO^R S^r *Hen: Chichley Tho Ludwell* Secr *Edwd Diggs* Major Gen^l *Smith* Coll *Swann* Coll *Bacon Theo Bland* L^t Coll *Parke* Cap^t *Jennings Tho Ballard* Esq^{rs}

fflint vs Caryes

orp^{ts}

Ordered that the Escheat granted to Coll *Miles Cary* for a ꝑ^rcell of Land in *Warwick* County be void and the heires of *M^{rs} Mary flint* dec^d have a grant thereof It appearing to the Court that they have the Justest right therevnto

Hall ꝑ Land

M^r Thomas Hall hath order granted to pattennt Six hundred acres of land on the North side of *Matopony* River in *New Kent* County form^ly granted to *Cornel Reynolds* and by him deferted Ent rights according to Law.

Place

Place vs Stith
about land

In the difference betweene Mr *Rowland Place* Pl^t and *Jn^o Stith* Defend^t about land *It is ordered* that Coll *Tho: Liggon* Major *Will^m Harris* & Mr *James Minge* Survey and lay out the Lands in dilpute according to their Severall ancient grants, *And it is further ordered* that a Jury of the neighbourhood be Impannelled to attend the Surveyo^{rs} and *whereas* it was alleadged to the Court that moft of the neighbourhood to the faid land are tenants to the faid Mr *Place* *It is ordered* that none of the Tenants be of the Jury but yet may be evidences w^{ch} faid Surveyo^{rs} and Jury are to meet vpon the faid land betweene the firft and twentieth of *Deēem* next to Survey and lay out the land as aforef^d and make report thereof to the 3^d day of the next Gen^l Court.

Place vs Stith

The difference betweene Mr *Rowland Place* and *Jn^o Stith* vpon an appeale from *Charles Citty* County Court and verdict of a Jury Mr *Place* appealeing and noe caufe appeareing for the Same *It is therefore ord^d* that the Suite be difmift and Mr *Place* ord^d to pay Damages and Cofts according to Aēt as in cafe of appeale *als exec*

Nevett vs Deacon

In the difference betweene Mr *Nevett* & Mr *Deacon* *It is ord^d* that the faid *Deacon* pay vnto the faid *Nevett* Sixty Pounds *Sterl* by good fuff^t bills of Exchange payable in *London* by the bills of Coll *Warner* Coll *Willis* or Cap^t *Ludwell* or one of them to be the f^d *Deacons* Security for paym^t of the fame, And the faid *Nevett* to continue vpon the faid plantation till the firft of *January* and in the meane tyme not comitt waft and then the Sherr is hereby Impowered to put the faid *Deacon* into poffeffion if occation requires

Ord^r about
Caryes orp^t

Whereas Mr *Will^m Bracy* trustee of the eftates of *Will^m & Miles Cary* two of the orp^{ts} of Coll *Miles Cary* Decd Informeing this Co^{rt} that he intends for *England* and by his petition moveing that the Co^r would be pleased to appoint fome other p^{rs}ons to take . . . of the faid children together wth their eftates Cap^t *Will^m Baffet* accepts the Guardianship of *Will^m Cary* one of the faid orph^{ts} p^{ro}vided his eftate may be appraifed that when the orp^t comes to age he may know what he is to pay w^{ch} is granted and Mr *Tho. Cary* brother to the faid *Miles Cary* orp^t of him, the faid Cap^t *Baffet* and Mr *Thomas Cary* giveing Security for the Same to the Court where the faid eftates lyes

21th of *October* 1670

[p^{re}sent]

GOVERNO^r *Tho Ludwell* Sec^r *Edward Diggs* Major Gen^l *Smith* Coll *Swann*
Coll *Bacon* Theo: *Bland* L^r Coll *Beale* L^r Coll *Parke* Coll *Jennings* Etq^{rs}

Barloe p^{ro} Admⁿ

Comiçon of Admiçon is granted to *Tho: Barloe* as Guardian and on the behalfe of *Charles Bannifter* orp^t halfe brother to *Jn^o Stiles* on the eftate of the faid *Jn^o Stiles* dec^d *Jn^o Goodrich* at laft Court p^{ro}tending in right of his wife admⁿ thereof and had liberty at this Court to prove his right therevnto and the f^d *Goodrich* now not appeareing the Admiçon of the faid *Stiles* eftate is granted to the faid *Barloe* in the right aforefaid

[p^{re}sent]

[present]

EDWARD DIGGS Esq^r p^resident *Tho: Ludwell* Secr Major Gen^l *Smith Coll Swann*
Coll Bacon *Theo: Bland* L^t Coll *Beale* L^t Coll *Parke* Coll *Jennings* Esq^{rs}

M^r Stephens A p^rtended will or Codicell of *M^r Sam^l Stephens* was p^resented to
will or Codicell the Court and it was by the vnanimous vote of the Court adjudged
adjudged void to be voyd

[present]

GOVERNO^r *Edward Diggs* Major Gen^l *Smith Coll Bacon Coll Swann Theo: Bland*
L^t Coll *Beale* L^t Coll *Parke* Coll *Jennings Tho. Ballard* Esq^{rs}

Wadding vs The difference betweene *Richard Wadding* and *W^m Needles*
Needles about a will of *George Wadding* de^cd is s^psended till next Court,
and the said *Richard Wadding* to be poss^{ess}ed wth the land and
flock of the said *George* but before he be poss^{ess}ed thereof he Inventory
the same and give sufficient caution to be answereable for the same
to whom it shall or may belong

ffoxhall vs Lord The difference betweene *M^r Jⁿo ffoxhall* and Cap^t *John Lord*
and as he the said *Lord* was attorney to *Jⁿo Patton* is by consent of
the said p^rties referred to foure Gen^{ls} of *Rappā* County *Vidz*
Coll *Jⁿo Catlett* Cap^t *Tho. Hawkins* Major *Jⁿo Weire* & *M^r Jⁿo*
Mott and the said foure Gentlemen to make choise of another
doe vpon the 22th day of *November* next haveing notice given
them meet at the house of *James Yates* and there inquire and
examine into all differences of acc^{ts} awards arbitrations ord^{rs} and
all other differences whatsoever betweene them and make their
report to the third day of the next Gen^l Court.

Rookins vs Whereas it appears by a reasonable acc^t exhibited by *M^r Will^m*
Newell *Rookins* one of the exec^{rs} of *M^r Jⁿo Newell* dec^d that there is due
to him from the said estate for fun^{er}all charges and other Just
expenses the summe of two thousand pounds of Tob^o and Caske,
w^{ch} is ord^{er}ed to be paid out of the said *Newells* estate.

Ballards clayme *Tho: Ballard* Esq^r make clayme of two thousand two hundred
for *Newell* est. seventy foure p^{ow}nds of Tob^o and Caske due to him from *M^r Jⁿo*
Newell dec when he the f^d *M^r Ballard* was Sher^f of *James Citty*
County.

Loyd vs The difference between *M^r Owen Loyd* and *M^{rs} Richardson* is
Richardson dis^{miss}ed & ord^d that *Loyd* pay none of y^e charges in a suite betweene
him y^e f^d *Loyd* and *M^{rs} Richardson* in *James Citty* County Court.

Harris vs West. The settling of all acc^{ts} betweene *W^m Harris* & Major *West* is
referred to the next Court to be held for *New Kent* Court there to be
finally ended and determined.

Potter vs Glover Judgm^t is granted L^t Coll *Cutberth Potter* ag^t *Richard Glover*
for paym^t of twenty seven thousand eight hundred pounds of
Tob^o and Caske interest being allowed and included in this sum^m
being due by penall bills wth cofts w^{ch} Judgm^t is granted as in case
of *nihil dicit*.

21th 8^{br} afternoone

[present]

GOVER *Tho. Ludwell* Secr Major Gen^l *Smith Edward Diggs* Coll *Swann Theo.*
Bland L^t Co^{ll} *Parke Tho. Ballard*

Yarrow p̄ Land

James Yarrow on behalf of the orphans of *Jn^o Garrott* informing this Court that there are Several younger grants w^{ch} trespasse vpon the orphans land and falls the tymbre *It is ordered* that *Mr James Mynns* Survey and lay out the said land according to the bounds of the said pattent Co^{ll} *Ligon* the Surveyor for the said County being a p̄ty concerned.

Reynolds vs ffox.

The order that *Martha Reynolds* Widd the Relict of *Gerrard Reynolds* deçd obteyned ag^t *Mr David ffox* about the thirds of a mill built by the said *Gerrard Reynolds* in his life tyme at a Court held for *Lancafter* County the 11th of *May* laft is confirmed, and *ffox* ordered to pay Damages and cofts as in cafe of Appeales out of the estate of *David ffox* his father to whome he is Exec the said *ffox* appealeing and noe cause for the same appeareing *als exec*

Dudley vs Lawrence

The 3 differences between *Mr Richard Lawrence* p^l and *Mr Will^m Dudley* def^t about acc^s concerning a vessell is difmist, *Lawrence* haveing past his bill for the ballance and pay cofts *als exec*

Todd vs. Colles
audito^s

Mr Lawrence and *Mr May* are ord^{ed} to auditt the acc^{ts} between *Mr Tho. Todd* and *Mr Robert Colles* and make their report vpon Monday morneing

Lawrence pet
record^d

Mr Richard Lawrence Moves the Court that they would be pleased to admitt Some judicious men to p̄vse [peruse] his petition w^{ch} petition the Court ord^d to be recorded.

Harloe vs. Todd.

The difference between *Mr Jn^o Harloe* and *Mr Thomas Todd* on the behalfe of the orp^t of *Mr Whitby* dec^d is referred to the third day of the next Court when *Mr Harloe* is to make appeare whether the bill now in the Clerkes hands due from *Maj^{or} Howe* belongs to *Whitbys* estate or to the estate of *Mr Whitby*.

Whiting vs.
Warkeman

The difference depending betweene *Mr Henry Whiting* as marrying the relict of *Mr Rich: Bushrod*, p^l and *Mr Robert Warkeman* Attor of *James Cary* is difmist and *Whiteing* ordered to pay cofts.

Colles vs.
Warkeman
Colles and
Warkeman
p̄ arbitraçon

The difference betweene *Mr Robert Colles* p^l and *Mr Robert Warkeman* def^t is difmist wth ordinary cofts *als exec*.

Mr Robert Colles and *Mr Robert Warkeman* confesseth judgm^{nt} each to other in the Sum^e of one hundred pounds *Sterl* to Stand to and abide Award order Doome and Judgm^t of *Mr Matheu Kempe* and *Mr Robert Beverly* and in cafe *Mr Kempe* be kept sick that he nominate some other Indifferent p̄son to be in his stead and to meet vpon notice given vpon Some tyme betweene this and the tenth of *December* next at the house of the said *Mr Beverly* then and there to end and determine the Same.

Cheefman vs.
Warner esq^r
Adleston vs.
Chefman

The difference between *Mr Edmond* and *Tho: Chiefman* and Co^{ll} *Warner* is referred to the 3 day of the next Court.

Edmond Chiefman being arrested to this Court at the suite of *Jn^o Adleston* and he not appeareing but *Mr Tho: Bushrod* being returned his Security Judgm^t is granted ag^t the said *Bushrod* for what shall be made appeare due unlesse he cause the appearance of the f^d *Chefman* at next Court according to Act.

Hathorne vs.
Burnell

Mr^s ffancis Burnell being arrested to this Court at the suite of *Gerrard Hawthorne* and he not appeareing no Security returned Judgm^t is granted ag^t the Sherr of *New Kent* County for what shall appeare due vnlesse he cause the appearance of the said *Burnell* at next Court according to Act

Whiteing

*Whiteing vs
Warkeman*

exec vs Corp

The order that *Henry Whiteing* obteyned ag^t M^r *Robert Warkeman* Attor of *Mark Warkeman* at a Court held for *Gloucester* County the 16th of *May* 1670 for six hundred sixty two pounds of Tob^o and Caske is confirmed ag^t the said *Warkeman* he appealeing and not p^{ro}secuting his appeale is ord^{ed} to pay damages and cofts as in case of appeals *als* exec.

22th of *October* 1670

[p^{re}sent]

GOVERNO^R *Tho. Ludwell* Sec^r *Edward Diggs* Major Gen^l *Smith* Co^{ll} *Bacon* Coll
Swann L^t Coll *Beale* L^t Coll *Parke* Co^{ll} *Jennings* Tho: *Ballard* Esq^r

*Swann vs
Pindar*

It is ordered by the consent of Co^{ll} *Swann* that noe execu^{cion} issue ag^t Jⁿo *Pindar* vpon two ord^{rs} of *Surry* Court till *March* next at w^{ch} tyme M^r *Babb* by ord^r of this Court is to pay the f^d *pindar* a confid^{able} Sum^e of Tob^o for building a mill.

M^r *Secretarys*
Serv^t

ord^{ed} that *willimott Rogerman* Serve the Hon^{ble} Tho: *Ludwell* Esq^r Secretary two years It appearing that fhe came in for Seven years

fox p^{ro} land

M^r *David fox* hath order granted him to pattent Eighty acres of land in *Lancafter* County form^{ly} granted to M^r *David fox* dec^d his father by pattent dated the 20th of *March* 1662 and by him deferted Ent^{ring} rights according to Law.

Read vs Grinnell

In the difference between Coll *Geo: Read* Attorney of M^r *Sam^l Doufe* p^{ro} and M^r *George Grinnell* and M^r *Richard Littlepage* def^{ts} vpon a bond for two hundred pounds *Sterl* *It is ord^{ed}* that M^r *Jonathan newell* and M^r *Thomas Bushrod* haveing tymely notice given them meet at the house of the said Co^{ll} *Read* between this and *Christmas* next and there auditt the accounts and differences between the f^d *Grinnell* and *Doufe* and what appears to be due to the f^d *Doufe* vpon ballance, at next Court to have Judg^{mt} for the Same out of the said bond of two hundred pounds wth cofts.

Thomas p^{ro}
Land

Symon Thomas hath order granted him to pattent two thousand acres of land form^{ly} granted to Jⁿo *Drayton* and by him deferted lying in *potomack* river joyneing to the *Doegs* Island Ent^{ring} rights according to Law/

*Rogers vs
Browne*

It is ordered that a rehearing be had in the difference betweene M^r *Devorax Browne* and Jⁿo *Rogers* at the next Court to be held for *Northampton* County there to be finally ended and determined and the f^d *Rogers* ord^{ed} to give bond wth sufficient Security to pay what damages fhall accrew therevpon if so this order being granted at the request of the said *Rogers*

24th of *October* 1670

[p^{re}sent]

GOVERNO^R S^r *Henry Chicheley* Tho *Ludwell* Sec^r Major Gen^l *Smith* Coll *Bacon*
L^t Coll *parke* Tho: *Ballard* Esq^r

*Gunnell vs
Higgeson*

George Gunnell non fuites M^{rs} *Eliz Higginson* assignee ag^t M^{rs} *Sarah Richardson* admx of *W^m Richardson* dec^d the d^t fued for being und^r the cognizance of the Court *It is therefore* ordered fhe pay cofts according to Act *als* exec.

October

October the 25th 1670

[present]

GOVERNO^r Major Gen^l *Smith* Coll *Swann* Coll *Bacon* Theo: *Bland* L^t Co^{ll} *Beale*
L^t Coll *parke* Co^{ll} *Jennings* Tho: *Ballard* Esq^{rs}.

Colles vs Todd

The difference depending betweene M^r *Thomas Todd* p^{te} and M^r *Robert Colles* defend^t was referred to be audited by M^r *Rich Lawrence* and M^r *will^m May* who brings in their report that they find that the said *Todd* is indebted to the said *Colles* in ballance of accounts three thousand one hundred fifty Eight pounds of Tobō and Caske w^{ch} report is confirmed by the Court & Judgm^t therevpon granted the said *Colles* ag^t the said *Todd* for the said Sume of three thousand one hundred fifty Eight pounds of Tobō and Caske wth cofts *als* exec

*exec ēx**Cocks ord^r*

Whereas at a Court held for *Rappā* Court in *September* laft a verdict of a Jury and Judgm^t thereupon past ag^t *Rich Cock* for one thousand Nyne hundred fifty Nyne pounds of Tobō and Caske at the Suite of from w^{ch} Judgm^t the f^d *Cock* appealed to this Court and he now not appeareing to profecute the aforef^d ord^r of *Rappā* Court is confirmed wth damages and cofts as in cafe of appeales *als* exec

M^r *Secretarys*
Serv^t

It is ordered that *Willimot Rogerman* Serve her mafter *Thomas Ludwell* Esq^r the terme of two yeares for haveing had a bastard child/

Smith vs West

It is ordered that Cap^t *Jn^o West* redeliver unto M^r *Henry Smith* the foure hhds of Tobo Seized at *Reyneyes* and as to the acc^{ts} between them as alfoe what goods were by the said *West* Seized of the said *Smith* and not returned were referred to Co^{ll} *Kendall* & M^r *Devorax Browne* to audit and examine into who find that there is due to *Smith* one thousand Six hundred and thirteen pounds of Tobo and Caske w^{ch} the f^d *Smith* is ordered to pay as alfo to deliver the Severall goods in kind according to the f^d report and as to the unfettled acc^{ts} they are referred for p^{se} to the next Court for *Northampton* County and *West* order^d to pay cofts *als* exec

Scarburghs
ord^d &c

Upon due and Serious Examination and tryall of certaine misdemenors Exhibited by L^t Co^{ll} *George Jordan* ag^t Co^{ll} *Edmond Scarburgh* touching the complaint of the Indians and other matters contayned in the said charges It is the unanimous Judgm^t of the Governo^r Councill and Burgeffes and accordingly ord^{ed} that the said Co^{ll} *Edmond Scarburgh* shall from hence forth stand suspended from all offices as well military as civill untill by his future obedience and fidellity It shall please the Right Hon^{ble} the Governo^r to Restore him/

October the 25th 1670

[present]

GOVERNO^r S^r *Henry Chichely* Tho. *Ludwell* Secr Major Gen^l *Smith* Co^{ll} *Bacon*
Co^{ll} *Swann* Theo. *Bland* L^t Co^{ll} *Beale* Tho *Ballard* L^t Co^{ll} *Parke* Co^{ll} *Jennings*
Esq^{rs}

And^rson

Anderson p
remittm^t of
his fine

Whereas in the year^e 1666 *Jn^o Anderson* was fined five thousand pounds of Töbo by *Accomack County Court* for Entertayning an Indian contrary to Law, and it appeareing that he was much abused and put into the Dungeon *It is ordered* that the aforef^d fine of 5000^{li} of Töbo be remitted and the Just charges therevpon accrewing w^{ch} said fine being disposed of for the use of the said County of *Accomack It is therefore ordered* that the f^d County of *Accomack* repay the Same to the said *Anderson* wth the Just charges

October the 26th 1670

[p^{sent}]

GOVERNO^R S^r *Hen: Chickley* Major Gen^{ll} *Smith* Co^{ll} *Swann* Co^{ll} *Bacon* L^t Co^{ll}
Beale L^t Co^{ll} *Parke* Tho. *Ballard* Esq^{rs}

Scarburgh ord^t
&c

Whereas diverse p^{sons} from *Accomack* hath Exhibited sundry Comp^{ts} ag^t Co^{ll} *Edmond Scarburgh* seemeing to take advantage of some late accusations and troubles brought ag^t him It is the opinion of the Göver and Councell *and accordingly ord^{ed}* that noe complaint or petition for what was acted by the said *Scarburgh* be received ag^t him but such as shall be legally p^{sent}ed by due p^{cesse} of Law for debt onely.

Jordan vs
Scarburgh

Judgm^t is granted to *Dorothy Jordan* widd ag^t M^r *Edmond Scarburgh* for paym^t of two able men Servants to have each of them foure yeares at least to Serve or the custome of the Country to be delivered by *Chriftnas* next and *Scarburgh* to Enjoy the Negro man this being the full consideration of *Scarburgs* obligation for foure Serv^{ts} wth costs *als* exec.

Ludwell Esq^r
Vs Scarburgh

The Hon^{ble} *Tho: Ludwell* Esq^r Attorney of *Jn^o ffarvax* of London M^{ch} adm^r of *Dan^t ffarvax* March^t dec^d this Court Impleaded Coll *Edmond Scarburgh* vpon a bond of fifteen hundred pounds *Sterl* for the paym^t of seven hundred forty three pounds thirteen shillings and the Summe of one and thirty pounds thirteene shill *Sterl* for money delivered the f^d Coll *Scarburgh* besides the said Bonds & Coll *Scarburgh* in his defense haveing exhibited abill in equity laying downe Sundry reasons wherefore the f^d bond and the interest therevpon should not be adjudged ag^t him after much debate in the cause the said Coll *Scarburgh* offering to Submitt to a Judgm^t that he would pay the f^d seven hundred forty three pounds thirteene shillings and the said one and thirty pounds & thirteen shillings in two yeares now next comeing *the Court doth unani-*

mously adjudge nemine contra dicente that it is a satisfactory paym^t and that Judgm^t for the same should be accordingly entred
ffrom w^{ch} Judgm^t the said *Tho: Ludwell* Esq^r as Attorney aforef^{aid} appeales to the next Affembly

26th of October afternoone

[p^{sent}]

GOVERNO^R Major Gen^{ll} *Smith* Coll *Bacon* Coll *Jennings* L^t Coll *Parke* Tho:
Ballard Esq^{rs}

Mafon

Mafon ꝑ
Lands

Maj^{or} *George Mafon* hath order granted him to p^{at}ent three hundred acres of Land lying in *Stafford* County form^{ly} granted to *Robert Austen* and by him deferted Eⁿt Rights according to Law

Hunt vs Monger

Whereas by Sundry form^r ord^s obteyned by M^r *Thomas Hunt* that the said *Hunt* should have his remedy ag^t the estate of M^r *Thomas Adams* dec^d in the hands of *Edward Bushell* Dec^d for five Thousand pounds of Tob^o and Caske paid by the said M^r *Hunt* to the said *Adams* for a Negroe called *Malack* who was afterwards Set free by the said *Adams* by will And whereas a certain watermill ꝑcell of the Said *Adams* his estate was atached in the hands of the said *Bushell* in his life Tyme w^{ch} attachment remained vpon the said mill vntill after *Bushell* his decease And whereas one Jⁿo *Monger* by marrying wth the reli^{ct} of *Bushell* is now posselt with the said mill wth all the ꝑfits thereof Judgm^t is therefore granted the Said *Thomas Hunt* ag^t the said Jⁿo *Monger* for the said Sum^e of five thousand pounds of Tob^o and Caske wth cost to be paid *Novemb^r* the 10th 1671 als exec And the said *Monger* to be reimbursed out of the ꝑfits of the Said Year

Barber vs
Bowler

The difference betweene M^r *Barber* & M^r *Tho: Bowler* is suspended till next Court and in case *Bowler* Doe not cause the ꝑsonall appearance of M^r *W^m Wildy* a material evidence then Judgm^t to passe ag^t the s^d M^r *Bowler* for what shall be made appeare due

Walker vs
Whiting

The difference betweene Maj^{or} *Tho: Walker* adm^r of M^r *Perry* dec^d and M^r *Henry Whiting* is referred to the third Day of the next Gen^l Court to be heard in equity

Corbyn vs
Barber

Vpon the Petition of *Henry Corbyn* Esq^r & L^t *Coll Potter* It is ord^{ed} that M^{rs} *Letitia Barber* appeare the 6th day of the next Gen^l Court to answere this Petition

Hudson vs
Salisbury

ord^{ed} that before Jⁿo *Salisbury* Comence any Suite ag^t M^r *Hudson* adm^r: of M^r *Barret* dec^d he give good caution to pay what charges are already expended in this Suit about . . . next and the Suit noe commenced be dismist

White vs
Thruston

An Extent according to Law is granted to M^r *Humphrey White* ag^t the lands of M^r *Edward Thruston* in *Martyns Hundred* in *James Citty* County for and toward satisfying of a debt of Ten thousand one hundred seventy seven pounds of Tob^o and Caske wth cofts vnlesse the Said M^r *Thruston* doe betweene this and *March* next find some other way to pay the said Sum^e

Ludwell Esq^r vs
Scarburgh

Whereas *Thomas Ludwell* Esq^r Attorney of Jⁿo *ffarvax* of *London* Merchant adm^r of *Dan^t ffarvax* dec^d haveing this Day appealed from an order passed betwixt him as Attorney afore^d pl^t and M^r *Edmond Scarburgh* Defen^t the said pl^t hath vpon a Second motion in Court relinquished his said appeale, And it is the opinion of the Court that his Demurrer to the bill Exhibited by the said *Scarburgh* is vdeniable in regard that many things in the said bill cannot be answered but by the said *ffarvax* in *England* And the said pl^t hath further ꝑffered in Court that if the Defend^t will pay Eight hundred and forty pounds *Sterl* at two payments *Vidz* by bills of Exchange drawne by the first of *March* next for the Sum^e of foure hundred and twenty pounds *Sterl* for the first paym^t and the like bills for the Sum^e by the first of *March* w^{ch} shall be in the year 1671 that then he will accept of that for full Satisfac^{on} of the whole debt as well principall as interest and charges

charges So that Security be now given for Performance thereof,
M^r *Scarburgh* hath desired vntill the morning to consider thereof
w^{ch} is granted him

27th October 1670

[Present]

GOVERNO^r &c S^r *Hen: Chichley* Coll *Swann* Coll *Bacon* L^r Coll *Beale* L^r Coll
Parke Coll *Jennings* Tho. *Ballard* Esq^{rs}

Vpon the motion of M^{rs} *Tabitha Summers* It is ord^{ed} that M^r
W^m Drumond p^{re}cede noe further in Surveying and laying out
some waft land betweene the lands of Major *Edloe* dec^d & M^r
Young vntill after the third day of the next Gen^l Court where the
said M^{rs} *Summers* is to p^{ro}ve her Title thereunto

Ludwell Esq^r vs
Scarburgh

M^r *Edmond Scarburgh* confesseth Judgm^t to *Tho: Ludwell* Esq^r
Attorney of M^r *Jn^o ffarvax* of London marchant Adm^r of *Dañl*
ffarvax dec^d for paym^t of Eight hundred and forty pounds *Sterl*
to be paid vith three hundred pounds *Sterl* payable by the laft
of *March* w^{ch} fhall be in the yeare of o^r Lord one thoufand Six
hundred Seventy two and two hundred and forty pounds by the
laft of *March* w^{ch} fhall be in the yeare of o^r Lord one thoufand
Six hundred and Seventy three wth cofts *als* exec/

String^{rs} od^r p^{ro}
Sherr

Ord^{ed} that Coll *Jn^o Stringer* be high Sherr of both the Countys
of the *Easterne Shoare* they being both now reduced into one
County

Potter vs *Cupell*

The difference between M^r *Potter* and M^r *Cupell* is by confent
of the Attornys referred to the third Day of the next Court

Cupell vs *Potter*

The difference between M^r *Cupell* & M^r *Potter* is by confent of
their Attornies referred to the 3 day of the next Court

Drummond vs
Hyre

The Difference between M^r *Drummond* & M^r *James Hyre*
Attorney of Cap^t *Whittyes* Relict is referred to the third Day of the
next Court

Plover vs *Reeve*

The Difference betweene M^r *Plover* & M^r *Reeve* is by confent
of both their Attorneys referred to the fifth Day of the next Court

Loyd vs *Dawfon*

The Difference betweene *Henry Dawson* & M^r *W^m Loyd* is
difmift *Dawfon* not appeareing to p^{ro}secute, It is therefore ord^{ed}
that said *Dawfon* pays cofts *als* exec

S^r *Henry*
Chicheleyes ord^r
about horfes.

S^r *Henry Chicheley* by his petition informeing this Court y^t
there is a neck of Land in *Middx* County part whereof belongs
to him the said S^r *Henry Chicheley*, and that he the said S^r *Henry*
wth others some yeares past did put a Stock of mares into the said
Neck for to breed, and whereas severall p^{ro}sons who have very
small interest or none at all doe privately drive the said Neck &
separate & disturbe the Gange, and appropriate them to their
owne use by marking them It is therefore ordered that no
p^{ro}son for the future drive the said Neck for mares or horfes but
that before he foe doe he fet vp a note at the p^{ro}fish Church doore
two *Sundays* before at least to the end that all p^{ro}sons concerned
may be p^{re}sent to make their claymes to the said horfes and mares
belonging to them, and that any p^{ro}son foe claymeing may on his
oath declare how many he put into the said neck the tyme when
& how many he hath had out.

The Court adjourned till the first day of *Aprill* 1761

Test Rich Awborne

Cl Con

AT A Meeting of the Governo^r and Councel at *James Citty*
the 15th day of *March* 1670

present

SR W^m BERKELEY Knt Governo^r *Tho: Ludwell* Secr *Edwd Diggs* Major Gen^l
Bennett Coll *Tho: Swann* Coll *Bacon* Theo: *Bland* L^t Coll *Parke* *Tho: Ballard*
Esq^r

Ord^r p^r
reffer

The Severall Information ag^t the Shipp^s tradeing hither contrary to Act of Parliam^t were read in Court and by the feverall Def^{ts} motions were referred till the next morneing for them to put in their Anfweres in writing

The 16th of *March* in the forenoon 1670

present

SR W^m BERKELEY Kn^t Gove^r & *Tho: Ludwell* secr *Edw^d Diggs* Major Gen^l
Bennett Coll *Tho: Swann* Coll *Bacon* Theo: *Bland* L^t Coll *Parke* *Thomas Ballard*
Coll *Jennings* Esq^r

Ord^r p^r Ship
Anthony of
London Derry

Whereas M^r *Will^m Cole* on behalfe of his Ma^{ty} informed this Court that the Ship *Anthony* of *London Derry* in *Ireland* Cap^t *John Greggs* Commander is noe free ship and hath lo^aded hither contrary to feverall Act^s of Parliam^t in that case made and p^rvided and nothing appeareing to this Court whereby the said may be condemned *It is order^d* after much consideration that the ship *Anthony* aforesaid be acquitted, and the Collecto^{rs} of this river are desired to give the Master his dispatch when required he paying his dues accustomed

M^r *Blands*
Informⁿ & ord^r
ag^t the shipp
fowler
M^r *Bland* not
fitting in
Judicature when
Judgm^t passed
R. Awborne Cl Con

Whereas *Theoderick Bland* Esq^r hath publiqly Informed ag^t the Shipp *fowler* and *George Decafter* Master of the said Ship now rideing in *James River* and hath laid downe in his information that by the Act^s of Parliam^t of 12th and 15th of his Ma^{ty}^s Raigne that now is the Said Ship wth all her Tacle apparrell furniture ammuni- tion goods and marchandize ought to be condemned The Court vpon ferious Examination of the Cause and deliberately weighing the defense and plea of the Said *George Decafter* and his attorney and duly compareing the fundry parts and brances of the said Act^s of Parliament wth the said *Geo: Decafter* his Plea as alsoe what he hath p^rduced in Court to make him a free ship to trade appeareth to the Court that the said Ship the *fowler* is vnder the penalty of the said lawes and that in these parts thereof, *first* It appeareth by his owne Cocquetts that he hath imported goods of the growth and manufacture of *Europe*, *Secondly* he hath p^rduced noe prooffe that his shipp was bought and made free wthin the tyme enjoyned neither hath he any certificate that he hath been declared free in the port from whence he failed nor that he gave such bond for his vnlading and retorne as is by the Said Lawes Enjoyned *Therefore according and as by the said Lawes It is required the Court doth unanimously condemne* the Ship with all her furniture ammuni- tion Tacle apparell Guns and all goods and marchandize now in her as alsoe what were Imported in her into this Collony one third to his Ma^{ty} one third to the Hn^{ble} Governo^r and one third to Cap^t

Theo

Theo Bland Esq^r, And it is further ordered that further care be taken that the said Ship and goods be Secured and Sent for England

Ord^r ag^t the
Ship *St. George*
of *Galloway*

*Whereas Cap^t Alexander Culpeper hath publicly informed ag^t the Ship *St George* of *Galloway* M^r Dominick Williams Ma^{ster} now rideing in *Elizabeth* river and hath laid downe in his Information that by the Act^s of Parliam^t of the 12th and 15th of his Ma^{tes} reigne that now is the said Ship wth all her tackle apparell ammunition guns furniture goods and marchandize ought to be condemned, The Court vpon Serious examination of the case and deliberately weighing the Defen^{se} and plea of the Said *Dominick Williams* and his Attorney and duly comparing the Sundry parts and branches of the Said Act^s of Parliam^t wth the said *Dominick Williams* his plea as alsoe what he hath p^{ro}duced in court to make him a free Ship to trade. It appeareth to the Court that the said Ship the *St George* is vnder penalty of the Said Lawes and that in these p^{ar}ts thereof, first It appeareth by his owne Cockquetts that he hath Imported goods of the growth and Manufacture of *Europe*, secondly that he hath p^{ro}duced noe proofs that his Ship was bought and made free wthin the tyme Enjoynd neither hath he any certificate that he hath been declared free in the Port fom whence he Sailed nor that he gave such bond for his vnlading and reto^{rne} as is by the said Lawes Enjoynd Therefore according and as by the said Lawes It is required the Court doth vnanimously condemne the said Ship wth all her furniture ammunition Tackle apparell Gunns and all goods and marchandize now in her as alsoe what were Imported in her into this Collony one third to his Ma^{te} one third to the Hon^{ble} Govern^{or} and one third the said Cap^t *Alexander Culpepper*, and it is ord^{ed} that further Care be taken that the said Ship and goods be Secured and sent for *England*.*

Ord^r ag^t the Ship
the *Nicholas* of
Jersey M^r *Bland*
not fitting in
Judicature when
the ord^r past

*Theoderick Bland Esq^r having p^{re}sented an information to this Co^{rt} that the Ship called the *Nicholas* of *Jersey* now rideing in *Wicocomocoe* river Tho: *Bandinell* Ma^{ster} is not a free Ship to trade in *America* for that She belongs to the Island of *Jersey*, but it being affirmed that the Inhabitants of the said Island are in equall Capacity wth his Ma^{tes} *English* borne Subjects and a Copy of a Charter to that purpose appeareing in Court attested vnder the hand of *Phillipp Cartwrite Esq^r* and the Seal of the said Island It is ordered that the said *Thomas Bandinell* Ma^{ster} of the said Ship shall give bond wth good and sufficient Security to faile directly for *England* (the Dang^r of the Seas excepted) and shall there p^{ro}ve and make good that they are a free Ship to trade into *America* before the Kings most excellent Ma^{te} and his Councell Wherein if they faile then this information to have a p^{ro}ceeding there to Judgm^t*

Information
ag^t the ship
Nicholas of
Galloway

Whereas an Information hath been this Day Exhibited in Court by the Hon^{ble} *Thomas Ludwell Esq^r* ag^t the ship *Nicholas* of *Galloway* in *Ireland* whereof one *George Baskerville* dec^d was ma^{ster} and whereas in defen^{se} of the Said Ship it hath appeared by a certificate from the Lord L^o of *Ireland* and vnd^r the Seale of that Kingdome that the said *Nicholas* is a free ship and bound for *Virg^o* and that bond hath been given as well at y^e port as here in *Virg^o* according to the Lawes in that case p^{ro}vided and the Court finding noe Justt cause for her Condemnation It is therefore resolved by the Court that the said Ship and goods are discharged from the said Information and that she wth her goods and furniture are hereby declared free.

Tho. Ludwell
Esq^r not fitting
in Judicature
while this ord^r
past

Information ag^t
the Ship *ffrancis*
M^r *Bland* not
fitting in Judi-
cature while this
ord^r past.

M^r. *Bland* &
M^r. *Culpepers*
Ord^r

Whereas an Information has been this day Exhibited in Court by *Theo: Bland* Esq^r ag^t the Ship *ffrancis* now rideing in *Elizabeth* river Cap^t *Jn^o Warner* ma^{ster} that she is not a free Ship, *And whereas* in defense of the said Ship It hath appeared by a certificate y^t the said Ship *ffrancis* is a free Ship and that bond hath been given at the port from whence She came as here in *Virg^a* according to the Lawes in that case p^{ro}vided, and the Court finding noe Just cause for her condemnation *It is therefore resolved* by the Court & accordingly ordered that the said Ship and Goods are discharged from the said Information.

Whereas by ord^r of this Court beareing Date herewth the Shipp *S^t George of Galloway* *Dominick Williams* Ma^{ster} and the Shipp *ffowler of Galloway* afores^d *George Decaster* Ma^{ster} were vpon Information then given ag^t the said Shipp^s Legally tryed and condemned wth their furniture and Cargoes as by the said ord^r^s doth more at large appeare now for the Just and carefull managem^t of his Ma^{tes} Interest in the Said Ships and the interest of others therein concerned *It is ordered* that *Theo: Bland* Esq^r and *Alex: Culpeper* Esq^r shall have power forthwith to take possession of the said Shipp^s goods and furniture and to take a true Inventory thereof as alsoe to give Such ord^r^s and to such p^{ro}visions for the safe and faithfull Navigation of the said Shipp^s and goods for the Port of *London* as may be needful therein and there to p^{ro}vide for the lawfull Securing and disposing of the Same for the uses for w^{ch} they are in the said ord^r^s Condemned

Bendall p^{ro} Adm

Comi^{ss}on of Adm^r is granted to Cap^t *Hope* for *Bendall* on all and Singuler the estate of *Thomas Hacher* dec^d he giving caution according to Law

AT A Gen^{ll} Court held at *James Citty* the Fourth Day of
Aprill 1671

present

SR W^m BERKELEY kn^t Gover &c S^r Hen: Chicheley Tho: Ludwell Coll Tho:
 Swann Thomas Ballard Esq^{rs}

Chiles p Land

Mr *Walter Chiles* on the behalfe of his two Sonnes *Jn^o* and *Henry Chiles* hath ord^r granted to pattent fifteen hundred acres of Land in the forrest in *Westm^lland* County bounding vpon the land of *Thomas Dyas* the said land being form^{ly} granted to Cap^t *Jn^o Lord* & Mr *Will^m Horton* and by them Deferted Entring rights according to Law

Thomas p Land

Mr *John Thomas* hath ord^r granted him to pattent one thousand acres of Land lying in the freshes of *Potomack* river aboute *Doegs* Islands the said land being form^{ly} granted to *Jn^o Stoell* and by him assigned to *Phillip Carpenter* and by them Deferted. Ent rights according to Law

Thomas for
Lands

Mr *Jn^o Thomas* hath order granted him to pattent one thousand acres of Lands lying in the freshes of *Potomack* river bounding vpon the land of *Robert Lord* and *James Magregory* being form^{ly} granted to *Nicholas Jernew* and by him Deferted and Since granted to *Coll Jennings* and Mr *Math Kemp* and by them assigned to Mr *Robert Howseing* and by them Deferted Ent rights according to Law

Murray

Mr *Alexander Murray* hath order granted to Survey and pattent what waft and vn pattened land lyes and bounds vpon the land of *Jn^o Benson W^m Ironmonger Tho: Price ffra: Camfield* Mr *Cook Tho: Deacon* Coll *Willis* and the land form^{ly} belonging to *Coll Walker* and *Tho: Colles* pjudicing noe former grant and givinge the neighborhood notice of the tyme of Surveying

Vnderwood p
pbate of M^{rs}
Sum^{rs} Will

The laft will and Testament of M^{rs} *Tabitha Summers* was pved in Court by the oathes of Mr *Jn^o Stevenson Hubbard ffarrell* and *Tho: Winter* and a pbate granted to M^{rs} *Tabitha Vnderwood* her daughter in the Said Will nominated Exec

Wormeley vs
Wild

Cap^t *Xpofe Wormeley* non Suites Cap^t *Rob^t Wild* not appeareing to psecute *It is therefore* he pay Damages and Cofts als exec

Coll Jennings vs
Spilman

Coll *Jennings* non Suites *Clem^t Spilman* the said *Spilman* not appeareing to psecute *It is therefore ord^{ed}* he pay damages and cofts als exec

Mr Ballard vs
Servants

It is ordered that *Will^m Dixon* and *Sam^t Twifden* Servants to *Thomas Ballard* Esq^r be whipped *Dixon* to have thirty nyne lashes and *Twifden* 20 And whereas it appeares that the said *Dixon* hath contrary to Act beaten his over-seer *It is ord^{ed}* that he Serve accordingly for the Same And it is further ordered that the said *Dixon* and *Twifden* double their tyme for soe long as they have been run away as alsoe for what charges and expenfes the said Mr *Ballard* hath been at in recovering of them they are to make restitution by Service

Loyd vs Sherr
p *Goodrich*

L^t Coll *Thomas Goodrich* being arrested to this Court by the Sherr of *Rappā* County at the Suite of Cap^t *George Loyd* and he not appeareing nor Security returned Judgm^t is granted ag^t the Sherr for what fhall appeare due vnlesse he caufe the said *Goodrich* to appeare at next Court according to Act

Mathews

- Mathews* ꝑ
Land *William Mathews* hath order granted to pattennt five hundred and fifty acres of Land lying vpon the *Dragon* Swamp on the South Side of *Rappā* River form'ly granted to *Jn^o Chynn* and *Jn^o Gibson* and by them deferted Ent rights &c
- Holloway* nons
West *Thomas Holloway* Non Suites *Rich West* noe dec^d being filed
- Joanes & Clark*
ꝑ Lands *Thomas Joanes* and *Henry Clark* hath order granted to pattennt eleven hundred acres of Land lying vpon the South Side of *Rappā* County form'ly granted to *Tho: Gouldman* and by him fold to *L' Coll Tho: Goodrich* and by them Deferted Enting rights according to Law
- Mackaliffe & Whiffon*
Seatowne ꝑ
Land The Difference betweene *M^r Mackaliffe* and *M^r Whiffon* is referred to the third Day of the next Court
- M^r George Seatowne* hath ord^r granted him to pattennt two hundred and twenty acres of Land in *Gloster* County form'ly granted to *Jn^o Meachen* and *Dunkin Bohenko* and by them deferted Ent rights &c
- White & Vincent*
for Land *Richard White* and *George Vincent* hath ord^r granted them to pattennt foure hundred twenty five acres of Land in the County of *Lancafter* form'ly granted vnto *Walter Wharton* and by him Deferted Ent rights &c
- Halyes* clayme
to floure eftate *James Haley* Attor of *Jn^o James Edw^d Todd* *Jn^o Weekes* & *Caleb Perrer* Enters their clayme for a certaine debt due from the eftate of *Danⁱ ffloure* dec^d, and for another debt due from the decds eftate due to *Alexand^r Martyn* &c
- Mathews & als*
ꝑ Land *Will^m Mathew* *W^m Hoskins* *Jn^o ffitchett* and *Martyn Scarlett* hath order granted to pattennt two thoufand fix hundred acres of Land lying vpon *Poehick* Creeke in the County of *Stafford* form'ly granted to *W^m Normanfell* and by him Deferted Ent rights according to Law the pet wherevpon this ord^r was granted was frst exhibited to the Board
- Lynny* ꝑ Land *Richard Lynny* and *Will^m Harris* hath ord^r granted them to pattennt two thoufand two hundred acres of Land vpon the maine run of *Quantiqun* Creeke bounding vpon the land of *Christopher Lunn* being form'ly granted to *W^m Beach* and *Rich Hattoll* and by them Sold vnto *Richard Normanfell* and by him Deferted Ent right according to Law/
- Corbyn* Efq^r ꝑ
Land *Henry Corbyn* Efq^r hath foure yeares granted him to Seat thirteen hundred and Nynety acres of Land on the freshes of *Rappā* river on a Creeke called *Gingoeteague*
- Whittaker* ꝑ
Land *M^r Richard Whittaker* hath ord^r granted him to Survey one hundred and fifty acres of Land lying neare *M^r Harwoods* old field in the County of *Warwick* adjoyneing to the land of *Jn^o Sand^rs* and *Will^m Townshend* as alfoe another ꝑcell of Land about one hundred acres adjoyneing vpon the lands of *M^r Anthony Haynes* and if any Surplus be found in either or both of the faid ꝑcells the faid *M^r Whittaker* to have a grant for the Land Ent rights he ꝑjudiceing noe form^r grant and giveing the neighbo^rs tymely notice of the tyme when he Surveys the fame/
- Sand^rs vs Whittaker* In the difference betweene *M^r Jn^o Sand^rs* and *M^r Richard Whittaker* about a ꝑcell of land conteyneing Six hundred and fifty acres of Land in *Warwick* County neare *Skiffe* Creeke It is ord^d that *Cap^t Jn^o Vnderhill* wth a Jury of the Neighbourhood to be Impanne^d by the Sherr of the aforefaid County Survey and lay

lay out the land in Difference betweene the ^{sd} Parties and make report of their Said verdict, to the third day of the next Gen^l Court and the Survey^r and Jury to meet at some tyme betweene this and the last of *July* next for the performance thereof/

Pate ord^r p^d
bond

It is ord^d that Mr *Jⁿ Pate* have his bond delivered him vp concerning *Vaffalls* estate he haveing p^duced an authentique discharge from the Said *Vaffall* w^{ch} is ord^d to be recorded/

the 5th of *Aprill* 1671

[p^{se}nt]

GOVERNO^R *S^r Hen: Chick^ley Tho: Ludwell Secr Edw^d Diggs Co^{ll} Warner Co^{ll} Bacon Co^{ll} Willis Hen: Corbyn Co^{ll} Swann Co^{ll} Parke Tho: Ballard Esq^{rs}*

Ingram p^d Land

Mr *Will^m Ingram* hath ord^r granted him to p^{at}ent two thould five hundred acres of land in *New Kent* County at the head of *Pomonkey* River Joyneing vpon a tract of land of Mr *ffrancis Burnetts* form^{ly} granted to *Jonathan Newell & Ambrose Cleare* and by them deferted Ent rights &c/

Earle of *St Albanes*
et als ord^r p^d p^{at}t

The Lett^{rs} p^{at}ts granted by the Kings most excellent ma^{tie} to *Henry Earle of St Albane Jⁿ Lord Berkeley S^r W^m Morton* and *Jⁿ Trethewy Esq^r* Dated the 8th of *may* in the one and twentieth yeare of his Said ma^{ties} Reigne being for a tract of land betwixt *potomack* and *Rappā* Rivers was this day p^{se}nted to this Hon^{ble} Court by *Thomas Kirton* vnto whom the ^{sd} p^{at}entees had given a lett^r of Attorney wth one Mr *Edward Dale* and the said Lett^{rs} p^{at}ents being read in Court the Governour and Councell did fully and unanimously yeild humble obedience therevnto and did soe declare and did ord^r their Said Submissiō wth the Lett^{rs} p^{at}ents to be recorded as alsoe the said power to Mr *Kirton* and Mr *Dale* And it is further declared by the Court that the rents and p^{ro}fits of the land wthin the Said tract w^{ch} by the Said lett^{rs} p^{at}ts doe belong to the said p^{at}entees, the Sheriffs of the Countyes wthin the Said p^{re}cinets Shall forbear to demand vntill further order.

p^{ro}bate of Mr
Hunts will

The last will and Testam^t of Mr *Thomas Hunt* was this Day p^{ro}ved in Court by the oathes of *Jⁿ Howard* and *Abraha Sapcoate* and a p^{ro}bate thereof granted to L^t *Coll George Jordan* and Mr *Walter Chiles* Exec^{rs} in trust to the Said *Hunts* orphant, *Thomas Ludwell* Esq^r being nominated one of the exec^{rs} but in Court relinquisheth the Same And the Court hath resolved that the Codicell annexed about the Sale of the brick houfes is of Equall force wth the will, And it is further ordered that a true Inventory be forthwith taken vpon the oath of the reliēt who hath remained in possession vntill now, And that Mr *Will^m May* Mr *Jⁿ Baskerville* Mr *Walter Chiles* and Mr *W^m Cole* doe with their frst conveniency examine the true Condiçion of the estate in relation to the Right of Cap^t *Hayes* his Child as alsoe to the widdows interest together with the debts and creditts of the Said Mr *Hunts* estate in all respects whatfoever and as neare as they can agree all differences therein and what shall remaine Vndetermined together what they have done to p^{se}nt to the next Gen^l Court the third day

Mr^s *Hunts* ord^r

Vpon the petition of *Bridgett* the reliēt of Mr *Thomas Hunt* the Court hath ordered that after a true and Gen^l Inventory be taken of the estate of the Said *Hunt* such goods and Chattles as were

were really the estate of Cap^t *Hay* shall remaine in her custody untill further order and settling of both the estates

Mr *Pages* ord^r
about a childe

Whereas Mr *Jⁿ Page* hath purchased a woman serv^t w^{ch} was gotten wth child in *England* and delivered of the said childe in the Said Mr *Pages* Service, It is ordered that the *Sherr* of *Middle-towne* keepe and provide for the child, and the Child serve the *Sherr* or to whome they shall despoise of it for foure and twenty yeares

Dick *Sh* Land

Jⁿ Dick hath order granted him to patten twenty eight acres of land on the South Side of *Rappa* form^{ly} granted to *John Lacy* and by him deserted Ent rights &c

5th of *Aprill* 1671

[Present]

GOVENOR^s *S^r Hen: Chicheley Tho: Ludwell Secr Edwd Diggs Coll Bacon Coll Warner Hen: Corbyn Coll Willis L^r Coll Parkes Tho: Ballard Esq^{rs}*

Thomas *Sh* licence
two mares
Hodge vs Oldis
estate

Mr *Jⁿ Thomas* hath licence granted him to bring into this Collony two mares out of the *Sh*vince of *Mariland*, being there bredd It is the Judgment of this Court and accordingly ordred that *Robert Hodge* Attorney of *Barbary Hodge* admx of *W^m Hodge* be paid out of the whole estate of Mr *Oldis* the Summe of twenty foure pounnds eighteen shillings and eight pence *Sterl* being for phisick fun^{all} charges & other necessary disburfm^{ts} of the *f^d W^m Hodge* for the *f^d Oldis*, this being referred to this Courts Judgm^t from *Elizabeth Citty* County Court

Myнге *Sh* Land

Mr *James Myнге* hath ord^r granted him to Survey a certaine devident of land lying in *Martyns Brandon* in *Charles Citty* County and by him lately purchased of *John Johnson* and if any Surplus be found wthin the *f^d* bounds the saide Mr *Minge* to have a grant thereof Entering rights according to Law

Bogue vs
Whittaker
Merebath ord^r
whipping

The Difference Betweene Mr *Bogue* and Mr *Rich Whittaker* is referred to the third day of the next Court

The difference betweene *Mary Merebath* and Mr *Rob^t Howfing* & Coll *Jⁿ Dodman* about a false and scandalous complaint made by the said *Merebath* is dismist and the said *Mary Merebath* ordered to have twenty lashes on her bare back she being capable of making noe other Satisfac^{on}

Clarke vs
Jenkins
Atachm^t
Clarke ord^r
charges.
referr *Morryson*
and *Jarvis*
Edwards vs
Sutton

Atachm^t is granted to *Math Clarke* ag^t *Nick Jenkins* for what shall appeare due being returned *non est inventus* by the Sherr of *Westm^rland* County retornable according to Act.

Ordered that *Mathew Clarke* pay vnto *Randall Kirke* according to Act being fumoned to this Court as an evidence ag^t *Jenkins*

The difference betweene Mr *Morryson* Attor of Mr *Lory* and Mr *Tho: Jarvis* is referred to the third day next Court

In the difference betweene Mr *Phillip Edwards* m^rchant p^l and *Jⁿ Sutton* Def^t about servitude It is ord^red that the Sherr of *Middlesex* forthwth vpon sight hereof take into his custody the body of the said *Jⁿ Sutton* and him to detayne in Safe custody Soe that the said Sherr have him *Sh*sonally to appeare before the Governor and Councell on the third Day of the next Gen^l Court then and there to answere the Said *Edwards* Complaint

Drumond

*Drumond and
Evelyn attachm^t
Currer*

Whereas M^r Will^m Drumond claymed a debt due from the estate of M^r Jⁿ^o Currer dec^d amounting to one hundred Sixty five pounds Six Shill and two pence and there being an attachment Served and returned by the Sherr of *Rappā* in the hands of M^r James Key, and Cap^t Christopher Evelyn alsoe claymeing another debt due from the estate of the faid Currer the attachm^t is continued in the faid M^r Keyes hands and a reffer is granted to the third Day of the next Court. Where each partye is to make appeare their debts and their priorityes

Ap^l the sixth forenoon

[p^lsent]

GOVERNO^r &c S^r Hen: Chicheley Tho: Ludwell Secr Edwd Diggs Major Gen^{ll}
Bennett Coll Read Coll Bacon Coll Warner Coll Willis Hen: Corbyn L^r Coll Parke
Coll Jennings Tho Ballard Esq^{rs}

Abrahall vs. Lee

It is ordered that M^r Richard Clarke who is now the p^lsent Attorney of M^r George Lee of London Marchant deliver vnto Coll Robert Abrahall his bond forthwth for foure hundred pownds Ster^t for paym^t of two hundred pounds Ster^t the Debt being paid.

Inferted in the above faid M^r George Lees letter Dated in London the 26th of october 1670 directed to Jⁿ^o Bowler these words vidz for Abrahall whatever the issue of the Court doe not you deliver any of the writeings for I will not loofe if I can gett by any meanes

*Bullock vs Coll
Jennings as
Guardian to
Mathewes*

*In the Difference vpon a referrence between Robert Bullock Sonne and heire of Will^m Bullock w^{ch} was Sonne and heire of Hugh Bullock p^l And Coll Peter Jennings Guardian to the orphnt of Coll Mathewes Dec^d defend^t about a p^lcell of Land conteyneing five thousand five hundred acres of Land in Warwick County *It is ordered after much confideration that the faid Robert Bullock be poffest wth the faid lands and mill and appurtences there vpon and in case the faid Jennings as Guardian aforefaid Shall refuse to deliver poffeffion of the faid land and p^lmiffes then the Sheriff of Warwick County is hereby Impowred and required to put the faid Bullock or assignes into poffeffion of the faid lands and p^lmiffes And it is futher ord^{ed} that the faid Coll Jennings as guardian aforefaid pay cofts als exec**

*Reeve non
Elliott*

M^r ffancis Reeve Nonfuites W^m Elliott Guardian to Tho: Elliott noe Declaration being filed, is ord^{ed} to pay cofts & damages according to Act als exec

Bowler vs Best

*Attachment is granted to M^r Bowler ag^t the estate of Henry Best for pay^t of two thousand pownds of Tob^o and Caske the faid Best being returned *Non est inventus* by the Sherr of Nanjem^d County*

*Gwyn vs Reeve
Exec*

The order that M^r John Gwyn Cl p^l and M^r ffra: Reeve defend^t about an vmpirage of Coll Spencers obteyned by the faid M^r Gwyn at a Court held for Glofter County the 27th of January 1670 is confirmed ag^t the faid Reeve wth cofts and damages according to Act as in case of appeales the faid Reeve appealeing and noe caufe for the fame appearing

Ap^l

Ap^l the fixth 1671 afternoone[p^lsent]

GOVERNO^R Sr *Hen: Chicheley Tho: Ludwell Secr Co^{ll} Read Co^{ll} Warner Co^{ll}
Bacon Coll Willis Coll Swann Hen: Corbyn L^r Coll Parke Co^{ll} Jennings Tho:
Ballard Esq^{rs}*

*Culpepers claime
to y^e N: pattent*

*Whereas yesterday there was a pattent p^lsent and read in Court from the Kings most excellent Ma^{te} granted to Henry Earle of S^t Albans Jn^o Lord Berkeley Sr W^m Morton and Jn^o Tretheway esq^r a p^lpriety in Severall lands lying betweene the rivers of *Rappā* and *Potomack* wth many privileges as by the said pattent may more at large appeare w^{ch} said Lett^{rs} pattents are founded vpon the surrender of other Lett^{rs} patts granted by his most Sacred Ma^{te} in the first yeare of his reigne at *St Jermaines* . . . as well to Jn^o Lord *Culpeper* and *Alex Culpeper* their heires and assignes as to other p^lsons therein named and *where as Alexander Culpeper* Esq^r on behalf of *Tho: Lord Culpeper* Baron of *Thoresway* as for himselfe Informs this Court that *Tho: Lord Culpeper* and *Alex Culpeper* the Sonnes and heires of Jn^o Lord *Culpeper* nor their fathers to whome they were granted hath never made any Surrender of their said right to the said Lett^{rs} pattents and desires that their clayme may be entred w^{ch} is accordingly granted*

*Culpeper vs
Bruce*

Mr Jn^o Culpeper and *Elizabeth Bruce* the Adm^x of *walter Bruce* dec^d appears in Court and by their mutual consents refers the difference between them to the Arbitration of Co^{ll} *Blake* and Cap^t *Tho Godwyn* and in case they cannot agree then Major Gen^{ll} *Bennett* who is by their consent desired to be vmpire finally to end and determine the said difference

Davis vs Bruce

Mr Edward Davis and *Eliz Bruce* the Adm^x of *walter Bruce* dec^d appears in Court and by their mutual consents refers the difference between them to the Arbitration of Coll *Blake* and Cap^t *Tho: Godwyn* and in case they cannot agree then Major Gen^{ll} *Bennett* who is by their consents desired to be vmpire finally to end and determine to said difference.

*Bushrod vs
Dixon*

Whereas in a difference betweene Mr *Tho: Bushrod* and Mr *Rich Dixon* about land at laft Court it was ordered that a Jury and a Surveyor should Enquire what land it was that the said *Bushrod* fold vnto the said *Dixon*, w^{ch} said Juro^{rs} verdict is returned to this Court where they find that the said land and plantation vpon w^{ch} Mr *Tho: Owen* did lately live is the land in difference and fold by the said *Bushrod* to the said *Dixon* *It is therefore ordered* after much debate that the said Juro^{rs} verdict be confirmed, and *Bushrod* ordered to pay cofts *And it is further ord^{ed}* that Mr *Milner* Survey and lay out the said *Dixon* foe much land as the said *Bushrod* fold vnto the said *Dixon* according to the said Juro^{rs} verdict

*Burnham vs
Parrott*

Whereas in the difference between Mr *Burnham* & Mr *Richard Parrott* on behalfe of the orph^{ts} of *Dañl Welsh* dec^d It was ordered that Co^{ll} Jn^o *Callett* Mr Jn^o *Lewis* and Mr *Robert Beverley* wth a Jury should Survey and lay out the lands in dispute between them which accordingly the said Mr *Beverley* and Mr *Lewis* hath done by consent of all p^ltyes and returned their report to this Co^{rt} wth the verdict of the Jury w^{ch} said report and Juro^{rs} verdict the Court doth confirme *and it is ordered* that the said Mr *Burnham* have

have hold poffesse and enjoy the faid land in difpute according to the bounds of the faid Surveyo's and Juro's report w^{ch} is ordered to be recorded *And it is further ordered* that the faid *Parrott* pay cofts *als* exec and the faid *M^r Burnhams* account of cofts and charges to be p^{re}nted to next Court for his allowance

*Bowler vs
Leare*

In the difference betweene *Cap^t Jn^o Barber* who married the relict of *Cap^t Edwd Streater* and *M^r Tho: Bowler* and in the difference betweene the faid *M^r Bowler* & *Maj^{or} Leare* about thirty pownds *Sterl* and foure hundred pownds of *Tobō* and *Caske* the Court haveing wth much care and examination of many Circumstances relating to the faid Differences, and being very well fatisfied in the reputations of the faid *M^r Bowler* & *M^r Leare* although the Court doth think that there is some miftake betweene them, doth think fitt to put a moderate temper to the faid Difference, doth give Judgm^t to the faid *Cap^t Barber* for the faid Summe of 30£ *Sterl:* and 400£ of *Tobō* and *Caske* but doth referr by whome it fhall be paid till next Court whether by the faid *M^r Bowler* or *M^r Leare* or both

Mynns ord^t

Maj^{or} Hone *M^r May* *M^r Biffe* & *M^r W^m Bird* being vpon the pet of *M^r James Mynns* are ordered to meet at Some convenient tyme vpon notice given them at the houfe of *M^{rs} Tabitha vndrwood* and there examine and take the Depofitions of fuch p^{er}sons as *M^r Mynns* fhall bring before you relating to the difcovery of a will fuppofed to be made by *Maj^{or} Edloe* dec^d and abfconded by his relict and the faid *Gent* or any one of them are hereby Impowered to iffue out Summons for the appearances of any evidences if need require *And it is further ordered* that the Court of *James City* County take care about the Settlem^t of the orphants eftate

*Woolward vs
Bacon*

The Award and vmpirage between *Cap^t Will^m Woolward* and *Co^{ll} Bacon* about the determination of their great difference about land is p^{re}nted in Court and ordered to be recorded and *Co^{ll} Bacon* is to hold poffeffion of the Said lands vntill *Cap^t Woolward* hath paid him the Sume mençoned in the Said Award, And to give the Said *Cap^t Woolward* his bond that he the Said *Woolward* fhall receive all the p^{ro}fits of the Said land Since the award and to Surrender poffeffion of the land to the Said *Woolward* or his affignes . . . all the money is paid/

Ligon p^o Land

L^t Co^{ll} Thomas Ligon hath order granted to patten a p^{ar}cell of Land about two hundred and fifty acres in *Hen^o County* adjoyning to the land of *Thomas Wolls* form^{ly} granted to *James Akin* and by him Deferted Entring rights according to Law/

*S^r Chicheley vs
Potter*

The whole difference betweene *S^r Henry Chicheley* and as Guardian to *Cap^t Wormeleys* orpht p^{er} and *L^t Co^{ll} Potter* defend^t is referred to be audited by the *Hon^{ble} Edw^d Diggs* *Co^{ll} Nath Bacon* *Co^{ll} ffra: Willis* and *Tho Ballard* *Esq^{rs}* and to that purpose the aforefaid *Ge^{nt}* are defired to meet at the Houfe of *Co^{ll} Peter Jennings* vpon the 15th day of *May* next, and make report of their Said auditt to the third Day of th^e next *Gen^{ll} Court* in cafe they doe not put a finall determination therevnto w^{ch} by this Court is defired *and it is ordered* vpon the reasonable motion of the faid *Co^{ll} Potter* that a publication of evidences be had and alfoe that the Said *Co^{ll} Potter* have a *dedimus potem* for examination of witnesfes in the Said Differences/

*Kempe vs
Parrott*

ordered that Mr *Mathew Kempe* be paid one thousand powns of Tobō and Caske by Mr *Rich Parrott* for his trouble about attending the Surveyor and Jury in the difference between the Said *Parrott* and Mr *Burnham*/

White ꝑ Lands

Mr *Willm White* hath ord^r granted to pattennt three hundred acres of Land in the *Isle of Wight* County formly granted to *Wm Porter* and by him Sold to *Robert Key* and by them Deferted Ent rights &c/

ord^r about Jayle
birds

Whereas there was an order read in Court from the Kings moft excellent ma^{te} and his Councell that noe *Newgate* or Goale birds fhould be imported into this Collony or other parts of *America*, It is now ordered that all mafters or Command^{rs} of any Ship or vefsell march^{rs} and other ꝑfons whatfoever Importing Servants into this Collony fhall not carry of their Servants from aboard vntill notice be given to the refpective Collecto^r or Collecto^{rs} of the river where they ride that the Said Collecto^{rs} may make enquiry whether any of the Said Serv^{ts} be imported hither contrary to the Said order from the King and Councell/

Kirby ꝑ Land

John Kirby hath order granted to Survey and pattennt what waft & unpattented land as fhall be found betweene the bounds of his owne *Edward Wills* and *Humphrey Meads* lands in *Glofter* County not ꝑjudicing any form^r grant and giving the neighbourhood notice of the tyme of Surveying and entring rights according to Cuftome/

Gwynn et Young

Whereas there was a wager laid betweene Mr *Rich Young* and Mr *Humphrey Gwynn* about a Servant maid named *Margarett Rawlyns* and the queftion being before this Court whether it were a wager or not It was the Judgm^t of this Court that it was a Legall wager and he that loft ought to pay/

Seventh of *Aprill* 1671

[ꝑfent]

GOVERNO^r S^r *Hen: Chicheley Tho Ludwell fecr Edw^d Diggs Coll Read Coll Warner*
Hen: Corbyn Co^{ll} Willis Tho: Ballard Elq^{rs}

Reddish arraign^{ed}

Edward Reddish being indicted vpon Sufpition for murthuring of *Richard Davis* was by the Grand Jury found *Billa vera* and by the petitt Jury found Guilty of Manflaughter vpon w^{ch} he craved the benefitt of his Clergy and did read and by the Governo^rs Clemency and mercy was acquitted from burneing/

Shaw arraign^{ed}

Thomas Shaw being Indicted for murthuring of *Tho Seaman* was by the Grand Jury found *Billa vera* and by the Petitt Jury found Guilty of murth^{er} the Governo^r with the Confent of the Councell ꝑnounced Sentence of Death ag^t him/

Moore vs Stubbs

In the difference betweene *Rich: Moore* on his owne behalfe and as Attorney of *Thomas Glasbrooke* pl^t and *John Stubbs* defend^t It is ordered that Mr *Lawrence Smith* and Mr *Rich: Booker* doe vpon the twentieth of this instant meet at the houfe of *John Stevens* haveing tymely notice given them and then and there will examine auditt and State the accounts between them the Said *Moore* and *Stubbs*, and it is further ordered that in cafe the Said Mr *Smith* and Mr *Booker* doe not agree in auditing and Stating the accounts betweene the Said ꝑtyes then Mr *Xpofet Rigault* is appointed to

be

be Vmpire and to auditt the difference and accounts betweene them *And whereas* there are Severall goods of the faid *Stubbs* w^{ch} are atached by the Sherr of *Gloster* and were appraifed *It is ordered* that the appraifement be invalid and the faid *M^r Smith* and *M^r Booker* are hereby ordered to appraife the faid goods Soe atached that is to Say what goods are remaineing of the Invoyce to be valued accordingly and what other goods there are that were not . . . appraifed they are now to be valued vpon their oathes and make report to the third Day of the next Court and the Security for *Stubbs* appearance at this Court is to continue till the caufe be Determined

*Clarke vs
Afhborne*

William Clarke Serv^t to *Jn^o Afhborne* who marryed the Relict of *Stephen Cotfworth* is Declared free.

Bacon vs Grove

In the difference betweene *Coll Bacon* as ffeoffee in trust of *Thomas Pettus* pl^t and *Cap^t Jn^o Grove* defend^t *It is ordered* y^t the faid *Cap^t Grove* deliver vnto the faid *Coll Bacon* as ffeoffee aforefaid what goods and Chattles is due to the faid *Pettus* mençoned in a Deed of ffeoffment made by the mother of the faid *Pettus* to the faid *Coll Bacon* and *M^r ffreeman* in trust for the faid orp^t and that he make Speedy paym^t and delivery thereof.

*Whitty vs
Aldridge*

The atachm^t returned by the Sherr of the *Isle of Wight* vpon a Sloope of *Bennett Aldridge* for a d^t due to *Cap^t Jn^o Whitty* of foure thoufand Six hundred pownds of Tobō and Caske is continued *And ordered* that the Attorney of the faid *Aldridge* have notice given him that he may replevyn the faid atachm^t and alfoe to appeare at next Court to shew reason wherefore Judgm^t should not be granted vpon the atachm^t

Aprill the Eighth 1671

[p^{re}sent]

GOVER *S^r Hen: Chicheley Tho. Ludwell Edw^d Diggs Coll Read Coll Warner Coll
Willis Hen: Corbyn Tho: Ballard Esq^r*

Ord^r p^r *Ware*
p^r *Griffh Gleebe*

Whereas Jn^o Twynncy in *Aprill* Court 1669 obtayned ord^r of this Court for three hundred acres of Land in *Gloster* County p^{re}nted to be Deserted by *Zach Cripps*, *And whereas Zachary Cripps* did by his last will and Testam^t give and bequeath the faid three hundred acres of Land for a Gleebe to *Ware p^r Griffh* It being the opinion of the Court that land given to a church cannot Lapps *It is therefore ordered* vpon the petition of *Co^{ll} ffancis Willis* on behalfe of the faid *p^r Griffh* that the aforefaid ord^r and pattent of *Twynnys* be null and void to all intents and purposes whatsoever and the land be returned to the use of the faid *p^r Griffh* according to the will of the faid *Cripps*.

*Co^{ll} Read vs
Moore*

Judgm^t is granted to *Co^{ll} Geo: Read* ag^t the estate of *Thom Glasbrooke* and *Richard Moore* for paym^t of three pounds ten Shi^{ll} *Sterl* being charged vpon the faid *Glasbrooke* and returned p^{re}tested being due for the Impost of the two Shill p^{re}tested wth Damages and cofts as in case of p^{re}tests *als* exec

Davis vs Briggs

In the Difference betweene *Jn^o Davys* and *Charles Duthace* in the right of their wives pl^{tes} and *Richard Briggs* Defend^t about lands and the p^rsonall estate of *Tho: Boswell* dec^d, *It is the Judgm^t of this Court* that the Right of the escheat belongs to the Said *Davis* and

and *Duthace* in the Right of their wives, and the right to the Personall estate is referred to the third Day of the next Court where it is to be Determined in whome the Right to the Personall estate doth belong

Lane vs Bryan

Whereas *Robert Bryan* as Landlord to *Roger Cleaveland* appealed from an order of *Gloster Court* Dated the 16th of *November 1670* in a difference between the Said *Cleaveland* and *Valentine Lane* about a barrell and halfe of *Corne* and alsoe pretending a clayme to the land wherevpon the *Corne* grew and the Said *Bryan* not appeareing to p^{se}cute his Said appeale *It is ordered* that the Said order of *Gloster Court* be confirmed and *Bryan* ordered to pay Damages and cofts according to Act as in case of Appeales *als exec*

Potter vs Carter

Judgm^t is granted to L^t Co^{ll} *Cutberth Potter* ag^t Cap^t *Jn^o Carter* for payment of two thousand pounds of *Tobo* being by the Court adjudged due to the Said L^t Co^{ll} *Potter* as he was Sherr of *Lancafter County* for fees and other charge about the apprehending of severall mutinous Servants belonging to Co^{ll} *Jn^o Carter* father of the Said Cap^t *John Carter* wth all cofts *als exec*

exec vs Corp

ord^r *Cocquett*
money

Coll *George Read* one of the Collecto^{rs} of this Country mooveing this Court that they would be pleased to Impose a certaine rate for *Cocquett* money, *It is by this Court thought fitt* that for the p^{se}nt a shilling for each *Cockquett* be allowed till the next affsembly and then to be confirmed if they think fitt

Reynolds vs
Poyntz

Whereas Cap^t *Jn^o Poyntz* appealed from the Judgm^t of the *Ifle of Wight Court* dated the tenth Day of *December 1670* in a difference betweene *Rich Reynolds* and the Said *Poyntz* for Eight hundred nynety Six pounds of *Tobō* and Caske is by this Court confirmed the Said *Poyntz* not appeareing to p^{se}cute And the f^d *Poyntz* ord^{ed} to pay Damages and cofts as in case of appeales *als exec*

Edwards vs
Needles

The Difference betweene *Phi^{ll} Edwards* marchant adm^r of Cap^t *Jn^o Williams* dec^d and M^r *Jn^o Needles* defend^t is referred to the third day of the next Court where the Said *Needles* is vpon his oath to deliver his answere in writeing to the said *Edwards* petitioner

Reynolds vs
Poyntz

Whereas Cap^t *John Poyntz* before Judgm^t passed appealed from an order of the *Ifle of Wight Court* Dated the tenth day of *May 1670* in a difference between *Rich Reynolds* and the said *Poyntz* about three hundred Gallons of *tyte caske* and the Said *Poyntz* not now appeareing, *It is ordered* that the Said *Poyntz* pay Damages and cofts as in case of appeales *als exec* And it is further ord^{ed} that the determination of the Said cause be tryed in the f^d *Ifle of Wight Court*

Clayme vs
Dudley

All Differences betweene Cap^t *Phillip Edwards* and M^r *Will^m Dudley* are for a finall end and determination thereof referred to *Henry Corbyn* Esq^r and M^r *Robert Beverley* where all accounts writeings and evidences are to the said Auditor^s to be p^{se}nted, and there auditt to be a finall Determination the tyme and place to be agreed vpon by the Said p^{ty}es

Busby non:
Diston
Whitty non:
Cummings

Tho: Busby non suites *Tho: Diston* noe Declaration being filed

Cap^t *Jn^o Whitty non* suites *Will^m Cummings* noe Declar being filed

foxhall vs Lord

Whereas at the laſt Court Co^{ll} Jn^o Catlett Cap^t: Hawkins Major Jn^o Weire and Mr Jn^o Mott were by conſent appointed to enquire and examine into all differences of acc^{ts} Awards arbitracons ord^{rs} and all other Differences whatſoever betweene Mr Jn^o foxhall and Cap^t Jn^o Lord, And whereas this Co^{rt} is informed that by reaſon of Major Weires abſence the other Ge^{nt} could not p^{ro}ceed, *It is now ordered* that the aforeſaid laſt Co^{rt}s ord^r be confirmed wth this addi^{ti}on that any three of them p^{ro}ceed wth liberty to iſſue out ſummons for evidences in the ſaid Differences and to adminiſter them their oathes and to take their depoſi^{ti}ons

Place vs Stith

ffor a finall determination of the Difference betweene Mr Rowland place and Mr Jn^o Stith about land *It is ordered* that a Jury of the moſt ancient and knowing Inhabitants and neighbo^{rs} Dwelling at or neare *Buckland* being lawfully Sumoned by the Sheriff of *Charles Citty* County wth the aſſiſtance of Mr *James Mynns* a Surveyo^r doe meet vpon the ſaid land in Difference vpon the 26th of *July* next and there lay out the Said Mr *Place* his land according to the Ancient reputed bounds and make report of their ſaid verdi^{ct} to the third Day of the next Court w^{ch} Jury are to be Sworne by Some majiſtrate

All differences now not determined and returned upon the Docquett are to be heard the 20th of *May* next to w^{ch} time the Court is adjourned

Teſt Rich Awborne Cl Con

AT A Gen^{ll} Court held at *James Citty* the 22th Day of *May*
1671

[p^{sent}]

SR W^M BERKELEY kn^t Governo^r &c S^r Hen: *Chichley Tho: Ludwell* Secr Major
Gen^{ll} *Smith* L^t Coll *Parke Thomas Ballard* Esq^{rs}
The Court Adjourned till to morrow at tenn of y^e Clock

May the 23th 1672

[p^{sent}]

GOVERNO^R &c S^r Hen: *Chichley Tho: Ludwell* Secr *Edward Digges* Major Gen^{ll}
Smith Coll *Bacon* L^t Coll *Parke* Esq^{rs} *Tho: Ballard*

Smith p^l Land

Major Gen^{ll} *Robert Smith* hath Seven yeares further tyme granted him to plant and Seat ninteen hundred acres of Land in the freshes of *Rappā* . . .

Jennings p^l
land

Peter Jennings Esq^r hath Seven yeares further tyme to Seat and plant Eight hundred acres of Land in the freshes of *Rappā* River comonly called the *hopyard*

Jefferson p^l
Land

Robert Jefferson hath order granted to pattend one hundred & fifty acres of Land or thereabouts formerly granted to M^r *Tho: Viccars* and *Jn^o Buckner* and by them affigned to *Jn^o Booth* in *Gloster* County and by them Deferted Entring rights according to Act

Skipwith vs
Dudley

The Difference betweene Dame *Ann Skipwith* on the behalfe of her Sonne S^r *W^m Skipwith* pl^t and *W^m Dudley* Def^t is referred to the third Day of the next Court

Ord^r p^l admⁿ on
Coll *Scarburgh*
eftate

Vpon request and relinquishment of *Mary Scarburgh* reliēt of Coll *Edmond Scarburgh* Dec^d and vpon petition of *Charles Scarburgh Jn^o West* and *Devorax Browne* owne Sonne and Sonnes in Law of the Said *Scarburgh* Dec^d Admiçon is granted them the S^d *Charles Scarburgh Jn^o West* & *Devorax Browne* on all the p^{sonall} eftate the Said Coll *Scarburgh* Dyed Seized of in the Country And further ordered that the Court of *Accomack* take bond from the Said Adm^{rs} with good and Suff^t Security for true and Just Admiçon according to Law vpon which Security given *it is ordered* that Coll *Kendall* Cap^t *Jn^o Custis* M^r *W^m Custis* & Major *W^m Andrewes* vpon their oathes Inventory and appraife all and Singuler the Said eftate w^{ch} Inventory is at the next Gen^{ll} Court together wth the bond for admiçon to be p^{sent}ed vpon the oathes of the Said Adm^{rs} and others if any be that may be further knowing therein And *it is further ordered* that the Said Adm^{rs} fhall in the firft place before they difpofe or pay away any of the Said Eftate fully Satisfye and pay vnto *Thomas Ludwell* Esq^r Attorney of M^r *Jn^o Jfarvax* the full of a Judgm^t for a certaine Summe of money in *October* Court laft, confest by the Said Coll *Scarburgh* as thereby appeares, vpon giveing Security p^{ro} admiçon above the late warrant from the Governo^r about y^e eftate p^{ro}secuçon therevpon to be taken vp and void

- Lane non: Bryan* *Valentine Lane non Suites Robert Bryan It is therefore ord^d he pay Damages according to Act wth cofts of Suite*
- Wrights ord^r about ffloures eftate Light p^r land* The Petition of *Jn^o Wright* Attor of *Richard Ellis* Exec^r of *Dan^r ffloure* Concerneing the eftate of the Said *ffloures* in this Country referred till next Court
- Vpon the petition of *George Light* It is ord^d he by *M^r Jn^o Lewis* and *Cap^t W^m Clayborne* Surveyor^s Survey his the Said *Lights* tract of land he now liveth on and if any Surplus be found more then grant by p^{at}ent in Surveying he to have a grant thereof Entring rights according to cultome and that *Robert Peirce* and *M^r Major* and fome three or foure more of the neighbouring Inhabitants be p^rsent at the Survey
- Drummond vs Curr^s eftate* It is ordered that *M^r Will^m Drummonds* clayme and Atachm^t againft the eftate of *Jn^o Curre* dec^d in the hands *James Key* in this Country be referred till *Aprill* Court next where the d^t made Juftly appeare this Court will p^rceed to further examinaçon and Judgm^t therein as alfoe to a debt claymed by *Cap^t Evelin* due from the f^d *Curre*
- ffofters will p^rved* The laft will and Teftament of *M^r Henry ffoster* p^rved in Court by the oathes of *Humphry Simonds* and *Edward Wilfon* and vpon petition of *Elizabeth* the widd and exec a p^rbate is granted her of the fame
- Stocks ord^r &c* Ordered that *M^r Jn^o Page* *M^r Jas Bray* *M^r W^m Mumford* & *M^r Bracegirdle* or any three or two of them in Some fhort tyme by them to be appointed view examine and Inventory the bookes pap^s and eftate *Rich Stock* died Seized of
- Vaffall vs Lord* Co^{ll} *Jn^o Vaffall* arrefting *Cap^t Jn^o Lord* to this Court and he not appeareing Judgment is granted ag^t the Security for what fhall be made appeare In . . . due the third Day of the next Court in cafe the faid *Lord* appeare not according to Act.
- Place vs Pleafants* In the difference betweene *M^r Jn^o Pleafants* Attorney of *M^r James Janny* marc^{ht} p^{lt} and *M^r Rowland Place* march^t Defend^t: in a crofs acçon vpon Several acc^{ts} and marchandizes It is ord^d that *M^r Randolph* *M^r Mynns* and *M^r Biffe* examine and auditt the acc^{ts} on both fides & report the Same to the third Day of the next Gen^{ll} Court for Judgment thereon/
- Drumond vs Hyre* In the difference between *M^r W^m Drumond* p^{lt} and *James Hyre* Attorney of *M^r w^m . . .* who married the Reliçt of *Cap^t Jn^o Whitty* Dec^d vpon a reffer from oçtober Court laft to this is referred to the third Day of the next Gen^{ll} Court where if *Hyre* appeare not Judgm^t to paffe ag^t the Security for what fhall be made appeare Due wth cofts he the faid *Drumond* now claymeing by his petioñ Two hundred twenty two p^{ow}nds Seven fhillings Nyne pence and fome cattle and Servants.
- Crews vs Pleafants* The Judgm^t for a nonfuite *James Crewes* obtayned ag^t *Jn^o Pleafants* Attor to the Exec^r of *Jn^o Beauchamp* dec^d in *Hen^o* Court is confirmed wth Damages according to Act with Cofts.
- Yarrow p^r Land* *James Yarrowes* petiçon about lands for confirmaçon of a Survey fufpended till the third Day of the next Court.

24th of may 1671[p^rsent]

GOVERNO^R S^r *Hen: Chichley Tho: Ludwell Secr Edwd Diggs Major Gen^{ll} Smith*
Co^{ll} *Swann Coll Bacon Theo: Bland L^t Co^{ll} Beale L^t Co^{ll} Parke Esq^{rs}*

- Lee vs Appleton* The Difference betweene *Robert Lee* Attor of *Godfry Lee* of *London* marchant p^l and *Mr Jn^o Appleton* as marrying the Relict of *valentyne Peyton* dec^d refer to 3^d day next Court.
- Whiteing vs Walker* The Difference betweene *Hen: whiteing* p^l and *Majo^r Tho: Walker* def^t is refer to the third Day next Court.
- Hunts ord^r p^r appra* *Majo^r Theo Hone* *Mr W^m May* *Mr Rich: James & Mr w^m white* are appointed to inventory and appraise all the estate *Tho. Hunt* died Seized of they to be Sworne to doe the Same and the Said Inventory to be p^resented to the next Gen^l Court.
- Vaffall vs Saffin* The Difference betweene *Coll Jn^o vaffall* p^l and *Mr Jn^o Saffin* Def^t about Debt referr to the third Day of the next Gen^l Court where if the said *Saffin* appears not Judgm^t to passe ag^t him for what fhall appear due.
- Vaffall vs Saffin* The Difference betweene *Coll Jn^o vaffall* p^l and *Mr Jn^o Saffin* def^t in an ac^on of Defamation is referred to the third Day of the next Court where it is ordered he p^rsonally appeare/
- Kirkman vs Phipps* The suite of *Jn^o Phipps* ag^t *Cap^t ffra: Kirkman* is Dismissed and ordered that the order obteyned the last *James Citty* County Courte by *Kirkman* on the verdict of a Jury in the p^rmisses be confirmed and *Phipps* ord^d to pay costs of Suite als exec.
- Wakelin vs Rowse* In the difference betweene *Mr Math Wakelin* p^l and *Walter Rowse* defend^t It is ordered that the said *Rowse* pay vnto the said *Wakelin* in full of all costs charges disbursem^{ts} damages and fees whatfoever the Summe of three thousand five hundred pownds of Tobō and Caske convenient in *Eliz Citty* County by the 25th of *December* next for payment where of *w^m Alford* enters himselfe Security All bargaines and condiçions whatfoever made by *Rows* wth *wakelin* to be void.

24th of *May* afternoone[p^resent]

GOVERNO^R Sr *Hen: Chichley Tho: Ludwell* Majo^r Gen^l *Smith Theo. Bland Tho: Ballard* Esq^r

Cary vs Collier

Whereas *Mr Edward Sockey* of *Yorke* County dec^d did amongst other by his last will give aⁿ considerable p^rcell of Land and p^rsonall estate vnto *Iaac Collier* Sonne of *Iaac Collier* and in case the said *Iaac Collier* should Dye then vnto *Will^m Carter* (then absent) and in case of his death Such legacies & bequests were given to one *Judith Lothier* and whereas the f^d *Iaac Collier* Sonne of the Said *Iaac* dieing and the f^d *Carter* being still absent not Since heard of and reasonably Supposed to be dead, And whereas one *Henry Cary* marrying the said *Judith Lothyer* and petitioning to be posselt of the Said Legacies and bequests in Right of his wife, It is ordered he be posselt wth the Same, to the full of the bequests and Legacies Soe given (the Land onely excepted) w^{ch} is adjudged to the Brother of the said *Iaac Collier* dec^d, ffor p^rformance whereof It is ordered *Mr Tho: Bushrod & Mr Tho: Iken* at some convenient tyme before next Court examine the p^rps and accounts of the said *Iaac Collier* father of the f^d *Iaac* Dec^d who is posselt wth the f^d estate as alsoe the will and Settle the said estate whereby the Said *Cary* may be posselt of what is due in Right of his wife, and all payments and disbursements of the said *Collier*

Justly

Justly made to be p̄por̄conably allowed and paid, *And it is further ordered* that the said *Cary* give good bond with Security that in case the Said *Carter* shall appeare to claime that he to repay him what he is now ordered to receive

Ord^r about
Edloes Eftate

That Cap^t *Robert Wynn* (if he accept) be guardian and have the Tutoring of *Jn^o Edloe* orp^t Sonne and heir of L^t Coll *Math Edloe* to gether with the full management of what eftate is or shall belong to the Said orp^t: vpon receipt of w^{ch} eftate the said Cap^t *Wynn* is to give Security to the County Court of *James Citty* for the due and lawfull payment thereof

May the 25th 1671

[p̄sent]

GOVOR S^r *Hen: Chicheley Tho: Ludwell Sect Edwd Diggs Major Gen^l Smith*
Co^{ll} *Bacon Coll Swann Theo: Bland Tho: Ballard L^t Co^{ll} Beale L^t Coll Parke*
Esq^{rs}

Vaffall vs Pate

The Atachm^t granted Coll *Jn^o Vaffall* and M^r *Jn^o Saffin* for a debt due from *Henry Vaffall* Dec^d and Served in the hands of M^r *Jn^o Pate* is continued till the third Day of the next Gen^l Court, where the Said M^r *Pate* is to appeare and Judgm^t to passe thereon.

Shawes ord^r
p̄ Reprieve

By consent of all the Court that are wthin the Comiçon of *Oyer & Terminer* that *Tho: Shaw* a prisoner Condemned at last Court to be hanged and reprieved to this Court, be reprieved till the third Day of next *Aprill* Court, where it will be knowne whether a pardon from the King will be granted him and in the meane tyme the Sherr to take p̄sonall Security for the said prisoner

Monfords order

M^r *Will^m Monford* in Court relinquisheth his executorship to the will of Cap^t *Groves*

Bacons ord^r for
Pettus orp^t vs
Groves

Judgement is granted *Nath Bacon* Esq^r on behalfe of *Thomas Pettus* orp^t ag^t the eftate of Cap^t *Jn^o Grove* dec^d for paym^t of tenn Ewes and lambs w^{ch} are to be paid by Coll *Swann* and Cap^t *Ramsfey* Exec^{rs} of the will of the said Cap^t *Groves*

Monford vs
Swann &c

Judgm^t is granted M^r *W^m Monford* Attorney of *Ann Monford* widdow ag^t Coll *Tho: Swann* and Cap^t *Edw^d Ramsfey* Exec^{rs} of the will of Cap^t *John Grove* dec^d for payment of one hundred and thirty pounds six shill and Eleven pence *Sterl*, and eight thousand foure hundred and Sixty Pounds of Tobō and Caske.

Bland p̄ Admr
on *Liftrs* eftate

Humphry Lifter dyeing left an exec^r and she dying and none left to manage that eftate, *it is ordered* vpon Petiçon of *Theo: Bland* Esq^r that he be Adm^r of the said eftate givinge bond & Security for due admiçon

Moore vs Stubbs

Judgm^t vpon an Atachm^t is granted *Richard Moor* m^rchant for himfelfe and as Attorney of *Tho Glasbrooke* vpon severall goods feized by the Sherr of *Gloster* County, and appraided towards satisfacçon of a debt due from one *John Stubbs*, alsoe that a floope feized be likewise delivered as she coft the said *Stubbs*

Lynny and
Mafon vs Groves
Exec^{rs}

M^r *Water Chiles* and M^r *W^m May* are nominated and appointed to examine and settle all bills and accounts betweene *Richard Lynny* and *ffrancis Mafon* of the one p̄t, and the Exec^{rs} of the will of Cap^t *Jn^o Grove* dec^d on the other p̄t and the exec^{rs} to pay what they shall find due

Page vs Groves
Exec^s

Judgm^t is granted M^r *John Page* ag^t *Coll Swann* and Cap^t *Edward Ramfey* exec^s of the will of Cap^t *Jn^o Grove* deēd for paym^t of thirteene pownds fiftene fhillings and Nine pence

Moore vs Stubbs

In the Difference betweene *Richard Moore* March^t for himfelfe and on the behalfe of *Thomas Glasbrooke* pl^{ts} and *Jn^o Stubbs* deft *It is ordered* M^r *John Page* M^r *Jonath Newell* and M^r *Will^m Monford* March^{ts} Examine the accounts betweene them begining wth the bāll of the firft account to enquire how that ballance became due and foe to p^{ceed} vpon the rest of acc^{ts} and in their p^{ceedings} have relation to the contract made betweene them and to draw vp fettle and ftate the faid full account as expeditious as may be and retorne their p^{ceedings} thereon to the third Day of the next Gen^{ll} Court for Judgm^t in the p^{miffes}, that the p^{ties} to meet in the p^{miffes} is the 26th Day of *June* next at the houfe of M^r *David Newell*

Cap^t *Lightfoots*
Comiçon Read

The Comiçon granted to Cap^t *Jn^o Lightfoot* to be Auditor Gen^{ll} read in this Court who yield all due repeçts and obedience thereto, but wth all fubmiffion fufpends the execuçon of the fame vntill his Ma^{tes} further pleafure be knowne therein the faid place of auditor being long fince before that granted by Comiçon from the power of this Country to *Edward Diggs* Efq^r

25th afternoone

[p^{sent}]

GOVERNO^R S^r *Hen: Chicheley* Edw^d *Diggs* Major Gen^{ll} *Smith* *Coll Swann* *Coll Bacon* *Theo: Bland* L^t *Coll Parke* *Tho. Ballard* Efq^{rs}

Newell vs Clare

Ambrofe Clare being arrefted to laft *Aprill* Court at the Suite of *Jonathan Newell* for a very confid^{able} fūme of Tobō w^{ch} fuite amongft others was referred to this Court, And one *Sami^t Oufteen* being alleadged Security for appearance, and *Clare* not appeareing this Court Judgm^t is granted ag^t the faid *Ouftein* if Security for what fhall appeare due the three day of the next Gen^{ll} Court in cafe the faid *Oufteen* caufe not the f^d *Clare* to appeare in the p^{miffes}, and in cafe *Ouftein* was not Security for *Clare* then this order to be ag^t the Sheriff

S^r *Hen:*
Chicheley p^l
Survey of Lands

Vpon the petition of the Hon^{ble} S^r *Hen: Chicheley* Kn^t on behalfe of M^r *Ralph Wormeley* *It is ordered* he Survey three thoufand two hundred acres of Land form^{ly} granted to Cap^t *Ralph Wormeley* deēd and to run the lyne by Includeing *old Nimcock* & *New Nimcock* according to pattent granted in 1649 for the faid land for difcovery of w^{ch} bounds and places fome of the Ancient Inhabitants at the request of the faid S^r *Hen:* are to be p^{sent} at the f^d Survey, if one *Robinfon* have any Juft Complaint to be left to his remedy after Survey

Ballard vs Sherr
p^l *Clare*

Ambrofe Clear being arrefted to this Court by the Sherr of *New Kent* County at the Suite of *Tho: Ballard* Efq^r for tenn pownds *Sterl* and twelve hundred pownds of Tob^o and Caske and the faid *Clare* not appeareing nor fecurity retorned *It is therefore ord^{red}* the faid Sherriff pay the faid Sūmes wth cofts in cafe he caufe not the f^d *Clare* to appeare the third Day of the next Co^{rt} according to A^{ct}

Lebritton

*Lebritton vs
Afhtons Exec^{rs}*

Whereas one *Jn^o Lebritton* sometye of *Jerfey March^t* left a confiderable eftate in this Country in the hands of *Coll Peter Afhton* deēd w^{ch} faid *Afhton* by his will left *Majo^r Allerton & Cap^t Thomas Brereton* in truſt for Exec^{rs} And whereas ord^{rs} have paſt that the faid *Allerton* and *Brereton* ſhould not *ſh^d* wth that eftate vntill the caufe was determined but it now being alleadged y^t the faid Truſtees have paid and delivered over the fame vnto one or both of the Brothers of the faid *Afhton* w^{ch} were named exec^{rs} in the faid will, w^{ch} faid p^oceedings keeps the faid *Lebritton* out of his faid eftate to his very great Damage, *It is therefore ordered* that the Court held for *Northumb^rland* fully and thorowly examine the p^omiſſes and all bookes pa^oſſes and others relating thereto, to Summons all *ſh^d*ſons concerned therein in what County or Countyes Soever they dwell or bookes and papers are And that they Secure the eftate of the Said *Afhton* Soe farr forth as it be lyable to pay what ſhall appeare due, and that the Said Exec^r or Exec^{rs} depart not out of this Country vntill this caufe ſhall be fully ended, w^{ch} p^oceedings of the Said Court are to be returned to the third day of the next Gen^l Court for Judgm^t therein

Beale vs Wardly

The Difference betweene *L^t Coll Tho: Beale* p^t and *Tho: Wardly* and his wife Def^t referred to a Jury

ffarrell vs Colby

Robert Colby being arreſted to this Court at the Suite of *Hubbard ffarrell* Attor of *Sam^t Tovey* and the Said *Colby* not appearing noe Security returned *It is ordered* that the Sherr pay and ſatisfye what ſhall appeare due the third day of the next Co^{rt} wth coſts in caſe he caufe not the faid *Colby* then to appeare according to Act

*Hansford vs
Sowell*

The difference betweene *Will^m Hansford* p^t & *Tho. Sowell* def^t is referred to the 3 day next Court

*Adleſton vs
Cheefman*

In the difference betweene *Jn^o Adleſton* p^t and *Edward Cheefman* defend^t about land *It is ordered* that in caſe the Said *Cheefman* app^r not the third day of the next Co^{rt} or the third day of the then next Court forthcoming to ſhow good reaſons to the contrary Judgm^t will paſſe for . . .

26th of May 1671

[ſent]

GOVERNO^r *S^r Hen: Chicheley Edwd Diggs* Majo^r Gen^l *Smith Coll Swann Coll Bacon Theo: Bland L^t Coll Beale L^t Coll Parke Tho: Ballard Eſq^{rs}*

*Churchwardens vs
Whittaker*

A Reference between the Churchwardens of *Martyns hundred* p^t and *Rich Whittaker* Def^t to the third Day of the next Court

*S^r Hen:
Chicheleys od^r
p^o auditto^r*

Ordered that the Gent^men appointed to auditt and fettle Accounts betweene *S^r Hen Chicheley kn^t & M^r Cuthberth Potter* be Continued to doe the Same betweene this and the next Gen^l Court and then deliver vp the Same

*North non
fuit^{rs} Gilſon*

Anth North non fuites Andrew Gilſon noe Decl^r being filed according to Law *It is therefore ord^{ed}* he pay Damages and coſts according to Act

*Wormeley vs
Vaulx*

Cap^t *xpofer Wormeley non fuites James Vaulx* noe decl^r being filed according to Law *It is therefore ordered* he pay damages & coſts according to Act als exec

Hodge

Hodge vs Hone
reffer

The Difference betweene *Robert Hodge* Attorney of *Arthur Holdworth & Grace Waters* widd the Adm^{rs} of *Robert Waters* dec^d p^l and Major *Hone* as marrying the excec of *W^m Richardson* dec^d def^t is referred to the third Day of the next Court

Price vs ffox
reffer

The Difference vpon appeale between *Rich Price* & M^r *ffox* is referred to the third Day of the next Co^{rt}

Beale vs Wardly

In the Difference betweene L^r Coll *Tho: Beale* and *Alice* his wife p^l and one *Thomas Wardly* and *Joane* his wife Defend^t, concⁿing Severall Scandalous words Spoke by the Said *Joan* to the great difparagem^t and dishon^r of the Said Coll *Beale* and his wife *It is ordered* fhe the faid *Joane Wardly* fhall on her knees at the next County Court held for *york* acknowledge her hearty Sorrow and repentance for y^e Same and ask pardon of the faid Coll *Beale* & his wife and to have a paper on her breaft notoriously to difcover the fault and at that Co^{rt} her faid husband give bond for his Said wives good behavio^r, and pay cofts of fuite, w^{ch} faid *Joane Wardly* not ~~ff~~formeing is to have what other punifhm^t the Co^{rt} fhall thinke moft fitt either by Imprfonm^t or otherwise

Hamlyn p
Land

Vpon the petition of *Stephen Hamlyn* on behalfe of himfelfe and his brothers orp^{ts} of *Steven Hamlyn* dec^d, *It is ordred* he by a qualified Surveyo^r bound lay out and furvey the grand pattent for the land at *Waynoake* according to the bounds and number of acres granted in that pattent, as alfoe to Survey their owne pattent for land granted the 26th of *October* 1650 and if any Surplus be found in Surveying he the f^d *Steven* to have a grant thereof Entring rights according to cuftome

Harlow vs
Whitby

Judgm^t is granted M^r *Jn^o Harlow* vpon an atachm^t for a bill Seized and atached by the fherr of *Warwick* of Major *Hones* made payable from him to M^{rs} *Kath Whitby* w^{ch} Said Judgm^t is towards Satisfac^on of a greater debt claymed by the Said *Harlow* from *Whitbyes* eftate *Hones* bill being 11645£ of Tob^o and Caske

Corbyn vs Potter
refer

The Difference betweene *Hen: Corbyn* Efqr and M^r *Potter* p^l and *Letitia Barber* Def^t is referred to the 3 day of the next Co^{rt}

Payne vs
Goodrich reffer

The difference betweene L^r Coll *Jn^o Goodrich* & M^r *Payne* is refered to the third Day next Co^{rt}

Haynes vs
Oliver reffer

The Difference betweene M^r *Haynes* and M^r *Oliver* is referred to the third Day of the next Court.

Bayly vs Price

Joseph Bayly arrested to this Co^{rt} at the Suite of *Rich: Price* by the Sherr of *Lancafter* County and he not appearing nor Security returned, *It is therefore ordered* the Sherr Satisfye what fhall appear due next Court in cafe he caufe not *Bayly* appeare at next Court according to Act

Harloe vs Loyd

M^r *Will^m Loyd* being arrested to this Co^{rt} at the Suite of M^r *Jn^o Harloe* by the Sherr of *Rappa* and he not appeareing nor Se^cu returned *It is therefore ordered* the Sherr satisfye what fhall appear due next Court in cafe he caufe not *Loyd* to appeare at next Court according to Act

Greene vs Bland
Efqr

All accounts and differences between *Roger Green* p^l and *Theo: Bland* Efqr adm^r of the eftate of *Jn^o Holmewood* dec^d Defend^t is referred to be examined and auditted of Cap^t *Rob^t Wynn* M^r *Hen: Randolph* & Cap^t *Hill* who are to meet and doe the fame the 15th of *June* next five days before w^{ch} time the Said *Greene* is to deliver his account to y^e Said *Theo: Bland* Efqr whereby the Said *Bland* may draw up his objec^ons if any be and retorne them to the

f^d *Greene* five dayes before the f^d Audite w^{ch} laid Auditor^s are to draw vp the account and the same to be delivered vp to the third Day of the next Gen^l Court for Judgm^t therein

Cooper vs Alford

In the Difference between *W^m Alford* p^t and *Jⁿ Cooper* def^t about a bill takeⁿ by *Alford* from the Said *Cooper* for fourteen hundred and odd powns of Tob^o It appears that the S^d Sume or P^t of it was exac^{co}n vpon the said man by two large dues or fees taken and exacted by *Alford* for E^scheating of Land *It is therefore ordered* that the Said whole bill be void and noe P^t of it paid but that the Said *Alford* be liable to pay all officers and other due fees for the Said Exac^{co}n out of his owne estate wth costs of Suite *als* execu^{co}n

The Court adjourned till the 20th *September* next

Test Rich: Awborne Cl. Con.

AT A Gen^{ll} Court holden at *James Citty* the Twentieth Day
of *September* in the yeare of o^r *Lord* 1671

[present]

SR WILLIAM BERKELEY kn^t Governo^r *Tho: Ludwell* Secr Majo^r Gen^{ll} *Smith*
Coll *Read*

Awborne p^t Land *Richard Awborne* hath order granted to pattennt foure hundred fifty five acres of Land or thereabout in *Surry* County vpon *Blackwater* form^{ly} Surveyed for *Anthony Spilltimber* and by him not Seated according to Act Entring rights according to Cuftome

Owen p^t Land M^r *Bartholomew Owen* hath order granted to pattennt fix hundred fifty five acres of Land or thereabouts vpon the *Blackwater* in *Surry* County form^{ly} surveyed by *Jn^o Vincent* and by him deferted Entring rights according to Cuftome

Deane p^t Land *Jn^o Deane* hath order granted him to pattennt foure hundred acres of Land on the branches of *Pufcatna* on the South fide of *Rappa* River form^{ly} granted to *Thomas Pattifon* and by him deferted Entring rights according to Cuftome

21th of 7^{or} 1671

[present]

GOVERNO^R *Tho: Ludwell* fecr Majo^r Gen^{ll} *Smith* Co^{ll} *Read* Coll *Swann* L^t Coll *Parke* Esq^o

Read vs Reeve Whereas *ffrancis Reeve* Dec^d charged home bills of Exchange for Eighteen pownds *Sterl* payable to Coll *Geo: Read* as Collector and the f^d Coll *Read* Supposing that the faid bills may come in p^tested It is vpon the reasonable petition of the faid Coll *Read* ordered that an attachm^t iffue ag^t the estate of the faid *Reeve* for the Security of the f^d Sum^e returnable to this Court for Judgm^t in case the faid bills comes in p^tested

Pegg p^t Land M^r *John Pegg* hath order granted him to pattennt two hundred and Eighty acres of Land in *Rappā* County deferted by *Jn^o Maddifon* and since by *Edward Hudfon* Entring rights according to cuftome

White p^t Lands *Ambrose White* hath order granted him to pattennt thirteene hundred acres of Land vpon *Pungateague* in the vpper parts of *North Hampton* County deferted by *Nich Waddilow* Entring rights for the Same according to cuftome.

Randolph p^t Land M^r *Henry Randolph* hath order granted him to pattennt two hundred Sixty acres of Land in *Appamatox* in *Hen^o* County deferted by *Jn^o Gilliam* Entring rights according to Cuftome.

Pickes p^t Land Cap^t *Jofias Pickes* hath order granted him to pattennt three thousand acres of Land in *New Kent* County Deferted by Majo^r *Will^m Lewis* Entring rights according to Coftume.

Cooke vs Mathewes
An Extent iffued the 7th *Septemb* 1672
p^t *Tho. Wardfon* An extent is granted to *W^m Cooke* according to Law ag^t the Lands of *Hugh Mathewes* in the *Ifle of Wight* County It being made appeare in that Court that there is Due to the faid *Cooke* five thousand two hundred pownds of Tob^o and Caske and Cofts and noe p^{er}sonall estate of the faid *Mathewes* there to be found.

West

*West &c vs.
Waters
exec vs estate*

M^r *Jn^o Waters* being arrested to this Court at the suite of Cap^t *Jn^o West Charles Scarburgh & Devorax Browne adm^{rs}* of Coll *Edwd Scarburgh Dec^d* for seventeen pounds ten shillings *Sterl* by bills of exchange come in protested and the said *Waters* not appeareing and *Charles Turner* returned Security Judgm^t is granted ag^t the said *Turner* for the f^d Sume and Damages according to Act vnlesse he cause the appearance of the f^d *Waters* at next Court according to Act.

21th of 7^{ur} afternoon

[present]

GOVERNOR^R *Tho: Ludwell Secr Major Gen^l Smith Coll Read Coll Swann L^t Coll Parke Esq^r*

*Beverley p
Land*

M^r *Robert Beverly* hath ord^r granted him to patten six hundred acres of Land in *New Kent* County deserted by *Jn^o Pegg* lying on the North Side of *Mattapony* river Ent rights &c.

Ivey p Land

Viceffimus Ivey hath order granted him to Survey and patten about foure hundred acres of waft Lands adjoyneing to *Geo: Kemps* plantation and the land of *Benjamin Burroughs* in *Lower Norffk* County not p^rjudiceing any form^t grant and Entring rights

*Read^r vs
Whittaker
exec &c*

In the difference betweene *Andrew Reader* and *Clement Haydon* Churchwardens of *Martyns hundred P^rish pl^t* & M^r *Richard Whittaker* Def^t about bastardy *It is ordered* that the Said *Richard Whittaker* keep the child and pay what the P^rish hath already disbursed about keeping the Said Child with costs of Suite *als* exec.

*Tilney non.
West.*

Majo^r *Tilney* nonfuites Cap^t *Jn^o West* noe Decl being filed according to Laws

*Bowman non.
West*

Captain *Edmond Bowman* nonfuits Cap^t *Jn^o West* noe Decl being filed according to Act.

Willett vs Pigott

In the difference betweene *John Willett* as guardian to *W^m . . . Willett* his child pl^t and M^r *Francis Pigott* Defend^t about Severall goods made over by M^r *Edwd Littleton* dec^d to M^{rs} *Sara Douglas* alfoe Dec^d is Suspended at the request of the pl^t and the defend^t till the case be Stated and sent for *England* and the opinions of some of the Judges be transmitted hither therein, and the Said *Pigott* give bond wth Security that the estate foe made over by the said Deed be forth comeing vpon futher order being now in his possession

Bullen vs King

Jn^o Bullen Sueing *Richard King* to this Court about a P^rcell of Land in *Rappā* County and considering the poverty of the P^rsons doe thinke fitt and accordingly order that M^r *Moseley* & M^r *Travers* make enquiry into the said difference and make report thereof to the Court of *Rappā* there to be finally ended and Determined.

*Crewes vs
Pleasants*

In the Difference betweene Cap^t *Crewes* pl^t and M^r *Jn^o Pleasant* attorney of M^r *James Janncy* Exec^r of M^r *Jn^o Bauchamp* dec^d about a former auditt and order of *Hen^o Court* *It is ordered* by consent of pl^t and defend^t That M^r *Randall* Majo^r *Jfarow* Coll *Thomas Ligon* wth adition of M^r *James Mynns* in the roome of M^r *George Harris* for a finall end and determination thereof vpon sufficient notice given them auditt and State the accomp^{rs} and all differences betweene them and their award to be a finall end of the Said Difference.

Crewes

*Crewes vs
Pleafants*

Mr *James Crewes* Sueing *Jn^o Pleafants* Attorney of *James Janncy Exec^r of Jno Beauchamp* dec^d to this Court for the Delivery of certaine things in his hands due the said *Crewes* And it appearing by confession of the Said *Pleafants* that he hath in his custody three rings a Silver thimble and two knife hafts which he is accordingly ordered forthwth to Deliver to the S^d *Crewes* wth cofts of Suite *als* exec.

22th of 7^{or} 1671

[p^{re}sent]

GOVERNOR^R *Thom Ludwell* Sec^r *Majo^r Gen^l Smith* Coll *Read* Coll *Swann* Coll *Bacon* L^t Coll *Parke* Esq^{rs}

Randolph p^{re}
Land

Mr *Henry Randolph* hath order granted him to patten three hundred thirty five acres of Land in *Hen^o County* deserted by Coll *Tho: Ligon* and *Majo^r W^m ffarrar* Entring rights &c.

*Parke vs
Evelin* reff

The Difference betweene L^t Col *Parke* & Cap^t *Evelin* is by consent referred to the third Day of next Court.

*Bryan vs
ffoard*

Charles Bryan nonsuites *Jn^o ffoard* noe Declara^on being filed according to Law

*Hansford vs
Seawell*

Whereas *Jn^o Hansford* dec^d did by his will give and bequeath vnto *Will^m Hansford* and *Jn^o Hansford* his two sonnes & to their heires for ever Six hundred acres of Land at *Clay banke Creeke* in *Gloster County* And whereas there was noe division made between them before the death of *Jn^o Hansford* the Sonne who by his will gave the Same to *Rebecca* his wife with whome *Thomas Seawell* Intermaryed And whereas *will^m Hansford* Sued the said *Seawell* to this Court for possession of the said moyety of the said land due to him as Survivo^r It is after much debate ordered that an equall division according to value be made of the Said moyety of the Said land into three equall p^{ts} and the Said *Seawell* to have first choice in right of Dower for his said wife and that the charges be drawn vp of p^{ty} and defend^t and to be equally borne betweene them

Jordan non:
*Hyre &c
Ludwell vs
Greenfeild*

Cap^t *Robte Jordan* nonsuites *James Hyre* Attor of *Georg Read* noe Declara^on being filed according to Law

The Sherr of *New Kent* is hereby ordered to deliver the body of *Jn^o Greenfeild* into the custody of the Sherr of *James Citty County* who lyes there at the Suite of *Tho: Ludwell* Esq^r by *Tuesday* next

September 22th 1671

[p^{re}sent]

GOVERNOR^R *Tho: Ludwell* Sec^r *Majo^r Gen^l Smith* Coll *Read* Coll *Bacon* Coll *Swann* L^t Coll *Parke* Esq^{rs}

Moseley p^{re}
Land

M^{rs} *Mary Moseley* hath order granted to Survey and Patten what waft and vnpatented land shall be found betweene the lands of her the said *Mary* given her by her father and the lands of Cap^t *Adam Thorowgood* *Rob^t Hodge* L^t Coll *Lambert* dec^d lying in *Lynhaven* p^{ri}sh in *Lower Norffk County* p^{re}judicing noe former grant and giving the neighbourhood notice of Surveying the Land, and Entring rights

Dunston

*Dunston vs
Sallaway*

The difference between *Jn^o Dunston* pl^t and *Jn^o Sallaway* def^t about land in *Surry* County given by *Peter Greene* to *Katherine* his wife wth whome the said *Sallaway* since marryed is at the request of the Defend^t referred to be heard the third day of the next Gen^l Court in Chancery

*Whiteing vs
Walker*

In the Difference betweene *M^r Henry Whiteing*, and *Maj^{or} Thomas Walker* adm^r of *Thomas Perry* deçd about a bond of forty pownds *Sterl* for the cure of the f^d *Perryes* wife of a distemper was this day fully debated in Court and it is order^d that the said *Maj^{or} Walker* as adm^r aforefaid pay vnto the said *Whiteing* by good and suffi^t bills of Exchange the Sum^e of ten pownds *Sterl* for full satisfac^on of the said bond and each P^{ty} to beare his owne charges

*Cockerham vs
Lyddall*

Cap^t *George Lyddall* being sum^oned to this Court by *Joseph Cockerham* who marryed wth *Ann Philladay Garraway* about the discov^{er}y of the intents of a Deed wherein the said *Ann Philladay* had made over in trust for the vse of herselfe and children before her intermarryage wth the said *Cockerham* to the said *Lyddall* certayne goods, and the said *Lyddall* in Court delivering in writing vnder his hands that the said estate foe made over by the said deed was for noe other vse intent or purpose but for the vse of her & her said children It is therefore ordered that the Deed be Continue and remaine to the vses aforefaid

September 23^d 1671

[p^{re}sent]

GOVERNO^R *Tho: Ludwell* Secr *Maj^{or} Gen^l Smith* Coll *Bacon* Coll *Swann* *Hen: Corbyn* L^t Coll *Parke* Esq^{rs}

Moore vs Stubbs

The Hon^{ble} *Hen: Corbyn* Esq^r and Coll *Bacon* are desired to examine and auditt the accounts betweene *Rich Moore* on his owne behalfe and as Attor of *Tho: Glasbrooke* and *Jn^o Stubbs* and make report thereof to this Court by *Thursday* morning next

Corbyn p^o Land

Hen: Corbyn Esq^r enters his clayme for foure yeare feating 100 acres of Land in *Rappā* County granted to him by pattent Dated y^e 25th of 7^{br} 1668

*Hayward vs
Bryan*

The Difference betweene *Jn^o Hayward* and *Charles Bryan* is referr^d to the third Day of the next Gen^l Court

*Beale vs
Wardly*

Whereas *Joane* the wife of *Thomas Wardly* was by this Court Ord^red for several scandalous words spoken ag^t Coll *Beale* and *Alice* his wife, It was ordered that she should on her knees wth other things in the said order men^oned at *Yorke* Court aske the said Coll *Beale* and his wife forgivenes, And whereas it appears that she most contemptuously refused to doe the same It is ordered that the Sherr of *Yorke* County cause the P^{er}sonall appearance of the said *Joane* at the third Day of the next Gen^l Court there to receive her punifhm^t according to the said order

Gates will p^{ro}ved

The last will and testam^t of *Sara Gates* wife wife of *James Gates* was this day p^{re}sented in Court and approved to be a good will and a p^{ro}bate thereof granted to *Jn^o Wells*, *Jn^o Naylor* one of the witnesfes being fworne in *Lancaster* County Court as appears by a Certificate vnd^r the hand of *Edward Dale* Clerke of that Court

Moseley

Mofeley ꝑ
Eſcheate Land

It is the Judgm^t of this Court that the land of M^r *W^m Mofeley* dec^d appears to eſcheate to his Ma^{ty}, and that a grant thereof be had to *Mary Mofeley* his relic^t in the right of the children of the ſaid *Mofeley* and the ſaid *Mary* to have her dower

Page ꝑ Land

Jn^o Page hath order granted to Survey and pattent a ꝑcell of waſt land in *Lower Norffk* County ꝑjudicing noe former grant and givinge the neighbourhood notice when he Surveyes the ſame and entring rights

Harloes clayme
for a d^t due
from Coll *Moore*
ffanteleroy

It is ordered that M^r *Jn^o Harloes* Clayme be . . . to a debt due to him from the eſtate of Coll *Moore ffanteleroy* for two thouſand five hundred pownds of Tob^o and Caſke . . . it may not be a barr to him from recovering his debt when . . . orphants come of age

Cary vs Collier

Vpon the petition of *Henry Cary* relating to a former order betweene him and *Iſaak Collier* about certaine goods due to him from the ſaid *Collier* in right of his wife *It is now ordered* by conſent of both ꝑtyes that M^r *Tho: Buſhrod* and M^r *Tho: Iken* be fully Impowred to moderate the extreames of all differences betweene them and finally to end and determine the ſame & in caſe of difference between them the ſ^t *Buſhrod & Iken* they to chooſe a third ꝑſon to end the ſame and they to appoint their owne convenience for tyme and place

September the 25th 1671

[ꝑſent]

GOVERNO^r S^r *Hen: Chicheley Tho Ludwell* Secr Major Gen^{ll} *Smith Coll Read*
Hen: Corbyn Eſq^{rs}

Cole vs
Scarburgh &c

Judgm^t is granted to M^r *Will^m Cole* ag^t Cap^t *Jn^o Weſt* Charles *Scarburgh* and *Devorax Browne* adm^{rs} of Coll *Scarburgh* dec^d for payment of twenty pownds ſterl out of the ſaid *Scarburghs* eſtate wth coſts to be paid in the next place to *ffarvax* d^t by a form^t Judgm^t of this Court

Weſt ꝑ Land

Cap^t *Jn^o Weſt* hath order granted him to pattent five hundred acres of Waſt land Joyneing to his owne land betweene *Chickames* and *Deep* Creeke on the bay ſide being broken Iſlands and march land in *Northampton* County Entring rights &c

Radford vs
Yarrow

In the difference between *fra: Radford* and *James Yarrow* about land *It is ordered* that at Some convenient tyme betweene this and the third Day of the next Court Major *Harris* & M^r *Mynns* together wth a Jury of the neighbo^hood to be Sum^oned by the Sherr of *Hen^o* County and the Court to appoint the Jury and to be Sworne by one of the Majeftrates of that County Survey and lay out the Said *Yarrowes* land according to the bounds of the Said pattent and make report thereof to the third Day of the next Court

Vaffall vs Pate

Judgment is granted to Co^{ll} *Vaffall* vpon an attachment Served in the hands of M^r *Jn^o Pate* as Attorney of M^r *Henry Vaffall* for Soe much as is due to M^r *Jn^o Saffin* in the Said M^r *Pates* hands wth coſts

Vaffall vs Saffin

The Difference betweene Co^{ll} *Vaffall* & M^r *Jn^o Saffin* about Defamation at the motion of M^r *Beverley* Attorney of the Said *Saffin* is referred to the next Court the third Day where if *Saffin* appear not then to ꝑceed to Judgm^t

Jordan

Jordan vs West
&c

Judgm^t is granted to Co^{ll} *George Jordan* ag^t Cap^t *West Charles Scarborough & Devorax Browne* adm^{rs} of the estate of Coll *Edmond Scarborough* Dec^d to be paid out of the said *Scarburghs* estate wth cofts *ffarvax* Debt being first Satisfyed

Newell vs Man

Arnold Man appealeing to this Court from *kent* Court in a difference betweene the Said *Man* & M^r *Jonathan Newell* about six hundred pownds of Tob^o and the Said *Man* now not appeareing to p^{ro}secute *It is ordered* that the Said ord^r of *kent* Court be confirmed and the Said *Man* ordered to pay Damages and cofts according to Act as in case of appeales *als* exec

Jervas vs Swann
&c

Judgm^t is granted to M^r *Thomas Jarvis* Attorney of M^r *Macnen* ag^t Co^{ll} *Swann* & Cap^t *Ramsfey* exec^{rs} of Cap^t *Jn^o Grove* dec^d for paym^t of two thousand five hundred eighty Seven pounds of Tob^o. and Caske and forty five pownds *Sterl* wth cofts

Vaffall vs Lord

The Sherr of *Westm^rland* County is ordered vpon forfeiture of ten thousand pownds of Tob^o and Caske to cause the p^{ro}sonall appearance of Cap^t *Jn^o Lord* at the third Day of the next Gen^l Court then and there to answere the suite of Co^{ll} *Jn^o Vaffall* in an ac^{co}n of Defamation

Junifer p^{ro} land

M^r *Daniel Junifer* who married wth M^{rs} *Ann Toft* hath order granted him to Survey and pattent what waft and vnpatented lands shall be found neare and adjoyneing to all or any of his Devidents of Land form^{ly} granted to the Said M^{rs} *Ann Toft* by patts, and likewise to Survey all or any of his Said Devid^{ts} now in the County of *Northampton* and if any Surplus be found wthin the Said Bounds the Said M^r *Junifer* to have a grant thereof Entring rights according to custome

Tod vs Colles
p^{ro} audito^{rs}

The Difference betweene Cap^t *Tho: Todd* and M^r *Robert Colles* is by consent referred to be auditted by M^r *Richard Lawrence* and M^r *W^m May* & Co^{ll} *Vaffall* who are ordered to auditt the Same and make report thereof to morrow morneing Majo^r *Ball* & Majo^r *Godwyn* are added in the Roomes of Coll *Vaffall* and M^r *May* in respect they cannot possibly attend

Jennings p^{ro}
Mathewes orp^t

It is vpon the reasonablen motion of Coll *Peter Jennings* granted that Majo^r *Jn^o Smith* & Coll *Prichard* be joynd wth him in the guardianshipp of *Jn^o Mathewes* orphant of Coll *Sam^l Mathewes* Dec^d M^{rs} *Anna Bernard* who was form^{ly} guardian being lately dead

September the 25th afternoon

[p^{ro}sent]

GOVERNO^R *Edward Diggs Hen: Corbyn Coll Read Coll Swann Esq^{rs}*

Clarke vs
Wheelock

In the Difference vpon an appeale from *kent* Court betweene *Abraham Wheelock* & *Mathew Clarke* *It is ordered* that if the said *Clarke* doe not pay the Tob^o according to his Specialty that then the verdict of the Jury wherein they find the said *Clarke* hath Suftayned Damages to five hundred pownds of Sweet Scented Tob^o and Caske be voyd and of none effect but if it be paid according to the teno^r thereof then the Said Juro^{rs} verdict is confirmed and the Said *Wheelock* ord^{red} to pay the Same wth cofts *als* exec

Drumond

Drumond ꝑ
auditor

It is vpon the humble motion of M^r *W^m Dromond* to this Court that they would be pleased to request two of this Court to examine his account ag^t Cap^t *Whittyes* estate and the Legallity thereof the hon^{ble} *Henry Corbyn* & *Coll Bacon* are desired to examine the same and make report thereof to this Court by *Thursday* next

Oldis ꝑ Land

W^m Oldis & *Robert Ruffin* hath foure yeares longer granted them from the Date of their Pattent to Seat two thousand and fifty acres of land in the *Isle of Wight* County vpon the branches of *blackwater*

Vassfall vs Pate

Whereas by a former ord^r of this Court M^r *Vassfall* & M^r *Saffin* had an atachm^t granted them for two hundred and six pownds *Sterl* ag^t the estate of *Henry Vassfall* deãd in the hands of M^r *Pate* Attorney to *ffra: Vassfall* admⁿ of the said *Henry* Judgm^t is now granted the Said M^r *Vassfall* for foe much as is his part being one hundred and three pownds *Sterl* in the hands of the said M^r *Pate* wth cofts but noe execucon to iffue till the last of *December* next in w^{ch} tyme M^r *pate* may be Informed out of *England*

Jordan vs
Collyer

M^r *Clement Marsh* Attorney and on the behalfe of M^r *W^m Collyer* confeffeth Judgment to L^t *Coll George Jordan* Attorney of M^r *Thomas Waller* for payment of Eighty three pownds five shillings and three pence wth cofts

Beckingham

It is the opinion of this Court that what M^r *Beckingham* doth Legally expend about the defending of a title to land ag^t the clayme of *Giles Coles* and his wife be brought to and allowed out of the orp^{ts} estate

Sand'son non:
Gunnell
Gully ꝑ land

M^r *Edward Sanderfon* non fuites M^r *Edward Gunnell* noe Declaran being filed according to Law

Tho. Gully and *Jⁿ ffitcett* hath order granted to pattent a tract of land on the South side of *Rappã* river vpon the *Dragon* Swamp bounding vpon the land of *Tho: Williamson Jun^r & Ever Davison* formly granted to *Jⁿ Maddison* and by him Deferted and since granted to *Edward Hudson* and by him deferted Entring rights

Jⁿ Hayward non fuites M^r *Oufteene* noe declaration being filed according to Law

Hayward vs
Oufteene
Hayward vs
Oufteene
Parrott vs
Weekes

Jⁿ Hayward non fuites M^r *Oufteen* Attorney of *Thomas Barber* noe Declaracon being filed according to Law

In the Difference betweene M^r *Parrott* and M^r *Weekes* Defend^t about land *It is ordered* that M^r *Lewis* and M^r *Moseley* wth an able Jury of the Neighbourhood to be Impannelled by M^r *Thacker* M^r *Parrott* being Sherr doe Survey and lay out the Said M^r *Weekes* his land now in dispute according to his ancient bounds of his pattent and he whome appeares to be cast to pay the charges w^{ch} report is to be returned to the third day of the next Court and *Henry Corbyn* Esq^r is desired to Swear the Surveyo^{rs} Jury and chaine carriers and the tyme to be appointed for doeing the Same is referred to the p^lt and defen^t and the Com^{rs} of the County to be of the Jury

Coles vs
Beckingham

In the difference betweene *Giles Coles* pl^t and *Rob^t Beckingham* who married the reliãt of *Rawleigh Travers* Def^t about a tract of land ꝑtended to be purchased by *Tho: Travers* and therefore to defend to the said *Coles* in the Right of his wife Daughter to the said *Stevens* *It is ordered* that the Court of *Lancaster middx* and *Rappã* doe carefully fend out demands and direccon to their Severall Sherrs to Suñon the moft knowing and credible men of the neighbourhoods

neighbourhoods who are to confider and refolve by oath under their hands whether the faid *Travers* became poffeft of the faid lands in queftion in Right of the faid *Stevens* as marrying his widow and how long and by what right the faid *Travers* lived in it and refolve their report therein to the third Day of the next Court and that M^{rs} *Beckingham* declare her knowledge before S^r *Hen: Chicheley* or *Henry Corbyn* Efqr

September 26th 1671

[p^{re}sent]

GOVERNO^R S^r *Hen: Chicheley* Edward Diggs Coll Read Coll Swann L^r Coll Beale
L^r Coll Parke Tho: Ballard Efqr^s

- Sudden vs Swann* *It is ordered that Coll Thomas Swann pay vnto George Sudden the Sume of sixteen hundred pownds of Tob^o and Caske & cofts als exec*
- Bramm p^o Land* *David Bramm hath order granted him to pattent a tract of land in New Kent County near the Draggon Swamp formerly granted to Cap^t W^m Clayborne and Jn^o Winfloe w^{ch} is fince fold to Ambrofe Cleare and by them Deferted Rights for five hundred acres being entred in Court*
- Toby vs Colby* *M^r Robert Colby confeffeth Judgm^t to M^r Hubbard ffarrell Attorney of Sam^t Toby for paym^t of three thousand one hundred and forty pownds of Tob^o wth intereft and cofts*
- White p^o Land* *M^r Will^m White hath order granted him to pattent eight hundred and fifty acres of land in Surry County on the Cypres Swamp deferted by M^r Rich Merewether entring rights according to Cuftome*
- West p^o Land* *Jn^o West hath order granted to pattent three thoufand feven hundred and fifty acres of Land on the South Side of Deep Creeke in the County of Northampton formerly Accomack Including all the necks and branches form^{ly} granted to Tabitha and Matilda Scarburgh and by them Deferted Entring rights according to Cuftome*
- Browne p^o Land* *M^r Devorax Browne hath order granted to pattent three thousand five hundred and fifty acres of Land lying on the North fide of Deep Creeke in the County of Northampton form^{ly} Accomack bounding on the bay including all necks and branches Deferted by Tabitha and Matilda Scarburgh Entring rights according to Cuftome*
- Scarburg West & Browne p^o Lands* *Whereas Charles Scarburgh Jn^o West and Devorax Browne Adm^{rs} of the eftate of Coll Edmond Scarburgh dec^d Informed this Court that the f^d Coll Scarburgh form^{ly} tooke vp and pattened feveral Tracts of Land in the County of Northampton w^{ch} is Deferted *It is vpon the petition of the faid Scarburgh West and Browne ord^{ed} that they have a grant for thofe lands deferted by the faid Coll Scarburgh vidz two thoufand acres of Land lying on the North and South fide of Tymber Creeke in Accomack Com^{on} fourteen hundred acres lying on the South fide Stokelye branch called Affawoman Creek on the Seaboard fide three thoufand acres of Land lying on the South fide of Kecotank Neck Eaft by the Sea fide and Wefterly into the woods, fix hundred acres of Land being a neck called Hogg Neck near Kecotank Creek, & two thousand**

thoufand acres of Land lying on the Seaboard fide at *Gingoteage* Creek betweene *Gingoteague* Creek & *Swanficutts* Creek Entring rights according to Cufrome

Jordan vs
ffegarrell

The order that Cap^t *Robert Jordan* as adm^r of *Nicholas Jordan* obteyned ag^t *Morris ffegarrell* at a Court held for *Lower Norff* County the 15th of *June* laft about a negroe is confirmed to the f^d *Jordan* wth Damages and cofts according to A^{ct} as in cafe of appeales *als* exec, And *ffegarrell* to be paid what he can make appeare to be due to him out of the faid *Jordans* eftate if there be Affetts, and he not to take advantage of the A^{ct} concerning Dead mens eftates

Place vs Stith

It is ordered for a finall end and determination of the difference betweene M^r *Rowland Place* and M^r *Jn^o Stith* about land *It is ordered* that Coll *Ligon* Cap^t *Vnderhill* M^r *Jn^o Lewis* M^r *Mynns* and M^r *Beverley* to be affiftants Surveyo^{rs} doe betweene this and the next Court Survey and lay out the faid M^r *Place* three thoufand five hundred acres of Land and two hundred twenty feven acres of marfh according to the bounds of this faid pattent and make report thereof to the third Day of the next Court And M^r *Bland* doth give his affent in Court that the faid Surveyo^{rs} may have liberty to ftretch their chaine over his land if occafion require but not to mark any of his trees and the Surveyo^{rs} and chaine carriers to be fworne by one of the magiftrates of that County, and M^r *Place* to be allowed according to A^{ct} for Errour of Compas and chaine carrying if it be found wthin the bounds of this pattent, and noe man to give a check to the Surveyo^{rs} that they may p^{ro}ceed therein accordingly

26th of 7^{br} afternoon

[p^{re}sent]

GOVERNO^r Sr *Hen. Chicheley* Edwd *Diggs* Coll *Read* L^t Coll *Beale* L^t Coll *Parke*
Tho: *Ballard* Efqr^s

Place vs
Pleasants

Whereas at *May* Court laft the difference vpon a Croffe ac^{co}n betweene M^r *Rowland Place* and M^r *Jn^o Pleasants* Attorney of *James Janncy* concerneing *Tob^o* fent home to the faid *Janncy* by the faid *Place*, and diverfe paym^{ts} p^{ro}tended to be made by the faid *Janncy* for the f^d *Place* was referred to be audited by M^r *Randolph* *James Biffe* and M^r *James Minge* and to p^{re}sent the fame to this Court which is accordingly p^{re}sentend wherein they find that the faid *Janncy* is vpon ballance indebted to the faid *Place* the Sume of nyneteen pownds tenn fhillings nyne pence w^{ch} auditt is by this Court confirmed and the f^d *Pleasants* as Attorney aforefaid is ordered to pay wth cofts but noe execu^{co}n to iffue till *Xmas* next

Kendall vs
Scarburgh eft

Whereas it appeares that Coll *Scarburgh* in his life tyme had tenn pownds *Sterl* in his hands of the public money to lay out for Ammunition for the vfe of the County of *Accomack* *It is vpon the petition of Coll Kendall* ord^{ed} that the Adm^{rs} of the faid Coll *Scarburghs* eftate pay and allow the fame to the faid Coll *Kendall* for the vfes aforefaid

Moseley p^{ro}
charges

It is ordered that *W^m Moseley* and his wife be paid each of them eighty pounds *Tob^o* by *Thomas Bridges*, being by him fumoned as evidences

Holloway

Holloway p̄
charges
Taylor p̄
charges
Proctor vs
Woolward

It is ordered that Tho: Holloway be p^d by Tho: Bridges according to Act foure dayes attendance

It is ordered that Jasper Taylor be paid one hundred and sixty poulds of Tob^o by Thomas Bridges being by him furnoned

In the Difference betweene M^r George Procto^r p^le & Cap^t Will^m Woolward def^t about certain accounts betweene them It is ordered that Major Will^m Marriott M^r James Powell and Cap^t Lawrence Baker upon the tenth of October next the place where they are to meet to be appointed by the said three gentlemen doe meet at the appointed place and then and there examine auditt & state the accounts betweene them and their said auditt or any two of them to be a finall Determination of the said Difference, And the auditor^s are Impowered to administer oathes to the p̄tyes or their evidences for the better clearing of their said accounts

Poyntz vs Pitt

In the suite depending betweene Cap^t Jⁿo Poyntz p^le and M^r Thomas Pitt defend^t about the hire and makeing good of a Sloop let out to the Said Poyntz by the Said Pitt after a long debate in Court by both p̄tyes about the Said Sloop whether she was foundred or ought to be returned or not & whereas the reasons and proofes of both Sides were insufficient to p̄ve what both p̄tyes p̄sented, It is adjudged and ordered by this Court that the s^d Cap^t Poyntz shall pay vnto the said Pitt according to the rate of their agreement from the first day he tooke the Said Sloop into his possession vntil the day that she was lost, and shall alsoe retorne and deliver vnto the said Pitt all and Singular the Riggin furniture & apparell that did belong vnto the Said Sloop of what was Saved after she was lost vpon his the Said Poyntz Corporall oath and foe to be discharged from the Said Sloop ffrom which Judgm^t the Said Pitts appeales to the Assembly It is therefore ordered he give bond according to Act to p̄secute his Said appeale, and the said Poyntz likewise

September the 27th 1671

[p̄sent]

GOVERNO^R *Edw^d Diggs Co^{ll} Bacon Hen: Corbyn L^t Coll Parke Tho. Ballard Esq^r*

Skipwith vs
Dudley

In the difference betweene Dame Ann Skipwith in behalfe of her Sonne S^r W^m Skipwith p^le and M^r W^m Dudley def^t about a p̄sell of Land in Middx County after much Debate in the Cause It is the Judgm^t of this Court that the right of the Said land is in the right of the Said S^r W^m Skipwith orp^t to S^r Gray Skipwith It is therefore ordered that the said W^m Dudley deliver vp the possession of the Said land to the Said Dame Ann Skipwith for the vse of the Said orp^t and pay cofts als exec

Bogue vs
Whittaker

The Difference betweene W^m Bogue and Richard Whittaker is referred to the third Day of the next Court

Clarke vs Newell

The order that M^r Richard Clarke Attorney of M^r Geo: Lee obteyned ag^t M^r Jonathan Newell at Yorke Court for paym^t of fifty poulds Sterl by bills of Exchange p̄tested is confirmed with onely fifteene poulds p̄ Cent damages wth cofts als exec

Drumond

*Drumond vs
Hyre &c*

Henry Corbyn and Nath Bacon Esq^{rs} being vpon the humble motion of *M^r Will^m Drumond* desired to audit and State the accompts betweene the said *M^r Drumond* and *M^r James Hyre* Attorney of *M^r W^m Cocker* who married the reliēt of *Cap^t Jⁿ Whitty* dec^d who finds that by the Accounts exhibited by the said *M^r Drumond* that there is due to him the Said *M^r Drumond* the Sume of twenty Nyne pounds foureteen shillings and ten pence besides the accounts relating to the *Virg^a Qucene* or what was taken from the said *M^r Drumond* by *M^r Harvy* at the South relation to the said audit being had vpon Record may appeare w^{ch} Said Difference is referred to the third Day of the next Court where if the said *Hyre* appears not then Judgm^t to passe ag^t the Said *M^r Hyres* Security wth cofts

*Sanders vs
Whittaker reffe
Bridges vs
Barnes Serv^t*

The Difference betweene *M^r Sanders & Richard Whittaker* is referred to the third Day of the next Court

Richard Barnes Servant to *Coll: Bridges* having confessed in Court that he had run away three yeares wanting a month and had at the tyme of his runing away two yeares to Serve *It is ordered* that he Serve for his two yeares absence according to Act and pay the cofts and charges the Said *Bridges* hath expended in recovering of him after the aforef^d tyme of Service is expired

*Bridges vs
Ryland
Alford vs
Warkeman*

The difference between *Tho: Bridges* and *Tho: Ryland* about a Serv^t named *Rich Barnes* is dismissed

The order that *M^r W^m Alford* obteyned ag^t *M^r Marke Warkeman* at a P^{ar}ticular Court held in *Elizabeth City* County about the delivery of a note charged by *M^r Secretary* vpon the Said *Alford* payable to *Coll Bacon* is confirmed, And the Said *Warkeman* appealeing and noe cause for the Same appearing *It is ord^{red}* that he pay cofts *als exec*

27th S^{br} afternoone

[p^{re}sent]

GOVERNO^R *Edwd Diggs* Major Gen^l *Smith* Major Gen^l *Bennett* Coll *Bacon*
Theo. Bland Hen: *Corbyn* Coll *Swann* L^t Coll *Parke* *Tho: Ballard* Esq^{rs}

Clifton vs Brent

Whereas *Cap^t Giles Brent* appealed from an ord^r of *Stafford* County in a difference between him and *M^r James Clifton* about a P^{ar}cell of Land given and assigned by *M^{rs} Margaret Brent* to the Said *Clifton* for the Dower of his wife *it is after much debate and ferious examina^ons of their Severall pleas and evidences on both fides* ordered that the aforefaid order of *Stafford* Court be confirmed and that the f^d *Cap^t Brent* deliver the said land or the value thereof to the said *Clifton* as woodland grownd and pay damages and cofts according to Act as in case of appeales *als exec*

27th September 1671

[p^{re}sent]

GOVERNO^R *Edward Digges* Major Gen^l *Smith* Major Gen^l *Wood* Major Gen^l
Bennett Coll *Bacon* Coll *Swann* L^t Coll *Parke* Coll *Jennings* *Tho: Ballard*

Ludwell vs Size

Whereas *Tho: Ludwell* Esq^r bought a Servant of *Cap^t Clemms* named *John Greenfeild* who made his escape for *England* and was afterwards Sent into this Collony againe as a Serv^t by *M^r Sare* and

and configned to M^r *Size* his agent here, *And whereas* the Said *Tho: Ludwell Esq^r* hath made appeare by the oathes of Severall *ꝑ*sons that the f^d *Greenfeild* was his Serv^t, as alsoe by the Confession of the Said *Greenfeild* in open Court *It is ordered* that the Said *Jn^o Greenfeild* serve the said *Thomas Ludwell Esq^r* the full terme according to his Indenture in the first place, and when that tyme is expired to be adjudged by this Court whether the Said Servant shall Serve the said *Thomas Ludwell Esq^r* for his Damages Sufteyned according to Act in the first place or the Said *Sare* for his Second Importation, *And it is ordeted* that the said *Sife* pay cofts *als* exec

*Ratcliffe vs
Godwyn*

It is ordered that Cap^t *Godwyn* pay vnto *Rich Ratcliffe* five thousand pownds of Tob^o and Caske out of the estate of M^r *Will^m Burgh* Dec^d wth cofts for Nurfeing of the Said *Burghs* orpt^s

*Keeling vs
Lawson*

It is the Judgm^t of this Court and accordingly ordered that the Right of the plantations in *Lower Norff^s* County now in the possession of *Anthony Lawson* form^{ly} belonging to *Jn^o Martyn* doth of right belong to *Ann Keeling* Sole Sister and heire of the whole blood to the said *Martyn*, *It is therefore ordered* that the fherriff of the Said County in case *Lawson* refuse to deliver the possession of the Said Land and plantations put *Adam Keeling* who married the Said *Ann* into Imediate possession and that the said *Lawson* pay cofts *als* exec

*Bridges vs
Horth
Whittington ꝑ
land*

The Difference betweene *Tho: Bridges* and *Augustine Horth* about a Serv^t named *Rich Barnes* is difmift

Will^m Whittington hath order granted him to patten Six hundred acres of Land in *Accomack* County on the north and fouth side of *Long Love* branch form^{ly} granted to *George Watfon* and by him Deserted Entring rights

Swann vs Swann

The Difference betweene Coll *Tho: Swann* Exec^r to Cap^t *Jn^o Grove* dec^d and *Sam^r Place* and *Mathew Swann* is difmift noe caufe of accon appeareing

28th of September afternoon

[ꝑsent]

GOVERNO^r S^r *Hen: Chicheley Edward Digges Major Gen^{ll} Bennett Coll Bacon*
L^t Coll *Parke L^t Coll Beale Tho Ballard*

White ꝑ Rights

Certificate according to Act is granted to *Ambrose White* for the Importation of *Henry Plunkett Cifley Burke Marke Burke Mary Atkinfon Isabell Smith Ifack Bradley Tho Barton W^m Williamfon William Symonds Susan Battman Andrew Price Jn^o Hogfhead Jeremia Hooke Rich Greene Mathew Browne vt alijs*

Newell vs Clare

Whereas M^r *Drumond* and M^r *Tho: Hunt* were form^{ly} appointed to auditt the accounts and differences betweene M^r *Janathan Newell* & M^r *Ambrose Cleare* where amongst other things they found that there was thirty two thousand pounds of Tob^o and Caske due to the said *Newell* from the said *Clare*, *It is now ordered* that the Said *Clare* give bond wth Suff^t Security for paym^t of the said Sume of thirty two thousand pownds Tob^o and Caske to the said *Newell* according to the Said Award wth cofts *als* exec

Ballard vs Cleare
exec iffued out

M^r *Ambrose Cleare* confeffeth Judgm^t to *Tho: Ballard Esq^r* for paym^t of ten pownds *Ster^t* and twelve hundred pownds of Tob^o and Caske wth cofts *als* exec and the ord^r ag^t the fherriff to be void

Harloe

*Harloe vs
Lyddall*

It is ordered that Mr *Jn^o Harloe* be paid by Cap^t *Geo: Lyddall* out of the estate of Doctor *Ellyfon* the Sume of five hundred nynety three pownds of Tob^o and Caske being the full ballance of an order of Court Dated the 17th of *March* 1658 Cap^t *Lyddall* pleading the Act of *Lymtacon* but being made appeare that there was often demands made within the Act this Ord^r is granted wth cofts

Prigg vs Carver

Mr *Porteene* & Major *Ball* are ordered to examine and State the accounts and differences betweene Mr *Prigg* and Cap^t *Carver* and present the Same to this Court by *Monday* next

Pitts vs Poyntz

Mr *Tho: Pitts* and Cap^t *Poyntz* confeffeth Judgm^t each to other in the fume of twenty thousand pownds of Tob^o and Caske to Stand to abide and performe the Award and arbitram^t of Cap^t *Joseph Bridger* & Mr *W^m Cole* in a difference betweene them the said *Pitt* and *Poyntz* vpon an appeale to the Asssembly from an ord^r of this Court and in case Cap^t *Bridger* & Mr *Cole* doth not agree then the Hon^{ble} Major Gen^l *Bennett* to be vmpiere and finally to determine the fame

29th 7^{br} 1671

[present]

GOVERNO^R Sr *Hen: Chicheley Tho Ludwell Secr Edwd Digges Major Gen^l Bennett Major Gen^l Smith Coll Bacon Coll Swann Theo Bland Hen: Corbyn L^t Coll Beale L^t Coll Parke Tho Ballard Esq^r*

*Awborne &
Winfloe* p^t
land

Richard Awborne and Mr *John Winfloe* hath order granted them for foure yeares after the Date of their pattent to Seat two thousand acres of Land in *New Kent* County in the freshes *vt alijs*

Revell p^t land

Mr *Edward Revell* hath order granted to pattent one thousand acres of Land in *Northampton* County form^{ly} *Accomack* Scituate at *little Matomkin* Creeke bounded on the Southerne p^{ts} therewith on the east by the Seaboard Side and No^{ly} towards *great Matomkin* form^{ly} granted to Coll *Edmond Scarborough* and by him Deserted as alfoe to Survey the Same and if any Surplus be found wthin the said bounds to have a grant thereof and alfoe to pattent what waft and vnpattented land shall be found adjoyneing to the Said land Entring rights according to Law and gaveing the Neighbo^rs notice

Todd vs Colles

Major *W^m Ball* and Cap^t *Tho: Godwyn* were by this Court appointed to auditt the accounts and differences between Mr *Thomas Todd* & Mr *Robert Colles* wherein they find that there is due to the said *Todd* from the Said *Colles* six thousand five hundred fifty five pownds of Tob^o and Caske w^{ch} auditt is by this Court confirmed and the said *Colles* ord^d to pay the Said Sume of six thousand five hundred fifty five pownds of Tob^o and Caske with cofts *als exec*

*Swann vs
Ramsfey*

In the difference betweene Coll *Swann* and Cap^t *Ramsfey* Exec^{rs} of Cap^t *Jn^o Grove* dec^d about accounts and differences relating to the Said *Groves* estate *It is ordered* that Mr *Richards* & Mr *Bowler* examine and auditt the accounts betweene them and make report thereof to this Court by *Monday* morning

*Bacon vs Swan
&c*

Coll *Nath Bacon* Guardian to *Tho: Pettus* Sueing Coll *Tho Swann* and Cap^t *Edward Ramsfey* Exec^{rs} to Cap^t *Jn^o Groves* for fourteene Cropps of Corne and Tob^o made by the said orphants Servants and a negroe weoman p^tended by the said Coll *Bacon* to be due

due from the Said *Groves* to the said orphant and after a Large plea in Court on both sides It did not appeare that the said Cropps were Sued for in the life tyme of the Said *Groves* nor any thing vnd^r his hand to oblige his Exec^{rs} to pay the same and therefore is not allowed ag^t the Exec^{rs} but it appeareing by certaine oathes that a negro weoman was confest by the Said Cap^t *Groves* to be p^{ro}duced out of p^{ar}t of the Said Cropps *It is ordered* that the said Exec^{rs} forthwith deliver the said negroe weoman to the said Coll *Bacon* for the use of the said orphant wth her Cropps, But vpon a Second heareing the Cropps made by the said *English* Servants is referred to the next Court the third day.

September the 29th 1671

[p^{re}sent]

GOVERNO^r S^r *Hen: Chicheley Tho: Ludwell Secr Edwd Diggs Major Gen^l Smith*
Coll *Bacon Theo: Bland L^t Coll Beale L^t Coll Parke Coll Jennings Tho Ballard*
Esq^{rs}

Clarke vs
Harwell

The Difference betweene *James Clarke* and *Eliz* his wife p^{re} and M^r *Jn^o Harwell* Defend^t in an ac^{co}n of assault & battery is referred to be heard and determined at the next Court to be held for *Gloster* County.

Wormeley vs
May &c

Judgm^t is granted to Cap^t *Wormeley* who married the Relict and Executrix of M^r *Justinian Aylemer* dec^d ag^t majo^r *Hone & M^r W^m May* on the behalfe of the p^{ar}ish of *James Citty* for paym^t of Sixteene pownds thirteene shillings and foure pence wth cost

Goldman p^{er}
Lands

M^r *Thomas Gouldman* hath order granted him to p^{at}tent one thousand and fifty acres of Lands on the South side of *Rappā* River in the freshes thereof about two miles on the back of *potobagoe* deserted by *James Coggill* Entring rights

Greene vs Bland

In the Difference betweene M^r *Roger Greene* and *Theo: Bland* Esq^r It is the vnamimous opinion of the court *and accordingly ordered* that the extent that the s^{id} *Theo: Bland* obteyned ag^t the said *Greenes* land at *Charles Citty* County Court be voyd and vpon the motion of the s^{id} M^r *Bland* the s^{id} difference is referred to the third Day of the next Court.

Stone vs
Dangerfield

The order granted to *John Dangerfeild* in right of his wife and *Ann* and *ffrances* daught^{rs} to Coll *Walker* dec^d at a Court held for *Rappā* County the sixth of *September* 1671 where it was ordered that the said *Dangerfeild* and Daughters should be paid the Sum^e of two hundred Seventy five pownds *Sterl* being the p^{ro}duce of land given by the Said Coll *Walker* to them by will, out of the estate of the said *Walker*, and whereas M^r *Jn^o Stone* who married the Relict of the Said *Walker* appealed to this Court where after much Debate *It is ordered* that the said ord^r of *Rappā* court be reverfed and the s^{id} *Dangerfeild* ord^red to pay colts *als* exec.

Taberer vs
Exec^{rs} of *Hunt*

The Court vpon good and equitable reasons p^{ro}duced by M^r *Taberer* on behalfe of the orp^{ts} of M^r *Monger* Dec^d doth thinke fitt & *accordingly order* that the order obteyned by M^r *Theo: Hunt* dec^d ag^t the said *Monger* in *october* last in this Court for five thousand pownds of *Tob^o* and *Caske* be reverfed being p^{ro}tend by the s^{id} *Hunt* from *Adams* estate for one *Malack* a Negroe

Bland

Bland ꝑ
Admiçon

Comiçon of Admiçon is granted to *Theo: Bland* . . . on behalfe of the orphants of *M^r Jⁿ Holmewood* deçd . . . the estate of the said *Homewood* he givinge caution according to Law *M^r Rowland Place* in Court enters himselfe the 1^d *M^r Blands* Security And it is ordered that the admiçon granted the said *M^r Bland* on the said *Holmewoods* estate at *Charles Citty Court* and all ord^{rs} Judgm^{ts} and other ꝑceedings therein be utterly voyd and of none effect

M^r Greenes
clayme ag^t
Holmewoods
estate

M^r Roger Greene enters his clayme to the ballance of an acc^t ag^t the estate of *M^r Jⁿ Holmewood* for eight thousand seven hundred and foureteene pownds of Tob^o and Caske if it be made appeare due to be paid in the first place and to be discharged from a bond wherein he was security for the said *Holmewood* to *John Rowfe* for thirteen thousand foure hundred pownds of Tob^o and Caske

September the 30th 1671

[ꝑsent]

GOVERNO^r *S^r Hen: Chicheley Tho: Ludwell Secr Edwd Diggs* Majo^r Gen^{ll} *Smith*
Majo^r Gen^{ll} *Bennett Theo. Bland Coll Bacon Hen: Corbyn L^t Coll Beale L^t Coll*
Parke Tho Ballard

Munns ord^r

It is ordered vpon the reasonable petition of *Richard Munn* that he be restored to his vndersheriffs place in *Lancaster County* and to be paid the ꝑfits of the said place from the tyme he hath been dispoſsed

Potter ꝑ
audito^r

The Hon^{ble} Coll *Tho: Swann* is added to the other Hon^{ble} geñt in the roome of Coll *Willis* about the auditing of the accounts betweene *S^r Hen: Chicheley & Coll Potter*

Harloe vs
Whitby
Mafon vs
Marriott

M^r. Harloe enters his clayme to a confid^{able} debt due to him from the estate of *M^r Whitby*

In the Difference depending betweene *ffrancis Mafon* on the behalfe of *Jⁿ Bishopp* orp^t and Majo^r *W^m Marriott* def^t about a ꝑcell of Land in *Surry County* It is after much debate adjudged by this Court that the right of the said Land doth of right belong to the said orp^t It is therefore ordered that the said *Marryott* forthwth yeild vp the possession of the said Land to the said *Mafon* in right of the said orphant And in case the said *Marryott* shall refuse to deliver the possession thereof Then *Cap^t Lawrence Baker* is hereby ord^{ed} and Impowered to put the said *Mafon* in the right aforeſaid into possession of the said Land and the said *Marriott* to pay coſts als exec

October the second 1671

[ꝑsent]

GOVERNO^r *Tho: Ludwell Secr Edw^d Diggs* Majo^r Gen^{ll} *Smith* Coll *Bacon Hen:*
Corbyn Coll Jennings Eſq^{rs}

Washington ꝑ
Land

L^t Coll *Jⁿ Washington* hath order granted him to pattennt five hundred and fixty acres of Land in the freshes of *Rappā River* about two miles from the river, form^{ly} granted to *Cap^t Alexand^r Fleming* and by him sold to *Eliz Hopkins* and now desert^d Enttring rights according to Cuſtome

Duke

Duke vs Greene

In the difference between M^r *Duke* and M^r *Roger Greene* vpon an appeale from *Charles Citty* County Court to this vpon a bond and arbitration is by this Court confirmed according to the arbitration but not vpon the bond and *Green* ord^d to pay ordinary cofts

Yorke County
ord^r p^r *Lan-*
casters estate
Hodge vs '
Edwards

If in case *Will^m Lancaster* who is lately dec^d have noe heire or kindred then what estate he dyed posselled wthall to belong to the County of *Yorke* after his Just Debts be paid

Judgm^t is granted to *Robert Hodge* Attorney of *Arthur Holdsworth* and *Grace Wat^rs* adm^rs of *Robert Waters* dec^d ag^t the estate of M^r *Will^m Edwards* Dec^d for paym^t of Six thousand two hundred poulds of Tob^o and Caske wth cofts

Dowse vs
Gunnell
Lebritton p^r
audito^r

The Difference betweene M^r *Dowse* and M^r *Edward Gunnell* is referred to the third Day of the next Court

Co^{ll} *Potter* and M^r *W^m Travers* are ordered to auditt and State the accounts betweene the Exec^{rs} to Cap^t *Ashton* and M^r *Lebritton* and make report thereof

October the Second afternoon

[p^rsent]

GOVERNO^R S^r *Hen: Chicheley Tho. Ludwell* Se^cr *Edw^d Diggs* Major Gen^{ll} *Smith*
Coll *Bacon Hen: Corbyn* Co^{ll} *Swann* L^t Coll *Parke* Coll *Jennings* L^t Coll *Beale*
Efq^{rs}

Greene p^r
admi^{co}n

Comi^{co}n of admi^{co}n is granted to M^r *Roger Greene* on all and Singuler the estate of M^r *Sam^t Jones* minifter dec^d he givinge caution to deale therewth according to Law M^r *Richard Lynny* in Court Enters himself Security for the said *Greens* due admi^{co}n

Teagle vs Pigott

M^r *Thomas Teagle* and *Iffabella* his wife appealeing from an order of *Northampton* County in a difference betweene him & *ffrancis Pigott* and *ffrances* his wife late wife to *Edward Littleton* about certaine Legacyes given vnto *Sara* the Daughter of L^t Co^{ll} *Doughlas* (*Douglas*) It is ordered that the Said *Tho Teagle* & *Iffabella* his wife or one or both of them doe at the next Court to be held for the Said County of *Northampton* or before Cap^t *Custis* or some other Com^r as the Court shall appoint vpon their or one of their corporall oathes *bona fide* depose that there is full and ample Satisfac^{co}n made of the Said Legacyes to the said *Littleton* and in case they refuse foe to doe haveing notice given them, then this Court doth thinke fitt and accordingly ord^r that the said order of *Northampton* County Court be confirmed to the said *Pigott* wth damages and cofts according to Act *als* execu^{co}n

Lynny vs Swann

It is ordered that M^r *Richard Lynny* and M^r *ffrancis Mason* be paid by Co^{ll} *Tho: Swann* & Cap^t *Ramsfey* Exec^{rs} of the last will and testamen^t of Cap^t *Jn^o Grove* dec^d what they shall make appeare due from his the said Cap^t *Groves* first coming to the Asssembly in October 1670

Lebritton vs
Allerton

In the Difference depending betweene M^r *Edward Lebritton* p^r and Major *Allerton* & Major *Tho: Brereton* Exec^{rs} in trust to the will of Co^{ll} *Peter Ashton* dec^d who was Attorney to M^r *John Lebritton* about Severall accounts and bills left in the hands of the Said Co^{ll} *Ashton*, It is after much debate and due Consideration ordered that the said *Edward Lebritton* be paid out of the estate of the said Co^{ll} *Peter Ashton* the Sume of Six thousand three hundred and

Sixty

Sixty pownds of Tob^o and Caske being the ballance and forthwth deliver vnto the Said *Lebritton* or his lawfull Attorney all bills papers & other writeings w^{ch} are in their hands according to the account now exhibited in Court and pay cofts *als exec* And it is further ordered that the receipt now exhibited vnd^r the hand of *Jn^o Lebritton* be recorded and the said *Edward Lebritton* to give good and fufficient discharges from the Same

*Haynes vs
Baffett*

The Difference betweene *Anthony Haynes* and Cap^t *Baffett* is referred to the third Day of the next Court

October the third 1671

[present]

GOVERNO^R *Tho: Ludwell Secr Edwd Diggs Major Gen^l Smith Co^{ll} Bacon Hen: Corbyn Co^{ll} Swann L^t Coll Beale Tho: Ballard Esq^r*

*Rapley vs Hone
reffer*

The Difference betweene *Tho: Rapley* and Major *Hone* is referred to the third Day of the next Court

Wright vs Travis

It appeareing by good and authentiq^s power that M^r *Richard Ellis* is the Surviveing Exec^r to the laft will and testamen^t of *Dan^t ffloures* And whereas the Said *ffloures* estate is now in the hands of M^r *Edward Travis* who was by the said *ffloures* left his Attorney when he went for *England* in w^{ch} voyage he died And the said *Ellis* haveing made M^r *Jn^o Wright* his Attorney It is ordered that the Said M^r *Travis* forthwth deliver vnto the said *Wright* as Attorney aforefaid all bills papers and other estate whatsoever that he hath in his hands of the Said *ffloures* wth cofts *als exec*

Lee vs Appleton

The Difference betweene *Robert Lee* Attorney of *Godfry Lee* p^r and M^r *Appleton* as marrying the reli^ct of *Coll Payton* is referred to the third Day of the next Court where the said *Appleton* is ordered p^osonally to appeare

Beale p^o land

L^t *Coll Thomas Beale* petitioning to this Court that the three thousand acres of Land belonging to the orp^{ts} of *Coll ffanteleroy* form^rly *Lawrence* and *Bryer* might be Surveyed and laid out It is ordered that it be laid out according to the bounds of the pattent if any bee if not then to begin at the orp^{ts} other land and lay out the Same quantity And it is further ordered that M^r *Lloyd* have notice of the tyme of the Survey and vpon Just reasons made by the said *Loyd* the p^oceeding of Surveying to be suspended to the third day of the next Court where further rule will be given therein

*Newell vs
Hayward*

The Difference betweene *Jn^o Hayward* as marrying M^{rs} *Hunt* and *David Newell* is referred to the third Day of the next Court

October the third afternoon

[present]

GOVERNO^R *S^r Hen: Chicheley Tho: Ludwell Secr Edw^d Digges Major Gen^l Smith Coll Bacon Coll Swann Hen: Corbyn L^t Coll Parke Coll Jennings Tho: Ballard Esq^r*

*Woad vs
Potter &c
Plover vs Reeve*

The difference betweene M^r *Woad* & Coll *Potter* & M^r *Robinson* is referred to the third Day of next Court

The Difference betweene M^r *Plover* & M^r *Reeve* is at the request of the Attorney of the said *Reeve* referred to the third day of the next Court

Corbyn

*Corbyn vs
Barber*

Judgm^t is granted to *Henry Corbyn Esq^r* and *L^t Coll Cuthbert Potter* ag^t the estate of *Jn^o Barber* deçd in the hands of *M^{rs} Letitia Barber* admx of the said *John Barber* vpon a *Ɔ*onall bond of thirty two thousand pownds of Tob^o and caske for payment of twenty thousand six hundred pownds of Tob^o and Caske to be paid according to dignity of the debt according to Law wth cofts

*Ludwell Esq^r vs
Kirton*

It is ordered that *M^r Kirton* pay vnto the *Hon^{ble} Thomas Ludwell Esq^r* Secretary of State the Sum of five pownds *Sterl* for recording the Letts pattents & other writeing concerning the fame

Kirtons ord^r

M^r Kirton & M^r Dale this day p^{re}senting a petition in Court in the name of the Lords concerned in the northerne pattent desiring order for paym^t of certaine rents and p^{ro}fits from the date of the said pattent reciteing therein the humble Submission of the Governo^r and Councill to the Saime, *It is answered by the Court* that the sa^d submission is still acknowledged reserving to themselves what answere may arrive from his Sacred Ma^{tie} relateing to the Same and that the s^d pet^{rs} are referred to their power given them by the said pattent for recovery of Such p^{ro}fits as hath accrewed since the said pattent was read and inrolled in Court but not before and the Sheriffs of the respective Countyes wthin the Lymitts of the Said pattent are hereby required to give vnto *M^r Kirton & M^r Dale* an account of the number of acres and the sevfall p^{ro}sons names to whome they are due from as alsoe to have an Account from the Escheat^r Genn^l of what escheats have been found since the afore-said tyme of reading and inrolling the said Lett^{rs} patts

Gwynn vs Young

The Difference betweene *M^r Humphry Gwynn* and *M^r Young* about a wager is referred to the third day of the next Court

The Court adjourned to the 20th of *November 1671*

Test Rich: Awborne Cl Con

AT The Governo^{rs} Chamber the Twentyeth of *November*
1671.

[Present]

SR W^m BERKELY kn^t Gover &c Thomas Ludwell Secr Edward Diggs Coll Warner
Esq^{rs}

Mr *Pate* sworn
Councello^r

Mr *John Pate* admitted and Sworne one of the Councill^{rs} of
State for this Collony

AT A General Court held at *James Citty* the 21th of *November*
1671

[present]

GOVERNO^r *Tho: Ludwell* Se^cr *Edward Diggs* Coll *Warner Jn^o Pate* Esq^r

Ravening vs Greene non fuite *Edward Ravening* Non fuites M^r *Roger Greene* Noe Declaration being filed is therefore ordered to pay damages & cofts according to Act *als* exec

Conyers p^r land M^r *John Conyers* hath order granted him to pattent foure hundred acres of Land in a certaine place & called the *Reedy* Swamp in *Warwick* County form^rly granted to Major *Tho: Davys* de^cd and by him deserted Entring rights

Harloe p^r land M^r *John Harloe* Informing this Court that M^r *Anthony Holliday* who married the reli^ct of M^r *Jn^o Brewer* doth hold more land wthin the bounds of his pattent then his pattent doth exprefs in *Warwick* County and doth deny to Survey the Same as appears by a Certificate vnder the hands of M^r *Xpofer Musham* and *Sam^l Howard*, *It is now ordered*, that after two months notice given the said *Holliday*, if he doe not furvey the fame, then the said *Harloe* hath liberty hereby granted him to Survey the Same and if any Surplus be found wthin the bounds of his said patts the s^d *Harloe* hath Liberty granted him to pattent the Same Entring rights according to Custome

Vaulx Whereas M^r *Robert Vaulx* hath a pattent for Six thousand Acres of Land in *Westm^rland* County behind the Clifts of *Corowoman*, and Since the great Guft the beginning corner tree is not to be found, *It is ordered* vpon the petition of the Said *Vaulx* that a quallified Surveyor wth the ancient Inhabitants lay out the Said *Vaulx* his land according to his pattent and in regards the Said corner tree is not to be found *it is ordered* that they begin opposite to M^r *Tho: Broughtons* land according to pattent and the neighbourhood to have notice of the tyme of Survey

Edwards vs Dudley The difference between Cap^t *phillip Edwards* and M^r *William Dudley* is at the motion of M^r *Cole* the said *Edwards* Attorney referred to the third Day of the next Court.

Waters vs Willett The difference betweene M^r *Waters* & M^r *Willett* is referred to the third Day of the next Court.

p^rbate of Coll *Reads* will The laft will and Testament of Co^{ll} *George Read* was this Day p^rved in Court by the oathes of M^r *Thomas Read* and *Henry Richardfon* and a p^rbate granted to M^{rs} *Eliz Read* his reli^ct in the Said will nominated Executrix

Payne vs Sherr p^r *Goodrich* In case Co^{ll} *Goodrich* doe not appeare this Court to anfwere the Suite of M^r *Robert payne* the Sherr of *Rappā* is hereby ordered to caufe him p^rsonally to appeare the third day of the next Court to anfwere the said fuite vpon penalty of two thousand pounds of Tob^o and Caske

November

November the 21th afternoone

[present]

GOVERNO^r Tho Ludwell Secr Edward Diggs Coll Warner Co^{ll} Swann L^t Coll
parke Jn^o Pate Elq^{rs}

Haynes vs
Oliver

M^r Anthony Haynes Sueing Jn^o Oliver to this Court for two thousand and one hundred and Eighty pounds of Tob^o and caske and he not appeareing *It is ordered* in case Oliver doe not appeare at next Court then Judgm^t to passe ag^t the Sherr of *New Kent* or the f^d *Oliviers* Security for the said Summe wth cofts.

Parke vs
Evelyn
Adm^{rs} Scar-
burgh vs Turner
p^r Waters
exec vs corp

The difference betweene Co^{ll} *parke* & Cap^t *Evelyn* is continued to the third Day of the next Court.

Whereas the Adm^{rs} of Co^{ll} *Scarburgh* Sued Jn^o *Waters* to Laft Court for a debt of Seventeene pounds ten shillings by bills of Exchange p^rtested and *Charles Turner* being returned Security and the Said *waters* now not appeareing Judgment is granted the said Adm^{rs} ag^t the Said *Turner* for the Said Debt wth damages and cofts as in case of p^rtests *als* exec

Edwards vs
Needles

It is ordered that M^r *Needles* appeare at next Court the third Day to put in his answere to the petition of Cap^t *phill Edwards* or Judgm^t to passe ag^t him

Price vs ffox

The Difference betweene M^r *Price* & M^r *ffox* is referred to the third Day of the next Court.

Daymes &c vs
Greene

M^r *Roger Greene* being arrested to 7^{br} Court laft by W^m *Daymes* attorney of *Richard Ruffin* Guardian of *Benedict Stafford* an orpt and not then nor now appeareing Judgm^t is granted ag^t the Sherr or Security for what shall appeare due vnlesse the said *Roger Greene* appeare the third day of the next Court according to Act.

November the 22th 1671

[present]

GOVERNO^r Tho. Ludwell Secr Edward Diggs Coll Warner Coll Bacon Co^{ll} Swann
L^t Co^{ll} Parke John Pate L^t Coll Beale Elq^{rs}

ffarrell vs
Bowler

The difference betweene *Hubbard ffarrell* Attorney of *Agnes Sommers* widd Jn^o *Paul* and *Petroul* his wife and *Mary Somers* about the Admiçon of the estate of M^r Jn^o *Sommers* is referred to the third Day of the next Court where M^r *John Bowler* is ord^red to be p^rsent to defend the Same.

Drumond vs
Browneing

Judgment is granted M^r *will^m Drumond* ag^t *Robert Browneing* for payment of thirty pounds tenn shillings *Sterl* wth Damages and Cofts according to Act as in case of bills of exchange p^rtested but vpon p^rsent Sufficient Security given execuçon to be Suspended for two months

Bryan vs
Heyward
nonfuite
Kington p^r
Land

Charles Bryan nonfuites Jn^o *Heyward* noe Declaraçon being filed *It is therefore ordered* to pay damages and cofts according to Act *als* exec.

Henry Kington as marrying *Glace London* Enters his clayme to a p^rcell of Land in *New kent* County lately found to Efcheate and granted to *Mathew Morgan*

Clarke

Clarke vs pigg
Execucon
granted the
20th June 1672
in New Kent
County
James vs Virgett

Whereas *mathew Clarke* at *Kent Court* Dated the 21th of *oeber* 1671 obteyned Judgm^t ag^t *John Pigg* for two hundred forty five pounds of *Tob^o* and *Caske* wth cofts and *Pigg* appealeing to this Court and not appeareing to p^{se}cute *It is ordered* that the Said order of *Kent Court* be confirmed wth *Damages* and cofts according to *Act* as in case of *appeales als exec.*

M^r Richard James Informeing this Court that he hath entred fevfall accounts ag^t *Job Virget* who Stands Indebted to him a Confid-
erable Summe of *Tob^o* and was by the Sherr alwayes returned *non est Inventus*: and further Informeing this Court that the Said *virgett* is now in Towne, and hath noe bufines in Court The said *M^r James* hath liberty granted him vpon his petition to caufe the Said *Virgett* to be arrested in Towne to anfwere his fuite at next Court

23^d of *November* 1671

[p^{se}nt]

GOVERNO^r *Tho: Ludwell* Sec^r *Edward Diggs* Coll *Bacon Theo. Bland* L^r Coll
Parke Jn^o Pate Etq^{rs}

Saffin vs
Helder

Cap^t Jn^o Lord Attorney and on the behalfe of *Edmond Helder* confeffeth Judgment to *M^r John Saffin* for payment of two thousand eight hundred and eighty pownds of *Tob^o* and *Caske* wth cofts

Lightfoot vs
Bowler

Cap^t Jn^o Lightfoot nonfuites *M^r Jn^o Bowler* not appeareing to p^{se}cute *It is therefore ordered* he pay *Damages* and cofts according to *Act als exec*

Hone et May
vs veftry of
James Citty

Whereas at laft Court *Cap^t Christopher Wormeley* on marrying the relict of *M^r Aylemer* dec^d late minifter of *James Citty* p^{se}ish obteyned Judgm^t ag^t *Maj^or Hone & M^r May* as members of the veftry for fixteene powndes thirteene shillings foure pence due to the said *Aylemer* as officiating in his said ffunction *And whereas* the said *Hone* and *May* sued *M^r Walter Chiles & Cap^t ffra: Kirkman* as p^{se}nt Church Wardens *It is now ordered* that the said *Maj^or Hone & M^r May* be repaid the said Sum^e of Sixteene pownds thirteene shillings foure pence by the said p^{se}ish according to agreem^t made wth the said *M^r Aylemer* according to an order of the said veftry wth cofts *als exec*

Lebritton vs
Sherr p^{se}
Willowby

Maj^or Thomas Willowby being arrested to this Court at the fuite of *M^r Tho: Mathew* Attorney of *Edward Lebrittoon* and not appeareing nor Security returned Judgm^t is granted ag^t the Sherr of *Lower Norf* County for what fhall be made appeare due unleffe *Willowby* appeare at next Court according to *Act*

Jordans ord^r p^{se}
p^{se}cucon of a
prison^r
Raply & Hone

L^r Coll *George Jordan* is appointed to p^{se}cute a Criminall from *Northumberland* County, and this Court doth p^{se}mife to use their vtmoft endeavo^r to see him paid and fatisfyed for the same

M^r Robert Beverley and *M^r William Sherwood* are appointed to auditt the acc^{ts} and difference betweene *Tho: Rabley* and *Maj^or Hone* and make report thereof to this Court tomorrow morning

Gwyn vs
Young

In the Difference depending betweene *M^r Richard Young* and *M^r Humphry Gwyn* about a wager laid betweene them about a Serv^t of *Rich Iles* of one thoufand powndes *Tob^o* and *Caske*
exec

exec vs
estate

It is the Judgm^t of this Court and accordingly ordered that the said Richard Young pay the Summe of one thousand poulds of Tob^o and Caske wth Damages and Cofts according to Act as in case of appeales als exec, And if M^r Young finds himfelfe aggrieved he may comence his accon ag^t the said Gwynn

23^d of Novm̄ afternoone

[present]

GOVERNO^r *Tho: Ludwell Secr Edwd Diggs Coll Warner Coll Bacon Coll Swann
Theo: Bland L^r Coll Beale L^r Coll Parke Jn^o Pate Esq^r*

Watkins p̄
Land

Cap^t *George Watkins* hath order granted him to pattend about three hundredes acres of land in *Lawnes Creeke* and County of *Surry* neare adjoyneing to *Sunken Marsh Mill* formerly granted to *Peter Greene* and by him Deferted Ent rights according to custome

Vassfall vs Lord

Coll *Jn^o Vassfall* Sueing Cap^t *Jn^o Lord* to this Court about a Scandalous libell often tymes published by the said *Lord* as appears by the said *Lords* owne Confession as alsoe by diverse evidences the Court did by an vnanimous vote declare that the said Coll *Vassfall* hath sufteyned Damage in his Reputation to the value of Tenn thousand poulds of Tob^o and Caske *It is therefore ordered* that the said *Lord* pay vnto the said Coll *Vassfall* the said Summe of ten thousand poulds of Tob^o and Caske wth cofts als exec

Vassfall vs Saffin

The order that Coll *Vassfall* obteyned ag^t M^r *Jn^o Saffin* the last Court is continued to the third Day of the next Court *Saffin* being now out of the Country and every day being expected in

Martyn vs
Wright

The Difference depending betweene *James Haley* Attorney of *Alexand^r Martyn* of *London* p^{l^c} and M^r *Jn^o Wright* Attorney of *Richard Ellis* Exec^r of *Dan^t ffloore* dec^d about a d^t claymed by the said *Martyn* from the f^d *ffloore* is suspended till the third day of the next Court, and the estate of the f^d *fflowers* not to be removed out of this Country

Haley vs Wright

The Difference betweene *James Haley* Attorney of *Jn^o Jeanes Edward Dodd Jn^o Weekes & Caleb Perryer* p^{l^c} and M^r *Jn^o Wright* Attorney of *Rich Ellis* is referred to the third Day of the next Co^t

Haynes vs
Bassett

The Difference between *Anth Haynes* & Cap^t *Bassett* guardian to the orp^t of Coll *Cary* is referred to the third Day of the next Court

Cap^t. Hills
order vs Mynns

Cap^t *Hill* is ord^{ed} to appeare the fourth day of the next Court to make good his complaint ag^t M^r *Mynns* Clarke of *Charles City* County Court

Greene vs Bland

M^r *Beverly* M^r *Chipp* Cap^t *Ramsfey* & M^r *Starling* & M^r *Randolph* are ordered to auditt the accompts betweene *Theo: Bland* Esq^r adm^r of the estate of *Jn^o Holmewood* dec^d on behalfe of the orp^t of the said *Holmewood* & M^r *Roger Greene* and make thereire report tomorrow in the afternoone

November the 24th 1671

[present]

GOVERNO^r *Tho: Ludwell Secr Edwd Diggs Coll Warner Coll Bacon Theo. Bland
Coll Swann L^r Coll Beale L^r Coll Parke Jn^o Pate Esq^r*

Lee vs Appleton

The difference betweene M^r *Robt Lec* Attorney of M^r *Godfry Lee* & M^r *Jn^o Appleton* as marrying the reliēt of Coll *Vāl Peyton* is referred to the fifth Day of the next Court where if M^r *Appleton* appeare not then Judgm^t to passe for what shall be made appeare due wth cofts

*Cole vs
Beckingham*

In the Difference betweene *Giles Cole* and *Mary* his wife pl^t and *Robert Beckingham* about land at laft Court It was ordered that M^{rs} *Eliz Beckingham* the former wife of *Thomas Stevens* and late wife of *Rawleigh Travers* should declare vpon her oath whether the said *Travers* feated the land now in controverfye in his owne Right or bought of M^r *Purify* relation to the said M^{rs} *Eliz Beckinghams* Interogatoryes and answers there vnto vpon Record may appeare, *It is now the Judgm^t of this Court* that the Right of the said Land doth belong to the said *Cole* in Right aforesaid and the said *Cole* to possesse and Enjoy the same vnlesse *Beckingham* doe at the next Court Shew sufficient reasons to the Contrary

*Mathewes ꝑ
Bandinell*

M^r *Thomas Mathewes* agent of M^r *Thomas Bandinell* master of the Ship *Nicholas* of *Jerfey* petiēd this Court that he might have the said *Bandinells* bond delivered vp wherein he was bound to appeare before y^e King and Councell and there make appeare that his Shipp was a free shipp to trade hither, and now having ꝑduced an Order from y^e King and Councell for delivery thereof as by the said Order may appeare *it is therefore Ordered* that the said *Bandinells* bond be delivered vp to y^e said *Mathewes*

. . . made use
of

M^r *Kirkman* hath certificate granted for *Paul Soife William Latnin John Jackson Jn^o Richardson, Thomas Saunders Thomas Waterton Jn^o Harris W^m Bunny, W^m Sincleer Rich^d Lee Jane Davison Elizabeth Scott Michael Scott Jn^o Hunter Jn^o ffindall Jn^o Marshall Richard Morrison Rich^d Millett Agnes Niccoll Jn^o Carlile Gilbert Credor Thomas Jacobs Charlotte Clark Jeonnet Coraway W^m Hartwell ffrancis Kirbman W^m Bradley Henry Hartwell Xpian Wilfon W^m Anderfon W^m Birne W^m Lynn, Tom Moll. ffrank. Rose Tom Jack, Will Nan Negroes*

*Reeve for
Adminiftraç of
y^e eftate of his
Bro:*

It is ordered that y^e petiçon of *George Reeve* about y^e Administraçon of y^e eftate of his Brother *Thomas Reeve & ffrancis Reve* is referred to *Middlefex* Court there to be determined

Place vs Stith

In the difference depending betweene M^r *Roland Place* and *John Stith* about Land, *It is Ordered* that y^e whole Comm^{rs} of *Charles Citty* County bee of a Jury, and if there bee not enough of y^e Comm^{rs} then y^e Sheriff to Summon others of the Neighbourhood to bee joyned wth them, and to bee fworne by M^r *Bland* who wth M^r *Jn^o Lewis* vpon y^e 13th of *March* next are to lay out a direct ftraight lyne from the heads of *oldmans Creeke* to y^e head *Herring Creeke* so farr as it ebbs and flowes in each Creek as also the said *Stiths* land according to y^e bounds of his patent and if it appeares by the Said Jurors report that y^e said *Stith* is a trespasser vpon that lyne, then he to pay all the charges that hath been expended in this tedious fuit, and what alsoe remaynes vndetermined is referred to the third day of y^e next Court, and this lyne not anywaies to ꝑjudice M^r *Place* his Title.

24th 9^{ber} 1671

[present]

GOVERNO^r M^r Sec^{ry} M^r Diggs Col Bacon Col Warner Col Swann Col Beale
M^r Pate

Tho. Ballard for
Survey of Land

Vpon y^e Ptiçon of *Thomas Ballard* Esq^r *It is Ordered* that Col *Thomas Liggon* surveyo^r, survey and lay out for y^e said *Tho: Ballard* Esq^r a p^{ar}cell of Land adjoining vpon . . . according to an Order of the Court dated in *June* 1668 and the said Col *Liggon* to have liberty for y^e more exact surveying of y^e same to goe vpon any firme land and Marfh belonging to Cap^t *Edward Mathewes* in right of an Orphan comitting no manner of Waft.

Bridget Williams
. . . a dead
Child

Bridget Williams being Indicted arraigned and tryed for murdering of a bastard child was by the Grand Jury found *Billa Vera*, and by the Petty Jury found not guilty, vpon which the prisoner *Bridget Williams* was released by Proclamaçon

M^r *Nevett* con-
cerning *Newgate*
servt^s

Whereas M^r *Hugh Nevett* Merch^t hath in Contempt and contrary to an Order of y^e Kings Ma^{tie} & Councell p^{ro}hibiting the Importaçon of any *Newgate* or Goale birds into this Colony and the Order of this hono^{ble} Court received from aboard a shipp whereof one *Cooke* was Mast^r, Tenn *Newgates* or Goale birds, *It is now ordered* that the said *Nevett* do not depart out of y^e Towne vntill that he give sufficient security to this Court for ye transpor- taçon of y^e said servants out of this Colony within two months after y^e date hereof, And the said M^r *Nevett* is hereby ordered to repay vnto any perfon or persons who have bought any of the f^d *Newgates* as imported servants what they did bargain for in the same specie he had received it from them, And those p^{er}sons who have the said servants are hereby ordered forthwith to returne them to the f^d *Nevett* accordingly

Halsehead &
Coll Parke

Whereas M^r *Halsehead* hath abused Colonell *Parke* in most abusive and scurrilous words, *It is ordered, It is ordered* that the said *Halsehead* render in Court his hearty sorrow for his abuse which he does in these words (*Vizt*) *for what words I spake against Coll Parke I am heartily sorry for it*, and pay the Cofts.

Roger Green
20^{li} for transp^{er}
of M^r *Jones*

It is ordered that *Roger Greene* be paid by the Vestry of *James Citty* p^{ar}ish for the Importaçon of M^r *Samuell Jones* and for disburfm^{ts} the Somme of Twenty pounds *Sterling* to bee paid according to Act in y^e first place after y^e Levy is layd . . . adminiftraçon graunted to the said *Greene* to be voyd

Alfopp p^{er}
M^r *Jones*

Ordered that *James Alfop* bee paid by the Vestry of *James Citty* p^{ar}ish the dues for the accommodaçon of M^r *Samuell Jones* minister the somme of 200^{li} of Tobacco and Caske to be paid in the second place foe farr as what is due to y^e f^d *Jones* from y^e f^d p^{ar}ish

M^r *Jn^o Page*
p^{er} M^r *Jones*

Ordered that M^r *John Page* bee paid by the said Vestry six pounds *sterling* according to Act so farr as the said *Jones* hath credit from the p^{ar}ish

Concerning
restitutions of 2^o
p^{er} hdd to
p^{er}tended loofers
in the
late Warr

Whereas *Jn^o Rudds* on the behalf of *Thomas Sands* of *Rotterdam* and himselfe did this day petiçon this Court for restitution of the duty of 2^o p^{er} hdd paid vpon Tobacco shipt and p^{er}tended to bee lost vpon the said *Rudds* shipp in the last warr wth *Holland*, and whereas during the said Warr there were many other persons, who vpon the like p^{er}tended losses did petiçon for y^e like restitution, all
which

which claymes being grounded vpon an Act of Parliam^t, entituled *an Act for Tonnage and Poundage* and amounting to a fumme too great for the Country to beare the said two shill 7^{d} hdd not amounting to enough for the Supplying of the Governm^t and Supplying the other necessary charges of y^e Country This Court were then and are now of Opinion that the said Impost of two shill 7^{d} hdd was not comprised nor intended to bee comprised . . . the said Act of Parliam^t, and did then and do now Order that no . . . restitution should or shall bee made vntill it should bee otherwise . . . and commanded by his most sacred Ma^{tie} and the Lords of his most . . . Privy Councill to which this Court shall and will be alwaies most . . . yeild all submission and humble Obedience, In the meane tyme humbly beseeching his Ma^{tie} and his Councill to confider and believe that the necessities of the Country are so great and vrgent as not well to admit of a restitution of so great a somme as foe many pretended Loofers will Clayme if once they have a p^osident to justify their p^otentions

25th November 1671

[p^osent]

GOVERNO^r M^r Secretary *Edw: Diggs* Col *Swann* Col *Bacon* M^r *Pate* Col *Parke*
Col. *Beale*

Security for M^r
Nevett sending
away his *Newg^t*
serv^{ts}

Cap^t *Bristow* and Cap^t *Walker* entered themselves security in Court in y^e somme of 100 000^{li} of Tobacco & Cask that M^r *Nevett* shall send out y^e *Newgate* birds within 2 months according to a former Order of this Court

Rapley & Maio^r
Hone

The difference between *Thomas Rapley* and *Maior Hone* late Guardian to y^e said *Rapley* was referred to M^r *Beverly* and Major *Sherwood* to audit the Acco^{ts} between them who find that there is due to y^e said *Rapley* vpon Ballance 5376^{li} of Tobacco and Cask w^{ch} *Hone* is Ordered to pay with Cofts

Marriot &
Mafon
Ann Tofts
serv^{ts} & adm^{rs}
of Col: *Scar-*
borough

The two differences between *Maior Marriot & franc: Mafon* Guardian to *Jn^o Bishop* is referred to y^e 3^d day of the next Court

The Sheriff of *North^{on}* is hereby Ordered to take into his custody *Owen Marples*, *Garrett Suple* and *Elizab: Cutler* late servants to M^{rs} *Anne Toft*, and them to secure till they give bond wth suffic^t security for their appearance at y^e 3^d daie of y^e next Court to answer y^e suit of y^e Administrat^{rs} of Colonel *Scarborough*

. . . Col *Swann*

The Order that Colonel *Bacon* as guardian to *Thomas Pettus* obteyned ag^t Colonel *Swann* and Cap^t *Ramfey* execut^{rs} of Cap^t *Groves* deceased at laft Court relating to y^e negro and her Crops is confirmed, and the said Execur^{rs} Ordered to deliver y^e same *als* Executⁿ and the other differences about y^e *Engliffh* serv^{ts} Crops is referred for determinac^on to the third day of the next Court.

. . . Cap^t
Connoway

Edward Diggs Esq^r suing Cap^t *Connoway* to the Court about y^e p^oformance of a bill of lading wherein the said *Edward Digges* hath made appeare that there wants two third of a Tierce of Claret. 28 gall of Brandy and a gallon bottle of Inke, *The Court doth thinke fitt and accordingly* Order that y^e said *Connoway* p^oforme his bill of lading and pay Coft.

. . . Coll

. . . Coll
Jennings . . .

The difference between M^r *Bullock* p^l Coll *Jennings* Major *Smyth* and Coll *Pritchard* Guardians to *John Mathewes* is referred to y^e 3^d daie of y^e next Court where all of them are ordered to appeare to anfwer y^e fuite

. . .

Whereas *Thomas Ludwell* Esq^r in y^e yeare 1668. fent home in y^e *Virginia Merchant* 15 hhd^s of Tobacco weighing 5728^{li}. neatt, and configned the fame to M^r *Richard Woodward* of *Bristoll* Merch^t of which he hath recd no Accompt, and the said *Woodward* being dead, and whereas the said *Thomas Ludwell* Esq^r obteyned an Attachm^t against the f^d *Woodwards* estate in y^e hands of M^r *May* which is returned to this Court, Judgm^t is now granted to y^e said *Thomas Ludwell* Esq^r vpon y^e Attachm^t in y^e hands of y^e said M^r *May* for so much as is Justly due wth damage & Cofts, and the estate to remayne in the hands of the said M^r *May* till the 6th daie of *September* Court next in which tyme the said M^r *May* may bee informed out of *England* concerning the fame.

Ludwell Esq^r vs
Hayward

Thomas Ludwell Esq^r Attorney of *Henry Norwood* Trear of this Colony suing M^r *John Hayward* as marrying the relict and Administratrix of Captaine *W^m Hay* deceased and the said *Hayward* not appearing to anfwer the said fuit, and M^r *Jn^o Baskerville* of *Yorke* County being returned his security Judgm^t is granted to the said *Thomas Ludwell* Esq^r Attorney as aforefaid ag^t the said *Jn^o Baskerville* for what shall bee made appeare due unless he caufe the said *Hayward* to appeare the next Court according to Act

. . . petitioning this Court . . . lease lands in *Pasbehays* that Leafes for 99 yeares might graunted, and the Court considering what great charge many of the Tennants have been at in building and other Improvm^{ts} doth think fitt and accordingly graunt and Order all the Tennants inhabiting vpon the said *Pasbehays* have their Leafes renewed for 99 yeares paying the accuftomed Rents to y^e Governo^r & his Successo^{rs}.

Survey granted
on behalf of y^e
Orphans of
Talliford

John Buckner and *Laurence Smyth* on behalf of the Orphans of *Robert Talliford*, have liberty graunted them to survey and patt what waft and vnpatented Land shall bee found near and adioyning to y^e f^d Orphans lands and the lands of y^e heires of *Abraham Moore*, not p^udicing any former graunt and giving the Neighbo^{rs} notice of the tyme of y^e survey & Entry rights

Land granted to
Jn^o Pate Esq^r &
M^r Beverly
Extent granted
to *W^m Stonton*
of *Gunnells* Land
in *Surry*

John Pate Esq^r and *Robert Beverly* have liberty graunted to feize a p^lcell of Land conteyning 6000-Acres vpon y^e branches of *Mattapony* River and *Rappahannock* River according to Custome.

M^r *Edward Gunnell* being indebted to *W^m Stonton* by bill 5112 ^{li} of Tobb & Cask and being gone privately out of the Country contrary to Law. . . Extent vpon y^e peti^on of y^e said *Stonton* is granted him ag^t 1426 acres of Land in *Surry* County according to Law.

Greene . . .
Bland

The difference between M^r *Roger Green* and *Theodorick Bland* Esq^r Admin^r of y^e Estate of *Jn^o Holmewood* was referred to be audited by M^r *Randolph Edward Ramsey*, *Robert Beverley*, *Jos: Chipp* who find that there is due to y^e said *Greene* vpon Ballance 8421^{li} of Tobb & Caske, It is therefore ordered that the said *Theoderick Bland* as Admin^r aforef^d pay the fame after funerall charges, rents bills bonds vnder hand & feals . . . Accompts wth Cofts of fuit

- Wood & Potter* The difference between *Edward Wood* & *Mr Potter* is referred to the 3^d daie of y^e next Court whither *Mills* appeare or not to p̄ceed to Judgment
- Mr Bland & Mr Greene* By the Consent & vpon y^e motion of *Mr Bland* *Mr Roger Greene* is appointed to bee added to y^e Adminiftraçon of *Holmewoods* Eftate giving fecurity according to law
- Col Beale & Joane Wardley* *It is ordered* that *Joane Wardley* ſh^d forme y^e Gen^l Courts Order . . . relating to *Colonell Beale* and his wife at next *York* Court, . . . ſhe then and there refufe, to appeare at y^e next gen^l Court . . .
- Radford & Yarrow* The laft Court Order is continued to the 3^d day of the next Court about Surveying the Land in difference between *ffrancis Radford* & *James Yarrow* the weather then p̄ving ſo bad that it could not bee effected
- Whittaker Boyd Sanders* The difference between *Boyd* and *Whittaker* is referred to y^e 3^d daie of y^e next Court.
The difference between *Sanders* & *Whittaker* referred to y^e 3^d daie of y^e next Court.
- Lynny Maſon & Col Swann* *It is ordered* that *Mr Lynny* & *Mr Maſon* bee paid by *Coll Swann* & *Edward Ramſey* Executors of *Cap^t Greene* the ſomme of 8431 ^l of To^b and Caſke with coſts, and the Executors to diſcount what they can make appeare . . . rec^d by the ſaid *Lynny* and *Maſon* ſince the tyme of the ſaid *Cap^t Greene* coming to y^e Affembly in October
- Weſt Browne & Scarborough* *Cap^t Weſt Devereux Browne* . . . hath order granted them to pattent 3000 Acres of Land . . . vpper part of *Northampton* County being a neck of Land on the ſeaboard ſide between *Gingoteage* Creek, and . . . Creeke by pattent granted the 22th of *June* 1664 deſerted by *Coll Scarborough* and alſo for 300 Acres vpon *Muddy* Creeke and formerly deſerted by *Martin Moore* and alſo to ſurvey what waſt land ſhall bee found adjoining to y^e ſaid 300 Acres Entring rights and not p̄judicing any former grants
- Land pattent^d to *Scarborough* *Charles Scarborough* & *Jn^o Weſt* have order granted them to pattent 2000 Acres of Land in *Northampton* County on the South ſide of *Pocomoke* on y^e Eaſtern ſh^dte by the land of *John Reny* deſerted by *Robert Sikes* and *William* . . . entring rights and not p̄judicing any former granted according to cuſtome.
- Land pattent to *Cap Weſt* *Cap^t Jn^o Weſt* hath order granted him to ſurvey and pattent 1000 Acres of Waſt land in the vpper ſh^dt of *Northampton* County on . . . Creeke on the ſoutherne ſh^dt of a branch ſh^drting the land of *Thomas Letherbury* and *W^m Benſon* Entring rights & not p̄judicing any former grantes
- Land patten^d to *Jn^o Weſt* *Jn^o Weſt* hath order granted to ſurvey & pattent 1000 Acres of Waſt Land lying between y^e land of *Gingoteage*, *Jn^o Wallops* & *Samuell Taylor* being two ſmall necks adjoining to y^e land of *Colon^l Scarborough* decaſed entring rights & not p̄judicing any former grants.
- The Court is adjourned vntill the 20th of *March* next And all buifineſes not determined are referred to the next court.

AT A gen^{ll} Court held in *James Citty* the 21th of *March*
1671/2

Present

THE GOVERNO: S^r *Henry Chicheley* K^{nt} *Edward Diggs* Major gen^{ll} *Smyth*
Colon^{ll} *Bacon Tho: Ballard* Esq^{rs}

The Govern^r
& *Kearney*

In the suit depending between the right hon^{ble} S^r *W^m Berkeley* K^{nt} Govern^r and *Barnaby Kearny* Merch^t for 200^{li} sterling for w^{ch} he y^e said M^r *Kearney* drew bills of Exchange for paym^t thereof to y^e said S^r *W^m Berkeley* on his order vpon M^r *Joas Everfon* & M^r *James* . . . which said Bills of Exchange being demanded accordingly, were not paid but returned p^{te}sted as by a p^{te}st under y^e hand of a Notary publique appeareth. *This Court doth thereupon think fitt and Order* that the said *Kearny* shall forthwith pay unto S^r *W^m Berkeley* the said 200^{li} wth damages & cofts according to Act of Assembly as in case of p^{te}sted bills and also cofts of y^e whole Suit. Notwithstanding which order his hon^r is pleased to declare, that in case the said M^r *Kearney* shall give his hon^r good and sufficient security that if he the said M^r *Barnaby Kearny* at y^e gen^{ll} Court in *October* next shall not prove that y^e said two hundred pounds is paid before this tyme to M^r *Gawen Corbyn* for S^r *William Berkeleys* use, that then hee the s^d M^r *Kearny* shall forthwith pay the 200^{lb} Sterling with damages and cofts according to Act of Assembly, wth interefte for the same and what further charges his hon^r shall bee at

Upon motion made by M^r *W^m Cole* Atto^r concerning the estate of *Miles Carey* dec^d . . . and by y^e consent of Colonell *Nathaniel Bacon* (Executo^r of Cap^t . . . *Basset*) and Cap^t *Thomas Cary* who are poss^{ess} of the estate of *Miles* and *W^m Carey* orphans of y^e said *Miles Carey* dec^d it is ordered that the Co^{rt} of . . . County do take care for y^e setling & disposing of y^e estate belonging to *Miles* & *W^m Carey* two of y^e said orphans and also to take y^e said orphans and their part of the estate into their Custody, and thoroly acquit y^e s^d Coll *Bacon* & Coll *Carey* from further trouble

Afternoone

[Present]

THE GOVERNOUR Sir Hen: *Chicheley* *Edward Diggs* Coll *Bacon* Major Gen^{ll}
Smyth *Thomas Ballard* Esq^{rs}

Cole et
Beckingham

Whereas by the last Gen^{ll} Co^{rt} in *Novemb^r* It was ordered that M^r *Giles Cole* in right of his wife should be poss^{ess} of a Tract of Land & p^{rem}ises in y^e poss^{ess}ion of M^r *Robert Beckingham*, unless the said *Beckingham* should cause to the contrary at this Court, this Court after hearing all p^{ties}, do think fit to order that y^e said Land houses and p^{rem}ises shall bee (by such p^{sons} as the County Court of *Lancast^r* shall appoint) lay^d out in three equall p^{ts}, and then the widow to have the Choice of the third p^{rt} and y^e remayning thirds to be poss^{ess}ed by the said M^r *Cole*

M^{rs}

Mr^s *Baffett*
widow of Cap^t
W^m Baffett

Vpon reading the petiçon of M^{rs} *Bridgett Baffett* the relieçt of Cap^t *W^m Baffett* dec^d y^e co^{rt} doth order That y^e executo^{rs} of y^e f^d Cap^t *Baffett* do not dispoſe of any part of the eſtate untill it ſhall be decided by y^e Affembly in *Oçtober* next, whither y^e ſaid M^{rs} *Baffett* ſhall have her third in y^e whole eſtate, or be bound up to abide and ſtand by the will of her late husband.

22th *March* 1671/2

[preſent]

GOVERNOUR M^r Secretary *Ludwell Edward Digges* Major Gen^{ll} *Smyth Coll Bacon*
Coll *Swann Thomas Ballard* Eſq^{rs}

Boage ad^s
Whittaker

It is Ordered that y^e difference in y^e Petiçon mençoned be referred to the third day of y^e next Gen^{ll} Court, and in y^e meantyme, that neither M^r *Whittaker* nor any other ſh^olfon make Waſt of y^e Land & p^{ro}mifes.

Hayward ad^s
Newell

It is ordered that Judgm^t ſhal bee graunted ag^t *David Newell* upon his . . . he come into Court by Monday night to ſhew cauſe to y^e Contrary why he ſhould not pay the debt to Jn^o *Heyward* who married y^e relieçt of M^r *Tho: Hunt* dec^d

Hone ad^s
Seward

Judgm^t is granted Major *Theo: Hone* ag^t y^e Sherr of y^e *Iſle of Wight* County unleſs he bring in M^r Jn^o *Seward* by the next Court.

Afternoone

[preſent]

GOVERNOR M^r Secretary *Ludwell* Major Gen^{ll} *Smith Coll Bacon Tho: Ballard*
Coll *Swann* Eſq^{rs}

Adminiſtrat^{rs} of
Coll. *Scarburgh*
ad^s Monck

M^r *Richard Laurence* Attorney of *John Monck*, Confeſſeth Judgment for 96^{li} 9^d *Sterling* unto y^e Adminiſtrato^{rs} of Coll *Edmond Scarburgh*, on behalfe of y^e ſaid *Monck*

Ordered that y^e Adminiſtrato^{rs} of Coll *Edmond Scarburgh* do pay unto *Thomas Ballard* Eſq^r five pounds *ſterling* for his extraordinary care and paynes taken in ſeverall buiſneſſes done for Coll *Scarburgh* in his lityme

Young ad^s
Whiting

In the difference depending between M^r *Rich^d Young* & M^r *Henry Whiting* concerning a p^{ar}cell of Land in *Glouc^r County* . . . and a Tobacco houſe builded thereon by y^e ſaid M^r *Young*, . . . to enable Jury of y^e Inhabitants of y^e County of *Glouc^r County* to be ſummoned by the ſheriff thereof, who are to examine and to enquire into y^e building and Clearing vpon y^e f^d Land, and how much the Land is . . . & then upon M^r. *Whittings* paying to y^e f^d M^r. *Young* what the jury ſhall adjudge him according to y^e LXXth Act, the ſaid *Whiting* is to have poſſeſſion of y^e f^d land and Tobacco houſe

M^r *Drumond*
and his frv^t
John Hull

Ordered that y^e order made by *James County* Court bee voyd and the apprentice to ſerve out his terme wth M^r *Drumond* according to his indenture

German ad^s
Bowler

Vpon y^e petiçon of *Edward Jerman* ſervant to M^r *Thomas Bowler* it is ordered that the ſerv^t bee free and that M^r. *Bowler* do allow him 50^{tie} Acres of Land

Abrahall

*Abrahall vs
Payne*

Whereas Coll Robert Abrahall had a writt ag^t y^e body of John Payne for his appearance The Sheriff of *Rappaha* County returned him *non est inventus*, Ordered That Attachm^t iffue out ag^t y^e goods and Chattells of y^e said Payne

*Price vs
Perkins*

Whereas Richard Price appealed from y^e Order of *Lancastr* County Co^t to this Court, about an Order paf^t again^t him there to pay . . . Perkins his Corn and Clothes; This Court doth order that that Order be confirmed, and that y^e f^d Price do pay the said Corn and Clothes wth Cofts of fuit *als* exec

*Coll Codd & y^e
Orphan of
Wilford*

Vpon y^e Peti^on of Coll S^r Leger Codd Concerning one Wilford an orphan of M^r Thomas Wilford, and an Ideot It is Ordered That Co^{ll} Codd fhall have tuition of the said Orphan Ideot, and poffeffion of his Eftate belonging to him vntill y^e next generall Court, when he is Ordered to bring the said Orphan Ideot before y^e Governo^r & Councell

*M^r Secr^y ag^t
the Admini^{tr} of
Coll. Edm:
Scarburgh about
ffairvacks debt.*

Upon M^r Secretaries peti^on as Attorney of M^r John ffairvacks Executo^r of M^r Daniel ffairvack de^{cd} It is Ordered that the fuperfedeads formerly allowed by this Court on behalf of Coll Edmond Scarburgh, bee taken off and that M^r Secretary be left to take y^e benefitt of y^e Law ag^t the Adminiftrato^rs of the said Coll Edmond Scarburgh

*Tankard &
Nevill--Land*

Vpon the Peti^on of John Tankard about 1300 Acres of Land in *Northampton* County which was formerly pattented by one James Nevill, In cafe it be p^{ro}ved that the said Land was deferted in Nevills life tyme, then Tankard to furvey and pattent it, Otherwise to remaine to y^e ufe of Nevills Orphan till he be of Age, and that the said Orphan or fome on his behalf appeare at y^e next gen^{ll} Court to fhew caufe to the contrary

*Dangerfeild ad^r
Murray*

It is Ordered that a Jury of the anntient Inhabitants bee chofen to lay out the 1200 Acres of Land in the peti^on men^oned, and M^r Robert Beverley appointed Surveyo^r by this Court, and the said Jury to return their verdi^{ct} the 3^d day of the next gen^{ll} Court how they find it

Prefcott Land

Vpon the Peti^on of John Prefcott about Waft Land in Lower *Norfolk* liberty is granted him to furvey and pattent y^e said Land being 150 Acres entr rights

The 23th of *March* 1671/2

[p^{re}sent]

GOVERNOUR S^r Henry Chicheley M^r Secretary Edwd Diggs Major Gen^{ll} Bennet
Coll Bacon Coll Swann Thomas Ballard Efq^{rs}

*M^r W^m White
ag^t Kearny &
shipp*

It is Ordered that M^r Barnaby Karney pay vnto M^r W^m White the one half of y^e Charges expended at y^e tyme of y^e condemna^on of y^e shipp *wild foule* among . . . and the adminiftrato^rs of Coll Edmond Scarburgh one fourth ~~of~~ and another fourth of the remainder . . . Britton or Bandiwell of ffarley, the whole expenfes amounting to 55^{li} 6^p.

Smyth . . .

It is ordered that ffancis Reeves do pay vnto W^m Smyth his corne and clothes and bring in his Indent^r the court having ordered Smyth his freedom & M^r Reeves to pay . . .

Livt

Livt Col. *Jordan*
ad^s *ffarrell*

Leif^t Colonell *Geo Jordan* fuing Mr *Hubert ffarrell* for P^t e of a debt due by . . . *Sampson* and it appearing by Mr *ffarrells* confeffion that hee hath foure thousand pounds of tobacco in his hands & belonging to y^e faid *Sampson*, *The Court ordered* that Mr *ffarrell* do fecure the faid Tobacco in his hands, untill it fhall bee knowne unto whom it fhall bee paid or difpofed of.

Mr *Secretary* ad^s
Mr *Tho.*
Woodward

Mr *Secretary* fuing Mr *Thomas Woodward* Sheriff of y^e *Isle of Wight* . . . of 2918^{lbs} of Tobb for fees due from feveral P^t ions in y^e faid county . . . Mr *Woodward* acknowledgeth Judgm^t to Mr *Secretary* for ye whole fomme p^v ided he may bee allowed to difcount for what hee can p^v e is paid of y^e faid Somme to Mr *Secretary* or his order.

Bigland &
Broune ad^s Maj^r
Goodwyn

In the difference between Major *Goodwin* & his two fervants *Henry Bigland* and . . . *Browne*, Mr *Cole* moving as attorney to Major *Goodwyn*, it appearing by the depoficon of five P^t ions that ye faid two fervants did beat their Overfeer. *It is ordered* that when they come to demand their Corne and Clothes (being now free) they fhallbee whipped before y^e next Juftice for abufing their Overfeer

Poole vs Minge

Ralph Poole petitioning the Court ag^t Mr *James Minge* for a debt of 3402^{li} of Tobo and Caske. Mr *Ming* hath confest Judgm^t to *Poole* for y^e fame

Poole vs Minge

Whereas one *Hetherfall* did formerly engage to make *Ralph Poole* a leafe for Land in *Charles Citty* County. *It is ordered* that the complaint againft Mr *Minge* be difmiffed, and that *Poole* be left to take y^e benefitt of an Execucon he hath againft the faid *Hetherfall* for 5000^{lbs} of Tobb and Caske.

Poole et alii vs
Minge

Upon Complaint of *Ralph Poole* and others ag^t Mr *James Minge* for exaction of wood from the faid *Poole* and others Complayn^t *This Court doth thinke fitt and fo order* that Cap^t *Jos: Bridger* Coll *Kendall* & Mr *Robert Beverly* do examine the fame and make report to this Court how they find it.

M^{rs}. *Katherine*
Jenings adminif-
tracon

Vpon reading y^e petⁿ of M^{rs} *Katherine Jenings* late wife and relie^t of Colonell *Peter Jenings* dec^d who dyed intefstate, *This Court doth order* that Adminiftracon of the eftate of her f^d late husband be granted unto her, Major gen^{ll} *Robert Smyth* being fecurity, and liberty is alfo granted to her or her order to take y^e horfes and mares w^{ch} do belong to y^e eftate out of whofe grounds foever they fhallbee found in & be brought to appraifem^t, and that the f^d M^{rs} *Jenings* fhall over and above her fhare bee allowed and paid out of y^e faid eftate 100^{li} *sterling* for her Paraphenalia, and alfo to enioy all her wearing Clothes & Ornaments belonging to her, The appraifors to bee Major *John Smith*, Cap^t *Phillip Ludwell* Mr *Mathew Kemp* & Mr *John Buckner*, who are defired to meet y^e 11th of *Aprill* next to appraife y^e faid eftate, and from the date hereof for one whole yeare, no execution be ferved vpon the Adminiftrators or any P^t e of y^e eftate belonging to her f^d late husband

The 25th *March* 1672

[p^f ent]

GOVERNO^r Sr *Hen: Chicheley* Mr *Secretary* *Edw: Digges* Major gen^{ll} *Smyth*. Lie^t
Coll *Beale* Lie^t Coll *Parke* Coll . . . *Tho Ballard* Jn^o *Pate* Efqr^s

Nath^t

Nath^l Bradford
Land.

Vpon petit of *Nathan^{ll} Bradford* about 400 Acres of Land joyning to the other Land at *Watchaprege*: also 1000 Acres in *Matchapungo Neck* in . . . being deferted is granted him if no other Person hath . . . granted from this Court. he entr: rights

Cap^t *Young* &
Cap^t *Lightfoot*

This Court doth desire Mr *Digges*. Mr *Secry*. Lieu^t Coll *Parke* *Thomas Ballard Esq^s* to examine y^e Acco^s between y^e f^d Cap^s *Young* & *Lightfoot* & to report how they find it

Lords Proprie-
to^s by their
Agent Mr
Kirton

Mr *Thomas Kirton* Agent for y^e Lords Proprietor^s in *England* presenting a paper of Instructions which he received from them out of *England*, *It was accordingly read and Ordered* that y^e said Instructions bee recorded, and the Court were pleased to declare, that they do in no waies obstruct but permit their legall proceedings alwaies reserving to themselves all benefits & advantages which they may hope for from his Ma^{tie} in answer to their humble Addreffes his Ma^{tie} But the Court doth thinke it very hard, that the Tennants who have been long feated and peaceably enjoyed their estates should pay that Rent which they have formerly paid to his Ma^{ties} Treasurer or Deputy according to his Ma^s Instructions, or that the said Tennants should be recharged to new survey their Lands after so long tyme of possession

. . . *Seward*

Ordered that Mr *John Seward* giving security to bring in his Evidence by the next yeare, to produce what testimony he can from *England* to cleare himself, *The Court doth order* that it be referred vntill then and in the meane tyme Mr *George Walkers* deposition to be taken in writing & also Mr *Laffells* depositions & to be recorded

Scarburgh vs
Scarburgh

Mr *Edmond Scarburgh* producing a pattent granted to him in y^e yeare 1649 for 2000 Acres of Land in *Northampton County*, out of which his father Co^{ll} *Edmond Scarburgh* in his life tyme did Pattent for his sonne *Littleton Scarburgh*. 1000 Acres, for which, *Charles Scarburgh* the elder brother of *Edmond* did sue him in *Northampton County Court* from w^{ch} *Edmond* appealed to this gen^{ll} Court. *It is Ordered* that the Land in *Edmonds* Pattent bee surveyed allowing him ten per Cent in y^e Survey, and if any over plus of Land be found within y^e bounds thereof, then, That to remayne to *Charles Scarburgh* as heire to his brother *Littleton*.

Afternoone

[present]

GOVERNOUR. Sr *Henry Chicheley* Mr *Secretary Edw. Digges* Major gen^{ll} *Smyth* *Henry Corbyn* Lie^t Coll *Parke* Coll *Bacon* Lie^t Coll *Beale* *Thomas Ballard* *John Pate Esq^s*

Dix Land

upon petition of *Ifaac Dix* 600 Acres of Land which was formerly granted to *Mary Lewis* lying in *Northampton County*, being since deferted, Leauer is given the said *Dix* to Pattent the same in case it be not formerly granted entring rights according to Law

Reeves adminif-
tracon

. . . it appearing that the widow of *ffrancis Reeves* dec^d . . . to adminster to y^e estate of her late husband who . . . Adminftrat^r to his Brother *Thomas Reeves* dec^d, therefore this Court doth graunt Admintracon to *George Reeves* brother of the f^d *Tho*: & *ffrancis* provided hee put in good security to indemnify the hono^{ble}

hono^{ble} *John Pate Esq^r & M^r Xopher Wormeley* who were security for *Francis Reeves*. The ^{1^d} *George Reeves* confeffeth Judgm^t to y^e said *John Pate Esq^r* for 12^{lb} 3^s for p^{te}sted bills of Exch according to Act:

- Moore Land* *Order is granted to Barthew Moores* to furvey and Patt 300 Acres of Land in *Northampton* County it being deserted, unless any former graunt p^{ce}de it, entring rights accord to law
- Wallis Land* *Order is graunted to William Wallis* to furvey and patt 600 Acres of Land in *Northampton* County formerly graunted to *James Jolley* and by him deserted in case it be not formerly granted to some other perfon. *Wallis* entring rights accord: to law
- Wimberly Land* *Order is graunted to John Wimberly* to pattent 300 Acres of Land in *Nanfom^d* County formerly granted to *Israell Johnson*, who did not feat it, unless some former grant be made thereof, entring rights according to law.
- Yardley Land* *Order is graunted to Argoll Yardley* to patt 500 Acres of Land p^{te} of 1000 Acres lying in *Northampton* County formerly graunted to M^r *John Michael* senio^r father to y^e said *Yardleys* wife & *Margaret* her sifter, whereof 500 Acres is supposed to be deserted, which in case it prove to bee & not former^{ly} granted, *Yardley* is to have it entring rights
- Harris vs Young* *Ordered that John Harris* fervant to M^r *Richard Young* be free having served the tyme men^{con}edin his Indenture, and that M^r *Young* pay him his Corne & Clothes and wages for y^e tyme he hath served since y^e expira^{con} of his ^{1^d} terme and M^r *Young* to pay Cofts.
- Hill vs Codd* *Job Hill* fervant to Colonell *Codd* is fet free, p^{ro}vided that when he comes to demand his Corne and Clothes, he be whipt and receive 39 l^{ashes}.
- Majo^r Jn^o Smyth about y^e Orphan of Coll Mathewes* *Ordered that Majo^r John Smyth* and Colonell *Pritchard* shall bee Guardians to y^e Orphan of Colonell *Mathewes*, they giving security to *Warwick* County Court to save them harmeles concerning the estate of y^e said Orphans and that y^e suit of M^r . . . is to bee answered by the ^{1^d} Guardians next gen^l Court
- Davis vs Pitts* Upon hering the difference between Majo^r *Davies* and Colonell *Pitts* Cap^t . . . Attorney for Colonell *Pitts* hath on his Clyents behalf appealed to y^e Asssembly which is accordingly granted.
- Laurence vs Lloyd . . .* Upon hearing of the Cause in difference between M^r *Richard Laurence* and M^r . . . *Lloyd* & his wife late y^e relic^t of Coll *ffantleroy*, after long debating thereof on either side M^r *Laurence* hath appealed from this Court to y^e next grand Asssembly which is granted him he entring into bond wth sufficient security for his p^{ro}secution thereof . . . next grand Asssembly
- Colonel *Nicholas Spencer* sworne one of the Councill of State in the Governors Chamber.

26th March 1672

[p^{re}sent]

GOVERNO^r Sr *Henry Chicheley* M^r Secretary. *Edw: Diggs* Majo^r gen^l *Smyth*. Coll *Bacon* Henr *Corbyn* lie^t Coll *Parke* Lie^t Coll *Beale* Tho. *Ballard* Jn^o *Pate* Coll *Spencer* Esq^{re}

Scarburgh

Scarburgh
Browne West
Land

Upon y^e Petitⁿ of *Charles & Edmond Scarburgh. Devereux Browne & Cap^t Jn^o West* order is granted them to patt 3000 Acres of land called *White Marsh* lying in *Northamp^t County* w^{ch} is supposed to bee deferted, as also all other Waft Land that shall be found mençoned wthin y^e bounds.

Scarborough vs
Revell

In the matter in difference between . . . *Scarburgh* and *Edward Revell* It is ordered that a Jury of y^e auncient and able neighbors bee empannelled . . . dispute between them in some Convenient tyme . . . examine Witneffes and to give their Judgment in writeing by the 2^d day of the next Gen^l Court, whether Colonell *Edmond Scarburgh* hath . . . faid Lands, and if he did, whether the fame was feated within tyme according to pattent.

Reeves p^o
Adminiftrat

Vpon a seconf hearing of y^e petiçon of *Geo: Reeves* brother to *Thomas & ffrancis Reeves* adminiftraçon of the Estates both of y^e faid *Thomas & ffrancis* in the hands & poffeffion of y^e faid *ffrancis* at his death is granted to y^e faid *George*, & he is to pay all the iuft debts of *ffrancis* fo far as the faid joynt eftate shall . . . to pay, and *it is hereby further ordered* that Lieu^t Coll *Cuthbert Potter* Cap^t *Xpofer Wormeley* & M^r *Robert Beverly* do appraife the faid eftate upon y^e 18th of *Aprill* next w^{ch} appraifm^t and Inventory thereof is to be returned to y^e next gen^l Court . . . M^r *Richard Robinfon* here in open Court became security both to save *Jn^o Pate* Elq^r & Cap^t *Xpofer Wormeley* harmelefs from the security they became bound in for *ffrancis Reeves* to this Court, as also the faid *George* his due adminiftraçon of y^e f^d joynt eftate

Moore vs
Duncomb

The Sheriff of *new Kent* returning the writt executes and *John Duncomb* not app^{ing} order is granted ag^t y^e Sheriff to make *George Moore* fatisfacçon unles he bring in *Duncomb* the next gen^l Court.

Murphy Supple
& Cutler Adm^{rs}
of Coll Scar-
burgh

Vpon y^e petiçon of *Owen Murphy Garret Supple & Elizab: Cutler* ag^t y^e Admini^{rs} of Coll *Edmond Scarburgh* dec^d it is ordered that the faid fervants bee free and that the f^d Adm^{rs} do pay them severally their corne & clothes, as also colts of fuit and fatisfacçon for overplus of fervice *als* exec.

. . . Page

It being p^{ved} in court that M^r *Mathew Page* is very ill, it is referred to the next County Court held for *James Citty*.

Shaw to be free

Thomas Shaa formerly condemned to dye for murther & reprieved by his Ma^{tie} it is ordered that the faid *Shaa* have his liberty as y^e Kings prifon^r paying his ffees.

Deane vs L^t
Coll Jordan

The building to be viewed by two able p^{sons}, And they to take notice what is finifhed and what is not, and to report their opinions, & Co^{ll} *Jordan* hath p^mifed to pay *Ralph Deane* whatsoever shall appeare to bee due unto him y^e f^d *Deane* for the worke he hath done which remains as yet unpaid for.

Ramfey vs
Longman

Vpon hearing of the difference betweene Cap^t *Edward Ramfey*, and M^r *Richard Longman* the faid M^r *Longman* is ordered to adioust his Accounts upon oath.

Afternoone

[p^{sent}]

THE Governour *S^t Henry Chicheley* M^r Secretary *Majo^r gen^l Bennet Edward Diggs* Majo^r gen^l *Smyth* Coll *Bacon Henry Corbyn* L^t Coll *Parke Tho Ballard John Pate* Coll *Spencer* Elq^{rs}

M^{rs}

M^{rs} Read

Upon y^e Petiçon of M^{rs} *Elizabeth Read* showing that *Jfrancis Reeves* in his life-tyme was owing to her late husband as collector for y^e *Virginia* Impost of 2^s 1^d p^r h^{dd} the somme of 18^{li} *sterling* and gave bills of Exchange for y^e same which were returned p^rtested Judgm^t for y^e same is confessed in court by *Geo: Reeves* the Administrat^r to his brothers estate unto M^{rs} *Read*

*Price vs
Ball*

vpon full hearing of the matter in difference it appeared that *Richard Price* hath very uncivilly demeaned himself toward the Comm^{rs} of *Middles: County* for which his contemptuous & turbulent carriage *this co^r doth order* that the s^d *Price* shall publicuely in *Midd County Court* aske forgiveness and pay 4000^{li} of Tobb and Caske toward building and mending the bridge over y^e great fwamp betwixt *Midd & Glouc^r County*, & to pay cofts of fuit and to aske forgiveness in *lanc^r county Co^r* of y^e Comm^{rs} there.

Pate vs Smyth

In the matter in difference between the hono^{ble} *John Pate* Esq and *Laurence Smythe* attorney for y^e orphants of M^r *Robert Talliford* about a p^rcell of Land of 300 Acres lying in *Gloucester County* *It is ordered by this Court* that M^r *Liggon* bee appointed Surveyo^r, and that a jury of the antient inhabitants & neighborhood be summoned by the Sheriff of the said county and sworne by M^r *Richard Lee* to joyne wth y^e s^d M^r *Liggon* to layout the bounds according to y^e firft pattent by the marked Trees and naturall bounds and to give in their report concerning the Same and how they find it.

Place vs Stith

Whereas this Court hath had y^e hearing of y^e caufe in difference betweene M^r *Roland Place* and M^r *Jn^o Stith* severall tymes, and did in *November* last referr y^e Survey of y^e Land in dispute to M^r *John Lewis*, who wth M^r *Bland* was to lay it out, and a Jury of y^e Comiffion^{rs} & neighbourhood should joyne wth them to give in their verdict after y^e 13th of *March* instant, whither M^r *Stith* was a Trespaffer vpon M^r *Place* his Land. In returne whereunto they reported that they said M^r *Stith* to bee a trespaffer vpon y^e land of y^e said M^r *Place*. *The court after long hearing of y^e s^d difference (the report being read and attested) hath ordered* that y^e s^d M^r *Stith* being found Trespaffer as aforesaid, shall pay the whole cofts of this so long fuit, from y^e firft hearing of the difference about y^e said Land and M^r *Place* to bring an acco^t in, of his charges next gen^l Court for y^e Court to confider of, and that then Judgm^t bee granted vpon the verdict to have such damages p^d him as this Court shall then determine.

Waad vs Potter

M^r *Edward Waad* is to have Judgment for his debt of 40^{li} *Sterling* or 8000^{li} of Tobb & Caske p^rvided Lieu^t Coll. *Potter* shall bee allowed thereone what he can lawfully difcount or M^r *Waad* acknowledg.

*Poole & others
vs Minge*

The comiffion^{rs} of *Charles Citty County* to examine the p^rticular dues which . . . belong to M^r *James Minge* or are allowed him by their Court as their clark and M^r *Bland* is desired to bee assisting therein & to give in their report y^e next gen^l Court

Dale vs Price

Whereas it appeared in Court that *Richard Price* did offer publique affront to M^r *Edward Dale* in y^e Church in *Lanc^r County*, *Ordered* that he aske M^r *Dale* forgiveness in that Co^r or pay 2000^{li} To^{bb} & caske & cofts of fuit.

*Perrott vs
Bowfer*

Ordered that *Henry Bowfer* fervant to M^r *Perrott* do serve his said mast^r one yeare for absfenting himself by running away, over and above the terme of his Indenture.

Bowfer

Bowfer ꝑ
murder

The said *Henry Bowfer* being indicted for y^e murther of . . .
was by the petty Jury returned not guilty and was quitted by
ꝑclamaçon.

27th *March* 1672

[ꝑsent]

GOVERNOUR Sr *Henry Chicheley* Mr *Secretary* Major gen^{ll} *Bennet Edward Diggs*
Major gen^{ll} *Smyth* Coll. *Bacon* Coll *Swann* *Henry Corbyn* Lie^t Coll *Beale* Lie^t
Coll *Parke Tho. Ballard* Jn^o *Pate* Coll *Spencer* Esq^{rs}

Cheefman vs
Throckmorton

The matter in difference between *Edmond & Thomas Chiefman*
heires to Lie^t Colonell *John Chiefman* deçd concerning certaine
Lands in *Glouc^r* County in y^e hands of Jn^o *Ward John Throckmorton*
& *Thomas Kemp*. being heard, *it is ordered by the Governor & Councell*
of State, That the cafe be stated according to Law, and that it be
referred to the Judgm^t of the Lord cheif Justice *Vaughan* or in cafe
he bee dead to the L^d Cheif Justice *Turner* in the mean tyme the
rents to remayne in the Tenn^{ts} hands vntill y^e difpute be decided by
the Law in *England*, And also y^e matter in difference between y^e f^d
Edmond & Thomas Chiefman and *Symon Stubblefeild* being of y^e
like nature is also referred to y^e Judgm^t in *England* as aforefaid

Holliday vs
Harlow

Vpon y^e petiçon of Mr *Anthony Holliday* on behalf of y^e Orphans
of Mr *Brower*, *It is ordered* that the order granted laft gen^{ll} Court to
Mr *John Harlow* to furvey some Land belonging to y^e said Orphan,
be reverfed.

Sr *Henry*
Chicheley ads
Robinson

In the difference about y^e bounds of Land . . . y^e . . .
Chicheley & . . . Robinson *It is ordered* that . . . of the
Land . . . neighbourhood be empannelled in . . . the ꝑties
. . . , which Jury with a Surveyor shall . . . ꝑuse all pat-
tents & evidences for y^e better . . . the . . . shall make true
report of y^e ftate of the said Difference the 3 day of y^e . . .

Wallop Certifi-
cate for 40
ꝑmons

Certificate is granted *John Wallop* to enter 40 rights
for 2000 Acres of Land . . . Jn^o *fferras, Rich^d Cooke Charles*
Agard, James . . . James Castle Alice Oakland
Jane Taylor James Afhton, Sarah Shilling Joan . . . May
Michael Lackland, Jn^o Butter Edmond Baskey, John Harris Tho
Rogers . . . Tanner W^m Painter, Tho: Tunnell Rich^d Holland
Jn^o Lamplagh Rich^d . . . Atkins Thomas Dinton Edward Stanly
Henry Feery James ffeig

Wallop for 19
ꝑmons

Certificate is granted *John Wallop* to enter 19 rights vz^t *John*
Wallop . . . Wallop W^m Wallop Joane Roffer Cornelius Roffe
Maria a negro Jerman Jones . . . a negro Elizab. Playfoot.
Eliz Minor, W^m Watts, Tho: Eldridge, Jn^o Tomkins Henry Webfter
W^m Elder, Jn^o Jacob . . . Edmond Patrick George Hanon

About furveying
Mr *Place* his
Land

Vpon y^e furveying Mr *Place* his Land by Order of this court,
The cor^t doth order that Mr *Place* pay vnto Mr *John Lewis* Surveyor
3205^{li} of Tobacco & Caske or fourteen pounds *Sterling* and that
Mr *Liggon* fhall also have either 2125^{li} of To^{bb} and Caske or accord-
ing to ꝑportion money *sterling*

Adminiftrato^{rs}
of Coll
Scarburgh

Ordered that no Execuçon be granted ag^t y^e Adminif^{rs} of Co^{ll}
Edmond Scarburgh exceeding five pounds or for ferv^{ts} corne &
clothes vntill Mr *Secretary* as Attorney for Mr *John ffairvacks* be
fully paid the debt due from Co^{ll} *Scarburgh* in his life tyme to
Mr *ffairvacks*

Weft

West vs Marfh

Vpon reading y^e peti^t of Major *John West* Executo^r of Major *Joseph Crofhaw* deēd complayning ag^t M^r *Clem^t Marfh* who married *Mary* the relict of y^e faid *Crofhaw* as touching y^e Orphans Eftate, *It is Ordered* that the faid M^r *Marfh* & *Mary* mother of y^e faid Orphan, do give fecurity unto Major *West* y^e Executo^r to pay two thirds of the debts of y^e faid Major *Crofhaw*, that the Eftate bequeathed by Major *Crofhaw* to his fonne *Joseph* fhall not bee imbezilled, but that they fhall make the eftate . . . y^e f^d Orphan, or returne his eftate into the hands of y^e faid Executo^r, that he may . . . for the Orphan's further p^ovision, *And it is likewise ordered*, that no p^ort of the faid Orphans eftate fhall be difpofed of by M^r *Marfh* or his wife to any other ufe whatfoever and that M^r *Marfh* pay cofts of fuit *als* Exec, and that the deed made by M^r *Marfh* & his wife to M^r *Robert Spring* merch^t do in no wife p^ouidice the eftate of the faid Orphan.

31 July 1672

Execucon iffued

Afternoone

[p^osent]

GOVERNO^r S^r *Hen: Chicheley* M^r *Secretary Edw: Digges* Major gen^l *Bennett* Major gen^l *Smyth* Coll. *Bacon* Coll. *Swann* *Henry Corbyn* Lieu^t Coll. *Beale* Lieu^t Coll *Parke Tho. Ballard* Jⁿo *Pate* Coll *Spencer* Efq^s

*Bushrod vs
Dixon*

Vpon hearing the difference in a peti^o menconed betweene *Thomas Bushrod* and *Richard Dixon* about Land lying in *Warwick* County now in poffeffion of y^e f^d *Dixon*. *It is ordered* that two Surveyo^rs be chofen and a Jury of neighbours to be empannelled and Sworn by Cap^t *Carey*, and that the Land be Surveyed according to priority of pattents and bounds of y^e f^d Land and report thereof bee made the 4^d day of the next gen^l Court. The Surveyo^rs appointed are Cap^t *Underhill* and M^r *Milner* and further *Ordered* that M^r *Dixon* do put in his anfwer the 3^d day of y^e next gen^l Co^rt upon oath

Pate vs Warwell

Execuc granted
y^e 24th Sept^m^b
1672

Whereas *Thomas Warwell* . . . having made *Raph Deane* his Attorney to appeare for him before y^e Governo^r & Councell, is indebted unto the hono^{ble} Jⁿo *Pate* Efq^r 3000^{li} of sweet fented To^{bb} and Caske, the faid *Deane* Attorney as aforefaid doth on behalf of y^e faid *Warwell* confels Judgm^t for paym^t thereof to y^e faid M^r *Pate* in *Glouc^r* County *als* Execut

*Potter vs
Goodrich*

Vpon hearing of the difference between Lie^t Co^l *Potter* and *Thomas Goodrich*. *The Co^rt do unanimously consent and fo declare*, that the Comm^rs of *Rappahā* County Co^rt be thearby acquitted for any matter done by their Order therein, *and do Order* that M^r *Payne* late Clark of that County Co^rt and *ffreshwater* y^e vnder Sheriff be brought before y^e Governo^r and Councell the firft daie of ye next gen^l Court, and that Coll *Potter* pay *Goodrich* cofts in in regard there was no caufe of action.

Spencer vs Cafe

Whereas Cap^t *Robert Spencer* made complaint ag^t *Richard Cafe* of *Surry* County for private & underhand dealing wth his fervants contrary to Aēt of Affembly all which was p^oved in Court by depofitions under y^e hands of feveral p^offons fworne *This Court doth Order* that the f^d *Cafe* do make full Satisfaction for his faid Offence according to the CVth Aēt of Affembly, and that this order be . . . y^e Court entry for a Prefident to deterr others from doing the like and incurring the penalty of y^e faid Aēt. the f^d *Cafe* to pay Cofts of fuit and Damages *als* execu^t

28th of *March* 1672

[present]

GOVERNOUR M^r *Secretary Edw. Digges* Major gen^{ll} *Bennet Coll Swann Coll Bacon*
Henry Corbyn Coll *Spencer Esq^{rs}*

- Co^{ll} *Bacon vs*
Co^{ll}: *Swann* The matter in difference between Colon^{ll} *Natha^{ll} Bacon & Co^{ll} Swann* one of the Executo^{rs} of Cap^t *Jn^o Grove* deēd relating to an order of y^e 21th of *November* laft is referred to the hono^{ble} *Edw: Digges* Major gen^{ll} *Smyth Henry Corbyn Thomas Ballard Esq^{rs}* who are desired to end the said Difference and if either Coll *Bacon* or Coll *Swann* fhall deny to forme their award, the . . . the other 10000^{ll} of *Tobb & Caske* by their owne Consents declared in Court
- M^r *Diggs* Ordered That the hono^{ble}: *Edward Diggs Esq^r* Receiver for his Mat^{ies} rents be empowered and Authorized by this hono^{ble} Court to Summon the Severall sheriffs before him, and that they give in their Accompts unto him of y^e said Rent
- Hayes vs Oliver* Whereas the Sheriff of *New Kent* was ordered the 21th of *Novembr* laft by this Court to bring in *John Oliver* upon whom he ferved a writt and who . . . to have brought him in, Judgment is granted ag^t y^e f^d sheriff for said . . .
- Scarburgh Land* Order is granted to *Charles Scarburgh* to pattent all such Waft Land . . . found adjoining to the head of his Land at *Pungoteag* between the . . . *Marfh* and the Lands thereunto adjacent entring rights.
- Beale vs Clarke* M^r *Henry Clarke* not appearing according to writt Judgment is granted againft y^e Sheriff of *York County* in case he do not bring in M^r *Clarke* by y^e 3^d day of the next Court to answer y^e fuit *Thomas Waidson* was this day sworne *Clarke* of the Counfell according to y^e Oath given M^r *Awborne* & recorded fomewhat above two yeares Since
- M^{rs} *Howell*
widow Vpon petiçon of M^{rs} *Elizabeth Howell* widow of M^r *Jonathan Howell* deēd desiring to have her apparrell & furniture of her Huf . . . bee granted to her This Court doth order that the goods mençoned . . . to y^e Petiçon bee granted free vnto her.
- Montford vs*
Swann Upon reading y^e petiçon W^m *Montfort* Attorney of M^{rs} *Anne Montfort* widow ag^t Co^{ll} *Thomas Swann* & Cap^t *Edward Ramsey* exec^{rs} of Cap^t *John Grove* for 130^{li} 6^s 11^d sterling & 5460^{li} *Tobb & Caske*. The Court doth thinke fitt and so ordered, that Judgm^t be granted ag^t y^e said Executo^{rs} for y^e said debt of one hundred Thirty pounds six Shillings and eleaven pence Sterling, to be p^d M^{rs} *Montfort* or her adm^r & Cofts of fuit, and that for the *Tobb* in difpute it be respited to some other tyme
- Bow vs Deacon* Whereas upon an Appeale from *Glouc^r County Co^{rt}*, the matter in difference between *Jeoffry Bow* & *Thomas Deacon*, about words between their wives, & that *Glouc^r Court* had awarded *Bow* to pay 1000^{li} of *Tobb* to y^e f^d *Deacon*. This Court doth thinke fitt & order that y^e Order of *Glouc^r Co^{rt}* be made void and that *Bow* pay the Cofts of y^e fuit in this Court, and *Deacon* the fuit in *Glouc^r Court* and so y^e difference to end.
- Chavis vs Austin* Vpon y^e petiçon of *Elizabeth Chavis* ag^t *Thomas Barber* concerning her ionne *Gibson Gibson* it appearing that the said *Barber* is gone for *England*, and left M^r *Samuell Austin* his Attorney.

This

This Court doth order that Mr *Auftin* fhall produce the faid *Gibfon* the third day of y^e next gen^l Court held in *James Citty* and then all *¶*ties to bee heard, and the matter in difference touching y^e fame to bee then determined.

*Waters vs
Willett*

In the difference depending between Major *W^m Waters* Atto^r of Mr *Jn^o Martin* & Mr *John Willett* concerning divers goods and Tobbacco left by *John Martin* in the hands of *Thomas Teagle* (and alfo for 87^l 3^s 5^d) which were afterwards fent into the Country and belonged to y^e f^d *Thomas Martin*: all which goods & Tobb were delivered to Mr *John Willet*, who procured letters of Afminiftraçon of y^e faid *Jn^o Martins* eftate. For as much as it appeared that y^e faid *John Martin* had before his going out of this Country made a deed of guift of y^e goods and Tobbacco left by him in Mr *Teagles* hands, and thereby given the fame to M^{rs} *Elizabeth Douglafs* whom he was to marry (and who was afterwards married to Mr *Willet*) *This Court doth order* that the faid Mr *Willet* fhall according to the faid deed enjoy the fame. But the f^d Mr *Willet* is hereby alfo ordered to deliver up to the faid Major *Waters* Attorney aforef^d. The f^d Goods which were fent in after *John Martins* going out of y^e Country, or the p^duce of them, deducting what he hath already paid out of y^e fame.

Aftenoone

M^{rs} Anne Tyler

UPON reading the petiçon of M^{rs} *Anne Tyler* relating to a writing recorded w^{ch} was intended for a will and fworne to in court. Adminiftraçon is granted unto her with y^e will annexed She giving security by bond to *York County Court* for the true *¶*formance of the faid will, w^{ch} Court is to returne that security to y^e next gen^l Court

Wilson & Land

Whereas 300 Acres of Land lying in lower *Norffolk* at y^e head of y^e fouthern branch of *Elizabeth River*, was formerly pattented by one *Rich^d Jones* & by him affigned to y^e f^d *Wilson*, the faid *Wilson* not finding the land to be feated on petiçoned this Co^t for it, w^{ch} is granted him in his owne name entring rights

Price vs ffox

Whereas there hath been a difference long depending in *Lanc^r County Court* between *David ffox* & *Rich^d Price*, and by that Co^t it was ordered that 4 h^{dds} of To^{bb} tendered by y^e f^d *ffox* unto y^e f^d *Price* being Viewed was found merchantable & good, fhould be accepted by the faid *Price* from w^{ch} Order the faid *Price* appealed to this Court: who having heard y^e matter fully debated, do Order that y^e faid Order of *Lancaf^r* Court be confirmed and that *Price* pay cofts of fuit *als* execuc

Cooke vs Haunts

Ordered that Mr *Will^m Cooke* minift^r do pay all Cofts of fuit both at this and *new Kent* Court, and that he pay vnto *Michael Haunts* 2000^l of To^{bb} & Caske for damages besides cofts of fuit.

Drummond vs

The attachment that Mr *Drummond* tooke forth in *Virginia* ag^t Mr *Jn^o Currer* Eftate there, (p^{ceding} any other Order or Decree in *England*) fhall take place, And his debt as farr as hee can prove fhallbee firft made good out of y^e f^d *Currers* eftate here in *Virginia*

*Duke about y^e
house &
Orchard in
Martin Brandon*

Vpon y^e Petiçon of *W^m Duke*, it is Ordered that he have power to take care of y^e Fruit belonging to the merch^{ts} in y^e old houfe in *Martin Brandon*, and that he give an Accom^p . . . to y^e f^d Merch^{ts} or their Attorney of y^e p^{fits} of y^e Fruit

29th March 1672: Friday forenoone

[present]

THE GOVERNO^r Sr Henry Chicheley M^r Secretary Edward Digges Major gen^l Smyth
Co^{ll} Bacon Coll. Swann Lieu^t Coll Beale Lieu^t Coll Parke Henry Corbyn Tho
Ballard Jn^o Pate Coll Spencer Esq^{rs}

Churchwardens
of Mulberry
Island

Vpon reading the peti^on of y^e Churchwardens of Mulberry
Island concerning one Richard Adams late seruant to Robert
Hobart, Ordered that y^e said ¶ish do mantayne y^e said Adams
vntill the Asssembly, and then they to bee paid their . . .

Plover vs Reeves

The buisines in difference between Cap^t John Plover Attorney
of Junnifer [?] Plover the Assignee of Abraham Sharp brother and
heire of Robert Sharp de^{cd} and adminest^r to the f^d Roberts
Estate, and Henry Reeves, Ordered that no further p^{ro}ceedings be
therein vntill y^e next gen^l Court.

Vaulx vs Carter

Ordered that y^e cause in difference between James Vaulx Attor-
ney of Robert . . . about y^e ballance of an Acco^{nt} of 84^{li} 9^s. 6^d.
bee dismissed and that Vaulx shall pay Cofts of suit to Cap^t John
Carter als exec.

Thomas Liggon
Land

Liberty is granted to M^r Tho. Liggon to survey and Pattent
450 Acres of Land lying in Charles Citty County ent^r rights.

Price abated of
¶ of his fine.

Whereas by order of y^e 26th instant it was Ordered that Richard
Price should pay 4000^{li} of To^{bb} & Caske as a fine. upon his
humble peti^on and confessing his fault praying some remission
of y^e said fine, The Court is pleased to order that 3000^{li} of To^{bb}
shalbee remitted him, he asking publike forgiveness as in the first
order men^oned

M^r Ballard in
behalf of Middle-
ton ¶ish.

Whereas by Order in June 1670 it was granted that y^e first Land
which should Escheat to his Ma^{tie} within y^e f^d ¶ish should be
granted a Glebe Since which Order Cap^t Giles Brent died posselt
of a certaine ¶cell of Land formerly belonging to Doct^r Jeremy
Harrison de^{cd}. This Court doth graunt the said Land to the use
of the said ¶ish, and that an Office be found, and Middletowne
¶ish to have it, if no other land escheated before the said Order in
June 1670

Waad vs Potter

Judgment is graunted to Edward Waad ag^t Lieu^t Coll Potter
for 8000^{li} of To^{bb} to bee paid next Court and Cofts of suit als exec

*Whitty vs
Aldridge*

Whereas Attachm^t was formerly graunted by this Court ag^t
the estate of Bennet Aldridge for a debt of 4600^{li} of To^{bb} & Caske
due ¶ bill unto Cap^t John Whitty, Judgm^t is now graunted vpon
y^e f^d Attachm^t made by the Sheriff of the Isle of Wight County.

*Drummond vs
Hyre*

Whereas James Hyre Attorney to W^m Cocker who married the
relict and Administratrix of Cap^t John Whitty, by an award of
Colon^l Nathaniel Bacon & Henry Corbyn Esq^{rs}, was to pay M^r
William Drummond, 29^{li} 14^s 10^d. according to an Order of reference
from this hono^{ble} Court in September last. The said Hyre being
summoned to this Court and not appearing, order is granted ag^t
y^e Sheriff of Nanfemond for y^e f^d Debt unless hee bring in Hyre
the next gen^l Court.

Haley vs Wright

Vpon reading the peti^on of James Haley Attorny to severall
¶sons in England concerning Daniel fflowers estate, It is Ordered
that no more of fflowers estate in this Countrey be disposed of
by any meanes, But that M^r John Wright merch^t Attorney to the
Exec^r of y^e f^d fflower de^{cd} do keep the rest of the estate in his hands
to answer the debts of fflower heere untill y^e next gen^l Court

Price

Price ads
Bailey

There appearing no cause of Action *Price* is non suited & Ordered to pay Cofts of fuit in this Co^{rt} upon reading the petiçon of Appeale to this Court by the said *Price* from y^e Order of *Lanc^r* Co^{rt}. *It is ordered* that the difference betweene him and y^e said *Joseph Bailey* concerning paym^t of 83¹¹¹ To^{bb} & Caske by *Price* to *Bailey* be referred to *Lanc^r* County Court to determine thereof.

This Court Adjourned unto the 20th day of *October* next 1672.

At a Generall Court held in *James Citty* before the right honorable Sr *W^m Berkeley* Governour the 16th of *May* 1672.

[present]

THE GOVERNO^r *Coll Bacon Coll. Corbyn Thomas Ballard Esq^{rs}:*

M^r *Secretary vs*
Bland Orph:
Drew

Whereas *Theodorick Bland Esq^r* deceased during his life tyme was entrusted wth the estate of M^{rs} *Dorothy Drew* daughter and Orphan of *Colonell Drew*, deceased and is now married. The hon^{ble} *Thomas Ludwell Esq^r* Secry one of the Executo^{rs} of *Coll Drew* moved this Court in behalf of y^e Estate of the said Orphan. Whereupon It is Ordered that no part of the Estate of the said M^r *Bland* shalbee pay^d out or disposed of in any wise untill the estate of the said late Orphan bee fully pay^d, unless it bee such sommes as shall appeare due to y^e publique from y^e said M^r *Bland* as Collecto^r

Radford on
behalf of y^e
Orph: of *Garrett*

Vpon the peti^{con} of *Francis Radford* ag^t *John Yarrow* guardian of the Orphans of *John Garrett* de^{ced} It is Ordered that the said *Francis Radford* bee empowered to empannell or cause to be empannelled a Jury of y^e Neighbourhood in *Henrico* County where the Land lyeth and to survey the Land according to the bounds of y^e Pattent (by which the said Orphans are to hold y^e same) within some convenient tyme, and that he bring in the same to the next gen^l Court, whereby the said Orphans may enioy what of right belongs unto them and he to have what of right is due vnto him.

Coll Swann &
Cap^t Ramfey
exec^{rs} of *Groves*
& Orphan of
Domingo

Vpon y^e peti^{con} of Co^{ll} *Tho. Swann* & Cap^t *Edw^d Ramfey* Exec^{rs} of Cap^t *Jn^o Grove* deceased concerning a Parcel of Land let by lease from y^e said *Grove* to one *George Domingo* de^{ced}, and by him left as a Chattell to *Sarah*, y^e daughter and Orphan of y^e f^d *Domingo*, w^{ch} f^d Parcel of land wth other Land of y^e said *Groves* was sold for payment of his y^e *Groves* debts: This Court doth referre the matter to y^e Orphans Court in y^e County of *Surry* recommending unto their care the said Orphan, whereby her Interest as to the estate by the said sale may bee secured, not withstand y^e said sale, yet so as the said sale may remayne cleared from any Incumbrance, and the said *Coll Swann* and Cap^t *Ranfey* enabled to make good their sale thereof

Eodem die post meridiem

[present]

THE GOVERNO^r *Tho Ludwell Esq^r Secry. Edward Diggs Lieu^t Coll Parke Esq^t.*

Francis Kirk-
man 800 Acres
of Land

Upon the peti^{con} of Cap^t *Francis Kirkman* for 800 Acres of land lying in y^e ffreshes on y^e Southside of *Rappahannock* river, formerly granted to *Thomas Ballard Esq^r* and by him not seated according to Pattent dated y^e 6th of *Novemb^r* 1666. It is Ordered that y^e above men^{con}ed Land being not seated according to an Order of y^e Generall Court of y^e 25th of *March* 1665, That M^r *Francis Kirkman* have a graunt thereof according to y^e bounds men^{con}ed in y^e former Pattent granted to M^r *Tho. Ballard* ent^r rights

At a General Court held at *James Citty* the 24th of *September*
1672

[present]

THE RIGHT HON^{BLE}: S^R W^M BERKELY Govern^r S^r Hen: Chesley Tho: Ludwell,
Sec Co^{ll} Swann L^t Co^{ll} Beale Tho: Ballard Jn^o Pate Esq^{rs}.

Mohun for Land Vpon the Petiçon of Jn^o *Mohun* sheweth that haveing purchafed 400 Acres of Land in *New Kent* of M^r *Rich: Whittaker* which formerly he bought of M^r *Geo: Chapman*, the Court doth order that M^r *Mohun* fhall have to refurvey the faid Tract of Land, and to enjoy what overplus fhall appeare to be due Vnto him thereby.

Mohun p^r Land Whereas it Appareth to this Court by the Petiçon of M^r *Warwick Mohun* that M^r Jno. *Mohun* hath deferted 334 Acres of Land in *New Kent* which was by him purchafed of M^r *Tho: Sanders*. This Court doth grant the 334 Acres of Land vnto the faid M^r *Warwick Mohun* he entring Survey and Rights According to a^{ct}

Hurst for Land Order^d that the waft Land adjoining to the Plantaçon of W^m *Hurst* be Surveyed and that he have a Grant thereof he entring Rights According to A^{ct}.

Napier for Land Upon Petiçon of M^{rs} *Eliz: Napier* sheweth that 800 Acres of Land formerly Granted to Major Gen^{ll} *Hammond* and not by him Seated as she declareth. This Court doth Grant the same Land Lying one the S: weft Side of *Yorke River* nere *black Creeke* vnto the Said M^{rs} *Napier*. She entring for the Same According to A^{ct}.

Hayard vs Newell The matter in Difference Betweene M^r Jn^o *Hayward* and *Eliz Newell* Adm^{rs} of *Johathan Newell* dec^d is at the request of L^t Co^{ll} *Beale* referred to the hearing of the next Court.

Bristoll vs Murray Order^d that if *Murray* doe not Appeare at next Court in *Aprill* to Anfwer the complaint of Cap^t *Bristoll* that then the order of *Gloufte* Court be Confirmed.

The 26th *September* 1672

[present]

THE GOVERN: S^r *Henry Chesly Tho Ludwell* Sec Major Gen^{ll} *Wood* Co^{ll} *Bacon*
Co^{ll} *Swann* Co^{ll} *Beale* Tho: *Ballard* Jn^o *Pate* Esq^{rs}

Codd Watts Wilford Whereas by order of Court the 22th of *March* laft Co^{ll} *Codd* was to have the tuition of *Tho: Wilford* an orphan & his eftate being the p^rtended to be An Idiot, vntill this Court, This Court doth now Consent and order that the faid Orphan be returned vnto M^r Jn^o *Watts* his former Guardian together with the eftate and Co^{ll} *Codds* Claime to the faid orphan to be void.

Boage vs Whittaker Vpon Petiçon of W^m *Boage* Attorney on the Behalf of D^r: *Burgany* and *Jane* his wife Concerning An eftate defended to *Janes* Sifter to Cap^t: *Rob^t Pyland*, This Court doth order that M^r *Rich Whittaker* (whole Late wife enjoyed during his life and he in Right of hir p^rt of the eftate of the faid Cap^t *Rob^t Pyland* do vpon oth bring in at next Gen^{ll} Court A Perfect Acco^t: of what he was poffeft of in Right of his faid wife, and alfoe what and how
much

much thereof he hath Disburfed in payment of Juft Debts left owning at the Time of his marriage and that Two third ~~parts~~ of the one half of that eftate what fhall Appeare Remaining in his hands be by him paid to y^e faid *Boage* & alfo y^e f^d M^r *Whittaker* fhall at y^e end of y^e next Crop or on y^e 10th of *October* next returne into y^e hands and poffeffion of y^e f^d *Boage* in L^d: as yett he holdeth in Right of his wife.

present

THE GOVERNO^r S^r *Hen: Chesly Tho: Ludwell* Sec Major Gen^l *Wood* Co^{ll} *Bacon* Co^{ll} *Beale* Jn^o *Peate* Esq^{rs}

Hayard vs
Newell

Whereas by order of this Court dated the 22th of *march* laft Judgm^t: was Granted vnto M^r *Jn^o: Hayward* againft M^r *David Newell* for ad Debt of Seven Thoufand four Hundred Eight Six pound of tobb and Caske *this Court doth now order* that execucon iffue out Ag^t: the body of the faid *David Newell* for payment of the faid debt of Seven thoufand four Hundred Eighty Six pound of tobb and Caske wth Cofts Sute.

The 27th September 1672

present

THE GOVERNO^r S^r *Hen: Chesly Tho: Ludwell* Major Gen^l *Wood* Co^{ll} *Swann* Co^{ll} *Beale Tho: Ballard* Jn^o *Pate* Esq^{rs}

Watkins for
Land

Order^d that M^r *Phillip Watkins* doe Survey and Pattennt 1000 Acres of Land 500 formerly taken up by M^r *Morris* and the other five hundred taken up by M^r *Lewis* but not . . . the faid *Watkins* entring Rights Acording to Act.

Nickolas vs
Doglafs

Whereas by Severall orders of *Lower Norfolk County Court* it Appeareth that the Land Sold by M^r *Andrew Nickalls* and *Rich: Afton* and by him affigned to *Daniell Douglafs* hath bin often Surveyed and the poffeffion thereof confirmed and Continued vnto the faid *Duglafs* and that W^m *Nickalls* Sonne of the faid *Andrew* hath without any Juft Cause Summond the faid *Douglafs* vnto this Court. *It is now ordered* that the *Douglafs* doe hold and poffefs the Said Land without any futher Trouble or Moleftacon and that *Nickalls* pay vnto the faid *Douglafs* Cofts of Sute being nonfuited

Woodard vs
Ayers

The Difference Betweene M^r *Tho: Woodard* & *ffrancis Ayres* is by Conftent of ~~parties~~ referred to the 3^d Day of the next Gen^l Court

Clare vs Roffe

The Difference Betweene *Ambrofe Clare* and *Morris Roff* is referd to the . . . day of the next Gen^l Court

Jones vs
Hawkins

The Difference Betweene M^r *Geo: Jones* and Cap^t *Tho: Hawkins* is referred to the heareing and determincon of S^r *Hen Chesley* and *Hen Colbyn* Esq who are desired by the Govern^r and Councill to end the fute or Report their opinions to this Court

Harris vs
Woodard

Order^d that Attachment be againft the eftate of *George Woodard* in *James Citty County* for paym^t of fifteen thoufand pound of tobb and Caske to *Alice Harris* the Relict of *Tho: Harris* in Regard the Said *woodard* is Returned by the Sheriffe *non est Inventus* . . . 4th *October* 1672 Major *Hone* being Security for *woodards* appearance next Court the Attachm^t to be Respited vntill then.

The

The 28th of *September* 1672

[present]

THE GOVERNOR: *Edward Diggs* Major Gen^l *Wood* Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale*
Tho: *Ballard* Esq^{rs}

Hampton vs
Heard

Upon Petiçon and Complaint of M^r *Tho: Hampton* Against *Ann Heard* about Some Hoggs. *This Court doth order* that M^{rs} *Heard* doe pay vnto the said *Hampton* the Some of two thousand pounds of tobb and Caske in lieu of the said Hoggs detained and alsoe Cofts of Sute

Mulder Woodick

Upon the Petiçon of *Joseph Mulder* and *Henry Woodick* strangers who have Served there times in this Country to be naturalized, It is by the Govern^r Councell Referred to the Asssembly

Greene vs Bland.

Whereas there hath been divers hearings in this Court and Severall orders made in the Difference Betweene M^r *Roger Greene* p^l *Theodrick Bland* Esq^r Deceased defd^t *this Court doth now order* by Consent of Both Parties that L^t Co^{ll} *Geo: Jordane* and Cap^t *Otho Southcott* have power to Examine the Severall matters of M^r *Greenes* Particular Acc^{ts} as alsoe the Acc^{ts} concerning the of *Jn^o Holmewood* Deceased Between him the Said M^r *Greene* & M^{rs} *Ann Bland* Relict and Executrix of the Said *Theo: Bland* Esq^r and to End and Determine all the said matters in Difference or else to report to The Next Court how they find it.

The 30th *September* 1672

[present]

THE GOVERNOR S^r *Hen Chesley* Tho: *Ludwell* Sec^r Major Gen^l *Wood* Co^{ll} *Swann*
Co^{ll}: *Beale* L^t Co^{ll} *Parke* Tho: *Ballard* Jn^o *Pate* Esq^{rs}

West for Land

Order^d that Cap^t *Jn^o West* doe pattent 500 Acres of Land Lying on the North Side of *Pungoteak* Creeke as by the Pattent the 20th of *October* 1661 to *Scarborough*. Appeareth being Loft for want of Stateing in ¹

Scarborough &
West for Land

Order^d that the Land mençoned in a Pattent granted to Co^{ll} *Edmond Scarborough* dated the 9th of *Oct^{br}* being -3000 - Acres in *Accomack* be Surveyed, and that whatsoever overplus shall be found wthout the Land may be added to the former Pattent & granted to *Charles Scarborough* & Cap^t *Jn^o West* they entring right according to Act

West for Land

Vpon a Petiçon by this order^d to be Recorded Cap^t *Jn^o West* it is according to the prayers in the said Petiçon mençoned he hath the said Land he holds by Pattent dated 23th of *March* 1671/2 confirmed vnto him by vertue of the former Right entred thereof

Minister &
Churchw: of
North^h County
Diggs vs Reade

Order^d that the Petiçon of the minister & Churchwarden of *Humgret* Parish & the Contents therein mençoned be Reff^d to the County of *Northampton* to make Report to the next Gen^l Court

Order^d that the Matter Mençoned in the Petiçon of *Edward Diggs* Esq^r be Referred to 4th Day of the next gen^l Court

Digs

¹ The sentence breaks off abruptly.

*Diggs vs Lockey
& Hansford*

Order'd That the Mare Colt marked by M^{rs} *Lockey* or her sonne *Charles Hansford* is by this Court allowed to be the proper goods of the Hon^{ble} *Edward Diggs* Esq^r, and therefore for the Damages it is Repited vntill it shall bee determined by this Court or a Jury

Price vs Bendall

The Matter in Difference Betweene *Ric^h Price* and *W^m Bendall* & *Eliz*: his wife is Referred to the 4th Day of the next Gen^l Court

*Halfthead vs
Halfthead*

Order'd that M^r *Geo: Halfthead* doe pay vnto vnto M^{rs} *Sarah halfthead* Twenty pound *Sterl* or the Value thereof in good as shall Agree in lieu of his Demand for to Peraphanalia and all other Demands

*Montford vs
Col^l Swann*

Vpon Petiçon of M^r *W^m Montford* Atto: on the behalf of his mother M^{rs} *Ann Montford* against Co^{ll} *Tho: Swann* & Cap^t *Edw: Ramsfey* Executo^{rs} of Cap^t *Jn^o Groves* it appeareing there Remanes due and owing vnto the said M^{rs} *Montford* the Some of Seventy pounds Six shillings & Eleven pence as P^t of what was due By the Said *Groves* vnto M^{rs} *Montford* *this Court doth [ord^r]* that they p^d uce Soe much of the estate of Cap^t *Groves* as is Remaining in their hands and M^r *Montford* doe alsoe p^d uce a Necklace of Pearls loft by Cap^t *Groves* in his life time as P^t of Security for his Debt then owing to M^{rs} *Montford*, and the said Necklace be added to the P^t e of the estate Resting in the Executo^{rs} Hands in Cattell or otherwise and that the said Cattell *et* & Necklace bee appraifed by P^f ons equally chofen for either P^t y and that thereout the said Debt of Seventy pound Six shilling & Eleven pence be paid & Satisfied to the Said M^{rs} *Montford* wth Cofts Sute

The 30th Afternoone

[p^f ent]

THE GOVERN^R *Tho: Ludwell* Secr *Edward Diggs* Major Gen^l *Bennett* Major Gen^l *Wood* Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* L^t Co^{ll} *Parke* *Tho. Ballard* Jn^o *Pate* Esq^{rs}

flader vs Nevet

Vpon Reading the Petiçon and Examining the matter Betweene *Mathew flader* p^le and *Hugh Nevet* Defd^t *it is the opinion of this Court and foe order^d* that there being noe iust cause of Acon Ag^t M^r *Nevet* that *flader* be nonsuited & pay Cofts of Sute *als ex*

Porten vs Bray

Vpon the Petiçon of M^r *W^m Porten* Atto: for M^r *Jn^o Custis* against M^r *Plomer Bray* for a Debt of Three thousand pounds of To^{bb} & Caske M^r *Porten* haveing already Receaved Some P^t , *the Court doth order* the said *Bray* to pay vnto the said M^r *Porten* fourteene hundred & Thirty pounds of to^{bb} and Caske with intrefit according to Specialty wth cofts Sute *als ex*

*Rallam &
Hammond*

The Pattent of *Hammond* to be allowed according to the number of Poles, but by both their consents the Bufines Referred to Cap^t *Southy Littleton* and the Petiçon delivered him at M^r *Awborne* the 4th *October* 1672

the 2^d day of *October* 1672

[p^f ent]

THE RIGHT HONO^{BLE} S^R W^M *BERKELEY* kn^t Governo^r S^r *Hen: Chichesley* *Tho: Ludwell* Secr *Edw: Diggs* Major Gen^l *Bennet* Major Gen^l *Wood* Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* Co^{ll} *Corbyn* L^t Co^{ll} *Parke* *Tho: Ballard* Jn^o *Pate* Esq^{rs}

Coman

Coman vs Bruck

Vpon the Petiçon of *Ann Coman* wife of *W^m Coman* concerning a Cheft of hers as belonging to her felf by Vertue of an Execuçon granted to *Benjamin Bruck* this Court doth order that the whole matter be Referred to the Commiffion^{rs} of *Warwick* County Court who are desired to end the Same or Report their Opinions to the Next Court

Lightfoote & others vs Reeves

Whereas *Geo: Reeves* Adminiftrato^r of his Brothers *Tho: and ffrancis Reeves* is Arrefted to this Court by Severall ¶fons for debt Owing for his two Brothers deceafed, this Court doth Order that the faid *Geo: Reeves* fhall have Liberty vntill next *March* Court to pay the debts of *Thomas Reeves*, and that then *M^r John Lightfoot* Creditor of *ffrancis Reeves* fhall have priority of being first paid his debt owing him by *ffra: Reeves* haveing this day Entre^d his Clayme Thereon.

Orphans of *Davis* & Com^{rs} of *Yorke*

Whereas Com^{rs} of the County Court of *Yorke* did Take Care that Security fhould be Given for the eftate of the Orphans of *John Davis* deceafed Vpon Marraige of the Widdow *davis* relict of the Said *John Davis* deceafed wth on[e] *Tho: Holder*--and that after the Security So taken as aforefaid the Orphans of the faid *Davis* Now Petiçon againft the Said Com^{rs} of *Yorke* County Court for their feverall portions This Court doth now judge that the faid Com^{rs} are [not] any Wayes obliged thereunto and therefore Order that the whole Matter be Referred to *Yorke* County Court When both *Holder* and the other Security are to Appeare. And that Court to end the difference or report to this Court

Lightfoot vs Lightfoot

M^r Phillip Lightfoote Makeing it Appeare to this Court that he being Security for his Brother Cap^t *Jⁿ Lightfoot* hath paid three hundred pound *Sterling*, in Confideraçon whereof his brother Made over vnto him Ninety Acres of Land in *Gloufter* County, ¶^t of Satisfaçon This Court doth order that the *M^r Phillip Lightfoot* fhall Caufe the Said Land to be Extended and have Execuçon thereon & that after it fhall be Surveyed, The Sherriffe of *Gloufter* County fhall Extend the Same by Serving Execuçon thereon and Deliver the poffeffion thereof to the Said *Phillip Lightfoot*

Smith vs Bullock

Whereas there hath been a Long Suit Depending Betweene *M^r Rob^t Bullock* and the Guardians of the Orphans of Co^{ll} *ffrancis Mathews* And that Major *John Scarbrough* Atto: of the faid *Bullock* Sued Major *John Smith* to this Court Concerning A Mill in Difference. It is Now by this Court Determined and Ordered that the faid Major *Smith* fhall pay to Major *Scarbrough* for the Vfe of *Robert Bullock* Twenty Pounds *Sterling* in full of all demands,

Viccars & Orpⁿ Ellifon Knight vs Hobfon

Order^d That *M^r Thomas Viccars* bee Guardian to *Gerrard Rob^t Ellifon* Sonn & Orphan of Major *Ellifon*.

The Matter in difference about an Attempt Betweene *M^r Peter Knight* and *M^r Tho: Hobfon* both of *Morthumberland* County is by this Court with Content of Both ¶ties referred to the heareing, Auditing and determinaçon of Co^{ll} *St Legar* Code *M^r Mathewes* *M^r Jos. Lee* and *M^r W^m Prefly*, who are Authorized by this Court to end the Same

Weeke for land

Order^d that *Abraham Weekes* have Liberty granted to Survey And Pattent about four or five hundred acres of Land in *Middlefex* County Lying on the *Dragon* Swamp betweene 2 branches Comonly Called the *Active Oake* he entering Rights According to Act

Ranfom

Ransom for Land

Order^d that *Geo: Ransome* shall have his Land in *Mockjack* bay being Eleven Hundred Acres Surveyed and What overplus of Land Shall be found within the bounds of that pattend is now Granted Vnto him to be added to his pattend he entring Rights According to Act

The 3^d October 1672

[Present]

THE RIGHT HONORABLE S^R W^M BERKELEY Kn^t Governo^r Tho: Ludwell Sec^r
Edw: Digg Major Gen^l Bennett Co^{ll} Bacon Co^{ll} Corbyn Co^{ll} Swann Co^{ll} Parke
Tho: Ballard Jn^o Pate Esq^{rs}

*Mafon &
Hudson*

Eliz Waterton being Middwife to *Ann Hudsons* Moth[er] doth believe that the faid *Ann* is of full age and foe allowed to be by This Court to be Recorded & her hufbands dues to M^r *ffra: Mafon* to be Record^d

*Smith vs
Drommond
Myhill vs Lockey*

The matter in Difference Betweene *Bryan Smith* and M^r *W^m Drommond* is Referred to the 4th day of *Aprill* Court Next

The Difference Betweene *John Myhill* and M^{rs} *Ann Lockey* about Dividing a P^{cell} of Land at *Mattapony*. *Order^d* that *Myhill* give M^{rs} *Reade* Notice of this Peti c on, and if she doe not by next Court Shew Cause to the Contrary then he to Survey the faid Land and take P^{t} of the Division

*Chavis vs
Barber*

Whereas it Appeareth that *Gibson Gibson* the Sonn of *Eliz: Chavis* was Vnlawfully bound by *Berr. Mercer* to *Tho: Barber* which faid *Barber* left one *Samuel Oufstin* his Attorney It is *order^d* that the faid *Gibson Gibson Gibson* be free and Delivered to his Mother and M^r *Oufstin* Left to Take his Remedy at Law against the estate of *Mercer*

*Scarborough vs
Wild*

The Difference Betweene Major *John Scarborough* Atto: of M^r *Rob^t Bullock* and Cap^t *Daniel Wild* is by Consent of Both P^{ties} Referred to the 3^d Day Next Gen^l Court

*Haley vs Thorpe
& Bend^r*

Order^d that the Difference Now Depending Betweene *James Haley* Atto: of *John Clarke* Esq^r and M^r *Otho Thorpe* & M^r *Geo Bendexter* be by Consent of Both P^{ties} Referred to the 3^d day of Next Court

Beale vs Clarke

The Matter in difference betweene Co^{ll} *Beale* and M^r *Hen: Clarke* about a P^{cell} of Land in *Rappahanock* being heard *this Court* doth *Order* that Eleven hundred Acres P^{te} thereof formerly Patted by the Said *Clarke* and Now in his poffession . . . and that M^r *Rob^t Beverly* and M^r *Moseley* do Survey y^e Residue to Layout Co^{ll} *Beales* p^{porc} on and they Returne their Survey to *Aprill* Court Next

*Alexander vs
fitchettherbet
Cowles vs
Kearney*

Ord^d that the Matter in Difference Betweene M^r *John fitcherbet* and Cap^t *Jn^o Alexander* be Referred to *Aprill* Court

Vpon the Peti c on of *Edmund Cowles* against M^r *Barnaby Kearney* who was Bayle for *W^m Marshall*. It is *Order^d* the Said M^r *Kearney* shall pay vnto M^r *Cowles* what he can justly Can make Appeare was due vnto him by *Marshall* According to the Articles of Agreement Betweene the faid *Cowles* and *Marshall* & Cofts of Sute. 4th October M^r *Kearney* hath Liberty granted vntill *March* or *Aprill* Court to bring in *Marshall* or to pay this Order

Bow

Bow vs Deacon

Whereas it was p^{ro}ved in Court that *Sarah Bow* the Wife of *Jeoffrey Bow*, did Utter Very Scandalus words by Calleing M^r *Deacon* whore *This Court doth Order* that the said M^r *Jeffrey Bow* shall pay One Thoufand pound To^{bb} towards the New fort At *James James Citty*, otherwise the said *Sarah* his wife to be ducked after she shall be delivered with child

*Scarborough p
Land*

Order'd that M^r *Edmund Scarborough* Survey and Pattent Eleven hundred Acres of Land in *Northampton County* called *Black Walnutt Neck* formerly taken Vp by one *Billiot* but not Seated, he Entred Rights According to Act

*Thruston vs
Commingham*

Whereas it Appeareth that M^r *Maloch Thruston* as Dep . . . of *Lower Norfolk* by Enquireing after the estate of one *John Commingham* a Stranger who died in that County, was at Very Greate Charge to the Some of Sixteene hundred & Seventy pounds of To^{bb}. *It is ord^d* that the said M^r *Thruston* shall have his Remedy by Law against any p^{ar}t of the estate of the said *Commingham* Where it shall appear to found

*Walbuck &
Allen*

Whereas by Order of *Surry Court* *Edward Walbuck* servant to M^r *Arthur Allen* was sett free, M^r *Allen* Appealeing to this Court *It is ord^d* that the said order of *Surry Court* be Confirmed & M^r *Allen* to pay Cofts of Sute

*Laurence vs
Awborne*

M^r *Rich Lawrence* haveing Charged *Rich Awborne* in *James Citty County Court* with words relate to the said *Awborne* being lyable to a Tryall for the Death of *John Penior* De^{cd} in Soe high a Nature that the said Com^{rs} thought fitt to Cm^{it}t the said *Awborne* to the sherriffs Custody Vntill he gave bond wth Security for his Appearance at this Gen^l Court to An^swer the Same, and the said *Lawrence* to p^{ro}secute to his charge. And this day L^t Co^{ll} *Jordan* Attorney Gen^l for his Ma^{tie} p^{re}senting the said order in Court and this Court finding no Matter or Grund for a Inditem^t ag^t *Awborne* for the same, *doth now order* that the bonds entred into by either be delivered Vp Vnto them, and *Awborne* and his baile Acquitted from the Said Charge

The 4th October 1672[p^{re}sent]

THE RIGHT HONOR^{BLE} S^r W^m BERKELEY kn^t Governo^r *Tho Ludwell* Se^{cr} *Edward Diggs* Co^{ll} *Bacon* Major Gen^l *Wood* Co^{ll} *Corbyn* Co^{ll} *Beale* L^t Co^{ll} *Parke* Jn^o *Pate* Esq^r

Place vs Hunt

Vpon An Appeale of M^r *Rowland Place* from *Westover Court* in a Difference Betweene him and M^r *W^m Hunt* about a Copper that was taken away by the Said M^r *Hunt* from *Buckland*, *It is ord^d* that M^r *Hunt* doe pay Vnto M^r *Rowland Place* Six hundred pounds to^{bb} and Caske with his whole Cofts of Sute *als ex*

*Hawkins p
Land*

Vpon the Peticoⁿ of Cap^t *Jn^o Hawkins* about a p^{ar}cell of Land of Eight hundred & Twelve Acres & $\frac{1}{4}$ in *Rappahanock County* and by Reason of Some knowne Difficulties would not Seate it formerly--whereby he feared to loose it, *The Court doth now grant* him to New Pattent the Same land he Ent^ring New Rights

Mason vs Price

The matter in Difference Betweene M^r *ffra: Mason* & M^r *Price* is Referred by Consent of Both p^{ar}ties to Next Gen^l Court

Bushrod

*Busfhrod vs
Dixon*

Whereas a long and Tedious Sute hath for many Yeares Depended Betweene M^r *Thomas Busfhrod* and M^r *Riçh Dixon* about A Parcel of Land Sold by M^r *Busfhrod* to the said *Dixon* This Court doth now order that according to A former order of the 29th March laft that A Jury of the Neighbourhood be Empannelled & Sworne and that Cap^t *Vnderhill* and M^r *Milner* Surveyors or one of them be Affifting and they to Lay out the Land According to the True and full bounds, and Their report thereof to this Court fhall be A finall End to this Long and vexatious Sute

*Tankerd vs
Nevill*

Whereas by a former order in *March* Court laft M^r *John Tankard* hath part of A Grant of Thirteene Acres in *Northampton* County Vpon a p^ovis: in that order mençoned, It is Now orderd that the said Land is to Remyne to *John ffurfe* in the Right and for the Vie of *James Nevill* in whose name the Said Land is already Pattented & *Tankards* order made Void

Kirton vs Dale

The Matter in Difference betweene M^r *Tho: Kirton* and M^r *Edward Dale* The Said *Dale* being not in Court is Referred to the Next Court in *Aprill*

*Letherbury vs
Carter*

Whereas it Appeareth to this Court that *Sarah* the Wife of *Paul Carter* had a Child Borne of her in this Country and she afterwards bought by M^r *Tho: Letherbury*. The Said M^r *Letherbury* Obteyned an Order in the County of *Northampton* that the said *Carter* fhould pay Vnto him Twelve hundred pound to^{bb} and he Keeping the Child, from w^{ch} Order the said *Sarah* Appealeing to this Court, It is by this Court Orderd that the said Order of *Northampton* Court be Void & the said Child to be free

Waadd vs fflate

Whereas it Appeareth to this Court that *Obediah fflate* Tranfported away one *James Parsons* who was Indebted to *Edward Waadd* in the Some of Twelve Hundred pounds of to^{bb} and Cask recovred againft him the Said *Parsons* in *Lancafter* County Court, The Hon^{ble} *Henry Corbyn* Esq Voluntary expreffing in Court that he had of *fflates* in his hands to that Value the Court doth order that Judgment fhall be Entred Againft Co^{ll} *Corbyn* for payment of the Said Some to *Wade*

*Corbyn & Potter
vs Newell &
Adm^r Barber*

Whereas Judgm^t was formerly Obteyned by Co^{ll} *Corbyn* and L^t Co^{ll} *Potter* againft *Letitia Barber* Widdow and Adm^{trix} of *John Barber* deceased (now Wife to M^r *David Newell*) for above Twenty Thoufand pound To^{bb} & Cask out of *Barbers* eftate & that M^r *Newell* in Court denieth to have had any part of the eftate of the Said *Barber* wth his Wife. This Court doth order that L^t Co^{ll} *Jordan* & Cap^t *ffra: Kirkman* do Examine the Acc^{ts} of the said M^{rs} *Newell* as the Adm^{trix} of *Barber* and what hath been really and Juftly paid thereout and to Report to this Court by the Next Court

*Corbyn & Potter
vs Weekes*

Whereas Co^{ll} *Hen: Corbyn* and L^t Co^{ll} *Cutbert Potter* obteyned Judgment ag^t *Rob^t* for Tenn Thoufand four hundred pound to^{bb} & Cask and have not Received any Satisfac^on, It is ordered that L^t Co^{ll} *Jordan* & Cap^t *ffra: Kirkman* do Examine & find out the beft they Can Whate eftate the said *Weekes* hath and Report the Same to the next Gen^{ll} Court

Lewis vs Lee

Whereas there hath been a Difference Betweene M^r *Riçh Lee* and M^r *John Lewis* about A Traçt of Land in *Gloufter* County Vnto part whereof both pretend a right, the Court doth now order that there be a Jury of the Neighbourhood empannelled and that a Survey

Survey of the Said Land be Truly and justly Laid out, they to begin at the head branch of *Proropotanke* Swamp and that the Jury proceed According to the Words & bounds of the Pattent and to Allow M^r *Lee* ten Acres in the Hundred of what shall be found within the bounds of his Pattent being for five hundred Acres formerly Pattented by his father Co^{ll} *Riĉh Lee* Deĉd, and to Report thereof to this Court that amend may be putt to the said Difference; Co^{ll} *Pate* to Sware the Jury and Cap^t *Beverley* & M^r *Geo: Morris* to be Surveyors.

The 5th October 1672

present

THE RIGHT HONORABLE S^R W^M BERKELEY Kn^t Governo^r S^r Hen: Chicheley
Tho: Ludwell Secr Edward Digges Co^{ll} Bacon Co^{ll} Corbyn L^t Co^{ll} Parke Co^{ll}
Pate Tho Ballard Esq^r

Coll *Pate* vs
Smith

In the Difference Between Co^{ll} *Jn^o Pate* and M^r *Laurence Smyth* about A tract of Land of Three hundred Acres in *Glouster* County Belonging to the Orphans of *Rob^t Tolliford*, this Court doth Order by Consent of Parties that Cap^t *Rob^t Beverley*, and M^r *Geo: Morris* doe Survey the Said Land, and that they Consider of the bounds in that Pattent Menĉoned and to lay it out, equitably for both Parties which their Said Survey declared shall finally end the Dispute, and to make their Survey by the 24th day of this Instant *October*

Drommond p
Edlowes Land

Whereas M^r *W^m Drommond* hath a Parcel of waste land Granted him in Nov^{ber} 1668 which lyeth betweene two Parcels of Land belonging to the Orphan of Cap^t *Mathew Edlow*. wth Seven Hundred Acres yet hath not been Surveyed or Laid out, It is now Orderd that the head line at the Mile end be laid out Parallel to the River of the Twelve Hundred Acres that M^r *Drommond* May have his portion of Waste Land distinguished, this to be done in Six monthes time, and that Co^{ll} *Rob^t Wynn* & M^r *Tho: Bowler* may be present at the Survey, which if it be not Surveyed in that time M^r *Drommond* is to have Liberty to lay out the head of the said *Edlowes* Plantaĉon and Survey the other Seven hundred Acres

Potter vs Madera

Whereas it Appeareth that Since the Death of *Domingo Maderas* no persons taken Administraĉon, and that Co^{ll} *Potter* Petiĉoning for Debts Owing him by the Said *Madera* and Cannott Lawfully . . . himsele Vnles Administraĉon had been taken It is Vpon M^r *Coles* Motion Attorney of the said Co^{ll} *Potter*, Orderd that Co^{ll} *Potter* have Administraĉon of *Maderas* Estate Granted to him.

Potter vs
Johnson

The Matter in difference Betweene Co^{ll} *Cutbert Potter* and M^r *James Johnson* is Referred to the 4th Day of the Next Gen^l Court, Co^{ll} *Potter* is then to bring in a deed of *Domingo Madera*

Ballard vs Vaulx

The Matter in difference betweene *Thomas Ballard* Esq and M^r *James Vaulx* Concerning Acco^{ts} due by M^{rs} *Vaulx* his late Mother to be stated from wthin five yeares before the said M^{rs} *Vaulx* her death. and Co^{ll} *Corbyn* & Co^{ll} *Pate* are by this Court desired And Authorized to State the Accompts and Report how they find the same as to Ballance.

Yearly vs
Smyth

Vpon an Appeale from *Northampton* Court by M^r *Argall Yardly*, p^tending that W^m *Smith* doth Vnduly Introode Vpon Part of his Land, It is by this Court Referred to A Jury & Two Surveyors M^r *Jn^o Culpeper* to be one who are to lay out the said Land

Land in Question and give M^r *Smith* his due bounds of his Pattent and that all Witneffes and depofitions are to be p^oduced, to the faid Jury and Surveyors

Mozingos ord^r
for freedom

Whereas it Appeareth by Divers Witneffes that had been Sworne and Examined that *Edward Mazingo* a Negro man had been and was an apprentice by Indenture to Co^{ll} *Jn^o Walker* and that by Computation his terme of Servitude for Twenty Eight yeares is now Expired, The Court after a full heareing of the Matter In difference Betweene the Said *Edw: Mazingo* and Doctor *Stone* who marryed Co^{ll} *Walkers* Widdow, *It is Adjudged by this Court* that the faid *Edw: Mazingo* be and Remayne free to all Intents and purposes by order of This Court

The 7th October 1672

plent

THE RIGHT HONO^{BLE} S^R W^M BERKELEY S^r *Hen: Chicheley Tho: Ludwell*
Secr *Edward Diggs* Major Gen^{ll} *Wood* Co^{ll} *Beale Tho: Ballard Jn^o Pate Esq^{rs}*

Newell Hayward

M^r *David Newell* being taken Vpon Execution for a debt of Seven Thoufand four hundred Eighty Six pounds To^{bb} and Caske, and Petiçoning to this M^r *Newell* alleading p^ot of this debt is Satisfied, *Orderd* that M^r *Newell* putting in Security to the Sherriffe to Appeare at Next Court and to Abide the Order thereof, the Execuçon to be taken off

Beverley &
Elliott p^o Land

Orderd that Cap^t *Rob^t Beverly* and *Anthony Elliot* Junio^r do Pattent Eight hundred Acres of Land in *Lancafter* County on the South Side of *Rappahanock* River formerly granted to L^r Co^{ll} *Anthony Elliott* and by him deserted. they Entring Rights According to Law

Beverley p^o Land

Ordered that Cap^t *Rob^t Beverly* have Liberty to Pattent 2 p^oceles of Land in *Gloufter* County neere the Eastermost branch formerly Pattented to Co^{ll} *Tho . . .* & for want of seating deserted they the faid *Beverly* and *Elliott* Entring Rights According to Law

Beverley p^o
Land

Orderd that Cap^t *Rob^t Beverly* do pattent four hundred & fifty Acres of Land in *Gloufter* County to M^r *Rich Lee* & deserted for want of Seating he Entring Rights

Ballard vs
Abrahall

Whereas the Hon^{ble} *Tho: Ballard* Obtayned Judgm^t of this Court Against *Ambrose Clare* for a debt of Tenn pounds *Sterling* & Twelve hundred pounds of to^{bb} and Caske and after Vpon the Said Judgm^t Execuçon iffued against the faid *Clare* his body directed to Major *Jn^o Wyatt* the high Sherriffe of *New Kent*, who Suffered the faid Prisoner to go and Large, and did not deliver him to Co^{ll} *Rob^t Abrahall* this plent Sheriffe to the Great dammage of the faid M^r *Ballard* and for as much as the Said *Wyatt* was arrested to this Court and not appeareing *Accordingly This Court doth Ord^r* that Judgment be granted against Co^{ll} *Rob^t Abrahall* Sherriffe of *New Kent* for payment of the faid Debt of Tenn pound *Sterl* and Twelve hundred pound of To^{bb} & Caske together wth one yeares Intrest and all cofts Sute

West p^o Land

Whereas a Tract of Land being . . . in the Vpper p^ot of *Northampton* County formerly Pattented by *John Hyman* in *Nob^r 1660* and Not As yett Seated Vpon the Petiçon of Cap^t *Jn^o West* desired to Pattent the same, *this Court doth Order* him to Pattent the Land he Entring According to Law

The Court adjorned to the Seaventh of *Nob^r 1672*

At A Gen^l Court holden at *James Citty* the 7th November 1672

[present]

THE GOVERNO^r *Tho: Ludwell Secr Edwd Diggs Co^{ll} Bacon Esq^r*
The Court Entred

8th November 1672

[present]

THE GOVERNO^r *Tho: Ludwell Secr Co^{ll} Bacon L^t Co^{ll} Parke Tho: Ballard Esq^r*

M^r *Pate* Ord^r
Admiçon

Jn^o Pate esq^r dieing posselt of a Considerable estate in this Country and left a Widdow out of this Country--M^r *Tho: Pate* Brothers Sonne to the Said *Pate* deçed appeares and petiçons for Admiçon on his said Vnkles estate which is Accordingly granted him on the estate of the said *John Pate* Esq^r Decd he the said *Tho. Pate* forthwith Giveing Good and Sufficient Security to Save this Court harmeles for Admiçon and to deale wth the said estate according to Law, And that a Just and true Accompt of the said estate may be Knowne: *It is Orderd* Co^{ll} *Kemp* L^t Co^{ll} *Ludwell*, major *Smith* and M^r *Rich Lee* or any three of them being Lawfully Sworne Inventory and Appraize all the said Decedents estate on the 20th of *January* next which being done the Inventory and Appraizement be presented Vpon oth of the Admiçato^rs the next gen^l Court to be Recorded, and in case the said Widdow reliçt of the said *Jn^o Pate* esq^r deçed appeare in this Country in due time According to Act She is to have the Benefitt of Admiçon

M^o *Baffetts*
Ord^r p^r her
P^raphenalia

Bridgett Baffet Reliçt of her late Husband Cap^t *W^m Baffett* deçed appeares in Court and Relinquishes the last will & Testament of her Said Husband and Vpon her Reasonable Petiçon *it is Orderd* she have allowed her as her P^raphenalia besides her Jewells & wareing Apparrell her bed and and Chamber furniture to the Value of Twenty pound *Sterling* or the Value of Twenty pound in goods in lieu thereof and *it is Orderd* for the full Setling the thirds and estate of the said *Baffett* that Co^{ll} *Gouge* M^r *Littlepage* M^r *Oustin* & M^r *Hall* being Lawfully Sworne are at Some Convenient time by them to be Appointed on or before the 10th Day of *Decemb^r* next to Inventory and Appraize all the said *Baffetts* estate Reall and P^rsonall and Devide the same in three Equall P^rts of which she is to have her choice as her due by Order of Assembly and the Rest to be Secured for whome it p^rperly belongs by the Executor of the said Will *and it is further Orderd* she be Guardian to her Child Sonne of the said *Baffett* deçd and have allowed her and Receive out of the *Baffetts* estate to be paid by the Executor for his Maintenance Tenn pound *Sterling* P^r *anum* till the said Child shall be Tenn yeares of Age and from that time vpward to lawfull age Twenty pound P^r *Annum* for his said Maintenance.

White

White ꝑ Land

Ambrose White hath Order granted him to take vp and Pattent ffour hundred And fforty Acres of Land in *Accomack* formerly Granted to *Cornelious Watkinson* the 10th De^{br} 1664 and by him Deferted he entring Rights According to Cuftome No R:

Peter and Parker ꝑ Land

Vpon Petiçon of *W^m Peter* and *Mary Parker* it is Order'd they Survey a ꝑcell of Land by them Lately purchafed in *Northampton* County and if any Surplus be found within the bounds by them purchafed they to have a Grant thereof they Entring Rights According to Cuftome No R:

Jforson vs She^r New Kent

Judgment Granted *Cha: Jforson* againft the Sherriffe of *New Kent* County for what fhall be awarded next Court againft him for non Appeareance of Cap^t *W^m Claiborne* arrefted but not Appeared in Cafe he cafe not *Claiborne* to Appeare next Court According to Act

Afternoone

Hone vs Potter

JUDGMENT granted Major *Hone* againft the eftate of Cap^t *Jn^o Whitty* in the hands of Co^{ll} *Potter* for Seven pound Twelve fhilling & Two pence due by Juft Accompt Vnder hand of Cap^t *Jn^o Whitty*. It is therefore Order'd the faid *Potter* pay the fame to the faid *Hone* Vpon Demand

Harrifon ꝑ Land

W^m Harrifon hath order Granted to pattent four hundred Seventy Two Acres of Land Lieing in *Charles Citty* County formerly Granted to *W^m Wilkins* and by him Deferted, Rights Entred wth the Petiçon.

Ranfom vs Bledshaw

In the Difference Betweene *James Ranfom* plantiff and *Geo: Bledshaw* Defdant about a ꝑcell of Land of Nine hundred and ffifty Acres in *Northumberland* County on the North Side of the Deuideing Creeke. It is Order'd that a Jury by the Sherriffe of the County be impannelled as neere as Can be to the faid Land, who are to Enquire whether that Land was Seated or Deferted by *Petter Ranfom* ffather to the faid *James* within due time according to his Pattent and to returne their Report thereof vnder their hands to the 3^d Day of the Next Gen^{ll} Court for Judgment

Waddin vs Howfon

Rob^t Howfon arrefted to laft Court at the fute of *James Wadding* and Vpon Gen^{ll} Referrence the Buffinefs amongft others referred to this Court where *Howfon* Appeares not, It is therefore Ord^d the Sherriffe of that County Satisfie what this Court award the Next Gen^{ll} Court in Cafe he then Caufe not the faid *Howfon* to Appeare wth Cofts

Bryan vs Taylor

Tho: Taylor haveing illegally taken Vp a Young Mare belonging to *Cha: Bryan* who maryed the Reliçt of *W^m Plumtree* deçd It is therefore Order'd he forthwith Deliver the faid Mare with her Increase if any to the faid *Bryan* & pay all Cofts Sute

Kirkman & White ꝑ Land

Jfra: *Kirkman* and *W^m White* hath ord^d granted to take Vp and Pattent Six hundred & five Acres of Land in *Surrey* County formly granted to *Riçh Awborne* & by him Deferted.

Stevens & Peter vs Taylor.

W^m Stephens & *Peter Glenefter* orde'd to be paid for their Attendance as Evidences Su^{pp}: by *Tho: Taylor* by the faid *Taylor* According to Act wth Cofts

Jordan

*Jordan vs
Newell*

That foe many as or fhall be in Towne of the Comiçon^{rs} of *James Citty* County betwixt this and *Munday* are to meet and Examine the Bufines about a bond of *David Newell* or other Difference concerning *Mr Hunts* Eftate and Make Report to this Court on *Munday* in the afternoone, Co^{ll} *Jordans* Motion

9th *November* 1672

[p^{re}sent]

THE GOVERNO^r *Tho: Ludwell* Secr *Edw: Diggs* Co^{ll} *Bacon* Co^{ll} *Parke* Tho: *Ballard* Efqr^s

*Canty vs
Bryan*

Charles Bryan orde'd to pay *W^m Canty* Charges and Cofts according to Aēt being Summ'd to the laft and this Court in the Difference Betweene him the faid *Bryan* & *Tho: Taylor* about a mare

Carvers ord^r p^{ro}
Good behavior

Mr W^m Carver of *Elis: River* laft Court accused of Stabbing & Killing a Man, and by a Jury acquitted, goes home & has Since Comitted Misdemenor^s and great offers of Abufes amongft his Neighbours who complaines thereof by a Petiçon vnder many of their hands & by Informaçon of *Major Gen^{ll} Riçh Bennett* Efqr. *It is therefore Order'd* that the Sheriffe of the County of *Lower Norfolk* forthwith take the faid *Carver* into his Safe Cuftody & him foe to Detaine Vntill he give good able Security for his good behavior to All his Mat^{ies} Subjects, *And it is Defired by this Court* that the faid Hono^{ble} *Major gen^{ll} Riçh Bennett* Efqr will take care to fee this order as aforefaid truely executed

*Armeftead vs
Seaton*

The Difference Betweene *Jn^o Armeftead* & *Geo: Seaton* about Land is Referred to the 3^d Day of the Next Gen^{ll} Court, *Seaton* to have notice of this Order to Appeare

White p^{ro} Land

Ambrofe White of *Accomack* Petiçons to have granted him order to Survey w^{ch} Land is Vntaken Vp bounded on the dividing Line of *Virginia* and *Maryland* betweene the Land Pattent on the Sea Side and bay Side which is accordingly granted him to be furveyd by by a Quallified Surveyor and *White* to have a grant thereof by Pattent he Entring Rights for the Same

*Wright vs
Wright*

In the Difference of Land betweene *James Wright* plaintiff and his Brother *W^m Wright* Defd^t, *It is orde'd* the Said *W^m Wright* Quietly Enjoy the faid Land Sued for and given him by his ffathers will & that the faid *Ja: Wright* pay Cofts Sute

*Jennings vs
Smith*

In the Difference of an Appeale betweene *Rob^t Beverly* Attorney of *M^{rs} Kathrine Jennings* Adm^x of Co^{ll} *Peter* Efqr Deçd & *M^{rs} Mary Smith* vpon and from an Order of *Gloufter* Court of the 16th Ap^{ll} 1672 about goods Deliv'd and Reçd on both Sides in the faid Decedents life time & the faid *Smith* *It is Orde'd* that that the faid Order of *Gloufter* Court be Confirmed and p^{ro}ceeded on According to the tenor thereof and that the faid Appealement *M^{rs} Kathrine Jennings* pay Damage According to Aēt Vpon Appeales wth Cofts Sute one p^{ar}t of Bodies p^{ar}t of the goods mençoned in the faid Order Judged by this Court A Guift by the faid Deced^t to the faid *Smith*

*Young^r vs
Jennings*

The Sute betweene Cap^t *Young* & *M^{rs} Jennings* difm^t

*Potter vs
Patridge*

Co^{ll} *Cutbert Potter* had Judgment in *Middlesex* County Court against *Samuel Patridge* for A Considerable Some of to^{bb} & Vpon Judgment tooke out execu^{co}n against the body of the said *Patridge* which was Served on him by M^r *Hen: Thucker* high Sherriffe of the said County and it now Appeareth y^t *Patridge* has not bene kept in Prifson but has bin at Large Contrary to Law, *It is Order'd* that the said *Thucker* Satisfie the said *Potter* his Said full Debt wth All Cofts

10th No^{br} 1672

[present]

THE GOVERNO^r *Tho: Ludwell* Secr *Edw: Diggs* Co^{ll} *Bacon* Co^{ll} *Beale* L^t Co^{ll} *Parke* *Tho: Ballard* Esq^{rs}

West vs Marfh

Vpon the Reasonable peti^{co}n of L^t Co^{ll} *Jn^o West* Extr of Major *Croshaw* de^{cd}. *It is orde'd* for the p^{se}rva^{co}n of the Orphans estate of the said *Croshaws* That the reli^{ct} of the said *Croshaw*, *Mary Marfh* appeare at next *Yorke* Court and give good and Sufft Security to that Court to pay the said Orphans estate at Lawfull age, and pay Two thirds of the said *Croshaws* Debts And in Cafe the said *Marfh* doe not appeare then that Court is to give the said *West* Possession of the said Orphans estate, and he to give Security and to Settle Two thirds of the said *Croshaws* Debts according to Law To this Order M^r *Jn^o Peaye* & L^t Co^{ll} *Coale* is Added to Examine and Audite the Accompts betweene them Concerned in the p^{mi}sses and Report it to that Court and then to be Settled

*Boague vs
Whittaker*

Co^{ll} *Prichard Sand* Major *Carey* M^r *Harlow* and M^r *Harwood* appointed and orde'd being lawfully Sworne before L^t Co^{ll} *Coale* are at Some time before *Xmas* next to examin audite and divide the estate and Accompts in Difference Betweene M^r *Rich: Whitticare* and W^m *Boague* Attorney of M^r *Gourganey* and in Cafe they Difagree and Cannott end the Difference according to Order of the last Gen^{ll} Court then Report the same to the Next Gen^{ll} Court for a determina^{co}n thereof M^r *Whitticer* to be Sworne in the p^{mi}sses if Required both to Receipts and Accomp^{ts}

Boot vs Verhoofe

The Difference Vpon Appeale about a floope Betweene *Ann Boot* Widdow and *Cornelious Verhoofe* is Referred back to *Accomack* County Court who are carefully to Examine Evidences on both Sides and Pass Judgment thereon for a Determina^{co}n in the Cause.

*Martin vs
Wright*

Whereas in the Difference Betweene *James Haley* Attorney of *Alexand^r Martin* and others Plantiffe against *Jn^o Wright* Attorney of M^r *Rich: Ellis* Executo^r of *Daniel fflower* deceased about a Certaine Some of To^{bb} claymed by the said *Martin* out of the estate of the *fflower* was orde'd that noe more to^{bb} Should be sent home by the said *Wright* Vntill the said Difference weere ended, But the said *Wright* p^{te}nding that Certaine books and papers belonging to the said Cause are not Come to his hands, Soe that noe Determina^{co}n can be had therein *itt is orde'd with Consent of both the said Attorneys* that the Said *Wright* shall p^{ce}ed and receive all the tobb^s he Can, And that he shall deliver a list thereof to the said *Haley* who if he please may View the To^{bb} after it is shipped and further, that the said *Wright* is firmly oblidged by this order to

Configne

Consigne and fend all the tobaccoes to M^r *Edward Bleeke* in *London* Marchant as an Indifferrent p^{son}, to the end that w^t the said *Martin* shall make appeare to be his due may be paid and Satisfied out of the tobaccoes in the hands of the said M^r *Bleeke*, in whose hands the p^{ceed} of the tobaccoes is to remaine till further order of this Court

Adm^{con} *Baugh*

Adminiftra^{con} is Granted *Jn^o Baugh* Vnckle to *Tho: Loyne* Orphane de^{ced} and for his the said *Baugh*s Due Adminiftra^{con} Major *Hone & Co^{ll}* *Tho: Ligon* enter themselves Security as alsoe to Save this Court harmelefs

Haywood vs
Newell

Judgment in the *March* Court Granted and Execu^{con} iffued the 26th *September* laft againft the body of M^r *David Newell* at the fute of *Jn^o Hayward* for payment of Seven Thoufand ffour hundred Eighty Six pound to^{bb} and Cask wth Cofts which execu^{con} was Sufpended till this Court aleading the Debt paid, but it not foe Appearing *it is orderd* that the said *Newell* be taken & Returned to Prifon in the Sherriffs Cuftody of *James Citty* vpon that Execu^{con}, and that the said *Newell* pay *Hayward* Two hundred pound to^{bb} and Cask more then that Judgment for his Vtmoft d'lay

Mafon vs Price

In the Difference Betweene *ffra: Mafon* Plantiff and *Arthur Price* Defd^t about a Serv^t, *It is orderd* that *Price* Keepe his Servant and *Mafon* his to^{bb} and each p^{ty} bare his owne Charge.

11th *Nov^r* 1672

[p^{sent}]

THE GOVERNO^r *Tho: Ludwell* Secr *Edward Diggs* Co^{ll} *Bacon* Co^{ll} *Beale* *Tho: Ballard* Efq^{rs}

Pate vs Smith

The ffifth of *October* laft an order of this Court in the Difference of Three hundred Acres Land Betweene *John Pate* Efq^r & M^r *Laurence Smith* that M^r *Beverly* & M^r *Morris* Shold Survey that Land in Difference & that the Said M^r *Pate* dieing before the time Appointed for the Said Survey, *It is now Orderd* vpon Peti^{con} of M^r *Tho: Pate* Adminiftrator of the *Jn^o Pate* Efq^r de^{ced} that the said order be now renewed and Continued for Survey for a Longer time to be Survey^d betwixt this and Next Court

Outland vs Loyd

Edward Loyd Arrested *Eliz: Outland* to this Court y^e 4th Day & noe declara^{con} Entred *It is therefore orderd* the said *Loyd* be Nonfuted & that *Loyd* pay damages according to Act wth Cofts

Revill vs
Scarburgh

In the Difference of Land Betweene *Edward Revill* & M^r *Edward Scarburgh* in which an order paffed in *March* Gen^{ll} Court laft, *It is orderd* that according to that order the Land in Difference title & bounds therefore be Enquired into by an able Jury of the Neighbourhood (M^r *Hugh Yeo* being none of them) who are to p^{sent} their Report to the 3^d Day Next Gen^{ll} Court for Judgment.

Scarburgh vs
Wild

The Difference betweene Major *Jno: Scarbrough* Attorney of *Rob^t Bullock* Plantiff and M^r *Daniel Wild* Defendant is Reffer^d to the 3rd Day of the Next Gen^{ll} Court

Haley vs Thorpe

The Difference Betweene *James Haley* Attorney of *Jn^o Clarke* Efq^r & M^r *Thorpe* and M^r *Pendexter* about a title of Eight hundred and ffity Acres of Land, *It is orderd* that the Cafe be Stated by L^t Co^{ll} *Geo: Jordan* & L^t Co^{ll} *W^m Coale* for the Plantiffe and Defd^{ts} & Delivered to the Next Generall Court to be sent for *England*

Hixon

Hixon vs Reeves

The Difference Betweene *Tho: Hixon* Plantiffe & *Geo: Reave* Defendant is Referred to the 3^d Day of the Next Gen^l Court.

Scarburgh þ
Land

Vpon Petiçon of M^r *Edmond Scarburgh*, it is orde'd he be Confirmed and have Granted him Three hundred & fifty Acres being found Vpon a Refurvey of his Land.

Afternoone.

Moore þ
Escheate

IT is orde'd that *Eliz: Moore* on behalf and ffor the Vie of the Orphans of *James Andrews* have a Grant for the Escheating of A Tract of of Land, by the Said *James Andrews* Purchafed of Cap^t *Adam Thorogood* in *Eliz: Citty County*

Vaffall vs Saffin

The Difference Betweene Co^l *Vaffall* Plantiff and *Jn^o Saffin* Defd^t in an Acçon of Deformaçon is Referred to A Jury

Booth þ Land

Orde'd that *Rob^t Booth* Sonne and Heire of *Rob^t Booth* Deçd Pattent in his owne name One Thoufand Acres of Land in *New Kent County* formerly Granted to and Seated by the said *Rob^t Booth* Deçd This Grant to þiuduce noe better Right if any hereafter Appeares.

Vaffell vs Saffin

The Jury Sworne but Vpon hearing the Cause at barr it is Referred till the Gen^l Court in October Next for farther þfe in the Defamaçon Betweene Co^l *Vaffall* & *Jn^o Saffin*

13th November 1672

[þfent]

THE GOVERNO^r *Tho: Ludwell* Secr *Edw: Diggs* Co^l *Bacon* *Tho: Ballard* L^t Co^l *Beale*, Co^l *Parke* Esq^{rs}

Beale vs Clarke

The Laft Court an order paffed in the Difference of Land Betweene Co^l *Tho: Beale* and *Hen: Clarke* but Drawne imperfectly To Explaine which, It is now orde'd that *Clarke* Vpon Survey of the Land In difference þduce his Pattent for the Same, and the Surveyo^{rs} by the said Order Appointed to lay out his Quantety by Pattent and the Three Thoufand Acres of Land now belonging to the Orphanes of *Moore ffantlaroy* according to their Grant or Pattent for the Same And what ever Surplus be found within the bounds of y^e Said Lands he the said *Beale* to have A Grant thereof entring Rights According to Cufrome the Surveyo^{rs} of their Surveying to be Returned to the Th:rd Day Next Gen^l Court

Jeffcote vs Sher^r
N: Kent

Major *Wyatt* Arrefted to this Court by the Sheriffe of *New Kent County* at the Sute of *W^m Jeffcote*, and *W^m Wyatt* Not appeareing Judgment is granted *Jeffcote* Against the Sherriffe for fhall appeare due next Court the 3^d Day in cafe the said Sherriffe caufe not the Said *Wyatt* then to Appeare according to Act.

Awborne vs
Colby

Rob^t Colby Confefseth Judgment to *Richard Awborne* for Payment of Two Thoufand & Sixty Seven pound To^{bb} and Caske with Cofts.

Lee vs Lewis

On the 4th Oçtober in laft Gen^l Court, an order pafst in the Difference of Land Betweene M^r *Rich: Lee*, and M^r *Jno: Lewis* wherein a Jury with Surveyo^{rs} were Appointed to lay out the Land in Difference and Returne their Report to this Court which Report is Now Returned, and it is orde'd that the said M^r *Lee* Quietly

Quietly hold and enjoy the five hundred & fifty Acres of Land Mençoned in the faid Report to him and his heires and that the Coft and Damages in the p̄miffes be Refferred to be awarded the 3^d Day Next Gen^l Court where the faid *Lewis is orde'd* to Appear the Report to be Recorded.

*Lee &
Armeftead p̄
Land*

Maj^r *Richard Lee* and Cap^t *Jn^o Armeftead* Enter themfelves in Court Securitys for M^r *Tho: Pate* for his due Adminiftraçon Granted on his Vncle *Jn^o Pate* Efqr Deçd to Save this Court harmlefs & p̄forme the order for Adminiftraçon.

Saffin vs Vaffall

The Difference Vpon a Refference And Accompt betweene *Jn^o Saffin* Plaintiff & Co^l *Vaffall* Defendant it Refferred to the Auditing & Examinaçon of Co^l *Parke* Efqr & *Tho: Ballard* Efqr who are Defired to Appoint Some Reafonable time to doe the and Report the fame to the 3^d Day Next Gen^l Court for Judgment the Security given in *Rappahanock* Court for *Vaffalls* Appearance to ftand and Remaine Securities to abide the Judgm^t

*Whites
Certificate*

Certificate Vpon oth is Granted *Ambrofe White* to take Vp ffifteene hundred and fifty Acres of Land for Twenty Three p̄fons Importaçon by name *W^m Jones Sara Turner Jane Sampfon W^m White Ja: Smith Roger Smart Eliz: Nuttall Garret Townfend Hen: Patten Rob^t Ruffell Edward Smart Miles Williams Peter Prichard Griffin Ellis Sam: Adkins Rob^t Harrifon ffra: Donby Eliz: Roberts Jane White Barnard Tanner Oliver Tomkins Jn^o Webb Sarah Jones.*

Vaffall vs Saffin

Notwithftandin Yefterday a Refference in a Caufe of Defamaçon Betweene Co^l *Vaffall* Plantiffe & *Jn^o Saffin* Defendant, Vpon Reafons now fhowen the Caufe is Refferred to the 3^d Day Next Gen^l Court.

Milles vs Carey

In the Difference Betweene *Jn^o Miles* & *Hen: Carey* Vpon an Appeale about accompt of Money Chargd for Buffines doñe in *England* it is found that *Milles* is Chargd D^r to *Carey* Thirteene pound Three Shillings & Three pence out of w^{ch} *Miles* is allowed Tenn pound for his Charges & orde'd that he pay the Remander Three pound Three fhillings & Three pence to *Carey* & each p̄ty bare his Cofts Sute.

Place vs Stith

In the Difference vpon a Refference of Cofts and Charges in a Long Depending Sute Betweene M^r *Rowland Place* Plantiffe and *Jn^o Stith* Defendant *It is orde'd* that the Accompt Drawne Vp by the faid M^r *Place* in the Difference of Cofts and Charges together wth the Excepçons of the Defendant by Co^l *Wynn* & M^r *James Biffe* and in all p̄ticulars enquire into the Reafons of the charges and Excepçons and Draw vp their Report of the fame and p̄fent it to y^e Third day Next Gen^l Court for Judgment, all Judgments paft againft M^r *Place* for Charges in the faid Sute to be Sufpended till the Next Gen^l Courts Determinaçon

The Court Adjorned to the Eleventh of *March 1672*

Teft

Hen: Hartwell

Cl Con

At a Gen^l Court held at *James Citty* the Eleventh Day of
March 1672/3

present

SR W^M BERKELEY Kn^t Governo^r &c *Tho: Ludwell Secr Edw: Diggs Co^{ll} Bacon*
Tho: Ballard Esq^{rs}
The Court Entred

12th *March*

[present]

SR W^M BERKELEY Kn^t Governo^r *Tho: Ludwell Secr Edw: Diggs Co^{ll} Bacon Esq^{rs}*

Vpon the Peti^on of the severa^{ll} Inhabitants of *James Citty* County *It is order'd*, that all the marsh Land vnpatented in *James Citty* Island for ever hereafter be & remaine in Co^mon for a Pasture to the vse of those that now or shall hereafter live in the said Island or Towne

Ransom vs
Blettfoe

It is order'd by Consent of the Plantiffe & Defendant *James Ransom* and *Geo: Blettfoe* that the Cause of last Court refferred to this be Continued and Reference to the Third Day of the next Gen^l Court in *September* to which Court the Juries Vird^t as by the that ord^d is to be returned for Judgm^t

fleming p^o Land

John fleming hath order Grtd to Pattent one Thousand Seven hundred acres of land in *New Kent* County on the North and South side of *Totopotomoys* Creeke form^{ly} Granted to M^r *Jn^o* Page by pattent in *Debr 1669* & by him Deferted

Smith p^o Land

Ordered that *Laurence Smith* have time allowed him (*Viz^t*) till Next Court to Survey and pattent 400 Acres of Swamp Land more or less not yet taken vp in *Abington* P^{ar}ish in *Gloster* County bounding on the land of *Jn^o Banister* and the Land taken vp by Co^{ll} *Ludlow*, the Land of *Xpr Abbott* de^{cd} and along the High Land of M^r *Jones* he the said *Smith* entring Rights in the Secr office for the Same.

Langston p^o
Land

M^r *Jn^o Langston* hath order Granted to pattent one Thousand Six hundred Acres of Land in *New Kent* County formerly Granted to Major *Geo Lydall* and by him Deferted entring rights for the same . . . noe rights

Roger Greene vs
M^{rs} Bland

The Difference Depending Betweene *Roger Greene* p^l & M^{rs} *Anna Bland* Defd^t the Executrix of *Theo: Bland* Esq^r is Refferred to the third Day of the next Gen^l Court for Judgm^t

Afternoon

present

SR W^M BERKELEY Kn^t Governo^r &c: *Tho: Ludwell Secr Edw: Diggs Co^{ll} Bacon*
Coll Beale Tho: Ballard Esq^{rs}

Coale vs White

James Coale Geo Distiard and *Dan^{ll} White* became joyntly and Severally bound to *Joha: Newell* for paym^t of Eight Thousand Nine hundred fifty four pounds of sweet Sented Tobb & Caske
who

who faileing *Newell Sues Coale* and obtaines Judgm^t & vpon that Execu^{co}n, the faid *Coale* now fues the faid *White* to this Court and *White* appeares and Acknowledges his p^t of the Debt due to the Said *Newell* is & was two thouland five hundred Ninety five pound yett vnpaid, *Judgm^t is therefore Granted* the faid *Coale* againft the faid *White* for p^tent paym^t of the faid Some of Two Thouland five hundred ninety five pounds quallified according to the Said bond wth Cofts Sute *als ex* but in Cafe *White* pays the E^{strs} of *Newell* the faid Some forthwith & p^{ro}duces A fufficient Difcharge to *Coale* for the fame then to be acquitted of this Judgm^t.

fleming p^o Land

Jⁿo fleming hath order Granted to pattent flour hundred Acres of Land in *New Kent* County formerly Granted to *Mofes Davis* & by him Deferted, noe rights

Beverly p^o Land

M^r *Robert Beverly* purchafed of *W^m Elliot* a tra^{ct} of Land in *Glofter* County and fupofeing[?] a Surplus of Acres within the bounds purchafed and fome Waft Land adjoyning to the faid Land, vpon his Peti^{co}n *It is orderd* he Survey the faid Land purchafed as aforefaid and if any Surplus be whitin the bounds or waft Land Land adjoyning to the faid bounds *Beverly* to have A grant thereof Entring rights According to Cuftome.

*Thorogood vs
Hayes*

The Difference Betweene L^t Co^{ll} *Adam Thorogood* P^l & *Owen Hayes* Defd^t brought in Court & *Hayes* Denies a Deed vpon w^{ch} *Thorogood* now Sues, and the Evidence not being here, *It is orderd* the Caufe be Referred to the Next Court of *Lower Norfolk* where The faid p^l & Defd^t & Witneffes Inhabit and there Judgm^t to paffe according to the merits of the Caufe.

*Burne & ffraizer
vs Inge*

James Burne & Jⁿo ffraizer fues *Vincent Inge* to this Court vpon a bond for paym^t of a Serv^t and 3^{li} pounds in goods According to the faid bound & *Inge* not app^{ing} *Isaac Watfon* is returned Security, *It is therefore ordered* *Watfon* Caufe *Inge* to Appear the 3^d Day Day next Gen^{ll} Court according to Act. or els Judgment to paffe Againft him for the faid Debt with Damages & Cofts of Sute *als ex*.

Stubbins p^o Land

James Stubbins hath order to take Survey and pattent the waft Land vnpatented lyeing in *Glofter* County Betweene the Lands of *Rich: Dudley & Geo: Haynes* entring Rights According to Cuftome

*Longman vs
Jones & Lewis*

The Difference Betweene *Rich: Longman* Attorney of Cap^t *ffofter* p^l and *W^m Jones & Christopher Lewis* Attorney of *John Goffe* Defed^t about a Debt due frome *Goffe* to *ffofter* of Thirty pound *Ser^t* by bond, is referred to the 3^d Day next Court for Judgm^t

The 13th March 1672

p^tent

SR W^M BERKELEY Kn^t Governo^r &c *Tho Ludwell* Secr *Edward Diggs* Co^{ll} *Bacon*
Coll *Beale Tho: Ballard* Efq^s

Poole vs Minge

The Difference Betweene *Ralph Poole & James Minge* referred 3^d Day next Gen^{ll} Court by Consent to be tried.

Loyd vs Key

The Difference Betweene *Owen Loyd* p^l and *Ja: Key* Defd^t Referred to the Next Court held for *Rappahanock* who are to Examin the Buffinefs and Give Juddm^t as alfoe about the Wetneffes not now Sumond to be p^{ro}ceeded Againft According to Act.

Hall

Hall his ord^r

Rob^t Hall hath his Petition Granted him for bringing in a mare out of *Maryland* and that y^e Act about importing horfes & mares to be putt to the Next Affembles Confideraçon

Beale vs Kirke

Co^{ll} *Tho: Beale* Esq^r tooke out A writ Directed to y^e Sherriffe of *Westmoreland* for the Arresting *Randall Kirke* & the write not being returned by the Sherriffe in Due time, *It is ordered* the sherriffe be fined According to Act except he shew reason to the Contrary the 3^d Day Next Gen^{ll} Court

Garway vs Radford

The Difference about bounds of Land Betweene *Ja: Garway* Guardian to *W^m Ann & Elize: Garrett* orp^{ts} pl^t & *ffra: Radford* Defd^t was Referr^d to A Jury which Jury wth Two Surveyo^{rs} vnder all their hands returne their Verdict which after Dispute is Confirmed according to the Verdict as the Land is by them bound^d and Survey^d and *Garway* to pay Cofts Sute

From which Judgment M^r *Blayton* Attorney of *Garway* ap^{pl}es to the Next Affembly. *It is Therefore order^d* he put in Security According to Act forthwith.

Johnson vs Jennings Esq^r

Judgment is Gr^{td} M^r *Rich: Johnson* against the estate of Co^{ll} *Peter Jennings* Esq^r deçd for payment of Twenty Six pound Tenn shilling & one penny *Sterling* found Justly due.

Bates vs Markam

Ann Batts ord^r to be paid Charges According to Act for dayes by *Markam* who Sum^d her in the sute Betweene him & *Arthur Price*

ffitzherbet vs Alexand^r

A Reference Betweene *Jⁿ ffitchherbet* pl^t & Cap^t *Jⁿ Alexander* Defd^t about Land Referred to the third Day Next Gen^{ll} Court in *September*.

Beverly vs Beale

Judgment is Granted M^r *Robert Beverly* against *Thomas Beale* Esq^r Security for *Johna: Newell* deçd for payment of One hundred & Twelve^{ll} Seven shilling & Six pence *sterl* with Cofts Sute *als ex*

Beale vs Newell

L^t Co^{ll} *W^m Coale* by Attorneyhipp & order of *Eliz: Newell* Widdow and Adm^{trix} of *Johna Newell* Deçd Confesseth Judgment to Co^{ll} *Tho: Beale* Esq^r for payment of One hundred Twelve pound Seven shillings & Six pence *sterl* wth Cofts sute being for foe much . . . by M^r *Rob^t Beverly* against the said *Beale* as Security for the said *Johna Newell* Deçd

Afternoone

present

SR W^m BERKELEY Kn^t Governo^r &c: *Tho: Ludwell* Secr *Edward Diggs* Co^{ll} *Bacon* *Tho: Ballard* Esq^{rs}

Lightfoot vs Reeves

The Difference Betweene M^r *Phi^{ll} Lightfoot* pl^t & *Geo: Reeves* Defd^t Referred to the 3^d Day Next Gen^{ll} Court

Bullocke vs Wild

The Difference Cap^t *Jⁿ Scarbrough* Attorney of *Rob^t Bullock* pl^t & M^r *Wild* Defendant about Land referred to the 3^d Day Next Gen^{ll} Court & that in the meane time a Jury be Impanelld by the Sherriffe of *Warwick* County who are to goe on the Land in difference and Enquire whether the Land Claymed by *Bullocke* of the said *Wild* formerly by Cap^t *Walker* Sold to *Stephens*, be *Bullocks* Land or not, and if they find it to be foe, to Value the said *Stephens* & *Wilds* Building & Cleareing according to Act, on the said Land And to Returne the report thereof to the 3^d Day of Next Gen^{ll} Court for Judgm^t. The Jury to be of the neereft Ancient Inhabitants to the said Land & to be Sworne.

Beale

Beale vs Loyd

The Report and survey of the Land in Difference Betweene Co^{ll} *Beale* and *Loyd* for *fflantelarys* orp^{ts} ord^r Returned to this Court and *Loyd* Apps not *It is therefore orde'd* that in Cafe *Loyd* Appeare not the 3^d Day Next Gen^{ll} Court to shew Reasons to the Contrary the said *Beale* is to have a Pattennt for f^d L^d found according to laft Courts order & Survey now returnd and Pay Cofts fute, Co^{ll} *Beale* to give Lawfull Notice of this order to *Loyd*.

Marble vs Wyatt

M^r *Tho: Blayton* Attorney & on the behalfe of *Nicholas Wyatt* Confesseth Judgment to *Geo: Marble* for payment of Two Thousand pound of Tobacco and Caske in *Charles Citty* County wth Cofts fute *als ex*

Lee vs Bowler

Whereas M^r *Geo: Lee* of *London* Marchant imployd *John Bowler* as his ffactor in *Virg^a* for Severall yeares in Disposfall of Selling & buying of Good and Servants about Two yeares since *Bowler* goes for *England* and in returning to *Virg^a* dyes at Sea; *Mary Bowler* the mother of the said *Jⁿ Bowler* deçed in *England* getts Adm^{con} on all and singular the estate of her said sonne *Jⁿ Bowler* Deçed, and makes M^r *Daniell Wild* of *Yorke* County her Attorney, in and about her said sonne *Bowlers* estate in *Virg^a*. *And Whereas* the said *Geo: Lee* sues the said *Daniell Wild* as Attorney aforefaid & faves there is Eight hundred pounds *Sterling* Due from the said *Bowler* for Goods Disposd of by the Said *Bowler* dureing his ffactorhipp, of which and of his ffacoridge the said *Lee* has had noe Just Accompt, *and whereas* the said *Wild* has Disposd of some of the Goods or estate of the said *Bowlers* now Vrged to be for to^{bb}: and other some remains ftil in his hands. *It is orde'd* that the caufe be Reffer'd for *England* where the said *Lee* & Adm^{trix} Are, And that the To^{bb} Reçed by M^r *Wild* on *Bowlers* Accompt be shipped for *England* And Consigned to Cap^t *Phi^{ll} ffofter* And their foe ftil to Remaine till the said Adm^{trix} & *Lee* Agrees who shall have them or some order of Law there paste for them. *And further orde'd* that the said *Dan^{ll} Wild* Render a true & p^{er}fect Accompt vpon oth of what estate he had or Received from the said *Bowler* at his Goeing out of the Cuntry what he the said *Wild* has Disposd of & what remains in his hands, And that which shall be found vpon his oth left in his hands besides The to^{bb}, to be shipped as aforefaid foe to Remaine till ord^r of Law out of *England* & then M^r *Wild* to Deliver them Vpp to whom they shall be found to belong he the said M^r *Wild* to be paid The Vsuall Sallary for Keeping and felling and shipping the Goods aforefaid, & other Just Charges, the p^{er}ty that recovers in *England* to run the Adveñtur of the To^{bb}s shipped. *And it is further orde'd* for the Better opening and Discoving the Dealeing & Tradeing of *Bowler* for *Lee* as aforefaid that all bookes of the said *Bowlers* ffactoridge and Dealeing Since he first came to *Virg^a* (if all such bookes are in *Wilds* Hands or foe many as are) be Truely Coppied out as they stand stated by *Bowler* & Sent for *England* and that *Clarke* as Attorney aforefaid if he desires it be p^{er}sent at the Drawing out true Coppies, & have a Copy Thereof.

Baugh vs Jordan

The Depending Betweene *John Baugh* Adm^{strato}r of the estate of *Tho: Lyne* Deçed & L^r Co^{ll} *Jordane* Executo^r of *Tho: Hunt* deçd about the said *Loynes* estate, is referred to the Next County Court of *James Citty*

Co^{ll} *Swann*
M^r *Ballard* a^{pp}
to Audite

Co^{ll} *Tho Swann* Esq^r in the Place of Co^{ll} *Parke* now Sick,
appointed with *Tho: Ballard* Esq^r to Audite and Draw vp the
Acco^{ts} in Difference Betweene *Jn^o Saffin* & Co^{ll} *Vaffall* & Report
it to this Court.

The 14th Day *March* 1672

þfent

SR W^M *BERKELEY* Kn^t Governo^r &c *Tho Ludwell* Se^cr *Edward Diggs* Co^{ll} *Bacon*
Co^{ll} *Swann* Esq^{rs}

Hixon vs Reeves

In the Difference of Land & fforceably Entry alleag^d by *Tho:*
Hixon against *Geo: Reeves*. It is orde^d that an able Jury be
impanelled by the Sherriffe of *Middlesex* County & Sworne who
are to goe in Difference Claymed by *Hixon* & Claymed by *Reeves*
& Examine and inquire to whome the Said Land in Difference
Belongs, as alsoe into the þfe of fforceable Entry & to Examine
all the Matters in Difference and to Draw Vpp Their Report in
Writeing and to þfent to the next County Court for *Middlesex*
where the P^lc & Defd^t are orde^d to be & the Cause to be Deter-
mined. The Jury to Consider The Building & Cleareing on y^e
Land, if found not *Reeves*

Whitehead þ
Land

Rich: Whitehead hath order granted to Pattent Eight hundred
& Twelve Acres of Land in the ffreshes of *Rappahanock* River in
the yeare 1666 granted to *Tho: Hawkins* and by him Deferted

M^r *Ballard* vs
Wyatt

Majo^r W^m *Wyatt* Confesseth Judgment to *Tho: Ballard* Esq^r
for paym^t of Tenn pounds *Sterl* and Twelve hundred pounds of
To^{bb} & Caske wth One yeares intrest & Cofts Sute *als* ex. The order
obtained for *Wyatts* non appeareance against Co^{ll} *Abrall* taken off.

Newell vs
Roberts

W^m *Roberts* Confesseth Judgment to *Eliz: Newell* Adm^r of her
late Hufband *Johna: Newell* De^ced for payment of Thirty Two
Thoufand Two hundred Sixty five pounds of To^{bb} sound mar-
chantable & Caske wth Cofts

Wyatt vs
Jeffcoate

W^m *Jeffcoate* is found to have noe Cause of Ac^con against Majo^r
W^m *Wyatt*. It is therefore orde^d the Sute be Dismift with Cofts

Afternoone

þfent

SR W^M *BERKELEY* Kn^t Governo^r &c *Tho: Ludwell* Secr *Edward Diggs* Co^{ll} *Swann*
Co^{ll} *Bacon* Co^{ll} *Beale* *Tho: Beale*, Esq^{rs}

Page vs *Newell*

The Judgment M^r *Jn^o Page* Otained against the estate of *Johna:*
Newell De^ced for fforty Two pound Tenn shilling at *Yorke* Court
is Confirmed & Co^{ll} *Beale* Esq^r Doth ingage to pay the said Some in
Debr Next by Good bills of Exchange wth Cofts Sute the Which
M^r *Page* Accepts.

Harris vs Co^{ll}
Swann

M^r *John Page* and Cap^t *Lightfoot* appointed to Examine and
Audite the Accompts in Difference Betweene *James Harris*
Attorney of *Bristoll* & Co^{ll} *Tho: Swann* esq^r executo^r
Jn^o Grove De^cd & Report the same in Writeing to Morrow to this
Court

Saffin

^a This is evidently an error on the part of the clerk. It should be Ballard.

Saffin vs Vaffall

The Hon^{ble} Co^{ll} *Tho: Swann & Tho: Ballard* Esq^{rs} report in Writing How they find the Accompt^s Stand Vnder their Hands Dated this Day Betweene *Jn^o Saffin & Co^{ll} Vaffall*, Which report or Writing is Confirmed and orde^d to be record^d, And the said *Saffin & Vaffall* orde^d to fullfill and p^{er}forme the same According to the tenor thereof and that each p^{ar}ty beare his Charges in the sute

Baugh vs Jordan

Jn^o Baugh As Admto^r to *Tho Loyne* Deçed Claymes some Land of *Loynes* formerly Granted & Escheated by *Julian Allan* deçed Now in possession of *Hubert* and *Jn^o ffarrell* sonnes to the said *Julian* deçed to the Third Day Next *September* Court

Crowder Dennett vs Baugh

Tho: Crowder & Rob^t Dennett Clayme to *Loyns* Land Referred to the 3^d Day the Next *Sept^{er}* Gen^{ll} Court

The 15th March 1672/3

p^{re}sent

SR W^m BERKELEY Kn^t Governo^r &c *Tho: Ludwell* Secr *Edward Diggs* Co^{ll} *Swann* Co^{ll} *Bacon* Co^{ll} *Spencer* Co^{ll} *Beale* Esq^{rs}

Sentence of Death vpon Thomas

Rich: Thomas Indited & Tryed for his life for murdering one *Edward Morrice* Yesterday the Grand Jury brought in their Virdent *Billa Vera* and then a Jury of Life and Death was Impannalled according to Law who now bring in their vird^t Guilty, Vpon which virdeçt Sentance of Death passed against the said *Rich: Thomas* to be hanged by the Neck till hee be Dead *Tuefday* Next

Sentence vpon Blades

Mary Blades indited and tryed for her life for stabbing to Death one *Phillip Lettice*, Yesterday the Grand Jury brought in their Virdiçt *Billa Vera* and then a Jury of life and Death was impannelled who now brings in there Virdiçt Guilty Vpon which Verdent sentence of death passed against the said *Mary Blades* to be hanged by the necke till she be Dead on *Tuefday* Next. But Vpon Confideraçon the Execuçon of this Death on *Mary Blades* suspended till Next Court

Major p^{ro} Land

W^m Major hath order Granted him to take vp and Pattent w^{it} waft Land vnpattented and adjoyning to his Land & to have a Grant thereof Entring Rights According to Custome

Whitticar p^{ro} Land

W^m Whitticar hath Order Granted to Take vp and Pattent what what waft Land he can Lawfully find vnpattented betweene the bounds of *Rob^t Harris* and *W^m Buckes* being p^{ar}t in *James* County & p^{ar}t in *Yorke* County. He the said *Whitticar* Entring Rights for the same

Weldon vs Wood

The Difference Betweene *Samuel Weldon* P^{ro} and *Eliz: Wood* Defd^t about a Horfe is referred to the 3^d Day Next Gen^{ll} Court, Where it orde^d that *Tho: Baker* who has the Horfe in Custody Appeare and bring the horfe to be Vie^d at Towne as alsoe to Testifie his Knowledge in the Difference and that *Hen: ffisher* one of the Witnesfes appeare to give in Evidence alsoe

Parton p^{ro} Land

The Petiçon of *Timothy Parton* about the Escheate of one Thoufand Acres of Land formerly granted to *John Broach* by Pattent is Referred to the 4th Day Next Gen^{ll} Court, Co^{ll} *Daniell Parke* Esq^r & M^r *Bryan Smith* to have Lawfull Notice to be then p^{re}sent

The

The 17th March 1672/3

present

SR W^m BERKELEY Kn^t Governor &c Tho: Ludwell Secr Co^{ll} Tho: Swann Co^{ll}
Nathaniel Bacon Co^{ll} Spencer Tho: Ballard Esq^{rs}

Lee vs Lewis

The last Gen^{ll} Court a Juries Virdec^t was present in the Difference of the Bounds of Land Betweene M^r Lee and M^r Jn^o Lewis which Virdec^t was Confirmed by order of Last Court but the Cost and Damages referred to be awarded this Court where the said Lee and Lewis Appeareing the Cause was againe renewed and Discourfed and the Said Virdec^t againe Confirmed And for matter of Cofts and Damages *It is orde^d* the Cofts and Damages of the whole sute be Equally pay^d Betweene them

fleming p^o
Land

Jn^o *fleming* had order at the Begining of this Court for feventene hundred Acres of Land formerly Granted to M^r Jn^o Page in *New Kent* County and by him alleadged to be Deferted, This Day the said *John Page* appeares and alleadges the last winter he Agreed with A Carpenter to build a House on the said Land and further p^ofunning that p^osons that take vp frontier Plantaçõs (as this is) had 7 yeares time granted to Seate the same, and Petiçoning to this Court that *flemings* order might be Void, *It is therefore orde^d* that *flemings* order as afore granted be suspended till the Third Day Next Gen^{ll} Court where *fleming* is to Appeare and then it is to be Determined who . . . M^r Page giveing Lawfull notice . . . to *fleming* . . . he may Appeare

Dale vs Blackey

The Difference about Hogg stealing Betweene *Cornelious Dale* & M^r W^m *Blackey* is referred to Next Asssembly.

Wormely Morris

David Morris Servant to L^t Co^{ll} *Christopher Wormely* for Scandalus false and Abusive Language against his Master, *It is orde^d* that he have fourth 39 Lashes publicly And well laid on in *James Citty* And that he appeare at *Middlesex* County Court Next and their openly vpon his knees in the said Court & Aske forgiveness which being Done is to take of any further punishment allotted him by *Middlesex* Court about Hogg stealing & *it is further orde^d* that the said *Morris* serve his said Master Accordg to Act for his Absence or running away, and alsoe to satisfie all all Cofts & charges of sute by Service

Butler reff:

Amory Butler an order on the Back of his Petiçon about *Catbegs* estate referred to the 3^d Day Next Gen^{ll} Court

Saffin vs Vaffall

Vpon Petiçon of M^{rs} *Ann Vaffall* *It is orde^d* she have Liberty to pay within Twelve months what is found due and Awarded by the Hon^{ble} Co^{ll} *Tho: Swann* & *Tho: Ballard* Esq^r in the said *Vaffall* & *Saffin* Cafe, she forthwith Giveing good Security, M^r *Saffin* present at this order.

Wynn vs Bowler

Judgment is Granted Co^{ll} *Robert Wynn* as Guardian to *Edloe* against M^r *Thomas Bowler* for payment of A Man Servant according to Specialty wth Cofts sute *als* ex

Bisse vs Jordane

The Difference Betweene *James Bisse* P^{l^c} and *Robert Jordane* Defd^t referred to the 3^d Day Next Gen^{ll} Court vpon the reasonable motion of Co^{ll} W^m *Coale* Attorney of the said *Jordane*.

Burnham vs
Bently

The Difference Vpon an Appeale to this Court from *Middlesex* County Court, Betweene M^r *John Burnham* the Appealeant and *Mathew Bently* on the behalfe of the orphants of *Tho: Willis* deçd

deçd

decd about a Mare. *It is orde'd* that the whole Caufe be Referred back to the Next *Middlefex* Court, and in the meane time the fherriffe of that County impannelled an able Jury of the reputed ableft Honeft men who being fworne . . . thoroughly and fully to enquire into the right of the Mare & increafe in Differrence & Report the fame in Writeing to the faid Next *Middlefex* Court, and there the caufe to Be Determined

Inven: *Pate*

Tho: Pate Adminiftrator of *Tho: Pate* efq^r Decd in Court vpon oth p^rents an Inventory of the faid Decedents eftate Amounting to Twelve hundred Twenty one pounds Twelve fhillings and Eleven pence *fterling* and the Cropp of To^{bb} Twenty Three Thoufand feven hundred & fourteene pounds of To^{bb} which Inventory is orde'd to be Recor^dd

The 18th March 1672/3

p^refent

SR W^m BERKELEY Kn^t Governo^r &c *Tho: Ludwell* Se^cr Majo^r Gen^l *Bennett* Co^{ll} *Bacon* Co^{ll} *Spencer* *Tho: Ballard* Efq^{rs}

Tho: Ludwell
Efq^r vs *Woodard*

Whereas in November Court 1671 *Tho: Ludwell* Efq^r had order againft againft the eftate of *Rich Woodard* of *Bristol* Decd for fifteene hogghheads of To^{bb} contayning five Thoufand feven hundred Twenty Eight pounds of To^{bo} & Caske but noe Execu^con to Ifhue orde'd then to Ifhue till this Court wherby W^m *May* Attorney of the faid *Woodard* might have time to enq^r about the faid Debt from *Bristol*. And Now the faid *Tho: Ludwell* Efq^r Peti^coning for Renewall of the faid order & Execu^con againft the faid *Woodards* eftate in the Hands of M^r *Nich: Merywether* the Executo^r of W^m *May* Decd as Attorney Aforefaid, *It is now orde'd* that the To^{bb} bee paid by M^r *Merywether* out of *Woodards* eftate, the Next Cropp in Cafe their be noe Reafons to the Contrary fhow^d the 3^d Day of the Next Gen^l Court in *September* or *November*

Gwyn vs
Throgmorton

M^r *Jn^o Gwyn* Minifter, At A Court held at *Glofter* 23^d *Debr* 1672 had order to have allowed him Six Tithables & himfelf free of Publique Taxes According to the 55 A^ct from which order *Jn^o Throgmorton* Church Warden of *Ware* ¶ifh Appeale to the 4th Day of this Court where it is orde'd the faid Judgment of *Glofter* Court be Confirmed and that the faid *Throgmorton* pay Damage According to A^ct as in cafe of Appeales wth Cofts fute *als ex*.

Place vs *Stith*

By Judgment of this Court & Confent of the P^r *Rowland Place* and the Defd^t *John Stith* it is orde'd that *Stith* fhall & will pay vnto M^r *Place* Twenty Thoufand pounds of To^{bb} good & marchantable & Caske in *Charles Citty* County at four yeares Day of Payment. Which faid fome is to be in full of All Cofts & Charges In the Long Depending Sute aboute Land Betweene the faid *Place* & *Stith* The To^{bo} to be paid by five Thoufand pound yearly

The 19th March 1672/3

p^refent

SR W^m BERKELEY Kn^t Governo^r &c. *Tho: Ludwell* Se^cr Majo^r Gen^l *Bennett* Co^{ll} *Bacon* Co^{ll} *Spencer* *Tho: Ballard* Efq^{rs}

Jfoard vs Wyatt

In the Difference about the bounds of Land Betweene *Peter Jfoard* & *Majo^r Wyatt* adjoining to *M^r Barnehouse* his Land, *It is order'd* for the Cleareing & Difcovering of each P^{ties} bounds That An Able Jury of the Neereft Neighbourhood to the faid Lands be impannelled & fworne by a Mageftrate are in Company with *M^r Geo: Morris* Surveyo^r to furvey and Lay out the bounds *Barnhouses* Land *Wyatts* Land & *Jfords* Land According to pattent priority of Grant and to Draw up their Report in Writing vnder their hands how they find the Same and p^{sent} it to the 3^d Day next Gen^l Court for Judgment

Weldon vs Grantham

In the Difference depending betweene *Samuel Weldon* p^t and *Cap^t Grantham* Defd^t *it is Agreed on by Consent* that if *Weldon* will Sware he Left A Barrell of Iron Ware on Bourd the faid fhip *Tho: & Mary* then he the faid *Grantham* doth Ingage to pay the True Value thereof.

Charles vs Boeman Peirce vs Norton

Jⁿ Boeman Confefseth Judgment to *Phillip Charles* for payment of A Man Serv^t According to penalty wth Cofts.

The Difference Betweene *Jeremiah Peirce* p^t & *Hen: Norton* Def^t Referred to the 3^d Day of *September* Gen^l Court Next.

Mathewes Bates

The Difference Betweene *Cap^t Mathewes* p^t and *Geo: Bates* Defd^t about efcheat of *Smith* his Land Referred 3^d Day Next Gen^l Court.

Nard vs Mathewes

Morrice Nard Jⁿ Smith and *Jⁿ Daniell* 4 Dayes Attendance to be p^d by *Cap^t Mathewes* According to A^{ct}, wth Cofts, being Sumond as Evidence Betweene *Mathewes* and *Bates*.

Marshall vs Price

It is Ordered and Defired that the Hono^{ble} Sr *Hen: Chicheley* Kn^t & *Hen: Corbyn* Efq Examine all the matters and Caufe Betweene *Tho: Marshall* and *Rich: Price* to Sumons all Evidences & P^{ties} if their bee occa^{on} and paffe Judgment in the p^{misses} alfoe Betweene *Rendall & Price*, and *Bayly & Price*.

Bushrod vs Whiteing Bridger vs Pitt

The Difference *Tho Bushrod* p^t and *Hen: Whiteing* Defd^t referred to the 3^d Day Next Gen^l Court.

In the Difference B^{tw}ee Co^l *Joseph Bridger* & Co^l *Rob^t Pitt* about the efcheate of Eight hundred & ffifty Acres of Land formerly belonging to *Cap^t Jⁿ Vpton*, *it is order'd* that in Cafe on the 3^d Day Next Gen^l Court the Said Co^l *Bridger* makes Appeare the faid Eight Hundred and ffifty acres of Land, be the whole or any P^t or P^{cell} of the Land that *Margarett* the Wife of the Said *John Upton* dec^d was order'd and impowred to fell to pay Debts as by Order of the Gen^l Court of the 5th *July* 1672 Then that the faid Eight hundred And ffifty Acres of Land and the Efcheate thereof be Confirmed to the faid Co^l *Joseph Bridger* & his heirs

Bushrod vs Dixon

In the Long Depending Sute Betweene *Tho: Bushrod* & *Rich: Dixon* about Land vpon which a Jury has bin, who have Returned to his Court their Virdict vnder their hands, which faid Vird^t is fully Allowd of And Confirmed, *And order'd* that *Bushrod* pay to the faid *Dixon* Two Thoufand pounds tobo and Caske, which is to be in full of All Damages and Cofts and this to be An End of that Long Difference.

Scarborough vs Robinfon Jframe p Land

The Difference betweene the Admiftrato^{rs} of Co^l *Scarborough* and *Lawrence Robinfon* refer'd to the 3^d Day Next Gen^l Court.

Arthur Jframe hath order Granted to take vp and pattent five hundred Acres of Land formerly Granted in the yeare 1666 to *John Lewis* in *Northampton* County and by him Deferted.

Littleton

Littleton ꝑ Land

M^r *Southy Littleton* hath order granted to take vp and pattent Two hundred Acres in *Accomak* on the Sea Board fide Neere *Dun Creeke* formerly Granted to Co^{ll} *Scarborough* in the yeare 1635 & by him Sold to the faid *Littletons* ffather which for want of Seateing is deferted he entring Rights According to Custome.

Lyndsey Weeke
about Land

It is orde'd that *Rob^t Berkeley* Survey for *John Lyndsey* what Land the faid *Lyndsey* form^{ly} entred wth him the Said *Beverly* and *Lyndsey* to have a Grant thereof And that *Abrah. Weekes* ord^r & Survey be void, It appeareing that *Lyndsey* had Entred the Same Land wth *Beverly* to be Survey^d before *weekes*.

All Matters and Causes vndetermined by his Court Reffer'd to the next Gen^{ll} Which is to be held the 20th *May* next, to which Day this Court advenes

Tcft

Hen: Hartwell Cl Con

At a meeting of the Right Honorable the Governour And Councill
the 22^d *Aprill* 1673.

present

THO: LUDWELL Sect Edward Diggs Esq^r Co^m Tho: Swann Co^m Nath. Bacon
L^t Co^m Daniel Parke Tho: Ballard Esq^r

Whereas we have Received Comands from his most Sacred Ma^{tie} to doe our best to putt the People of this Colonie of *Virg^a* into the best posture wee Can for the Defence of it and the shippes trading to it, Against any Attempts which may be made on it or them by any the subjes of the States Gen^l of the United Provinces now in Actuell warr with his most Sacred Ma^{tie} and his Subjects, *And Whereas* wee have Received Advice that severall the Shippes of Warr belonging to the States Gen^l are designed Against this Place. *It is therefore orderd* that the Leif^t Gen^l Major Gen^{ls} and Collonells Comanders of the militia of this Colonie forthwith vpon Sight hereof Draw their Severall Regiments together, and take Care that what Armes shall bee in any Howse more then the people Lifted Can vse be secured for those who shall be found wanting of Armes And that what Armes shall be found yett unfixed (notwithstanding a former order for fixing them) may be speedily fixed According to the said former order, *and it is f^r her orderd* and All the said officers Strictly Charged to make dilligent Enquires into All Stores of powder and Shott which shall be ffound in Particular private Howes And to Keepe A Just Accompt of the Same, And Charge the people as the[y] will Answer the Contrary to have it forthecomeing when they shall bee hereto Required as Alsoe to Enquire vpon a strict Penalty into All Publique stores where goods are fould what Powder shott or Armes may be in them and to charge the owner thereof to have it Ready for the Governour or the next Commander in Ceife order vpon pay to be made by the Publique for it of which they are not to faile either in the Concealem^t or detaining of it, as they will answer the contrary at their Perille, And the Generall and Particular officers are Required to have their Respective Regim^{ts} Ready to March vpon the first sumons whither it shall by the Governour be thought most Conducing to the safety of this Country & every Part thereof, And Because the Enemies shippes may come on the Soddaine and Attacque the shippes with our Harbours, Notwithstanding the Resistance of those forts wee have been yett able to Build, *It is hereby Orderd*, And the Comanders of the militia next bordering Vpon the Shippes which are in in the severall Harbours of this Colonie are strictly Required forthwith vpon the first allarme to putt soe many men out of Each Company Bordering as aforefaid on board the said Severall shippes as may Make fifty men for every shipp together with their Armes to serve as smale shott to defend the said shipp till further Order can be taken for their Better Defense, *And Whereas* the fort at *Yorke* (Notwithstanding the Early order which hath been Given for its Repaire) is at present not in a Condiçon of Defense, *It is hereby ord^d* that forthwith the Comissio^{rs} of the Association doe take care that by Cannon Basketts or otherwise the Gunns there be soe Couvred as to Offend the Enemy and to secure the men who shall Defend them and that vpon the first Alarme the Next Company of foote doe Repaire to the severall forts According to Act of Parliament, to Defend them, *And Whereas* Major *Theo: Hone* & M^r *W^m Dromond* did Voluntarily Vndertake At A Certaine Rate to Build a fort of Bricke at *James Citty* of Two hundred and fifty foote at A Certaine time of which they have fayled whereby that Part of the Country may be Exposed to the Attempts of the Enemies, for which they have Deserved severe Punishm^t *It is hereby orderd* And the said Major *Hone* & M^r *Dromond* are hereby Straightly Charged and Required forthwith to finish the said Worke, & New substantiall Carriages for all the Gunns now in *James Citty* And if it shall appeare that any the least Neglect in the Worke be henceforward comitted by them the said *Hone* & *Dromond* they shall be proceeded Against According to the greatnes of their offence with All Severity

Att a Court held at *James Citty* The 25th of *May* 1673

[p̄fent]

SR W^M BERKELEY Kn^t Governo^r &c *Tho: Ludwell Sēr Edw: Diggs Co^{ll} Swann*
L^t Co^{ll} Parke Esq^{rs}

White p̄ Land W^m *White* hath order Granted to Pattent Three Thoufand Acres of Land or thereabout forn^{ly} Granted to L^t Co^{ll} *Phillip Ludwell* and Cap^t W^m *Baffett* which for want of Seateing by them Deferted haveing Entred Rights Accordingly

Beverly p̄ Land M^r *Robert Beverly* hath feaven yeares time Granted for feateing Two Thoufand Acres of Land in *Rappahanock* River on the fouth Side thereof Granted to him by Pattent dated 20th *Aprill* 1670

Robinson vs Tucke The fute Betweene *Richard Robinson* as Marying the relic^t of *John Curtis* p^t and *John Tucke* Defd^t is Dismift wth Clarkes & fherriffes fees to be paid by *Robinson*

Murry vs Tucke In the Sute Betweene *Alexand^r Murrey* p^t & *John Tucke* Defd^t about Two hogghheads of Tobacco by *Murry* Intrusted to *Tucke* for fale in *Bristol* It appeares by *Tucks* oth to the best of his Remembrance that the faid Tobacco yeilded clere but Nineteene fhillings Odd pence and that he has not his Accompts bookes in this Country for the Cleareing thereof but p̄misses to bring or fend the Accompts Next yeares shipping which is Accordingly orde^d and what Appeares Due to paid

Billiot vs Scarburgh The Order that M^r *Edmond Scarburgh* Obtained for One Thoufand and ffifty Acres as Deferted Land in *Northampton* County formerly granted to *John Billiot* is Taken of and made Void the Right of the faid Land appeareing to be in *John Billiot* orphant

The 22^d *May* 1673

[p̄fent]

SR W^M BERKELEY Kn^t Governo^r &c. *Tho: Ludwell Sēr Edw: Diggs Co^{ll} Swann*
Co^{ll} *Bacon* L^t Co^{ll} *Parke* Esq^{rs}

Grayham vs Wynn The Horfe in Difference Betweene *John Grayham* and *Jaffer Wynn* is found and Adjud^d by oth on iffue to be *Grayhams* Horfe It is therefore orde^d he be fortwith poffeft wth the faid Horfe and each p̄ty to beare his Owne Charges

Dale vs Kirton The Differences Betweene M^r *Dale* and M^r *Kirton* are Referred to y^e third Day next Gen^{ll} Court

Beverly ord^d to It is ord^d that M^r *Robert Beverly* next *Middlefex* Court Deliver vp y^e Deed of *Domingo Madera* to whom he had it from, the widdow to be there to Receive the Deed and fend it to this next Court, and to Deliver on Acco^t of the eftate

Afternoone

[p̄fent]

SR W^M BERKELEY Kn^t Governo^r &c *Tho: Ludwell Sēr Edward Diggs Co^{ll} Swann*
L^t Co^{ll} *Pearke* Esq^{rs}

Esq^r

Esq^r *Diggs vs*
Reade
Dolby vs May

In the Difference Betweene *Edward Diggs* esq^r Plantiffe and *Tho: Reade* Defd^t is Referred to a Jury.

The Difference Betweene *Tho: Dolby* P^l and *Hen: Maw* Defd^t vpon an Appeale from *Eliz: Citty* County Court. *It is orderd* that Courts order^d be Reverfed and the said *Maw* to pay the vsuall rent According to the Lease wth Cofts fute

Scott

It is orderd that *John Scott* Appeare before the Governo^r and Councell on *Munday* Next to Anfwer to the Petiçon of his ser^vt *John Walker*

Stafford for
Land

Humphrey Stafford hath order Granted to Refurvey a ¶cell of Land formerly Granted to him by Pattent and what Surplus is found wthin the old bounds he to have a Grant thereof, entring Right According to Cuftome

Myhill vs Reade

In the Difference Betweene *John Myhill* and *Tho: Reade* about Land *It is orderd* that Major *Lewis* Survey the Land in Difference and make a Division on the 10th *September* next and then to Cast Lotts each ¶ty to beare his owne Charges, both ¶tys to Give notice to the said furveyo^r.

Watkins ¶
Land

Phillip Watkins hath order Granted to pattent Six hundred and ffifty Acres of Land in *New Kent* County on the North fide of *Mataponie* River form^{ly} vp by *Will Goffe* and by him fould to *John Madifon* and by the said *Madifon* Sould to the Reliçt of the said *Goffe* and by her deserted Rights entred for the same According to Act by the said *Watkins*

Moore vs
Walker

The Difference Betweene *Richard Moore* and Major *Walker* vpon an Applē from *Glouster* Court, *It is orderd* it be fufpended till the 4th Day next Gen^l Court to be heard after the fute Depending Betweene *Edw: Diggs* Esq^r and the said *Walker*

The 23^d of *May* 1673

[¶sent]

SR W^m *BERKELEY* Kn^t Gouverno^r &c *Tho: Ludwell* Secr *Edw: Diggs* Major Gen^l
Bennett Co^{ll} *Swann* Co^{ll} *Bacon* Co^{ll} *Beale* L^t Co^{ll} *Parke* Esq^{rs}

Thatcher vs
Carter

The Difference Betweene *W^m Thatcher* Pl^t and L^t Co^{ll} *Carter* Defd^t is Referred to the third Day next Gen^l Court Desired by the Defd^t

Bushrod vs
Heath

Whereas M^r *Tho: Bushrod* had A warrant directed to the sher^{er} of *Glouster* County for the Arresting of *Hen: Whiteing* to the Laft Court who was Accordingly Arrested & M^r *Augustin Heath* returned Security and whereas the said Laft Court there was a Reference Granted to this Court where the said *Whiteing* Not Ap[¶]eing, *It is orderd* that the said Security pay what the said *Bushrod* fhall make appeare Juftly Due the third Day next Gen^l Court in Cafe he then caufe not the said *Whiteing* to Appeare wth Cofts fute

Bushrod vs Loyd

The Difference betweene *Thomas Bushrod* pl^t and *W^m Loyd* Defd^t referred to the 3^d Day next Gen^l Court

Tayloe vs
Mathews

The Difference Betweene *Jn^o Tayloe* Pl^t and *Tho: Mathews* Defd^t about one *Rob^t Waltons* eftate is Referred to the third Day Next Gen^l Court, and ordrd that in the meane time *Mathews* imbezell not nor Difpofe of any of the said *Waltons* eftate

Smith

- Smith vs Cheefman* The Difference Betweene L^t Co^{ll} *John Smith* Atto: *Richard Tyler* P^{lc} and *Thomas Cheefman* Defd^t Referred to the third Day next Gen^{ll} Court
- Esq^r Diggs vs Reade* The Difference about a horfe between *Edward Diggs* Esq^r P^{lc} and *Tho: Reade* Defd^t was Referred to a Jury who now bring in theire Verdict that the find for the Defd^t, *It is orde'd* that *Reade* Quietly enjoy the said Horfe in Difference
- Wadding vs Howson* *Robert Howson* being Arrested to the Gen^{ll} Court in *Nobr.* at the sute of *James Wadding* by the she^{er} of *Stafford* County and the said *Howson* not then Appeareing nor now, Judgm^t is therefore Granted the said *Wadding* Against the said she^{er} for payment for the said *Howson* debt of three thousand pound of sweete sented to^{bb} and Caske wth Cofts and 6^ꝓ Ct Damage
- Smith vs Dromond* In the Difference Betweene *Bryan Smith* Attorney of *Mit: Perry* and *Tho: Lane* P^{lc} and *W^m Drommond* Defd^t of the Appeale of tenn thousand pounds tobacco & Caske from *James Citty* County Court vpon a Defamaccon. *It is orde'd* that the ord^r be made Void and reverfed and that *Drommond* be left to his remedy in A ꝓsonall Accon against *Perry* and *Lane*
- Bowler vs Jones* Whereas M^r *Tho: Bowler* had a warrant Directed to the Sherriff of *Northumberland* County for the Arresting of *Robert Jones* to this Court who was Accordingly Arrested and he not Appeareing and noe Security returned *Judgment is therefore Granted* the said *Bowler* Against the fherriffe for what shall be made Appeare Justly Due the next Court in Cafe he Cause not the said *Jones* then to Appeare

afternoon

[ꝓsent]

SR W^m BERKELEY Kn^t Governo^r &c *Tho: Ludwell* Secr. *Edward Diggs* Major
Gen^{ll} *Bennett* Co^{ll} *Bacon* Co^{ll} *Beale* Co^{ll} *Parke* Esq^{rs}

- Bridger vs Pitt* Whereas Co^{ll} *Joseph Bridger* had ord^r granted in his owne Right to Escheate Eight & ffifty Acres of Land in the *Isle of Whight* County formerly belonging to Cap^t *John Upton* vpon which Grant A Jurie was impannelled and an Office found Butt Co^{ll} *Robert Pitt* ꝓtending A Better Right for the said escheate and now Appeares in Court together with the said Co^{ll} *Bridger* where after long Dispute and each ꝓties Clayme thoroughly Examined, *It is the Judgment of this whole Court* that the said Land and the escheate thereof be Confirmed and Granted to the said Co^{ll} *Bridger* & his heirs forever.
- Co^{ll} *Bridger* entered his first Clayme by Peticōn for the furplus wthin the bound and waste land adjoyning
- Oufstin vs Levistone* The Difference Betweene *Sam^{ll} Oufstin* and *Levistone* vpon an Appeale from *Gloucester* Court, referred to the 4th Day next Gen^{ll} Court and *Levistone* to be ꝓsent.
- Gardner vs Hull* The Difference Betweene *Martin Gardner* on behalf of *Hen: Tylers* orphants p^{lc} and L^t Co^{ll} *Hull* Defd^t Referred to the 4th Day Next Gen^{ll} Court.

The

The 24th May 1673

[present]

SR W^m BERKELEY Kn^t Governo^r &c Tho: Ludwell Se^cr Edw: Diggs Major Gen^{ll}
Bennet Co^{ll} Swann Co^{ll} Bacon Co^{ll} Beale L^t Co^{ll} Parke Esq^r

Coale vs
Marshall

The Difference Betweene M^r Edm: Coale and M^r Marshall is Referred to y^e Third Day Next Gen^{ll} Court vpon the motion of Co^{ll} Bridger

Bridger p^d
Land

Co^{ll} Joseph Bridger hath order Granted to Pattent ffour hundred Thirty Two Acres of Land formerly granted vnto W^m Porter by Pattent dated 11th of August 1667 and for want of seateing by him Deferted entring Rights According to Act

Beale vs Loyd

Whereas in the difference of Land Betweene Co^{ll} Beale Pl^t & W^m Loyd for ffantlaroys Orphants Defd^t the Laft Court M^r W^m Mosely returned his Report and Survey of the Land in Difference, which was not then Confirmed but referred to this Court where it is orde^d the said furvey and Report of the said Mosely Surveyo^r be Confirmed and that the said Co^{ll} Beale have the said Land by Pattent granted him being Nine hundred Twenty Nine Acres as by the Survey According to the bounds thereof May Appeare

ffoxcraft vs
Newell

Isaac ffoxcraft sues Eliz: Newell Adminiftratrix of Johna: Newell De^cd vpon bills of Exchange of Tenn pounds sterling Charged on M^r Richards and p^tested, as alsoe for Tenn pound sterling Due by bill to be paid vpon demand, It is orde^d by Consent that if ffoxcraft at Next Gen^{ll} Court Depose he has rec^d noe p^t or p^tcell of the said Money or send his Deposition in Writeing attested by the Clerke of Accomack Court then to have Judgment for both the said so^mes of Tenn pound sterling wth 15 p^t Cent vpon bills of Exchange p^tested as alsoe for the tenn pound Due by one other bill

Mathews Bates

The Difference Betweene Cap^t ffra: Mathews Pl^t and Bates Defd^t about the Land of Smith dec^d referred to y^e Next Affembly

Saffin vs
Tompson

Whereas M^r John Saffin had a Warrant Directed to the Sher^r of County for the Arresting of Richard Tompson w^{ch} was Accordingly Done, and the said Tompson Not Appeareing and Noe Security Returned Judgment is therefore Granted the said M^r Saffin against the said Sherriffe for what shall be made Appeare Justly Due the Next Court, the she^r to have Liberty to bring him in Next Court

Page ffleming

Orde^d that the order John ffleming had Laft Court for One Thoufand Seven hundred Acres of Land formerly Granted to M^r John Page in New Kent County as Deferted Land be made void it Appeareing now the Land was not then Deferted

Parke vs Warren

Judgment is Granted Co^{ll} Daniell Parke esq^r Against M^r Tho: Warren Comander of the shipp Daniell in Virg^a for payment of Ninety nine pounds Thirteene shillings and Two pence being for soe much Due for goods of the said Parkes Damified in the said shipp Dan^{ll} in her Late Voyage from London in England, The money to be paid within fforty Dayes after her Next Arrivall in England and to that Purpose bills of Exchange are to Paffe

Mohun vs
Warren

Judgment is Granted M^r John Mohun Against M^r Tho: Warren Comander of the shipp Daniell in Virg^a for payment of One hundred

dred and Eighteene pounds nine fhillings & Six pence *sterl* being for foe much due for Goods for Goods of the faid *Mohuns* Damnified in the faid fhipp *Daniell* in her late Voyage from *London* in *England*, and to that Purpofe bills of Exchange are to Paſte

*Thorpe vs
Warren*

Judgment is Granted M^r *Otho Thorpe* againſt M^r *Tho: Warren* Comander of the fhipp *Daniell* in *Virg^a* for payment of forty feven pound Six fhillings & Eleaven pence being for foe much Due for Goods of the faid *Thorps* Damnified in the faid Shipp *Daniell* in her Late Voyage from *London* in *England* and to that Purpofe bills of Exchange are to Paſte

*Moniford vs
Warren*

Judgment is Granted M^r *W^m Moniford* Againſt M^r *Tho: Warren* Comander of the fhipp *Daniell* in *Virg^a* for payment of Thirty pounds being for foe much Due for Goods of the faid *Monifords* Damnified in the faid fhipp *Daniell* in her late Voyage from *London* in *England*, and to that Purpofe bills of Exchange are to Paſte

Lewis vs Warren

Judgment is Granted M^r *John Lewis* Againſt M^r *Tho: Warren* Comander of the Shipp *Daniell* in *Virg^a* for payment of forty Two pound and Eleaven being for Soe much Due for Goods of the faid *Lewis* Damnified in the faid Shipp *Daniell* in her late voyage from *London* in *Engld* The money to be paid wthin forty Dayes After her next Arrivall in *England* and to that purpofe bills of Exchange are to paſte.

Page vs Warren

Judgment is Granted M^r *John Page* Againſt M^r *Tho: Warren* Comand^r of the fhipp *Daniell* in *Virg^a* for what Damage he fhall make juſtly Appeare to have ſuftained in the faid Shipp in her late voyage from *England* Hither, the money to be paid wthin forty Daies after her next Arrivall in *England*, and to that purpofe bills of Exchange are paſte.

*Co^{ll} Bacon vs
Warren*

By Conſent of Co^{ll} *Nath: Bacon* eſq^r & Cap^t *Tho: Warren* Comander of the fhipp *Daniell*, *It is orde^d* L^t Co^{ll} *W^m Coale* & M^r *W^m Moniford* veiw the Damages of the faid Co^{ll} *Bacons* and and what they find Damnified to be paid wthin forty Daies after the Next Arrivall of the faid Shipp *Dan^{ll}* in *England*, and to that purpofe bills of ex Exchange are to paſte.

*Drommond vs
Eveling*

The Difference Betweene M^r *W^m Drommond* and Cap^t *Chriſtopher Eveling* about M^r *John Currers* eſtate. *It is orde^d* that the faid *Eveling* before his Departure out of the Country, Give M^r *Drommond* bills of Exchange for thirty nine pounds and this to be a final end of the Cauſe Betⁿ: the faid *Drommond* and *Currer*.

The 26th May 1673

[p^{re}ſent]

SR W^m BERKELEY Kn^t Govrno^r &c. *Tho: Ludwell* Secr *Edward Diggs* Co^{ll} *Beale* *Tho: Ballard* Eſq^s

Butler Hawkins

Whereas Co^{ll} *John Catlett* Deced made a will and Died leaving his wife Executx and M^r *Amory Butler* married the faid Executrix but before marriage *Butler* by his bond Gives the widdow liberty to Diſpoſe of her eſtate either by will of *Catlett* Deed or as Adminiftratrix, She dies and makes a will And now a Diſpute Arrifes betweene the faid *Butler* and Cap^t *Tho: Hawkins* A Kinſman to the faid *Cattlett* who fhall have the Managements of the faid eſtates and the Keepeing and Educa^on of the Children of *Catlett*,

Catlet, It is order'd that the said Mr Amory Bulter doe at the next County Court held at *Rapp*^a Give Good and sufficient Security to *þ*forme pay and fullfill the wills of the said *Catletts* wife Dece^d and then that he be Poffe^d and have the management of all the said *Catlett* and wifes eftate And further it is order'd that Mr *Daniell Gaynes* have the Keeping and Educa^çon of the said *Catlets* Children.

Nixon Reeve

It is order'd that Cap^t *Robert Beverly* Surveyor be added to And Assistant wth a Jury by the laft Court Appointed to Enquire into the bounds of Land and fforceably entry in difference between *Tho: Nixon & Geo: Reeve* y^e Jury and Surveyor to make Report to the Next *Middlefex* Court and there the Cause to be Judg^d

Harrifon vs Wilkins

The order that *W^m Harrifon* obtained the laft Gen^l Court for the Land of *W^m Wilkins* being four hundred & Seaventy Acres as deserted Land is made void and *Harrifon* pay Cofts Sute the Land now Appeareing not to be deserted

Betts vs Price

It is order'd that Mr *Arthur Price* pay vnto *william Betts* four pound five shillings being Soe much due by two bills from his Brother *Rich Price*

Biffe vs Jordane

Whereas Mr *James Biffe* Arrested Mr *Robert Jordane* to the Laft Court then A Refferance to this was Granted where *Jordane* Appeares Not, It is order'd that if *Jordane* Ap^þe not the 3^d Day Next Gen^l Court then *Biffe* to have Judgment for what shall be made Appeare Justly due wth Coft.

Waddie vs Needles

The Difference betweene Mr *James Waddie* and *John Needles* vpon an Appeale from *Middlefex* County Court It is order'd that the order from w^{ch} the said *Waddie* Appealed be Confirmed and *Waddie* pay Cofts Sute als ex, And further order'd that what eftate Mr *Needles* have yett in his hands belonging to Mr *Geo: Waddie* de^çd that he Deliver the fame vpon oth vnto Mr *James Waddie*.

Afternoone

[þfent]

SR W^m BERKELEY Kn^t Governor &c. *Tho: Ludwell* Se^çr *Edw: Diggs* Co^{ll} *Swann* Co^{ll} *Bacon* Co^{ll} *Beale* *Tho: Ballard* Esq^r

Baskerville Davis

The Difference Betweene *John Baskerville* Attorney of *Smith* of Londⁿ and *Mofes Davis* is Referred to Co^{ll} *Thomas Swann* & *Tho: Ballard* esq^r to Examine where the Interogatories be Answer^d and Report thereof to Next Gen^l Court

Page vs Pickis

Whereas Mr *John Page* had a Warrant Directed to the sherriffe of *New Kent* County for the Arresting of *Jonas Pickis*, and the sherrife making this Returne *Non est Inventus*, Attachment is therefore Granted to Mr *Page* Against the eftate of *Jonas Pickis* for payment of Sixty four pounds fourteene shilling & Eight pence being for bills of Exchange þtested wth Damages According to Act, Returneable Next Court for Judgment for what Appeares Justly Due wth Cofts

Weldon vs Wood

Whereas M^{rs} *Eliz: Wood* Sold to *Benjamin Strange* A Sorrell Horfe now in the poffeffion of *Tho: Baker*, which Horfe was Claymed by Mr *Sam^l Weldon* who Comenced his Sute to this againft the said *Wood* where it appears that the said *Wood* did illegally take vp Sell and marke the said Horfe wth IF. It being the

the said *Weldons* Horfe, *It is therefore order'd* that the said *Eliz: Wood* forthwith deliver to the said *Weldon* the said Horfe and pay all Cofts Sute

The 27th *May* 1673

[present]

SR W^M *BERKELY* Kn^t Govern^r &c. *Tho: Ludwell* Secr. *Edw: Diggs* Co^{ll} *Swann* Co^{ll} *Bacon* Co^{ll} *Beale* L^t Co^{ll} *Parke* *Tho Ballard* Esq^{rs}

- Tarboe Wood* *Gyles Tarboe* hath ord^r for four Dayes Attendance to be paid by M^{rs} *Eliz Wood* ag^t M^r *Weldon* According to Act
- ffisher Wood* *Hen: ffisher* hath order for four Dayes Attendance to be paid by M^{rs} *Eliz: Wood* in the fute Against M^r *Weldon*, According to Act
- Sunday Wood* *W^m Sunday* hath order for four days Attendance to be paid by M^{rs} *Eliz Wood* in the fute Ag^t M^r *Weldon*, According to Act
- Davis Weekes* The Difference betweene *Tho: Davis* sonne of *John Davis* dec^d and *Robert Weekes* vpon an Appeale from *James Citty* County Court, *it is order'd* that the said *Weekes* Appeare at the Next County Court held for *Yorke*, and if in Cafe the said *Weekes* Doe not there Appeare then the ord^r of *James Citty* County Court to be Confirmed and *Davis* to p^{ro}ceed thereon for the Discovery of his estate and further order'd that *davis* Give Notice to *Geo: Gill* who was Joyntly and Severally bound wth *Weekes*, to Appeare at the said *Yorke* Court where the said Court is to take Just Care for his the said *Davis* Due by will
- Harris vs Co^{ll} Swann* Judgment is Granted M^r *James Harris* Attorney of *Antho: Gay* Merchant and others the Owners of the shipp *Virg^a Merchant* of *Bristoll* against Co^{ll} *Tho: Swann* esq^r and Cap^t *Edward Ramsey* Executors of Cap^t *John Grove* Dec^d for payment of One Thoufand One hundred & fifty pounds of to^{bo} an Caske being foe much found vpon an Audite & Report made of the Acco^{ts}
- Blake p^{ro} Land* *W^m Blake* hath order Granted to pattent three hundred Acres of Land in *Accomack* County formerly Granted vnto *Tho: Junnell* & for want of feateing by him Deferted, entring Rights According to Act
- Awborne p^{ro} Land* *Richard Awborne* hath order Granted to pattent about three hundred Acres of waft Land in *James Citty* County neare the *ffrench* ordinary adjoining to the Land of *W^m Paulett*, entring Rights According to Act
- Baughen Wood* *John Baughen* hath order for four Dayes Attendance to be paid by M^{rs} *Eliz: Wood* in the fute Against M^r *Weldon* According to Act
- Haley Loyd p^{ro} Land* *James Haley* and *Ambrose Loyd* hath ord^r Granted to take vp what Surplus Land is found wthin the bounds of M^{rs} *Mary Bernard* in *Warwick* County entring Right According to Custome
- Poole vs Minge* Whereas the Difference Betweene *James Minge* P^{ro} and *Ralph Poole* and others Defd^{ts} was Referred by Consent of the P^{ro} and Defe^t to the Award and Determinaçon of *W^m Sherwood* who has Drawne vp his Award in Writeing, which now Comeing in plea in Court, where *It is order'd* that the said award be Confirmed and that *Minge* obey and p^{ro}forme the same on his p^{ro} as alfoe *Poole* on his and their p^{ro}ts, and what the said M^r *Minge* can make Appeare already paid and p^{ro}formed of the said Award to be Discompted and what releafes to be allowed

Ord^r

Ord^r ag^t
Dromond &
Stone

Whereas M^r W^m Dromond and Major Theo: Stone wth M^r Math: Page dec^d did Agree with the Commiffion^{rs} of the Affoffiacon to build a ffort at *James Citty* According to fuch Dimencon rules and ftrength as by the Condicon for the Purpofe may Appeare. And whereas the faid Stone and Drommond notwithstanding their faid Agreement and feverall orders fince paf^t have not performed the faid Condicon nor orders But have Neglected the fame, Excepting only the makeing Some Bricks and other operations for the faid Building etc. which bricks & other things prepared are reported to be very bad and altogether Infufficient for the faid Worke *It is now ord^d* that all the Comiffion^{rs} of the faid Affoffiacon on the 6th of *June* Now Next Comeing meet at *James Citty* who as a Court are to Examine the Goodnes of the Bricks and timber prepared for the faid Worke and Judge of the value, and in all things fee and Comand that the Said Fort be forthwith Erected and built according to the dimencon and Rules in the faid Agreem^t as they the faid Stone and Dromond will anfwer the Contrary at their perills, And it is further order^d that noe tobacco or other further payments be leavied for or paid to the faid Stone and Drommond vntill fuch time as the faid ffort be Erected and Built According to the Condicon and Agreement Aforefaid

Whithaire vs
Newell

The Differrence Betweene Robert Whitehaire Attorney of *Spencer Piggott* of London P^l and Eliz: Newell the Adm^{tr}ix of *Johnas Newell* dec^d referred to Next Court

Waddie will

It is the Judgment of this Court that the Written will of *Waady* dec^d is the Will in Law and not the Nuncupative will

Smith vs Davis

The Differrence Betweene M^r W^m Smith of London and *Mofes Davis* was yefterday Referred to Co^{ll} *Tho: Swann* and *Tho: Ballard* Efqr to Examine the Buffines w^{ch} is to be done the firft day next Gen^{ll} Court & make report thereof

Minge vs Poole

Whereas an order paf^t at *Charles Citty* County Court the 3^d Day Ap^{ll} 1673 in a Diffe'e betweene *James Minge* P^l and *Ralph Poole* Defd^t from w^{ch} Judgment *Poole* Appeales to this Court where after Examinacon of the p^miffes *It is ord^d* y^t y^e f^d ord^r be Confirmed & pay 50 per Cent Damages According to Act wth Cofts fute als ex

afternoone

[present]

SR W^m BERKELEY Kn^t Gouverno^r &c *Tho: Ludwell* Se^cr *Edward Diggs* Major Gen^{ll} *Bennett* Co^{ll} *Swann* Co^{ll} *Bacon* L^t Co^{ll} *Parke* *Tho: Ballard* Efqr^s

It is order^d by this Hono^{ble} Court that the Severall Commiffion^{rs} of the Affoffiacon for a Fort at *James Citty* meet at *James Citty* the 9th of *June* now next Comeing to treat Confult and Examine what is done and what is to be Done for the Speedy Erecting A fort agreed for too bee built at *James Citty* and other matters relateing to the faid fort and herein they are Earnestly Desired not to faile

It is order^d that the Juftices of *James Citty* County at Next Court make Choice of two Gentlemen who are as Comiffion^{rs} for the Affoffiacon for the fort to be built, to meet at *James Citty* the 9th *June* Next

Crufe

Crufe Gray

The order of *Surrey* Court about the bounds of Land in Difference betweene *Tho. Crufe* and *ffra: Gray* vpon an Appeale to this Court made Void *And now it is orde'd* that *M^r Geo: Watkins* and *M^r Richard Laurence* Surveyo^{rs} to the best of their Judgments Survey and Lay out the Land in Difference according to the bounds of the Same mençoned in the bill of sale that *Tho: Gray* made to *Crufe* the Survey to be Returned to next Court for Judgment

Longman vs Goffe

Judgment is Granted *Richard Longman* Attorney of Cap^t *Phillip Foster* of *London* against the estate of *John Goffe* for payment of thirty pounds *sterl* wth Cofts fute *als ex*

Greene vs Bland

Judgment is Granted *M^r Roger Greene* Against *M^{rs} Anna Bland* Relit and Adm^x of *Theo: Bland* Esq^r Dec^d for payment of Seven Thoufand one hundred & fourteene pounds of to^{bo} and Cask wth Cofts fute, what *M^{rs} Bland* can rightly make Appeare paid to be discounted

Walker free Scarfbroke vs Bullock

John Walker fervant to *John Scot* Jud^d free
Whereas the laft Gen^{ll} Court in the Difference betweene *John Scarfbroke* Atto: of *Rob^t Bullock* P^{lt} and *Daniell Wilde* Defd^r about Land It was orde'd that A Jury should be impannell^d to Enquire into the p^miffes, w^{ch} Jury was impannell^d and report to this Court vnder their hands that the Caufe cannott be Determined till *Bullocks* Land be Laid out, *It is therefore orde'd* that A Surveyo^r Quallified, Lay out the Number of Acres and bounds of the said *Bullocks* Land According to this pattent in Company of a Jury and make report thereof to the third Day Next Gen^{ll} Court for Judgment, If y^e Jury find all or any p^t of *Wildes* Land to be within *Bullocks* bounds then they to value building and Clearing According to Laft Courts Order

The 28th May 1673[p^{sent}]

SR W^m BERKELEY Kn^t Gouverno^r &c. *Tho: Ludwell* Secr *Edw: Diggs* Co^{ll} *Swann* Co^{ll} *Beale* L^t Co^{ll} *Parke* *Tho: Ballard* Esq^{rs}

Pate vs Charlton

The Difference Betweene *M^r Tho Pate* and *Christopher Charlton* vpon an Appeale from *Gloucester* Court, is Referred to the third Day Next Gen^{ll} Court where *W^m Cannon* as a Witnes is to Appeare & *M^r Pate* Obliged to bring him *Charlton* to have 10 Dayes time to Returne to his mafter

Adm^{con} West

Adminiftraçon is Granted L^t Co^{ll} *John West* on the Behalfe of the Orphants of *Majo^r Crofhaw* on the estate of *Mary Marfh* dec^d, *M^r W^m Coale* & *M^r Richard James* Security for Adminiftraçon, *And it is further orderd* that Cap^t *Chicheley* *M^r Wild* *M^r Clarke* and *M^r Lillington* being Lawfully Sworne Inventory and Appraife all and Singular the said *Marfh's* estate and the said *West* p^{sent} an Inventory thereon vpon othe to the 3^d Day Next Gen^{ll} Court

Gaunt vs Hall

Tho: Gaunt Nonfuites L^t *John Hall* he not Appeareing to p^{secute}. *It is orde'd* y^e Said *Hall* pay Damages According to Act wth Cofts fute *als ex*

Wild Clarke

It is ord'd that *M^r Daniell Wild* Attorney of *M^{rs} Bowler* Adminiftratrix of *John Bowler* dec^d rend^r a true and p^{fect} Accompt of all and fingular the estate of *Jn^o Bowler* dec^d to *M^r Clarke* Attorney of *M^r Geo: Lee* on the 10th of *June* Next

Afternoone

Afternoone

[present]

SR W^m BERKELEY Kn^t Governo^r &c Tho: Ludwell Sec^r Co^{ll} Bacon Co^{ll} Beale
Tho: Ballard Esq^{rs}

Greene Bland

The Difference Betweene M^r Roger Greene and M^{rs} Anna Bland Administratrix of Theo: Bland Esq^r Dec^d about the said Greens Clayme to Jn^o Holmwoods estate referred to the 3^d Day Next Gen^{ll} Court

Spencer vs Place

The sute Depending betweene Geo: Spencer and M^r Rowland Place is Referred to the Next Court held for Charles Citty where they are to Paffe Judgment According to the merritts of the Cause

James vs Bird

The Difference Betweene M^r Richard James and John Bird about building a house, It is order^d that M^r Geo: Marbe Tho: Warwell Ralph Deane John Moore and Will Paulett Veiw the Worke and bricks and Appraize the same and what M^r James can make appr to have paid the Said Bird over and above what his worke Comes to, to have Judgment for the furplus wth Cofts Co^{ll} Swann Defired by Bird to be present, the said bird not to depart the Towne vntill he give Good Security for the performance of this Order

M^r Tho: Sampson and Abraham Vincler being Lawfully sworne before M^r James Bray order^d to Appraize the estate of Cap^t Christopher Higgenfon dec^d Tho: Ballard Esq^r order^d to take into his Cuftody all Such estate as he fhall any wayes Discover of the said Cap^t Higgenfon Dec^d

Bacon

Higginfon

Co^{ll} Nath: Bacon to have his Specialty paid in the first place for what he he fhall make Appeare Due from Cap^t Higgenfon Dec^d out of the Money Due from M^{rs} Eliz: Higgenfon

Newell vs Newell

The Difference betweene David Newell and M^{rs} Eliz: Newell Admtrix of Johna: Newell dec^d about the Johna: Newells estate, Co^{ll} Beale being present is Referred to the third Day Next Gen^{ll} Court

Younge vs Gwyn

Refference Betweene Richard Young and Humphrey Gwyn to the third Day of the Next Gen^{ll} Court

Laurence
Awborne

The Difference Betweene Richard Awborne P^{lc} and Richard Laurence Defd^t vpon an Appeale from James Citty County. It is order^d the Order of that Court is made Void

Wilkinson vs
Towne

The Difference Betweene Tho: Wilkinson as Marrying the relie^t of Griffeth Dickefon & W^m Towne is Referred to the Next County Court of New Kent who are to Determine the Difference

Wyatt vs Clare

Whereas Major W^m Wyatt had A warrant Directed to the sherriffe of New Kent County for the Arresting of Ambrose Clare to this Court who was Accordingly Arrested and he not Appeareing and M^r Rich Tompson Returned his Security, It is [order^d] the said Security pay to the said Major Wyatt what he fhall make Appeare due the 3^d Day Next Gen^{ll} Court in Cafe he then cause not the said Clare to Appeare

Wyatt vs Arnold

Whereas Major W^m Wyatt had a warrant Directed to the sherriffe of New Kent County for the Arresting of Anthony Arnold to this Court who was Accordingly Arrested and he not Appeareing and M^r Henry Crowell Returned Security It is order^d the said Security pay

pay vnto the said Major *Wyatt* what he shall Make Appeare Justly due the 3^d Day next Gen^l Court in Cafe he then Cause not the said *Arnold* to Appeare

*Wyatt vs
Meredeth*

Whereas Major *W^m Wyatt* had a warrant Directed to the sherriffe of *New Kent* County for the Arresting of *Tho: Meredith* to this Court who was Accordingly Arrested and he not Appeareing & *Mr Sam^l Oustin* Returned Security *It is Orderd* that the said Security pay to the said *Wyatt* what he Can Make Appeare Justly Due the 3^d Day Next Gen^l Court, in Cafe he then cause not the said *Meredith* to Appeare

fford Wyatt

Whereas the Difference of Land betweene *Peter fford* and Major *Wyatt* the Laft Court was Referred to A Jury who have made their report to this Court, *where It is orderd* the Juries Virdict be Confirmed wth Cofts

Turton Smith

This Day *Timothy Turton* Petitioning to this Court for a Confirmation of A Deed of Sale to him made by one *John Afhwell* of About Two hundred Acres of Land in *New Kent* County. *It is the Opinion* of this Court that the Sale is Good and be Confirmed vnles *Bryan Smith* who Claymes Land from *Afhwell* doe make it Appeare 3^d Day Next Gen^l Court the Conveyance of *Turtons* be fraudulently Obtained

Taylor p Land

Vpon the Peticon of *William Taylor*, *It is orderd* that One Thoufand Acres of Land formerly Granted to him by Pattent dated 30th *oçtober* 1669 is Now Confirmed According to the said Pattent

*Potter vs
ffreshwater*

Judgment is Granted L^t Co^l *Cutbert Potter* againft *Tho: ffreshwater* for payment of Thirty pounds *sterling* wth Cofts noe . . . to iffue forth not till *December* Next

The Court Adjourned To the Meeting of the Next Assembly
Test

Hen: Hartwell
Cl Con

Att a Meeting of the Govern^r and Councill The 9th June 1673

[Present]

SR W^m BERKELEY Kn^t Governo^r &c Tho: Ludwell Se^cr Co^m Swann Co^m Bacon
Co^m Beale Tho: Ballard Esq^{rs}

Vpon the Complaint of Cap^t *John Rudd* Comander of the shipp *Hopewell* that M^r *Wheeler* did at the Court doore of *Charles Citty* County the Court then setting assault beate and Wound the Said *Rudd* which by Severall Evidences he hath Sufficiently p^rved and was alsoe by *wheeler* Confessed before *Charles Citty* Court. *It is therefore order'd* that the said *Wheeler* pay vnto the said Cap^t *Rudd* Two Thousand pound tobacco and Caske and Aske him forgivenes & pay all Cofts

Whereas Will a Runaway Negroe Suspected to have Lett out of Prifon a Negroe Condemned the last Court and Confesseth that he did See the Negroe breake Loose out of irons and did Attempt to breake out of the fore Doore of the Prifon and that he see a Negroe Breake Open the back doore and Lett the said Negroe out of Prifon and further that he hath beene Twice in the Condemned Negroes Company. *It is therefore order'd* by this Court that the said Negroe be Comitted to the Co^mon Prifon of *James Citty* till further order & if the sherriffe thinke fitt to take the said Negroe *Will* along wth him for the better Discovery for finding the said Condemned Negroe, but the sherriffe to keepe him in prifon till further order

Att a Meeting of the Governo^r and Councell The 2^d of *July*
1673

[present]

SR W^m BERKELEY Kn^t Governo^r &c Tho: Ludwell Sec^r L^t Co^{ll} Parke Tho:
Ballard Esq^{rs}

It is order'd that Will a Negroe Slave to M^r Rob^t Bryan of Gloster County who the 9th of June Laft was Comitted to the Sherriffs Custody as A Runaway Rogue and one that Confessed to have Seene the Late Condemned Negroe breake his Irons and Prifon and that after he See breaking Prifon to have bene Severall times in the faid Condemned Negroes Company it is therefore ord^d he Difcharge his prifon and have to morrow morning A Good and well laid on whipping, and putt into the Conftables hands of James Citty who is to Convey him to the Next Conftable and Soe from Conftable to Conftable till he be Delivred to his faid mafter M^r Bryan, And it is further order'd that the faid Bryan pay vnto ffr: Kirkman high Sherriff of this County One Thoufand pound of tobacco and Caske for Charges & fees als ex

[present]

SR W^m BERKELEY Kn^t Governo^r Tho: Ludwell Sec^r Edward Diggs Co^{ll} Bacon
Co^{ll} Parke Esq^{rs}

It is order'd and Agreed on that Majo^r Gen^{ll} Smith Agent for Virginia in England, in the Governo^{rs} name purchase at Soe reasonable A Rate as he can all or Soe many Shares as he can of the pprietors^s p^ts or Chares of the Nothern Pattent of Land from the North fide of Rappahanock River to Potomacke River.

At A Gen^{ll} Court held at *James Citty* the 20th of *October* 1673

[present]

SR W^m BERKELEY Kn^t Governo^r &c. Sr Hen: Chicheley Kn^t Tho: Ludwell Secr
Edward Diggs Co^{ll} Bacon L^t Co^{ll} Parke Esq^{rs}
The Court Entred

The 21th *October*

SR W^m BERKELEY Kn^t Governo^r &c Sr Hen: Chicheley Kn^t Tho: Ludwell Secr
Edw^d Diggs Co^{ll} Swann Co^{ll} Bacon L^t Co^{ll} Parke Tho: Ballard Esq^{rs}

Collins p^r Land

Mathew Collins hath order Granted him for three hundred and Seventy Acres of Land in *Chickahominy* formerly Granted to M^r James Bray & Thomas Hancock and by them Deferted Entring Rights According to Custome.

Kendall p^r
Land

The order of Six Thoufand Acres of Land that was Granted to W^m Kendall iunior and Mary Kendall, is at the Request of Co^{ll} W^m Kendall orde^d that they have A Pattent for the Said Land in their owne name. And that the f^d Co^{ll} Kendall in Court Renders all his Right and title that he hath to the f^d Land to his Said Children.

Wyatt &
Harrifon p^r
Land

Vpon the Petiçon of M^r Nich Wyatt & M^r W^m Harrifon iunior It is orde^d that Co^{ll} Tho: Liggon and M^r James Minge Surveyo^{rs} Survey their Land According to the Lawfull bound thereof, and what Surplus is found within the old bounds they to have a Grant thereof Entring Rights for the fame, Every p^rson Conferned to have Lawfull Notice hereof

Laurence vs
Buftone

M^r Richard Laurence in Court makes Appeare that there is Due to him seven yeares Service from John Buftone for his Running Away and other Charges, and the Said Laurence is Contented wth five yeares Service, It is therefore orde^d that the Said John Buftone Serve the Said Laurence five yeares After his time by Indenture is Expired

Ludwell p^r
Land

L^t Co^{ll} Phillip Ludwell hath order Granted for four hundred Acres of Land in *Horecocke* Swamp in *New Kent* County formerly Granted to Gyles Rogers and by the Said Rogers Sold And Assigned to Walter Corradine and for want of feateing by him Deferted Rights Entred for the fame

Governo^r vs
Egglestone

Whereas Benjamin Egglestone of *James Citty* County hath most p^rsumtuoufly and impudently intrenched vpon the p^rogative and abused the Authority of the Right Hono^{ble} the Governo^r, It is therefore orde^d that the Sherriffe of *James Citty* take him into Custody and that he be Publicuely at *James Citty* and have Thirty Nine Lashes, vles he forthwith Give Good Security to the Said Sherriffe for payment of Three Thoufand pounds of to^{bb} and Caske to be Disposed of for buying of Armes for this Country and that Egglestone pay Cofts Sute

Governo^r
abfent,

Afternoone

Afternoone

[present]

GOVERNO^r Sr Hen: Chicheley Kn^t Tho: Ludwell Se^cr Edward Diggs Co^{ll} Swann
Co^{ll} Bacon L^t Co^{ll} Parke Tho: Ballard Esq^rs

Kirkman p^r
Land

M^r Francis Kirkman hath order Granted for Two hundred Acres of Land in Hampton p^rish form^{ly} Granted to Lidia Webster and since to Nich: Bond and since to John Baskerville and by him Deferted Entring Rights According to Custome

Hayes vs
Thorogood

The Difference Betweene Owen Hayes P^r and L^t Co^{ll} Adam Thorogood Defd^t about Land, *It is ord^ed* that the order of Lower Norfolk County Court be Confirmed and Hayes Pay Cofts sute

Clarke vs Parke

Vpon the Peti^on of Richard Clarke *It is ord^ed* that Thomas Whaley and Rob^t Cobb Veiw L^t Co^{ll} Daniell Parke his fence and Report thereof to the next Gen^l Court

Baugh vs farrell

The Difference Betweene Jⁿo Baugh and John farrell about a Certaine Tra^ct of Land in the Possession of William Loveden. *It is ord^ed* that the Said John Baugh have Possession of one moiety or halfe p^rt of the said Land he paying his share of the Charges for Recovery of the said Land and the Escheate

Lightfoote vs
Deane

Cap^t Phillip Lightfoote Non suites Ralph Deane he not Appearing to p^rsecute his ac^on. *It is Therefore ord^ed* the said Deane pay Damage According to Act wth Cofts

Lightfoote vs
Sherrif

Whereas Cap^t Phillip Lightfoote had a Writt Directed to the Sherriffe of James City County for the Arresting of Ralph Deane who was Accordingly Arrested an noe security Returned Judgment *is therefore Granted* the said Lightfoote Against the said Sherriffe for what he shall make Appeare Justly Due the Next Court if he then Cause not the said Deane to Appeare

Majo^r p^r Land

W^m Major hath order granted to take vp and Pattent one hundred and fifty Acres of Land or thereabouts in Hampton p^rish formerly Granted to W^m Townsend and for want of seateing by him Deferted Entring Rights According to Custome

The 22nd October 1673

[present]

GOVERNO^r Tho: Ludwell Se^cr Edward Diggs Co^{ll} Swan Co^{ll} Bacon Co^{ll} Beale
L^t Co^{ll} Parke Tho: Ballard Esq^rs

Kendall p^r
Land

John Kendall hath order Granted him for two hundred Acres of Land in Accomack form^{ly} taken vp by Co^{ll} W^m Kendall & for want of Seateing by him Deferted Entring Rights According to Custome

Rayner vs
Benford

W^m Rayner Servant to One Simon Benford, *It is the opinion of this Court* that the Said Rayner is free. *It is Therefore ord^ed* the said Simon Benford forthwith pay vnto the said Rayner Corne and Clothes According to the Custome of the Country & that the said Benford pay to the said Rayner one hundred & fffty pounds of to^{bo} for his Charges, wth Cofts

Whittington vs
Mills exit ex
Corp

W^m Whittington of Accomack Non suites James Mills noe Declara^on being Entred, *It is therefore ord^ed* the said mills pay Cofts and Damages According to Act

Wallop

Wallop vs Mills
exit ex corp

John Wallop Non fuites *James Mills* noe Declaraçon being Entred *It is therefore orderd* the faid *Mills* pays Cofts and Damages According to Act

M^{rs} Jennings vs Clayton

Whereas *M^{rs} Katherine Jennings* Adm^{trix} of Co^{ll} *Peter Jennings* Deçd had a writt Directed to the Sherriffe of *Northumberland* County for the Arresting of *James Gaylord* who was Accordingly Arrested & *M^r James Clayton* Returned Security *Judgm^t is therefore Granted* the faid *M^{rs} Jennings* Against *M^r James Clayton* Security for *James Gaylord* (he not Appeareing) for what she shall make Appeare Justly Due the next Court in Cafe he then Cause not not the faid *Gaylord* to Appeare

ffoxcraft vs Newell

Judgment is Granted *Isaac ffoxcraft* Against the Adm^{trix} of *Johna: Newell* for payment of of Twenty one pound & fifteene Shilling *sterl*, being ꝑ^{tly} by ꝑ^tested bills of Exchange to be paid out of the Said *Newells* Estate according to Priority wth Cofts and Damages According to Law

Jordane vs Page

Judgment is Granted L^t Co^{ll} *Geo: Jordane* Executo^r of *M^r Thomas Hunt* Against *M^r John Page* Extr of *M^r Mathew Page* for Payment of Seven hundred pounds of to^{bo} and Caske wth Coft being in ballance of bills and Accompts

Warkman vs Gardner

The Difference Betweene *M^r Robert Warkeman* Attorney of *Stephen Procter* and *Martin Gardner* is to Co^{ll} *Smith* & *M^r John Page* to Examine & Audite the Accompts Betweene them and make Report thereof to this Court

Page vs Newell

The Difference Betweene *M^r John Page* Extr of *Math Page* *M^{rs} Eliz: Newell* Adm^{trix} of *Johna: Newell* is Referred to y^e next Gen^{ll} Court where the Adm^{trix} is to bring *Gill*

Afternoone

[ꝑ^tent]

GOVERNO^r *S^r Henry Chicheley* Kn^t *Tho: Ludwell* Seçr *Edward Diggs* L^t Co^{ll} *Parke*
Tho: Ballard Esq^{rs}

Baugh vs ffarrell

It is orde^d that *John ffarrell* Draw up his Accompt Against *Jn: Baugh* that the faid *Baugh* may know his ꝑ^t of the Charges for the Land that y^e faid *Baugh* Recovered of *Jn^o ffarrell*, on *munday* morning Next

Saffin vs Sherr
. . . .

The order that *John Saffin* had the Laft Gen^{ll} Court Against the Sherriffe of *Northumberland* County for the non Appeareance of *Richard Thompson* (he being Returned Arrested and noe Security taken) for payment of ffour Thoufand one hundred forty four pounds of tobacco and Caske is Now Confirmed by Reason the Said *Thompson* not Appeareing This Court *It is therefore orde^d* the faid Sherriffe pay the fome of ffour Thoufand one hundred forty four pounds of to^{bo} & Caske wth Cofts and Damages According to Act

Jordane vs Collier

The order that L^t Co^{ll} *Geo: Jordane* Attorney of *Henry Waller* Obtained against *M^r W^m Collier* in *September* 1671 for fifty pound five Shillings and three pence is Now Renewed, *It is therefore orde^d* that the faid *M^r W^m Collier* pay the faid Some wth Coft fute *als ex*

Hetherfall vs Seywell

The Difference Betweene *M^r John Hetherfall* & *Tho: Seywell* is Referred to the 3^d Day of the next Gen^{ll} Court

Warckman

*Warckman vs
Gardner*

The Difference Betweene Mr *Robert Warckman* Attorney of *Stephen Procter* and *Martin Gardner* about A Debt Due from the Said *Gardner* to *Procter* to One hundred & Six pounds Eight shillings & Three pence is Referred till this time Twelve month when *Gardner* is to give A Just Accompt of the p^duce of the Goods fould for y^e said *Procter*

*Warckman vs
Newell*

Judgment is Granted *Robert Warckman* Attorney of Mr *Theo: Chadwell* Against the Administratrix of *Johna: Newell* for payment of Ninety pound *Sterling* to be paid out of the said *Newell* Estate According to Priority with Cofts But vpon the Reasonable motion of the Admitrix of the said *Newell: It is order'd* that this order be suspended vntill Mr *Tho: Chadwell* of *London* make Oth that he hath Received noe p^t nor p^{cell} of the said Debt, Noe Judgment after this is to take place before this

*Sherman vs
Knowles*

It is order'd that the order of Tenn Thousand pounds of to^{bo} obtained in *Henrico* County Cout by Mr *John Knowles* Against *Henry Sherman* for A fine About Indians be made Void

Epes vs Jordane

Judgment is Granted Mr *ffrancis Epes* on the Behalfe of *Thomas Sandes* and Company, Against L^t Co^{ll} *George Jordane* Extr of *Tho: Hunt* for Payment of Two Thousand Eight hundred pounds to^{bo} and Caske wth Cofts to be paid out of the said *Hunts* Estate

*Needles vs
Strange*

The Difference Betweene Mr *John Needles* P^{tt} and *Thomas Strange* Defd^t is Dismiss^t.

*Cowles vs
Moryson*

Judgment is Granted Mr *Edmond Cowles* Against L^t Co^{ll} *Ch: Moryson* Attorney of Mr *W^m Marshall* for Payment of Two hoggs-heads of *Muscovado* Sugar Conteying Neate Sixteene hundred & twelve pound & one Punching of Rum Conteying Eighty Six gallons, one Punching of mallafus Conteying Eighty five gallons. Two Drie h^{ds} for fugar two little Punchings for Rum & mallufus w^{ch} Acco^t was p^hibited in Court & is to be paid According to Articles, wth Cofts Sute

*Hetherfall vs
Watkins*

John Hetherfall Non Suites *Phillip Watkins* he not Appeareing to p^{se}cute. *It is therefore order'd* the said *Watkins* Pay Cofts & Damages According to Act

The 23^d October 1673

[p^{se}nt]

GOVERNO^r *Tho: Ludwell* Se^{cr} *Edward Diggs* Hen *Corbyn* Co^{ll} *Beale* L^t Co^{ll} *Parke* Esq^r

Vdall vs Hartly

The Difference Betweene *Tho: Vdall* P^{tt} & *Tho: Hartly* Defd^t about A Mare is Referred to A Jury of the neighbourhood who are to Examin the Difference and make Report thereof to the Next Gen^{ll} Court, the Mare to be brought before the Jury.

Afternoone

[p^{se}nt]

GOVERNO^r *Tho: Ludwell* Se^{cr} *Edw^d Diggs* Hen: *Corbyn* L^t Co^{ll} *Parke* Esq^r

Smith vs Pate

The Difference Betweene Mr *Laurence Smith* on behalfe of the orphants of *Robert Colefero* & Mr *Tho: Pate* about Land was Referred

Referred to Cap^t *Robert Beverly* and Mr *Geo: Morrice* Surveyo^{rs} to Survey and Lay out the Said Land in Difference which is Accordingly Done, *It is therefore orde^d* the said Survey be Confirmed and
Tho: Pate pay Cofts

*Pate vs
Charlton*

The Difference Betweene Mr *Thomas Pate* and *Christopher Charlton* vpon An Appeale from *Glouster Court* to the Laft Gen^l Court about the Said *Charlton*s freedome and Referred to this Court where *it is orde^d* that the Said *Charlton* Serve Six yeare from his first Comeing into this Country According to Agreement And that the Said *Pate* be Satisfied by Service from the Said *Charlton* for his Absence from his Said Master

ffrom which Judgment the Said *Charlton* Appeales to this Affsembly

The 24th o^ctobr

[p^{re}sent]

GOVERNO^r *Tho: Ludwell* Se^cr *Edw^d Diggs* Co^{ll} *Bacon Hen: Corbyn* Co^{ll} *Beale*
 L^t Co^{ll} *Parke* *Tho: Ballard* Esq^{rs}

*Bushrod vs
Newell*

Judgment is Granted Mr *Tho: Bushrod* Against the estate of Mr *Johna: Newell* Dec^d for payment of fiftene pounds Three Shilling & Six pence to be paid According to Priority. It being a bill of Exchange Drawne by the Said *Newell* on Mr *Richards* and by him p^{ro}tested, wth Cofts and Damages According to Act wth Cofts fute

*Bushrod vs
Lloyd
Woodward vs
Norfworthy
Lancaster vs
Norfworthy*

The Difference Betweene Mr *Tho: Bushrode* and Mr *W^m Lloyd* is Referred to the Next Gen^l Court

The Difference Betweene Mr *Tho: Woodward* and Mr *Tho: Norfworthy* is Referred to the 3^d Day of the next Gen^l Court

It is orde^d that *John Lancaster* Servant to Mr *Norfworth*. Vpon his Complaint of Abuse with Noe fault Committed be by the Justices of the *Isle of Wight* County fould from his said master

*Perforce vs
Woolf*

Abraham Perforce Peticoⁿⁱng to this Court for a Confir^ma^{co}n of a Deed made to him by *W^m Woolf* for A p^{ar}cell of Land, and the said *Woolf* being Runn away. *It is therefore orde^d* the Assignm^t of the said Land be Confirmed

*Scarsbrooke vs
Wild*

The order of the Laft Court about the Laying out of Land in Difference Betweene Major *John Scarsbrooke* Atto of Mr *Rob^t Bullocke* & Mr *Daniell Wild* is Still Continued and Report to be mad to the 3^d Day of the next Gen^l Court Mr *Wild* to have Lawfull Notice of this order

Winn vs ffoxall

Whereas *Jofpher Winn* had A Writt Directed to the Sherriffe of *Rappahanock* County for the Arresting of *Peter Ould* who was Accordingly Arrested (and he not Appeareing) and Mr *John ffoxall* Returned Security. *Judgment is therefore Granted* the said *Jofpher Winn* Against the said *John ffoxall* for what he Shall make Appeare Justly Due the next Court in Cafe he Cause not the said *Ould* then to Appeare

Bray vs Vaynes

The Difference Betweene Mr *Plomer Bray* and Mr *Jn^o Vaynes* vpon an Appeale from *Lower Norfolke* County Court is Referred to the said Court to be Ended by a full Court

[p^{re}sent]

[present]

GOVERNO^R Sr Hen: Chicheley Kn^t Edw^d Diggs Co^{ll} Bacon Hen: Corbyn Co^{ll} Beale
L^t Co^{ll} Parke Tho: Ballard Esq^{rs}

Accomack
indians about
L^d

It is order'd that the Surveyor of Accomack Lay out the Six hundred & fifty Acres of Land Belonging to Chingoskin Indians, and if it is found that Thomas Harmonson hath runn wthin their bounds the Indians to have Possession and Harmonson to be Turned out

Holt vs Ogell

Randall Holt Nofuites Eliz: Ogell [he not Appearing to p^{ro}secute her ac^{ti}on It is therefore order'd She pay Damages According to Act wth Cofts

Sentence of
Death vpon
W^m Lightly

W^m Lightly Indited and tryed for his Life for murdering James Cannady and Ann his wife Yesterday the Grand Jury Brought in their Verdict *billa Vera*. then a Jury of Life and Death was Impannelled, who now bring in their Verdict Guilty. vpon which Verdict Sentence of Death past Against the Said W^m Lightly to be hanged by the Neck vntill he be Dead on Monday in the Afternoone Next

The 25th Octobr 1673

[present]

GOVERNO^R Sr Hen: Chicheley Kn^t Tho: Ludwell Se^{cr} Edw^d Diggs Co^{ll} Bacon Hen:
Corbyn Co^{ll} Beale L^t Co^{ll} Parke Tho: Ballard Esq^{rs}

Smith vs
Cheefeman

The Difference Betweene L^t Co^{ll} John Smith Attorney of M^r Rich^d Tyler of London, and M^r Edm^d Cheefeman about Certaine tra^{ct}s of Land in Glouster County. It is order'd that the Said tra^{ct}s of Land be Confirmed to the said M^r Tyler According to the Custome of the Curtesie of England and that the Said Cheefeman pay Court Charges

The 27th Octobr 1673

[present]

GOVERNO^R Sr Hen: Chicheley Kn^t Tho: Ludwell Se^{cr} Edw^d Diggs Hen: Corbyn
Tho: Ballard Esq^{rs}

Pitt vs Earnest

In the Difference of Land Betweene Co^{ll} Robert Pitt P^{re} and W^m Earnest Defd^t and Co^{ll} Joseph Bridger Appearing for the Said Earnest & p^{ro}tending A Right to the Said Land, It is Ref^d to An Able Jury of the neighbourhood and Surveyor who According to such Evidences as Shall be p^{ro}duced, and having Reference to the Pattents and y^e Platt Dated in 1643 of the said Land in difference are to Lay out the Said Land Late of Cap^t Virton According to p^{re}cedency of Grant and According to the Ancient Reputed bounds of the said Patent and Platt and to Returne their p^{ro}ceedings therein to the Next Gen^l Court.

Ord^r p^{ro} y^e
Clergy to meete
next Assembly³

From which Judgm^t Co^{ll} Rob^t Pitt Appeals to this Assembly vpon the Peti^{ti}on of M^r Edw^d ffelliot and Severall other Clergy-men. It is order'd that all those that are of the Clergy make their p^{ro}fonall Appearance at James City at the next Gen^l Court, all Excuses Laid Aside Sickness only Excepted

Afternoone

³ This should be, probably, General Court rather than Assembly, as it is General Court in the text.

Afternoone

[present]

GOVERNO^r Tho: Ludwell Se^r Edw^d Diggs Co^{ll} Bacon Hen: Corbyn Tho Ballard
Esq^r

ffarrar vs
Sherriffe

Whereas M^r W^m *ffarrar* had a Writt Directed to the Sherriffe of *Warwick* County for the Arresting of of M^r *Rich^d Whittaker* who was Accordingly Arrested and Noe Security Returned and he not Appearing, Judgment is therefore Granted the Said M^r *ffarrar* Ag^t the Sherriffe for what he Shall make appeare Justly Due the next Court in Cause [cafe] he Cause not the Said *Whittaker* then to Appeare

Peirce vs Norton

The Difference Betweene *Jeremiah Peirce* and *Hen: Norton* about Land Now in the said *Nortons* Possession. *It is ordered* that the said *Peirce* be Possessed of the Said Land According to the Will of his father and the Sherriffe of *Warwick* County put the Said *Peirce* into Possession, & *it is further orde'd* y^e the said *Norton* Live vpon y^e Said Land this yeare, & y^e Said *Norton* is to Committe noe Trespasse nor waft vpon y^e said Land, and that *Norton* pay Cofts

ord^r vs Hull

It is orde'd that L^r Co^{ll} *John Hull* Shew Cause to this Court or the next why he Disturbeth his neighbour and in the meane time they to have Possession of their Severall Lands

Moore vs Light

Whereas *Andrew Moore* A Servant Negro to M^r *Geo: Light* Doth in Court make Appeare by Severall othes that he Come into this County but for five yeare, *It is Thereof orde'd* that the Said *Moore* bee free from his said master, and that the Said M^r *Light* pay him Corne and Clothes According to the custome of the Country and ffour hundred Pounds to^o & Caske for his service Done him Since he was free, and pay Cofts

The 28th Octobr 1673

[present]

GOVERNO^r Co^{ll} Bacon Hen: Corbyn L^r Co^{ll} Beale Tho: Ballard Esq^r

M^{rs} *Randolphs*
ord^r to settle her
Husbands Estate

M^{rs} *Judith Randolph* hath Twelve monthes time Granted her from her Husband M^r *Hen: Randolphs* Death, to Settle his estate before Shee p^{re}ced to pay Any of the Debts Due from y^e Said M^r *Randolph*

Mathewes vs
Taloe

M^r *Mathewes* Nonfuites M^r *Taloe* Noe Cause of Ac^{co}n being found. *It is Therefore orde'd* he pay Cofts and Damages According to Act wth Cofts, Cap^t *Rob^t Beverly* Security for Paym^t of the Same

Greene vs Bland

The Difference Betweene M^r *Roger Greene* and M^{rs} *Bland* about M^r *Holmwoods* Estate is Referred to M^r *James Biffe* M^r *Daniell Clarke* M^r *John Stith* & W^m *Duke* to Audite and Examine the Acco^{ts} Betweene them and make A finall End of this Difference, which is to be Done the 10th Decemb^r next

Whereas *William Vales* servant to M^r *Walter Whittaker* Did Runaway by his Owne Confession fifty four Daies and tooke wth him a Boate of M^r W^m *Dudleys*, and Divers Goods Belonging to his

his mafter to the value of Eighteene hundred & fifty pounds of to^{bo} Coft his faid mafter One Thoufand pounds to^{bo} for taking him vp and Bringing him home. *It is therefore order'd* that the Said *W^m Vales* Serve According to Act of Affembly in Such Cafes

*Leviftone vs
Austin
Exit ex Coꝝp*

The Difference Betweene *M^r W^m Leviftone* and *M^r Sam^{ll} Austin* vppon an Appeale from *Gloufter* Court, *It is order'd* that the order of *Gloufter* Court be Confirmed and that the Said *M^r Austin* Pay Cofts and Dammages According to Act of Affembly in Cafe of Appeales

*ffitsherbet vs
Alexander*

In the Difference of Land Betweene *M^r John ffitsherbet* and *Cap^t Jⁿo Alexander*. It is the Opinion of this Court that the title of the Land belongs to *M^r ffitsherbet* *It is therefore order'd* that the Sherriffe of *Stafford* County put the faid *ffitsherbet* into Poffeffion of the Said Land, and that *Cap^t Alexander* be paid his Reasonable Charge for building and Cleareing vppon the Said Land before the firft Commencem^t of this Sute as Shall be judged by a Jury of the Neighbourhood, & *Alexander* pay Cofts *als ex*

*Jerman p^d
Land*

William Jerman hath order Granted to Pattent Three hundred Acres of Land in the County of *Accomack* Lying at *Moffongo* Creeke formerly Pattented by *M^r Curtis* and for want of Seateing by him Deferted Entring Rights According to Cuftome

Low p^d Land

Thomas Low hath order Granted to Survey his Land in *Middlefex* County and what Surplus Waft or King Land is found wthin the old bound or Adjoyning to it he to have A Grant thereof Entring Rights According to Cuftome, Not Injuring any p^{re}ceding Grant

*Cutler vs
Osborne*

Elinor Cutler Servant to *Thomas Hancock Jr* by this Court Court jud^d free By Reaſon the Said *Hancock* hath not p^{er}formed his p^{ar}t of the Agreement made Betweene them & *Hancock* pay Cofts

Afternoone

[p^{re}ſent]

GOVERNO^R Major Gen^{ll} *Bennett* Co^{ll} *Swann* Co^{ll} *Bacon* Hen: *Corbyn* Co^{ll} *Beale* L^t Co^{ll} *Parke* Tho: *Ballard* Efq^s

*Wattles vs
Slader*

John Wattles Extr of *John Burth* Dec^d Nonfuits *Mathew Slader*. *It is therefore order'd* that the faid *Slader* pay Damages According to Act wth Cofts

*Blayton vs
Osborne*

The Cauſe Depending Betweene *Thomas Blayton* P^{ll} and *Elias Osborne* Defd^t vppon Appeale is Referred Back to the County Court of *Charles Citty* to be tryed by an Able Jury and there to be Ended

*Weekes vs
James*

It is the Opinion of this Court that *Rob^t Weekes* hath no Cauſe of Ac^{con} Againſt *M^r Rich^d James* about *Holder* *It is therefore order'd* the faid *Weekes* pay Damages According to Act wth Cofts, but at the Requeſt of the faid *Weekes* is Referred to the Conſideration of the Affembly

Poole vs Minge

The Difference Betweene *Ralph Poole* and *M^r James Minge* vppon an Appeale from *Charles Citty* County Court is Referred back to *Charles Citty* County Court to be Determined

*Wormely p^d
Land*

L^t Co^{ll} *Chriſtopher Wormely* hath order Granted to Survey ffourteene hundred Acres of Land in *Rappahanock* County and *M^r W^m Mofeley* Appointed to Survey the fame

Walton

- Walton* ꝑ
Land *W^m Walton* hath order Granted for four hundred Acres of Land in *Accomack* County one the Western Iſland formerly Pattented by *M^r Ambroſe White* and for want of Seateing by him Deferted Entring Rights According to Cuſtome
- Whitehaire vs Newell* In the Difference Betweene *M^r Rob^t Whitehaire* Attorney of *M^r Spencer Piggott* and *M^{rs} Eliz: Newell* Adm^{trix} of *Johna: Newell* Dec^d about a Debt Due from the ſaid *Newell* to *M^r Piggott* Amounting to two hundred Sixty ſeven pound three ſhillings and ſeven pence ſterl is Referred to the Next Court held for *Yorke* County to be Ended, noe Judgment After this is to Take Place before this
- Potter vs Newell* The Difference Betweene *L^t Co^{ll} Potter* and *M^{rs} Eliz: Newell* Adm^{trix} of *Johna Newell* Dec^d is Referred to the third Day next Gen^{ll} Court

The 29th October 1673

[ꝑſent]

GOVERNO^R Major Gen^{ll} *Bennett Hen: Corbyn Co^{ll} Beale L^t Co^{ll} Parke Tho: Ballard*
Eſq^{rs}

- Wallops* Rights
made uſe of * Certificate is Granted to *John Wallop* for Tranſportation of *Thomas Winch Samuell Palmer, Will Beverly, Hen Plundell oliver ozborne ffra: Taylor, James Cotton John Role Rob^t Crampton John Ventris Ja: Eveling John Low, Rich^d How Hen: Bamton, Tho: Wankling Will Kub, Tho: Kent & Mary Pitthouſe,* into this Colony
- Scarborough* for
Land *M^r Charles Scarborough* hath order Granted to New Pattent two thouſand one hundred Acres of Land form^{ly} Granted to his ffather and by his ffather Given to the ſaid *Charles Scarborough* and by him Pattented but for Want of feating by him Deferted, the Rights that Belongs to the form^r Pattent to ſerve for this By Reaſon It was by miſtake of the ſaid *M^r Scarborough* feated without the Bound of his ſaid Pattent
- Cutbert Potter vs Ambroſe Clare Exit Ex Corp Pitt vs Godwin* Judgment is Granted *Co^{ll} Cut: Potter* Againſt *M^r Ambroſe Clare* for payment of four Thouſand two hundred pounds pounds to^{bo} and Caſke wth Coſts
- Whereas* It Appears to this Court that the Difference Betweene *Co^{ll} Rob^t Pitt* and *Cap^t Tho: Godwin* about Land was long ſince Determined. *It is Therefore orde^d* the Sute be difmiſt, and *Co^{ll} Pitt* Pay Coſts
- Senior vs Thompson* In the Difference Betweene *Tho: Senior* and *M^r W^m Thompson* about A Leaſe of A Plantacon Lett from the ſ^d *Senior* to *Thompson* It is Referred to An able Jury of the Neighbourhood to Veiw The Houſes and Plantacon, and Enquire into the Damages Done by the Said *M^r Thompson.* and wheither the Houſes were Blowne Downe by the Great Guſt or not and what Houſes *M^r Thompson* hath Errected, and wherein he hath failed in ꝑforming his Covenant in the Leaſe, haveing Reſpect to what Condiçon the Houſes and Plantacon were in when *M^r Senior* firſt Came thereon, and make Report thereof to the firſt Day of the Next Gen^{ll} Court for Judgment

Gardiner

* This is probably a note made by the clerk in looking over the book some time after the entry was made and when the land had been actually patented.

*Gardiner vs
Hull*

In the Difference Betweene Mr *Martin Gardiner* Guardian to Mr *Tylers Orp^{ts}* and others P^{lc} and L^t Co^{ll} *John Hull* Defd^t about Land It is Referred to A Jury of the neighbourhood and Mr *Rob^t Beverly* Surveyor to furvey and Lay out the faid Land According to Co^{ll} *Hulls* Pattent, and that the faid Jury Enquire into all Evidences and Claimes made by Any Parties and make Report to the first Day of the next Gen^{ll} Court

Procter vs Sherr

Whereas Mr *Geo: Procter* had A Writt Directed to the Sherriffe of *Henrico* County for the Arresting of *John Puckett* who was Accordingly Arrested, and he not Appeareing and Noe Security Returned, Judgment is therefore Granted the faid Mr *Procter* Against the Sherriffe for payment of Two Thoufand pounds to^{ho} and Caske, in Cafe he Cause not the faid *Puckett* to Appeare the Next Court

Afternoone

[present]

GOVERNO^R Major Gen^{ll} *Bennett* Co^{ll} *Swann* Co^{ll} *Bacon* Hen *Corbyn* Co^{ll} *Beale* L^t Co^{ll} *Parke* Tho: *Ballard* Esq^{rs}

*Warckeman vs
Newell*

Judgment is Granted Mr *Rob^t Warckman* Attorney of Mr *Stephen Procter* Against M^{rs} *Eliz: Newell* Adm^{trix} of *Johna. Newell* Dec^d for payment of Two hundred Sixty nine pound Seven shilling, It being A Debt from the faid *Newell* to Mr *Procter* wth Cofts and intrest, to be paid out of the faid *Newells* Estate According to Priority

Swayne vs Bray

The Difference Betweene Mr *Plumer Bray* & Jn^o *Swayne* vpon an Appeale from *Lower Norfolk* County Court, It is order^d that the order of that Court be Confirmed and Mr *Bray* pay Cofts and Damages According to Act

*Wheeler vs
Minge*

The Difference Betweene Mr *Nevelt Wheeler* Guardian to *Tho Bird* and Mr *James Minge* vpon an Appeale from *Charles City* County Court, It is order^d the order of that Court be Confirmed and Mr *Ja: Minge* pay Damages According to Act wth Cofts

*Porter p^l
Rights*

Certificate is Granted to Jn^o *Porter* for Transporta^on of *Cha: Grundy* Jn^o *Stroud Ann ffisher* Jn^o *Mueden Patrick Kyle Ann Clarke Charles Bluin* Jn^o *Pearse & Cor: Mackenney* into this Colony, made use of ^s

Bird vs Page

The Difference Betweene Jn^o *Bird* P^{lc} and Mr Jn^o *Page* Extr of Mr *Math: Page* Defd^t is Referred to A Jury

30th October 1673

[present]

GOVERNO^R Sr *Hen: Chicheley* Major Gen^{ll} *Bennett* Co^{ll} *Nath: Bacon* Hen: *Corbyn* Co^{ll} *Beale* L^t Co^{ll} *Parke* Tho: *Ballard* Esq^{rs}

*Manering vs
Jones*

The Difference Betweene *Steph Manering* and *Geo: Jones* vpon an Appeale from *Rappā* Court is Referred to the 3^d Day of next Gen^{ll} Court.

*Hatcher vs
Carter*

In the Difference of Land Betweene *W^m Hatcher* on his behalf and on the Behalfe of the orp^{ts} of *W^m Hutchenfon* P^{lc} and L^t Co^{ll} *Jn^o Carter* Def^t It is Referred to An Able Jury of the neighborhood and

^s See Note 4

and Mr *Mofeley* Surveyor to Survey and Lay out the faid Land According to the Survey of Co^{ll} *Mathewes* and if noe Survey & Lines of marked trees be found then to Lay it out According to Co^{ll} *Mathewes* his Pattent Dated y^e 1st of *August* 1643. And if they find that the Said *Hatchers* five Hundred acres of Land and the Said *Hutchenfons* three Hundred Acres of Land be within Co^{ll} *Mathewes* Survey or Pattent they are Accordingly to make Report thereof the 3^d Day of the next Gen^{ll} Court for Judgment

By Order of the Governo^r and Councell It is Added that the County Court Appoint An Able Jury to be wth the Surveyor above orderd

Tomkins p
Land

Hannah Tomkins hath Order Granted to take vp And Pattent what Land is adjoyning to hers in *Glouster* County Entring Rights according to custome

Greene vs Bland

Vpon the Peticoⁿ of *Roger Greene* for payment of his Claime from the Estate of Mr *John Holmwood* Decd. *It is the Judgm^t of this Court* that Eight Thoufand four Hundred Twenty one pounds of Tobo and Caske for which he had an order the 25th *Nobr* 1671 be paid out of the Decedents Estate first and next after funeral Charges Rent bills and Bonds vnder hand and Seale due at the time of The faid *Holmwoods* Death. And before M^{rs} *Bland* be Satisfied any p^t of hir Claime by the p^tended Cop^tnerfhipp Betweene hir Late Hufband and the Said *Holmwood*. And that the faid *Greene* have his Choice from the Decedents bills or other Estate for Satisfacoⁿ of the Said Eight Thoufand four hundred twenty one pound of tobo after Satisfacoⁿ of the Debts Above mencoⁿed. Which Explanaⁿcoⁿ of the above mencoⁿed order is made for the Audito^rs better p^{re}cedings at their meeting the 30th *X^{ber}* Next *als* ex.

Potter vs Waad
Exit ex Cor^p

Judgment is Granted L^t Co^{ll} *Cutbert Porter* Against M^r *Edw^d Waad* for paym^t of Two Thoufand one Hundred & Thirty pounds of tobo & Caske with Cofts.

31th *October* 1673

[p^{re}sent]

GOVERNO^r S^r *Hen: Chicheley Tho: Ludwell Secr Edw^d Diggs* Major Gen^{ll} *Bennett*
Co^{ll} *Swann* Co^{ll} *Bacon Hen: Corbyn* Co^{ll} *Beale* Esq^{rs}

Hicelde vs Reade

Whereas *John Hicelde* bound himself to M^r *W^m Read* for two years tenn months but the Agree^{mt} not p^{er}formed by The M^r *Reade*. *It is therefore order* the faid *Hicelde* be free.

Bird vs Page

Whereas the Difference Betweene *John Bird* P^l and M^r *John Page* Extr of *Math Page* Decd. Defd^t was Referred to A Jury who have brought in their Vird^t that they find for the Plantiff five Thoufand pounds of tobo and Caske Damages. *The Court Doth Confirme the faid Virdict* And order that M^r *John Page* Extr of *Math. Page* Decd pay the faid Some wth Cofts.

From which Judgment M^r *Jⁿ Page* Appeales to the Next Affembly.

Nancemond
p^{ar}ish for Land

Vpon Peticoⁿ of Divers Inhabitants of the Lower p^{ar}ish of *Nancemond* County for fwamp Land in the Said Countie bounding vpon their Severall Plantaⁿcoⁿs. *It is ordered* that Every owne of them have an Equall Share of the faid Swamp but not to be Pattent till further order of this Court by any p^{ar}son whatsoever.

Marble

Marble p̄ Land

Geo: Marble hath order Granted to take vp what waft is Adjoyn-
ing to his houfe in *James Citty* not p̄judicing Any form^r Grant.

Cole p̄ Land

Vpon the Petiçon of Co^{ll} *Will^m Cole* ffor that their was a miftake
in a former Survey made *It is ordered* that M^r *Robert Beverly*
Surveyor Survey his Thirteen Hundred & fifty Acres of Land in
Warwick County According to the true Intent and meaning of his
pattent not Regarding the former Amifs made Survey but Accord-
ing to the true and Ancient bounds thereof as he fhall be Guided
by the Pattent and make Report the next Gen^{ll} Court Gen^{ll}
Court to be Confirmed all p̄fions that Give any Intelligence to
be p̄fent together wth all p̄fions Concerned.

The 3^d Nov^{br} 1673

[p̄fent]

GOVERNO^r S^r *Hen: Chicheley Tho: Ludwell Secr Edw^d Diggs Hen: Corbyn Tho:
Ballard Efqs*

*Wallop vs
Cuftis Exit ex
Corp.*

John Wallop Nonfuites M^r *John Cuftis* he not Appeareing to
p̄fente his fute Againft the faid *Wallop* *It is therefore orderd* the
faid M^r *Cuftis* pay Damages According to Act wth Cofts.

Ellis p̄ Land

John Ellis hath order Granted to Pattent one Hundred Acres
of Land in *Nancemond County* adjoyning to his Land and the
Land of *John Battle* Entring Rights According to Cuftome.

Bowler vs Leifter

Whereas M^r *Tho: Bowler* had an order Againft the Sheriffe of
Northumberland County the laft Court for the Non Appeareance
of *Robert Jones* he being Returned Arrested and Noe Security
taken for Payment of One Thoufand Seven Hundred fifty fix
pounds of tobo and Caske, And the faid *Jones* not Appeareing this
Court *It is Therefore order^d* that M^r *Edward Leifter* Late Sherriffe
of the faid County pay the faid fome of One Thoufand Seven
Hundred fifty fix pound of tobo and Caske wth Cofts of fute *als ex.*

Hixon vs Reeves

Whereas the Laft Gen^{ll} Court Cap^t *Robert Beverly* was Added to
Affift A Jury to Enquire into the bounds of Land and fforceable
Entry in Difference Betweene *Tho: Hixon* and *Geo: Reeves* and
make Report to *Middlefex Court.* *It is orderd* the order of the Laft
be Continued and they to p̄ceed to Enquire into the bounds and
forceable Entry Betwixt this and the Laft of *Nobr* and to make
Report to the Next Court held for *middlefex County*

Taloe vs Garland

Whereas the Difference Betweene *Peter Garland* and *James
Taloe* at the *Ifle of Wight County Court* in *Aprill* was Refferred to
A Jury And the faid *Garland* Appealeing to this Court where *It is
orderd* that the Juries Virdiçt be Confirmed And *Garland* pay
Cofts And Damages According to Act in Cafe of Ap^{les}

*Garland vs**Taloe*

The Difference Betweene *Peter Garland* And *James Taloe* is
Refferred to the third Day of the next Gen^{ll} Court by Confent

ffoster vs Goffe

Whereas by A former order of this Court *Rich^d Longman* as
Attorney of Cap^t *Phillip ffofter*, Obtained Judgm^t Againft the
Eftate of of *Jn^o Goffe* for payment of thirty pound *sterling* wth
Cofts And Whereas Execuçon hath iffued out and Returne made by
the Sherriffe of *New Kent County* that their is noe Eftate in the
faid County but A p̄cell of Land, *It is* (vpon the Petiçon of the
faid *Longman* as Attorney Aforefaid) orde^d that an Extent Accord-
ing to Law be Granted the faid *ffoster* Againft all the Lands of the
faid

faid *Goffe* which fhall be found in *New Kent* County and that the Sherriffe of the Said County Impannell an Able Jury to Enquire into the þitts of the faid Land and putt the faid *Longman* as Attorney aforefaid into Poffeffion and to Enjoy the fame vntill the faid fome of thirty pound *fterl* wth Cofts be fully paid

*Awborne &
Kirkman
þ Land*

Rich^d Awborne And *ffra: Kirkman* hath order Granted to Pattent Two hundred and ffifty Acres of Land form'ly in *Yorke* County now in *James Citty* County in the florrest bounding on *Lucey Webfters* Land formerly Granted to *Lucy Webfter* and by her Deferted, Ent Rights According to Law

*Awborne vs
Horfely þ
Bryan*

Whereas *Rich^d Awborne* had A writt Directed to the She^r of *New Kent* County for the Arresting of *Charles Brian* who was Accordingly Arrested, And he not Appeareing and *Rowland Horfely* Returned security. Judgment is therefore Granted the faid *Rich^d Awborne* Against *Rowland Horfely* for what he fhall make Appare Juftly Due the next Court in cafe the faid *Horfely* Caufe not the Said *Bryan* then to Appare

Rolt vs Kay

It is orderd (Vppon the Petičon of *Jn^o Rolt* about A Tract of Land bought of *ffrancis Hale*) that *ffra: Kay* have noe Pattent iffue out of the Office before he Comence his fute to this Court or the Court of *Rappā* Concerning the þmiffes

Hixon þ Land

Vppon the Petičon of *Tho: Hixon* It is orderd that what furplus Land is found within his bounds he to have A Grant thereof *M^r Reeves* fhowing noe Reason to the Contrary, Enting Rights According to Cuftome

Young vs Gwynn

The Differrence Betweene *M^r Rich^d Younge* and *M^r Humphrey Gwynn* is vpon the Motion of *Co^{ll} W^m Cole* Attorney of *Gwynn* Referred to 3^d Next Gen^{ll} Court to be tryed

*Harris vs
Daniell*

The Differrence Betweene *James Harris* and *John Daniell* is Referred to two Gentlemen Belonging to *Accomack* to bee Chofen by Both þties to be Ended, And if they Doe not Agree then they Are to Chofe A third Man

*Swann &
Drommond vs
Randolph*

Vpon the Motion of *Co^{ll} Tho: Swann* And *M^r W^m Drommond* It is orderd that the Judgments they Obteyned Against *M^r Henry Randolphs* Eftate be paid According to the Dignity of it but not to þceed Any other Debt of the Like Value

*Bowler vs
ffarrell*

M^r Tho: Bowler Nonfuites *M^r Hubert ffarrell* Noe Declaraçon being Entred Ag^t y^e faid *M^r Bowler*, It is therefore orderd that the faid *M^r ffarrell* pay Damages According to Aēt wth Cofts

The 4th No^{br} 1673

[þfent]

SR *W^m BERKELEY* Kn^t Governo^r &c *Tho: Ludwell* Seçr *Edw^d Diggs* Co^{ll} *Nath Bacon* L^t Co^{ll} *Parke* Efqr^s

*Streater þ
Land*

Vpon þufall of the Petičon of *M^r Edw^d Streater* And the Deed of his Mother It is the Oppinion of this Court that he ought immediately to be poffed of all fuch eftate as is fettled on him by the faid Deed According to the Purport of the fame

The

The 8th *Nobr* 1673

[present]

GOVERNOR^R *Tho Ludwell Seer Edw^d Diggs Co^{ll} Bacon L^t Co^{ll} Parke Tho: Ballard*
Esq^r

Indian vs
Arnold

It is Order'd that M^r Anthony Arnold forthwith Deliver vnto . . . the Monguy of Chichahominy all such Roanoak, skins, bills, And other things which he the said Arnold hath Received from the said Monguy And at the Next Gen^{ll} Court further Enquirey to be made of the Death of the Englishman And Indian Lately Killed And Co^{ll} Abrahall is hereby Required to make such Diligent Enquirey into the p^misses As he Cann, And to Make Report to the Next Gen^{ll} Court, Where all p^rsons Confernd are to be p^rsent

The 10th *Nobr* 1673

[present]

GOVERNOR^R *Edw^d Diggs Co^{ll} Bacon L^t Co^{ll} Parke* Esq^r

Kearney p^r a
Landing

Vpon the Reasonable Peti^{con} of M^r *Barnaby Kearney* for A Landing The Commiffioners of *Nanfimond* County are hereby Desired And Appointed to Lay out the said *Kearney* A Way to the wat^r side p^rvided It be Done with most Convenience of Not p^rjudiceing his Neighbours

The 10th *Nobr* 1673

Co^{ll} *Joseph Bridger* fworne one of the Councill of ftate for this Colony.

The Adjourned to the first *Aprill* Next

Test

Hen: Hartwell Cl Con

At a Gen^{ll} Court held at *James Citty* 2^d *Aprill* 1674

[present]

SR W^m BERKELEY Kn^t Governo^r &c S^r Hen: Chicheley Kn^t Tho: Ludwell Se^cr
Co^{ll} Nath: Bacon Hen: Corbyn L^t Co^{ll} Dan^{ll} Parke Esq^{rs}

Kirkman p^d
Land *ffra:* *Kirkman* hath order Granted him to Pattent Twelve Acres of Land and 29 Chaine, in *Yorke* Countie neere the land of L^t Co^{ll} *Barber* De^ced, formerly Granted to *John Risley*, and by him Deferted, Enting a right According to Cu^tome. The Said *ffra:* *Kirkman* in Court Transfers all his right that he hath to the Said Land vnto the Said *John Risley*

Tomson p^d
Land M^r W^m *Tomson* hath order Granted to Pattent about five hundred Acres of Land in *Surrey* County formerly Granted to *Anthony Spiltimber* and Since to *Richard Awborne* and for want of Seateing by them Deferted, Ent rights According to Cu^tome.

Beverley p^d
Land Cap^t *Rob^t Beverley* hath order Granted to Survey and Pattent a Thoufand Acres of Land in *Rappahanock* County on the South Side of *Gilfons* runn formerly Granted to M^r *John Pate* by Pattent Dated 31th *December* 1662 and for want of Seateing by him Deferted, Enting rights According to Cu^tome

Wright p^d Land *John Wright* hath order Granted him to Survey and Pattent Seven hundred Acres of land Lying in *Chickahominy* formerly Granted to *Thomas Maples* and for want of Seateing by him Deferted Enting Rights According to Cu^tome.

Beverley & Barber p^d Land Cap^t *Robert Beverley* and *Richard Barber* hath order Granted to Pattent Six hundred Acres of Land on the South Side of *Rappahanock* River in *Rappahanock* County (Joyning to to the land of Hen: *Jerman W^m Grey* and *Tho: Page*) form^{ly} Granted to *James Coggill* and for want of Seateing by him Deferted Ent. rights According to Cu^tome.

Mofely Beverly & Cattlett p^d
Land Cap^t W^m *Mofeley Robert Beverly & Ni^{ch}:* *Cattlett* hath order Granted to Pattent Twelve hundred Acres of Land in *Rappahan.* Countie on the North Side of *Gilfons* runn Joying to the said Cap^t *Beverlys* land & *Thomas Buttons* land formerly Granted to M^r *John Pate* and for want of Seateing by him Deferted Ent. rights According to Cu^tome.

The 3^d *Aprill* 1674

[present]

GOVERNO^r S^r Hen: Chicheley Kn^t Tho: Ludwell Se^cr Co^{ll} Bacon Hen: Corbyn
L^t Co^{ll} Parke Co^{ll} *Joseph Bridger* Esq^{rs}

Mathewes vs Roch Vpon Peti^{con} of M^r *Thomas Mathewes* about the rehearing of a Cause betwixt him & *John Roch*. It is orde^d the Cause be tryed the 6th Day of Next Gen^{ll} Court and that in the meane time there be noe further proceedings vppon the order of the County Court. *Roch* to have notice of this order

Arnold Fined
to y^e 4th *Aprill* Whereas It Appeares to this Court by oth that M^r *Anthony Arnold* hath most p^{sumptuo}sly Difobeyed an order of this Court and A warrant of Co^{ll} *Rob^t Abrahalls* sent to the Said *Arnold* by the Governo^r

Governo^s order, *It is therefore order'd* the M^r Anthony Arnold be fined Two Thousand pound of tobacco and Caske wth Cofts Sute *als* ex which Said Tobacco is to be for the vfe of the fort at *Yorke*

*Thorogood vs
She^rN: K:*

Whereas L^t Co^{ll} Adam Thorogood had a Writt Directed to the Sherriffe of *New Kent* for the Arresting of *Morgan Williams*, who was Accordingly Arrested and he not appōing and noe Security Returned. *Judgment is therefore Granted* the L^t Co^{ll} Thorogood Against the Said Sherriffe for payment of Sixteene hundred and five pound of tobacco and Caske, the Sherriffe to have Liberty to bring the said *Williams* next Court According to Act

M^vjo^r Poore

It is order'd (vpon the Petition of *W^m Major*) that the Said *Major* be Intrusted with the Estate of M^r *James Poore* Deçed, on behalfe of the widdow and Children, and that he bring A Just Account vpon oth of the said *Poores* Estate to the next Gen^{ll} Court. L^t Co^{ll} *W^m Cole* Enters himfelfe Security for the said *Major* to See the Estate forthcomeing when Required

*Mallory &
Davis vs Newell*

In the Difference betweene M^r *Roger Mallory* Attorney of *W^m Davis* of *London* and M^{rs} *Elizabeth Newell* Admtrix of M^r *Johna: Newell* Deçed vpon an Appeale from *N: Kent* County Court *Itt is order'd and Judgment is Accordingly Granted* vnto the Said *Mallory* as Attorney aforefaid Against the Estate of M^r *Johna Newell* Deçed for paym^t of thirty pound seven shillings and three pence due vpon a bond & Damages for non payment in time. Noe Execuçon to Issue vpon this order before the said *Davis* hath made oth that the money vpon the said bond is Due, and that he hath Received noe ¶t nor ¶cell Thereof. In the Intrim noe Judgment pass'd after this to take place before it.

*Beverly vs
Willifs*

Whereas Cap^t *Beverly* had a writt Directed to the Sherriffe of *New Kent* County for the Arresting of *George Gill* who was Accordingly Arrested, and he not Appering and *Stephen Willifs* being Returned Security, *Judgment is therefore Granted* the Said Cap^t *Beverly* Ag^t the Said *Willifs* Security as aforefaid, for what he shall make Justly Due the next Court, in case *Gill* Appe not.

*Proçler vs
Gardner*

Judgment is this Day Confessed in open Court by M^r *Martin Gardner* of *Yorke* County in *Virg^a* vnto M^r *Rob^t Warckman* of *Glofter* Countie in *Virg^a* aforefaid as Attorney of *Stephen Proçler* of *London* weaver for Twelve Thousand pounds of good Sound Sweet Sented marchantable tobacco, and caske of his owne Cropp or Cropps to be paid to the Said *Proçler* or to his order, or Certeyne Attorney or Attorneys, in Manner and forme ffollowing, *Viz^t*, three Thousand pound of like tobacco and Caske before or vpon the last Day of *November* next. And three Thousand pound of like tobacco and Caske before or vpon the last Day of *November* 1675, and three Thousand pound of tobacco and Caske before or vpon the last Day of *November* 1676, And three Thousand pound of like tobacco and Caske before or vpon the last Day of *November* 1677. All the Said Payments to be made as is before Recited out of his owne Cropp or Cropps at his now Dwelling house, or otherwise to the Content of the Said *Proçler* or to his order or Certeyne Attorney or Attorneys, and the Said *Martin Gardner* Doth further Confess Judgment to the Said *Proçler* that in Cafe the Said *Gardner* his heires Ex^{rs} or Admfrato^{rs} shall faile of makeing punctuall payment of the whole Sume of Twelve Thousand pound of fweete Sented tobacco and Caske or off any ¶t thereof at the Days and times before recited,

recited, and in manner and Place as is before said, that then whensoever he shall See faile to Doe and performe it shall be Lawfull & right for the said *Stephen Procter* or for his order or Certeyne Attorney to take out and levie Execucon for the whole or Soe much as shall at that time be remayning Due, either vppon his body or Eftate. This Said Judgment by Agreement, betwixt the Said *Robert Warckman* Attorney of the Said *Stephen Procter* and the Said *Martin Gardner*, being in full payment & Cleare Satisfacon of his the Said *Gardners* Debt to the Said *Procter* of one hundred & Six pound Eight Sillings & Three pence Sent by the Said *Procter* to *Virg^a* in Goods with the Said *Gardner* at two Severall times to Say in the Yeare 1667, and, 1669 for which the Said *Gardner* Gave his notes of Acknowlidgm^t vnder his hand to the Said *Procter*, and alsoe in full of all Cofts and Charges thereon or thereabouts Expended

*Procter vs
Puckett*

The Sute Betweene Mr *Geo: Procter* and *John Puckett* as marrying the M^{rs} *Jane Treble* is Difmift

Afternoone

present

GOVERNO^r S^r *Hen: Chicheley* Kn^t *Tho: Ludwell* Sec^r Co^{ll} *Bacon* Co^{ll} *Swann*
Hen Corbyn L^t Co^{ll} *Parke* Co^{ll} *Jo: Bridger* Esq^{rs}

*Bushrode vs
Poores Est:*

Attachment is Granted Mr *Thomas Bushrode* Against the Eftate of Mr *James Poore* Deceased for payment of twenty pound Sterling In the hands of Mr *W^m Major* If in case the Said Mr *Bushrode* make Appeare his Debt Due in Some Reasonable time and to be Returned to this Court for Judgm^t and it is orde^d that the said *Majo^r* Keepe Soe much of y^e Said *Poores* Eftate in his hands as will Satisfie the pretended Debt of y^e Said Mr *Bushrode*

Whereas Mr *Math: Page* in his life time paft his obligacon (to pay for *Geo: Gill*) to Mr *Johna: Newell* Eight Thoufand Two hundred forty nine pound of sweete Sented tobacco & Caske, In Consideracon whereof he had A bill Affigned to him by the Said *Geo: Gill* for Seventy five pound Sterl. of Mr *Johna: Newells* and it now Appeing that the Said Mr *Page* hath made noe payment of none of the Tobacco It is orde^d that Mr *Jn^o Page* Extr of Mr *Math: Page* have the obligacon in and Deliver to the Said *Gill* his obligacon of Mr *Newells* And that the Seventy five pound menconed in Mr *Math: Pages* Inventory be Deducted out of the Same, being found to be noe part of the Said Mr *Page* his Eftate.

Page vs Gill

It is orde^d that *Geo: Gill* pay vnto Mr *John Page* Three hundred pound of tob^o and Caske for Arresting M^{rs} *Eliz: Newell* & Appeing about that Buffinefs at *Yorke* Court

*Watkins vs
She^r Y:*

Whereas *Phill Watkins* had A writt Directed to the Sherriffe of *Yorke* County for the Arresting of *Jno: Hetherfall* who was Returned Arrested and Noe Security taken (& he not appeeing) Judgment is therefore Granted the Said *Watkins* Against the said She^r for w^t he shall make Appe Justly Due the next Gen^{ll} Court in Cafe the She^r Cause not the Said *Hetherfall* then to Ap^{pe}.

The

The 4th of *Aprill* 1674

present

GOVERNOR^r Sr *Hen: Chicheley* Kn^t Tho: *Ludwell* Se^cr Co^{ll} Bacon *Hen: Corbyn*
L^r Co^{ll} *Parke* Tho: *Ballard* Co^{ll} Jos: *Bridger* Esq^r

Johnfon Admⁿ
Whitechaire

Admi^çon is Granted M^r *Rich Johnfon* vpon all and Singular the Estate of M^r *Rob^t Whitechaire* Deçed on the behalfe & for the Benefitt of his widdow and Children, And orde^d to Give Good Security for the Same, M^r *Geo: Seaton* & M^r *Phill Lightfoote* Enters themselves Security for Due Admi^çon

Notoway
Indians

Vpon the Peti^çon of the *Notoway* Indians, *It is orde^d* that the *English* that have Seated within the bounds of the Said Indains Land mençoned in an Act of Affembly, Come offe, and Noe Surveyo^rs hereafter p^lume to Survey any more Land with their bounds as aforefaid, and that the Sherriffs of the Severall Counties Give Publique Notice Thereof And take Care they be Suppressed

Bray vs She^r
N: K

Whereas M^r *James Bray* had a writt Directed to the Sherriffe of *New Kent* for the Arresting of Doct^r *Will^m Phillips* who was Accordingly Arrested, and the Said *Phillips* Not Appeing Nor noe Security Returned Judgment is Therefore Granted the Said M^r *Bray* against the Said She^r for payment of Thirty pound *Sterl*, if in Cafe he Cause not the said *Phillips* to Appe the next Gen^{ll} Court

Governo^r p^l
land

Whereas The Hono^{ble} Governo^r the 24th *September* 1668 p^lented a Survey and Right for Tenn Thoufand Acres of Land lying in *New Kent* County (on the South Side *Yorke* river in the ffreshes thereof), w^{ch} Said Land was then Confirmed to his Hono^r, but now vpon Motion of his Hono^r this Court Doth Grant his Hono^r Seven yeares time for Seateing thereof from this Day.

Sr *Hen.*
Chicheley p^l
Land

Sr *Hen: Chicheley* hath order for A p^lcell of Land Knowne by the name of *Nanfatico* In the ffreshes of *Rappahannock* form^{ly} Granted to one *Watts* and for want of Seateing by him Deserted wth what Surplus Can be found wthin the bounds, and that This Land be Joynte to the Said Sr *Hen: owne* Pattent

Sparkes vs Hill

The Difference Betweene *James Sparkes* & *James Hill* as marrying the Reli^çt of *Rich^d Cox* is Referred to the next County Court held for *Gloster* to Examine the Difference & Report thereof to Next Gen^{ll} Court

Leare p^l Land

L^r Co^{ll} *John Leare* hath order Granted to take vp and pattent Sixty Seven Acres of Land in *Nanzemond* County formerly Granted to *John Sumner* & for want of Seateing by him Deserted Entring Rights According to Custome

Bushrode vs
Drommond &
Austin
ex Corp D:

Judgment is Granted M^r *Tho: Bushrode* as Attorney of M^r *Thomas Lawrie* of *Edinburgh* Against M^r *W^m Drommond* and M^r *Sam^{ll} Austin* for payment of one hundred and Tenn pound *Sterling* Due by bond, with Cofts noe Execu^çon to Issue vpon this Judgm^t not till a month from this Day.

Britaine ord^d
Free

The Difference Betweene the Hono^{ble} Sr *Hen: Chicheley* Kn^t & *W^m Britaine* vpon an Appeale from *Middlefex* County Court, about the Said *Britaines* freedome. *It is the opinion of this Court & Accordingly orde^d* that the Said *Britaine* be free and that the Said Sr *Hen: Chicheley* pay the said *Britaine* Corne and Clothes According to the Custome of the Country.

Smith vs Price

In the Difference vpon An Appeale from *New Kent* Court vpon an Informaçon Exhibited by Mr *Bryan Smith* Against Mr *Arthur Price* for Concealing of four Tithables *It is orderd* that the said Mr *Price* pay to Mr *Smith* Twelve hundred pound of tobacco and Caske with Cofts *als ex*.

Upon the Petiçon of *Martin Scarlett & W^m Mathewes* for that there was a miftake in an order about land Deferted Deferted by *Richard Harmenfell* which is mençoned in the Said order *William* instead of *Richard*. *It is orde'd* for that it Doth Appeare he was named *Richard* that it be Soe Inferted in the Said order

The Sixth *Aprill* 1674

[p^{sent}]

GOVERNO^r S^r *Hen: Chicheley, Kn^t Tho: Ludwell* Secr *Hen Corbyn* Co^{ll} *Bridger*
Efq^{rs}

Ford vs Wyatt

The Difference Betweene *Peter fford* and Major *W^m Wyatt* about the Cofts and Charges of a fute about land Determined the laft Gen^{ll} Court, *It is order'd* the said Major *Wyatt* pay the furveyor and the Jury Charges and what other Charges the said *fboard* hath paid

Greene vs Bland

The Difference Betweene Mr *Roger Greene* and M^{rs} *Anna Bland* was Referred to four Gentlemen to Audite the Accounts Betweene them who have Returned their Award to this Court vnder their hands. *It is orde'd* that the Said Award be Confirmed And further that Mr *Roger Greene* be Difcharged from a bond of Mr *John Rowfes* of Thirteene Thoufand four hundred pound of tobo and this to be a finall end of all Controversies touching Mr *Holmwoods* Eftate and M^{rs} *Bland* pay Cofts *als ex*.

Woodward vs Norfworthy

The Difference betweene Mr *Thomas woodward* p^{te} and Mr *Thomas Norfworthy* Defd^t about Horfes is Referred to A Jury of Jury of the neighbourhood to Enquire into the matter of faët and to Examine all the Evidences which are already taken and that They make Report thereof to the firft Day of Next Gen^{ll} Court whether the Defd^t be Guilty or not Guilty.

Smith vs Pettus

Upon the Petiçon of *Stephen Pettus* and Severall others of *New Kent* County who was vpon the Informaçon of Mr *Bryan Smith* found to Conceale Tithables *It is orde'd* that they be Acquitted from their Severall fines, only paying Mr *Smith* his Reasonable Cofts and Charges.

Wormely vs Robinfon

In the Difference Betweene Cap^t *Ralph Wormely* P^{te} and Mr *Richard Robinfon* Defd^t about Land. It is Referred to Co^{ll} *Ball* L^t Co^{ll} *Carter* Mr *Robert Griggs* major *Burnham* Mr *Richard Parriott* Sen^r Mr *Rich^d parriott* Jun^r Docter *walter Whittacar* Mr *Dan^t Harri-son* Mr *Abra: Weekes* Mr *Hen: Thacker* Mr *W^m Ball* & Mr *John voffe* to be of A Jury who are in Company with Cap^t *Robert Beverly* and Mr *Richard Laurence* Surveyors to Lay out the said Land in Difference According to the Pattent and to the Ancient adn Lawfull bounds thereof, And According to Such Evidences as shall be Exhibited to them *and it is orde'd* That the Jury and all Evidences be Sworne before the Hono^{ble} *Hen: Corbyn* Esq^r And that the Indians which Sold the Land be p^{sent}, Which is to be Done the 1st Day of *May* next and they are Accordingly to make report thereof to the next Gen^{ll} Court

Afternoon

Afternoon

present

GOVERNO^R S^r Henry Chicheley Kn^r Tho: Ludwell Secr. Edw^d Diggs Co^{ll} Swann
Hen: Corbyn Co^{ll} Beale Tho: Ballard Coll Bridger

Swann et als
Fined

It is orde'd that the order of Surry Court Against the mutinim^s *ffons* be Confirmed and that *Mathew Swann* the ringleader of them, who was bound over to this Court be Fined Two Thoufand pound of tobacco and Caske and that all fines of the *ffons* goe towards the fort at *James Citty* And that they pay all Just Cofts and Charges.

ffitzgarrell vs
Peake

Whereas Morrice ffitzgarrell had a writt Directed to the Sherr of *Rappā* County for the Arresting of *Robert peake* who was Returned by that Sherr (*non Est inventus*) Attachment is Therefore Granted the Said *Morrice ffitzgarrell* for w^t he shall make Appeare Justly Due, Against the Said *peakes* Estate where it is to be found, and to be Returned to the next Gen^{ll} Court for Judgment.

Reeves vs Nixon

The Difference Betweene *Tho. Nixon* and M^r *Geo: Reeves* vppon an Ap^{ple} from *middlex* County Court. *It is orde'd* that the order of that Court be Confirmed and that *Tho: Nixon* pay Cofts and Damages According to Aēt (with Cofts Sute *als ex*) In Cafe of Appeals.

Brian &
Kirkman

It is orde'd that the order *ffra: Kirkman* High Sherriffe of *James Citty* County had Against M^r *Rob^t Brian* for payment of one Thoufand pound of tobo and Caske for Charges and fees about his Negroe be taken off, *And it is the opinion of this Court*, that he the Said M^r *Kirkman* ought to be paid by the publique.

ord^r *Drommond*
& Major *Hone*

M^r *W^m Drommond* and Major *Theo: Hone* being Sent for to Ap^{pe} before this Court and they Appeareing *It is orde'd* that they forthwith Sufficiently mend the fort & that they take Downe all Such worke as is Craked and insufficient till they Come to A firme foundaēon, and that the Coping be Sufficiently mended.

The 7th *Aprill* 1674

present

GOVERNO^R Tho: Ludwell Secr Edw^d Diggs Major Gen^{ll} Bennett Co^{ll} Bacon Hen:
Corbyn L^t Co^{ll} Parke Coll Swann Tho: Ballard Co^{ll} Beale Co^{ll} Bridger Esq^{rs}

Scarlett vs
Normansfell

The Differrence Betweene *Martin Scarlett* and *Rich^d Normansfell* is Referred to the County Court of *Stafford* there to be Ended and Determined

Chilcott p^o
Admiēon
Waylett

Admiēon is Granted *John Chilcott* on the behalfe of *Jn^o waylett* on all and Singular the Estate of *W^m Waylatt* Deēd p^ovided that the Said *John Chilcott* within a fortnight time Give Good Security to major Gen^{ll} *Bennett* for Due Admiēon.

Johnfon ord^r p^o
ffreedome

James Johnfon Servant to M^r *Sam^{ll} Oustin* p^oduceing An Indenture that he Came into this Country but for four yeares *It is orde'd* the said *James Johnfon* be free and that the Said M^r *Oustin* pay him Corne and Clothes According to the Custome of this County with Cofts, M^r *oustin* Left to take his remedy Against M^r *Rich^d Row*, who first Sold him

Bray

Bray vs Collins

Mr *James Bray* nonfuites *Mathew Collins* noe Cause of Acçon being found *It is therefore orde'd* he pay Cofts and Damages According to Act wth Cofts.

Bowler vs ffarrell

Whereas *Hubert ffarrell* of the County of *James Citty* Did in *november* laft at the Houfe of Mr *W^m White* in Company of Severall ¶fons moft wickedly and malitiously Scandulize abufe and Defame Mr^s *Tabitha* the wife of Mr *Thomas Prowler* as alfoe the faid *Thomas*, for which the faid *Prowler* Sued the faid *ffarrell* In an acçon of Defamaçon to this Court, and it now Appeareing the Scandall was of Such a Nature that noe words . . . Sorrowfull of Acknowledgment of the fault by *ffarrell* would be Able to repaire the Credit or former Goodnames of the Said Mr *Bowler* and his wife (the Scandall being Soe High and Soe vnjuft) *It is therefore orde'd* as well for pvençon of the like Abufe for the future as alfoe for an Example to all malicious ¶fons that the Said *ffarrell* pay Tenn Thoufand pound of tobacco, and Caske to the ufe of the ffort at *James Citty* Tenn Thoufand pound tobacco and Caske to the faid Mr *Thomas Bowler* for his Cofts and Charges of this Sute and publiquely in Court Aske the Said *Bowler* fforgivenefs (in Such words as he fhall be Derected and give bond for his good behavior till the next County Court, *Tho: Ballard* Efqr who Collects the fort Duties is hereby Impowred to receive the Tobacco and to give a Difcharge.

Afternoone

pſent

GOVERNO^r &c *Thomas Ludwell* Seçr *Edw^d Diggs* Major Gen^{ll} *Bennett* Co^{ll} *Bacon* Co^{ll} *Swann* Hen: *Corbyn* Co^{ll} *Beale* L^r Co^{ll} *Parke* *Tho: Ballard* Co^{ll} *Bridger* Efqr^s

Rabiy vs
Sherriffe Y:

Tho: Rabiy hath order Against the Sherriffe Against the Sherriffe of *Yorke* County for the Nonappearance of *Hen: Webb* (he being returned Arrested and noe Security taken) for what he fhall make Apreare Juftly Due the next Gen^{ll} Court, if in cafe the Sherriffe Cause not the faid *Webb* then to Appeare, and that in the meane time their be nothing Done about the Efcheate Granted to *Webb*.

Burnham ¶
Land

Major *John Burnham* hath order Granted to pattent 250 Acres of Land Joyning to his Land in *Middlefex* County formerly taken vpp by Mr *Curtis* y^e 8th of *M^{rch}* 1665 and by him Deferted Ent: rights According to Cuftome

Scarfbrooke vs
Wild

The Difference Betweene Major *John Scarfbrooke* Attorney of Mr *Robert Bullock* p^{tr} about land and Mr *Dan^{ll} Wild* Defd^r is Referred to the next Affembly.

Jackfon ¶
Land

Jonas Jackfon hath order Granted to pattent Two hundred Acres of Land in *Norhampton* County formerly Granted to *Edward Moore* and for want of Seateing by him Deferted Ent: rights According to Cuftome.

Morrice ¶ Land

Geo: Morrice hath order Granted to pattent one hundred thirty four Acres of land formerly Granted to *Gabrill Hill* & one hundred Acres formerly to *Shirley Morditt*, both Lying in *New Kent* County and for want of Seateing by them Deferted, Ent: rights According to Cuftome.

Lightfoot

*Lightfoot vs
Deane*

The Difference Betweene Cap^t *Phill Lightfoot* pl^t and *Ralph Deane* Defd^t about building of brick Chimneys, is Referred to An Able Jury of the neighbourhood to Veiw the Said Cap^t *Lightfoots* Chimneys and to Judge of all the Damages which the Said Cap^t *Lightfoot* hath Sufteined (by the Occasion of the faid *Deane*) and what is Due to *Deane*, M^r *Geo: Marble* & *Mixon* to be of the Jury, who are to be fworne before M^r *John Buckner*, And to make report thereof to next Gen^l Court

*Accomack
Indians vs
Savage*

It is orde'd that Cap^t *Southey Littleton* M^r *Cha: Scarburgh* M^r *West* and M^r *Boeman* Goe and Enquire into the bounds of M^r M^r *Savages* & M^r *Harmonfous* pattents & the Date of Co^l *Scarburgh* Survey of *Savages* land and into all other claimes, And to Examine all Evidences that the Indians claimes may be truely knowne, & report thereof to next Gen^l Court, and that *Harmonfon* appe the 6th Day of Next Gen^l Court to Defend this fute.

The 8th *Aprill* 1674

GOVERNO^R &c *Tho: Ludwell* Se^cr *Edw^d Diggs* Major Gen^l *Bennett* Co^l *Bacon* Hen: *Corbyn* L^t Co^l *Parke* Co^l *Bridger* Esq^rs

*Stevenson vs
Blayton*

Whereas M^r *Thomas Blayton* Did p^rfer an Informa^con of P^rjury in the County Court of *Charles City* Against *Thomas Stevenson*, and the Said *Stevenson* haveing Appealed to this Court. *It is the Opⁱnion of this Court* that the Said *Stevenson* is not Guilty of P^rjury & orde'd that he be Acquitted from the fame Informa^con & M^r *Blayton* pay Cofts *als* ex

West & Marsh

Vpon the Peti^con of L^t Co^l *John West* Adm^rtrator of M^{rs} *Mary Marsh* *It is orde'd* that the E^state belonging to *Ann Bromfeild* & *John Croshaw* the two Children of M^{rs} *Marsh* and alfoe Seventy five pound Eleven fhillings & two pence *Sterling* & four Thousand Two hundred forty Seven pound of tobacco w^{ch} was Due to the Said Co^l *West* for M^{rs} *Marsh*: her third P^rt of the Debts of Major *Croshaw* fhall in the first place be paid out of the E^state the Said M^{rs} *Mary Marsh* dyed poffessed off, and what Negroes the Said *Ja: Croshaw* the orp^t are Dead are to be made Good out of the E^state if the fame will Amount to foe much, and that noe orders Paffe Against the Said E^state for any Debts of M^{rs} *Marsh* vntill the Same bee heard by this Hono^{ble} Court.

S^r *Hen Chicheley*
Kn^t Co^l *Swann*
Co^l *Beale* Tho:
Ballard Esq^r
Edlows orp^t

It is orde'd that M^r *Chipp* & M^r *Minge* Audite the Accounts of M^r *Reeves* Adm^r of *Thomas & ffrancis Reeves* Ag^t their E^states, and make report to this Court

It is orde'd that the Buffinefs Concerening *Jn^o Edlow* orp^t be Sufpended till next Gen^l Court, and that in the meane time the Guardian to the Said orphant Enquire into what Damages the Said orphant hath Sufteined, and report thereof to next Gen^l Court

*Womeck &
Clarke*

The Difference Betweene *Abra: Womeck* and *W^m Clarke* about the E^state of *W^m W^m Womeck* De^ced *It is orde'd* that the Said *Abra: Womeck* (brother to the Said *William*) have two thirds of his E^state, both reall and P^rfonall, and that the Widdow have the other P^rt

Smith

Smith p̄ Land

Bryan Smith hath order Granted to patten Two Thoufand Two hundred Aeres of Land Betweene *New Kent* and *Rappahanock* County formerly Granted to Co^{ll} *Tho: Goodrich* and for want of Seateing by him Deferted Entring rights According to Cuftome.

Afternoone

[p̄fent]

GOVERNO^r *Tho: Ludwell* Seē *Edw^d Diggs* Major Gen^{ll} *Bennett* Co^{ll} *Bacon* Hen: *Corbyn* Co^{ll} *Beale* L^t Co^{ll} *Parke* *Tho: Ballard* Co^{ll} *Bridger* Esq^{rs}

Corbyn & Potter
vs Weekes

Whereas the Difference Betweene *Hen: Corbyn* Esq^r and Co^{ll} *Potter* p^{te} and *Robert Weekes* Defd^t was by Consent Referred to L^t Co^{ll} *Jordane* & L^t Co^{ll} *W^m Cole* to Audite the Accounts betweene them who have Returned their Award vnder their hands that they find vppon Ballance Eight Thoufand Three hundred & ffifty pound of tobacco and Caske Due from the Said *Robert Weekes* to the Said *Hen: Corbyn* Esq^r and Co^{ll} *Potter* Judgment is Therefore Granted the Said *Hen: Corbyn* Esq^r and Co^{ll} *Potter* Against the Said *Robert Weekes* for payment of the Said some of Eight Thoufand Three hundred & ffity pound of tobacco and Caske wth Cofts fute *als ex*

Senior vs
Thomson

Whereas the Difference Betweene *Thomas Senior* p^{te} and M^r *W^m Thomson* Defd^t about the Lease of A Plantacon, was Referred the laft Gen^{ll} Court to A Jury of the Neighbourhood who have Returned their virdict vnder their hands and Seales to this Court where *It is orde'd* the said virdict be Confirmed and M^r *Thomson* betwixt this and *Christmas* next fully Compleat the Brick Chimneys and pay Cofts

Jordan vs
Wadding

The Difference Betweene L^t Co^{ll} *Gco: Jordan* Executor of M^r *Thomas Hunt* Deçed and M^r *James Wadding* as marrying the relict of M^r *Walter Chiles* Deçed, Is Referred to M^r *John Page* and M^r *W^m Sherwood* to Examine and Audite the Bookes and Accounts betweene them, and to make report to the next County Court at *James Citty*, and they to Determine the Difference.

Titterton vs
Allen

The Difference Betweene M^{rs} *Mary Titterton* the relict of *Edw^d Titterton* Deçed p^{te} and *W^m Allen* and *Margerett Clotheyr* Defd^t vppon an Appeale from *G^{lo}* County Court is Referred to the third Day of next Gen^{ll} Court, where the Witnesfes is to Appeare

Order about the
The Indians

in the forenoone

Whereas the Grand Affembly out of their Great care of the Peace and Safety of this Colony (the p̄fervacon Whereof Doth much Depend vpon the p̄fervacon of the Indians right and p̄priety in Thofe lands which have beene Assigned them by the publique Authority of this Colony) have Enacted that for the p̄vencon of Such Encroachments as fhould be made vppon bounds foe Assigned as aforefaid, it Should not be in the power of any Indian (who might be either Threatned or Deluded therto) to fell or alienate any of the lands within the Said bounds, and all Such Bargaines and Sales are by the Said Act Declared voyde, *and Whereas* wee are Informed that Severall p̄fons to Elude the force of the Said Act have only taken leases from the *Pomunki* and *Chickahominy* Indians Whereby thofe inconveniences p̄vided Against by the Said Act will vnder that p̄tence be brought vppon this Country, *It is therefore orde'd* that noe p̄fon doe p̄fume to take any lease for any time from an
Indian

Indian Whatsoever and that all Such as have taken any Such leafes doe forbear Seateing vpon or Employing any of the Said Land till it fhall be Determined by the next Affembly what further courfe fhall be taken for the future p̄ven̄on of Such mifchiefs and Inconveniencies as are like to follow Such illegal Disturbances of the Said Indians, and all p̄fons within this Colony are Required to take notice hereof and obey the Same, as they will Anfwer the Contrary at their p̄ills, and to the intent that none may p̄tend Ignorance hereof, *It is further order'd* that the Sherriffs of every County bordering vpon any of the Indians doe publifh this order in their Refpectiue County Courts

Littleton about Land

Whereas Cap^t *Southey Littleton* & Cap^t *Ed: Boweman* had a pattent for Two Thoufand Two hundred Sixty four Acres of Land in *Accomack* And Petiōning to this Court that there was A miftake in the Survey being there menōned weft instead of North, *It is order'd* that the miftake be mended p̄vided it Doth not p̄judice any other Grant

Young p̄ Land

Mr *W^m Young* hath order Granted him to Survey his Land formerly bought of *S^r Hen: Chicheley Kn^t* and what Surplus Can be found within the old bounds he to have A Grant thereof, Entring rights According to Cuftome

Co^{ll} Cuftis vs Wallop

Whereas it Appears to this Court that *Co^{ll} Jn^o Cuftis* had and hath a Commiffion to Survey Land in Severall places and Did Depute one *Jn^o Wallop* his Deputy, *It is order'd* the Said *Wallop* Give A Juft and true Account vpon oth (Betwixt this and the 16th *May* next) of all the p̄fitts he the Said *Wallop* hath made of the Said place in *Lower Norfolke* and to pay According to Agreement, and that the fee to the Surveyor Gen^{ll} be Equally Devided Betweene them with Cofts Sute

W^m Roberts vs Lefcalliott

Reference Betweene *W^m Roberts* and *George Lefcalliott* till next Gen^{ll} Court

Jordan vs Co^{ll} Warner

Reference Betweene *L^t Co^{ll} Geo: Jordane* Attorney of *M^r Henry Waller* of London and *Co^{ll} Auguftin Warner Senio^r* till next Gen^{ll} Court where the Said *Co^{ll} Warner* is order'd to Appeare.

Potter vs Warner

Reference Betweene *L^t Co^{ll} Cutbert Potter* and *Co^{ll} Auguftine Warner* to the next Gen^{ll} Court, where the Said *Co^{ll} Warner* is order'd to Appeare

The Ninth *Aprill* 1674

p̄fent

GOVERNO^r *Edw^d Diggs* Co^{ll} *Bacon* Co^{ll} *Swann Hen: Corbyn* Co^{ll} *Beale* L^t Co^{ll} *Parke Tho: Ballard* Co^{ll} *Bridger* Efq^{rs}

Co^{ll} Bacon vs Newton

Whereas it Appears to this Court that *Marmaduke Newton* Did moft wickedly & maliciously abuse *Co^{ll} Nath: Bacon* one of his maties^s Councell of State in moft abusive Language this Court Court have thought fitt that the Said *Newton* be fined Twenty pound *fterl* but vpon his Submiffion in Court *It is order'd* he pay two barrells of powder one to *James Citty* fort and the other to *Nanzemond* fort. And Ask the Said *Co^{ll} Bacon* forgivenefs vpon his Knees (which he Accordingly Did) and pay all Cofts *L^t Co^{ll} W^m Cole* and *Majo^r Carey* are Impowred to receive the powder and to be Accountable to both forts.

Ord^r

- Ord^r M^{rs}
Randolph *It is order'd* that all the Buffinefs Betweene M^{rs} *Randolph* Adm^r of M^r *Henry Randolph* and the Credito^{rs} to the Said M^r *Randolphs* Eftate be Referred to the next Affembly
- Laurence* Fined *It is order'd* M^r *Richard Laurence* be fined four hundred pound tobacco and Caske which is to Goe towards the fort at *James Citty*, for Entertaineing the Hono^{ble} Governo^{rs} Servants.
- Starkey vs*
Vaufon *Whereas* It Appeares to this Court that *Peter Starke* hath A better right to The Land that *Anthony Vaufon* Escheated in *Yorke County*, *It is therefore order'd* that the Said *vaufon* Affigne over all his rights of the Said Escheate to the Said *Starkey*, and that *Starkey* pay vnto the Said *Vaufon* fiteene hundred pound of tobacco and Caske in full of all charges Suspended by him in and about the Escheate.
- ord^r *Bowler* *It is order'd* that M^r *Thomas Bowler* Give an Account vppon oth of what bills bonds and morgages have Come to his hands belonging to the Eftate of M^r *John Sauners* Deçed the next Gen^l Court.
- M^{rs} *Bland* about M^{rs} *Anna Bland* Am^ltratrix of *Theodorick Bland* Esq^r p^lents An Account D^r and C^r of the Said *Holmwoods* Eftate To this Court, where it Ap^{pe}res she hath paid beyond Affetts. *It is therefore order'd* She have A *Quietas Est* from the Said *Holmwoods* Eftate.
- Warwell vs*
Thompson In the Difference Betweene *Thomas Warwell* and M^r *W^m Thompson* vppon An App^e from a virdict of A Jury Confirmed in *Surrey County* Court, *It is order'd* the bufinefs be Referred back to that Jury or Some other who are to further Enquire into the Difference, and to make report to that County Court
- Reeves vs Reeves*
Eft M^r *James Minge* and M^r *Jo: Chipp* being Appointed to Audite the Acco^{nts} of M^r *Geo: Reeves* Adm^ltrato^r of *Tho: & ffrancis Reeves* Againft theire Eftates who have Returned their Report vnder their hands to this Court that they find the Said *Geo: Reeves* hath paid Beyond Affetts, *It is therefore order'd* the Said M^r *Geo Reeves* have A *Quietas Est*
- Inv: *Marfh* L^t Co^l *Jno West* p^lents An Inventory vppon oth of the Eftate of M^{rs} *Mary Marfh* Deçed, which is order^d to be Recorded.
- West vs Wilfon* *Whereas* M^r *Sam^l Arnall* Did in his life time Convey to L^t Co^l *West* a Certaine Plantaçon with the Appurtenances in *New Kent County* for Tenn Thoufand pound of Tobacco and Caske and one *Jno Wilfon* who marryed the Reliçt of the Said *Arnall* being in poffeffion of the Same and p^ltending that the Said Land was made over only in Truft to the Said L^t Co^l *John West* and the matter being fully heard by this Court *It is the Opinion of this Court* that the Conveyance is Good, *It is therefore order'd* that the Sherriffe of *New Kent* Doe forthwith putt the Said L^t Co^l *John West* in poffeffion of the Said Land but that vppon payment to L^t Co^l *Jno:* of the Said Tenn Thoufand pound of tobacco and Caske the Same Shall returne and be Rendred by the Said L^t Co^l *West* to Such p^lsons of whome of right it belongs, And the Said L^t Co^l *Jno West* hath Judgment Againft the p^lfonall Eftate of the Said *Arnall* In the hands of the *Wilfon* for payment of Two Thoufand one hundred Sixty Six pound of tobacco and Caske Nine hundred pound of *Muscavado* Sugar and one able man Negro wth Cofts
- Am^ltrato^{rs} of
Scarburgh vs
Negro Vpon the Petiçon of Cap^t *John West* on behalfe of himfelfe and the reft of the Am^ltrato^{rs} of Co^l *Edm^d Scarburgh* Deçed Concerning A negro woman called *black mary* purchafed by the Said

Said Adm̄trato^{rs} from Co^{ll} *John Vaffall*, *It is orde'd* that the Said negroe woman returne to her Service, And that the Adm̄trato^{rs} Aforefaid with the first opportunity take Care to write to Co^{ll} *Vaffall* to know whether the Said negroe woman was A Slave or free, and if Ap^{pe} she was noe flave when bought, then they to pay her for her Service what this Court shall Adjudge.

Ord^r to Audite
Acco^{ts} Cap^t
Groves

Co^{ll} *Nath: Bacon Thomas Ballard Esq^{rs}* and M^r *Jn^o Page* or any two of them are Defired at Such time as they Appoint to Audite all Accounts Concerning the Eftate of *Jn^o Grove* Deçed to the End it may Appeare to this Court what the Extrs have received of the Said Eftate and paid out of the Same, and that they make report thereof to next Gen^{ll} Court.

Sawyer p̄ Land

M^r *ffrancis Sawyer* hath order Granted to take vpp and pattent what waft land is Adjoyning to his lands in *Eliz: river* (being Two Devidents) p̄vided he p̄judice noe former Grant, Entring rights According to Cuftome

Littleton p̄
Land

Cap^t *Southey Littleton* hath order Granted to pattent Two hundred & ffifty Acres of Land in *Maggety bay* in *Northampton County* formerly granted to *Dan^{ll} Neck* and for want of Seateing by him Deferted Entring rights According to Cuftome.

Boeman p̄
Land

Cap^t *Edw^t Boeman* hath order Granted to pattent Six hundred Acres of Land at *Mofongo Creeke* formerly Granted to *Rich^d Johnfon* and for want of Seateing by him Deferted Entring rights Accord^s to Cuftome

Afternoone

[p̄sent]

GOVERNO^r *Tho: Ludwell Seçr Edw^d Diggs Co^{ll} Bacon Major Gen^{ll} Bennett Co^{ll} Swann Hen: Corbyn Co^{ll} Beale L^t Co^{ll} Parke Co^{ll} Bridger Esq^{rs}*

Co^{ll} *Jn^o Cuftis* and Co^{ll} *Stringer* is Added to An Order that paff this Court for to Enquire into the bounds of M^r *Savages Land* and M^r *Harmonfells*

Gwinn vs
Whiteing

M^r *John Winn* minifter of *Abbington* p̄ilh in *Glofter County* Complayning to this Court, that *Henry Whiteing* of *Ware* p̄ilh did breake open his tobacco houfe, and take away p̄t of a hoggs-head of to^{bb}, as in his Petiçon is Sett Downe and made Divers other Complaints therein. *This Court Doth therefore referre* Complaint of the Said *Gwinn* to be Enquired into and Examined by *Glofter Court* both p̄ties have Due notice to be p̄sent, and after Examinaçon the Court are to report how they find the whole matter to this next Gen^{ll} Court

Yardly vs Dolby

The Difference Betweene *Argall Yardly P^{te}* and *Edw^d Dolby* Defd^t about Land is Referred to Cap^t *Robert Beverly* Surveyo^r to Survey and Lay out the Said Land According to *Yardlys* pattent (& if the faid Cap^t *Beverly* thinke fitt that A Jury be Impannell and if they find that *Dolby* is within *Yardlys* bounds then he to pay all Cofts) and if they Doe not Agree report is to be made to next Court for Judgment

Stith vs Place

Refference Betweene *Jn^o Stith* and M^r *Rowland Place* to the 2^d Day of next Gen^{ll} Court

Smale vs White

It is orde'd that *Ambrose White* Appeare at the next Gen^{ll} Court to Anfwer the Complaint of *Edw^d Smale*.

Browne

*Browne vs
Greenely*

The Difference Betweene M^{rs} *Tabitha Browne* the relict and Adm^{trix} of M^r *Dev: Browne* and *Edw^d Greenely* about the Said *Greenelys* freedome and severall Goods and other things Claymed by the Said M^{rs} *Browne* Being heard *It is the Opinion of this Court* that the Said *Greenely* is noe Servant, and the Accounts Betweene them are Referred to L^t Co^{ll} *Phill Ludwell* and Co^{ll} *Cuftis* to Audite . . . Examine them, and Report thereof to the Sixth Day of next Gen^{ll} Court.

*Greenely vs
Culpeper*

Nonfuite is Granted *Edw^d Greenely* Against Cap^t *Jn^o Culpeper* noe peti^ōn being Entred, *It is therefore orderd* he pay Damages According to Act wth Co^{sts}

*Younge vs
Gwyn*

There being formerly A Difference Betweene M^r *Humphrey Gwinn* and M^r *Richard Young* Concerning A wager of One Thoufand pound of tobacco which Depended Severall Courts in *Glofter* County and in this Court vntill which . . . faid *Young* . . . paid Three Thoufand and Three hundred Seventy one . . . tobacco and Caske *It is the Opinion of this Court and Accordingly orderd* that the Said *Young* be Allowed by the faid *Gwynn* four hundred pound Tobacco and Caske out of the Same Charged to him and that M^r *Gwyn* pay Co^{sts} of this Suite.

Potter vs Newell

Refference Betweene Co^{ll} *Cutbert Potter* and M^{rs} *Eliz: Newell* Adm^{trix} of M^r *Joha: Newell* De^{cd} till Co^{ll} *Potter* Come in.

Newell vs Newell

Refference Betweene M^{rs} *Eliz: Newell* Adm^{trix} of M^r *Joha: Newell* and *David Newell* till next Court

*Lambert vs
Jones*

Refference Betweene *Thomas Lambert* and *David Jones* till the third Day of next Gen^{ll} Court.

The Court Adjorned till the meeting of the Next Affsembly
Test

Hen: Hartwell
Cl Con

At a Gen^l Court held at *James Citty* The 22^d Day of *September*
1674

[present]

SR W^m BERKELEY Kn^t Governo^r &c S^r Henry Chicheley Kn^t Tho: Ludwell Sec^r
Majo^r Gen^l Wood Co^l Tho: Swann Esq^{rs}

Abrahall p^t
Land

Co^l *Robert Abrahall* hath order Granted to Survey his severall
p^tcells of Land on the north Side of *Mattapony River*, M^r *Rob^t
Beverly* Appointed Surveyo^r and what Surplus Land is found
within the bounds he to have a Grant thereof Ent Rights According
to Cu^tome.

Curfell p^t Land

The peti^on of *John Curfell* about the Surveying Land is
Referred to *Eliz: Citty County Court* to Examine the Bu^sfiness
& make Report thereof to next Gen^l Court

Bristow vs
Murray

Whereas the Difference Betweene Majo^r *Rob^t Bristow* and
M^r *Murray* vpon an App^ele to 7ber Court 1672 and the Said M^r
Murray not p^rsecuteing his Appeale there was an Order Granted to
the Said Majo^r *Rob^t Bristow*, that if in Cafe the Said *Murray* Did
Not Appeare the next Court to p^rsecute his Appeale that then the
Order of *Gloucester Court* should be Confirmed, & by reason the
Said M^r *Murray* hath never Since appeared to p^rsecute his Appeale.
It is orderd that the order of *Gloucester* be Confirmed, & that the
Said M^r *Murray* pay Co^st and Damages According to Act wth
Co^st Sute.

Laurence vs
Mackclanaham

Whereas it Appeares to this Court that *Jn^o Mackclanaham*
master of a vessell Did Entertaine Two Servants belonging to
M^r *Richard Laurence* Severall Day Contrary to Act of Asssembly,
It is Orderd that the Said *John Mackclanaham* pay vnto the Said
M^r *Rich^d Laurence* Twenty pound of To^bo p^r Diem for Each
Servant for Soe Long time as the Said *Laurence* can Make Appeare
the Said *Mackclanaham* Entertained them and that *Mackclanaham*
pay Co^st

Thomson p^t
Land

M^r W^m *Thomson* hath Order Gr^{td} to pattent about five hundred
Acres of Land in *Surrey County* Neare the *Pidgen Swamp* formerly
Granted to *Antho: Spiltimber* and afterward to *Rich^d Awborne*
and by Them Deferted Ent rights According to Cu^tome.

Kirkman p^t
Land

M^r *Jfra: Kirkman* hath order Granted for Three Hundred
Seventy Six Acres of Land in *James Citty County* formerly Granted
to M^r *James Bray & Tho: Hancocke* and by Them Deferted Rights
Entred for the Same.

Stratton p^t Land

John Stratton hath Order Granted to pattent Six . . . acres
of Land Lyeing at *Mafongo* in the vpper County of . . .
formly Granted to *Jn^o Wallop* and by him Deferted and one other
p^tcell formerly Granted to *mackele* and by him Deferted
Entring Rights According to Cu^tome.

Afternoon

[present]

GOVERNO^R S^r *Hen: Chicheley* Kn^t Tho: Ludwell Sec^r. Gen^l . . . Co^l Tho:
Swann Esq^{rs}

Thorogood

*Thorogood vs
Williams ex Coꝛp*

M^r *Richard Littlepage* Attorney of *Morgan Williams* Confesseth Judgm^t to L^t Co^{ll} *Adam Thorogood* for paym^t of Sixteen Hundred and five pounds of Tobo and three Barrels of Corne wth Cofts of Sute *als* Execu^{co}n.

West vs White

The whole Cause Betweene M^r *Scarburgh Cap^t Jn^o West M^{rs} Tabitha Browne* and M^r *Edmond Scarburgh Adm^{rs} of Co^{ll} Scarburgh Deçed & M^r Ambrose white* is Referred to the Affsembly by Reafon it Very much Concernes the Country.

*Browne vs
Goodrich*

Judgm^t is Granted M^{rs} *Tabitha Browne* Adm^{itrix} of *Dev: Browne* Against *Cap^t Edm^d Craske* Security for the Appearance of Co^{ll} *Tho: Goodrich* (he being Arrested and not Appeareing) for w^t the said M^{rs} *Browne* shall make Appeare Due next Court in Cafe M^r *Craske* Cause not the Said Co^{ll} *Goodrich* then to Appeare.

L^t Co^{ll} *Parke
Tho: Ballard* ⁶
*Browne vs
Witneffes*

M^r *Benj: Goodrich* & M^r *John Dangerfeld* being Sumond to Testifie their Knowledge in a Cause Depending betweene *Tabitha Browne* and Co^{ll} *Tho Goodrich*, and they not Appeareing to Give in their Evidences *It is Therefore orderd* that the Said *Benj: Goodrich* & *Jn^o Dangerfeld* be fined According to Act to the vse of M^r *Browne als* ex.

Bird vs Minge

The Difference Betweene M^r *Tho: Bird* Sonne & heire of *W^m Bird* Deced P^{tr} and M^r *Ja: minge* Defd^t about Land is Referred to A Jury of the neighbourhood (which said Jury are to be Appointed by *Charles City* County Court) and M^r *Rob^t Beverly* Surveyo^r who are to Lay out *Birds* Land According to the Conveyance from *Cap^t Johnson* to M^r *W^m Bird* and to the possession Given & Taken and to Such Evidences as shall be p^{ro}duced and if they find that M^r *Minge* is Trespasser vpon the Said *Birds* Land they are to Judge of the Damages and make Report to the next Gen^{ll} Court. where Judgm^t is to passe in the p^{ro}mises.

The 23^d September 1674

present

GOVERNO^r &c S^r *Hen: Chicheley Kn^t Tho: Ludwell Se^{cr} Major Gen^{ll} Wood L^t Co^{ll} Parke Tho: Ballard Co^{ll} Bridger Esq^{rs}*

*Beverley vs
Willis
ex Coꝛp*

The Judgment that M^r *Rob^t Beverly* Obtained the Laft Gen^{ll} Court Against *Steph: Willis* Security for the Appearance of *Geo: Gill* is Confirmed, *And orderd* that the Said *Steph: Willis* Security as aforefaid pay vnto the Said M^r *Rob^t Beverly* Twenty Three pounds & Eighteene shillings *Sterling* with Intrest According to *Gills* Obliga^{co}n with Cofts Sute *als* ex

*Roberts vs
Lefcalliot*

The Difference Betweene *W^m Roberts* and *Alice* his wife P^{tr} and *Geo: Lefcalliot* Defd^t about Land is Referred to the Examina^{co}n of *Gloucester* Court who are to Report to next Gen^{ll} Court what Acknowledgem^t M^r *Roberts* wife Did make of the Said Land in Difference.

*Wormely vs
Claughton*

Whereas in *October* Court Laft *Cap^t Ralph Wormely* as marrying the Relict of Co^{ll} *Peter Jennings* Deçed, Obtained Order Against M^r *James Claughton* as Security for the Appearance of M^r *James Gaylard* and the Said *Claughton* haveing failed to bring the Said

Gaylard

⁶ This merely means that Lt. Col. Parke and Mr. Ballard came in at this time.

Gaylard to this Court According to Law, *Judgment is Therefore Granted* the said Cap^t *Ralph Wormely* Against the Said *James Claughton* Security as aforesaid for paym^t of Twenty pounds *Sterl* and four hundred pounds of to^{bo} & Caske wth Cofts Sute *als ex.*

Ballard Esq^r
Ord^r Bromfeild

It is Orderd that *Tho: Ballard Esq^r* take into his Possession all such Estate as Doth belong to *Ann Bromfeild* the Daughter of M^{rs} *Mary Marh* by her Late Husband *Tho: Bromfeild* And that he have the Increase of the Stock and the profits of her Land which is to be for her maintenance and Education & That the Said *Tho: Ballard Esq^r* Returne the said Stocke in Kind According to their number & Ages.

Afternoone

[present]

GOVERNO^R S^r *Hen: Chicheley Kn^t Tho: Ludwell Se^cr Major Gen^{ll} Wood Co^{ll} Swann L^t Co^{ll} Parke Tho: Ballard Esq^{rs}*

Johnson vs
Austin

The Order that *James Johnson* had the Last Gen^{ll} Court for his freedome is Now Confirmed, *And it is Orderd* that M^r *Sam^{ll} Austin* his Late master pay vnto the Said *James Johnson* Two Thousand pound of to^{bo} and Caske, for his unjust Arresting & Detaineing of the said *Johnson* being in full for his Corne & Clothes and all Other Damages which the Said *Johnson* hath Sustained

Manering vs
Jones

In the Difference Betweene M^r *Steph: Manering* and M^r *Geo: Jones* about a Horſe Called *Manering*, Given by Major *Weir* to the Said *Manering* is Referred to the Court of *Rapp^s* to Enquire whether the Said Horſe *Manering* is Inventoried in the Said Major *Weires* Inventory by the Said *Manerings* hand Writeing or Consent if not found Inventoried as aforesaid, *This Court Doth Adjudge* the Horſe to be *Manerings*. And the Court of *Rapp^s* to allow the Said *Manering* Reasonable Damages for his Trouble Expences and want of the Horſe to be paid by M^r *Jones*, and in Cafe the said Horſe be any waies Disabled before Deliv^y to *Manering* then the Court to Adjudge the full Value of the Horſe at the Death of Major *Weir*, and to Order paym^t with Cofts.

Wormely vs
Austin

Judgment is Granted to Cap^t *Ralph Wormely* as marrying the Relict and Admix^trix of Co^{ll} *Peter Jenings* Against M^r *Sam^{ll} Austin* for payment of Two pounds Sixteene Shillings & Six pence *Sterl* being the Ballance of Accounts betweene the Said Co^{ll} *Jenings* Estate and the Said *Austin*

The 24th September 1674

[present]

GOVERNO^R *Tho: Ludwell Se^cr Co^{ll} Bacon L^t Co^{ll} Parke Tho: Ballard Esq^{rs}*

Redding vs Lee

Nonſuite is Granted *Tho: Redding* Against *Rob^t Lee* and *Abra: Sapcoate* noe Declara^on being Entred *It is Therefore Orderd* the Said *Lee* and *Sapcoate* pay Damages According to Act

Deacon vs
Gwynn

The Difference Betweene M^r *Tho: Deacon* & M^r *Edm^d Gwynn* about about the Right of an Escheat of Land is Referred to the next Genn^{ll} Court, vntill then there is to be noe further proceedings

Littlepage

Littlepage his
Ord^r

It is Order'd that *New Kent County* Allow to M^r *Richard Littlepage* fflower hundred pound of To^bo The being Informed by Severall That it is the Vfuall ffee of Coroner.

Broack vs
Sorrell

Benj: Broack hath Judgm^t Granted him Against the Sherriffe of *Ja: Citty County* for the non-appeareance of *Rob^t Sorrell* (he being Returned Arrested and he not Ap^reing) for [w^t] the said *Benj: Broack* fhall make Ap^re Justly Due the next Court, In Cafe he caufe not y^e Said *Sorrell* then to Appeare

Huberd vs
Sorrell

Rob^t Huberd hath Judgment Granted him Against the fherriffe of *Ja: Citty County* for the non Ap^reance of *Rob^t Sorrell* (he being Returned Arrested and not Ap^reing) for what the Said *Rob^t Huberd* fhall make Appeare Justly Due, the next Court, In Cafe he caufe not the Said *Sorrell* then to Appe.

fford vs Wyatt

Nonfuite is Granted *Peter fford* Against *Majo^r W^m Wyatt*, noe Declaraçon being Entred, *It is Therefore Order'd* the Said *Wyatt* pay Damages According to A^{ct} wth Cofts Sute *als ex*

Mathewes vs
Saffin

Nonfuite is Granted M^r *Tho: Mathewes* Against M^r *John Saffin* noe Declaraçon being Entred *It is therefore Order'd* he the said *Saffin* pay Dam: According to A^{ct} wth Cofts Sute

Afternoone

[p^rsent]

GOVERNO^r S^r *Hen: Chicheley Kn^t Tho: Ludwell Se^cr Co^{ll} Bridger Esq^{rs}*

Lambert vs Jones

Whereas In the Difference Betweene *Tho: Lambert* and *Jones* the Said *Jones* at the Laft Gen^{ll} Court Craved a Refference to this Court w^{ch} was Granted vnto him, but by Reason the Said *Jones* Doth not A^{ppe}e this Court, *It is Orderd* that if in Cafe the Said *Jones* Doth not A^{ppe}e the next Gen^{ll} Court, then Judgment is to paffe According to *Lamberts* Petiçon. *Jones* to have Lawfull notice of this Order.

Bifhop

Admiçon (*Cum Teftamento Annexo*) of all and Singular the Debts Rights and Creditts belonging to the Eftate of *James Nickolfon* Late of *Henrico County* Batchello^r Deced, is granted to *Jn^o Bifhopp* he putting in Security According to Law, M^r *Rowland Place* Security for Admftraçon.

Co^{ll} *Swann*
Co^{ll} *Bacon*
L^t Co^{ll} *Parke*

Winn vs
ffoxall

Whereas M^r *Jefpher Winn* had an order in *Oçtober* Court Laft Against M^r *John ffoxall* Security for the Appeance of *Peter Ould* Wherein it is Orde^d that if the Said M^r *ffoxall* Did not Caufe the said *Ould* to Ap^re next Court ffollowing then Judgment to paffe Against him for what fhould be made Ap^re Justly Due, and the Said *Peter Ould* not Appeareing then nor now Judgment is *Therefore* Granted the Said *Jefpher Winn* Against the Said M^r *Jn^o ffoxall* Security as aforefaid for payment of Eighteene hundred pound of To^bo and Cask wth Cofts fute *als ex*.

Smith p^l
Land

M^r *Bryan Smith* hath Order Granted to pattent Three hundred Acres of Land in *New Kent County* on the north Side of *Mattapony* River about four miles in the woods and on the Branches of *Aquinteanocco* form^{ly} Granted to Co^{ll} *Abrahall* and by him Affigned to

M^r

M^r *Geo: Light*, and by him Deferted Ent rights According to Cuf-
tome noe pattents to be Granted till next Court where *Light* is to
Appeare & Defend this Order.

Rably vs Webb

Whereas it appeares to this Court by the Testimony of L^t Co^{ll}
Dan^{ll} Parke Esq^r Majo^r Theo: Hone and M^r *Moore*. That the Land
In Difference Betweene *Tho: Rably* on behalfe of *Eliz: Rably*
orph^t P^l, and *Henry Webb* Defd^t, That the Right of the said Land
is in *Eliz: Rably* Orp^t, It is Order'd The said *Tho: Rably* Survey the
said Land, and that the Said *Eliz: Rably* have a Pattent in her
name, and that *Webb* pay Cofts Sute

Moffe vs Pickett

The Sute betweene W^m *Moffe* & *Blackmen Pickett* is Dismift

The Twentie ffth Day of *September* 1674

[p^lsent]

GOVERNO^r S^r *Hen: Chicheley Kn^t Tho: Ludwell Se^cr Co^{ll} Swann Co^{ll} Bacon*
Majo^r Gen^{ll} *Wood L^t Co^{ll} Parke Tho: Ballard Co^{ll} Jo: Bridger Esq^{rs}*

Jordane vs
Meriwether

Whereas M^r *ffra: Meriwether* Did Exhibite to The Hono^{ble}
Governo^r a Scandulous Peticōn Against L^t Co^{ll} *Geo: Jordan* and
The Said M^r *Meriwether* now Appeareing in Court and Acknowl-
idgeing his Erro^r, & Humbly craves his Hono^{rs} p^ldon The Court
Doth Order that the Said M^r *Meriwether* pay vnto the Said
L^t Co^{ll} *Geo: Jordane* Reasonable Charges

Bushrode vs
Whiteing

M^r *Henry Whiteing* Confesseth Judgment to M^r *Tho: Bushrode*
for payment of Two hundred and Eighteene pounds two phillings
and four pence *sterling* wth Cofts

Severall fined

Majo^r *Tho: Davis Cap^t Jn^o West* of *Accomack*, M^r *Isaac Jacob*
and M^r *Barnaby Karney* being fumōncd to be on the Grand Jury
& They not Ap^{pe}ring It is orde^d that Each of them be fined Two
hundred pounds of To^bo and That the Sherriffe of *James City*
County Receive the Said fines

Afternoone

[p^lsent]

GOVERNO^r S^r *Hen: Chicheley Kn^t Tho: Ludwell Se^cr Co^{ll} Swann Co^{ll} Bacon*
Majo^r Gen^{ll} *Wood L^t Co^{ll} Parke Co^{ll} Jo: Bridger Esq^{rs}*

Manering vs
Chamberlaine

In the Difference betweene M^r *Stephen Manering* and *Tho:*
Chamberlaine Vpon an A^pple from *Westmerland* County Court
about the said *Chamberlaines* ffreedome, being fully heard, It is
Orderd that the Order of *Westm^rland* County Court be made Void,
and that the said *Chamberlaine* serve Seven yeares from his first
Comeing into this Country According to his Indenture, and pay
Cofst

Inv: Poore

W^m *Major* p^lsents an Inventory vpon oth of the Eftate of
James Poore Dec^d Which is Orderd to be Recorded

Anderfon vs
Haybeard

The Difference Betweene *David Anderfon* & Majo^r *Richard*
Haybeard about Land is Referred to an Able Jury of the Neigh-
bourhood who are in Company with a Surveyo^r at such time as
they fhall Appoint to Lay out the Said *Anderfons* Land According
to his Pattent, and make Report Thereof to the next Gen^{ll} Court

Reff

Reff *D: vs W.*

Refference betweene Esq^r *Diggs* and Major *Walker* to the Third Day of the next Gen^l Court, Vpon the Request of Major *Walker*

Greene

Acquitted

Sarah Greene being Indited for murthuring her Basterd Child was by the Grand Jury found *billa Vera*, but a Jury of Life and Death being Impannelled Did bring in their Virdict not Guilty fhe was Therefore Acquitted from the Said Inditem^t by p^lclama^on

Indian

Condemned

Harry the Indian Indited and tryed for his Life for Stabbing of the Grand Jury brought in their Vird^t *billa Vera*, then a Jury of Life and Death was Impannelled, who now bring in their Virdict Guilty, Vpon which Virdict Sentence of Death past Against the said *Harry* the Indian to be hanged by the neck vntill he be Dead

The 26th September 1674

[p^lsent]

GOVERNO^r Co^l *Bacon* Co^l *Swann* Major Gen^l *Wood* Lt Co^l *Parke* Tho: *Ballard*
Co^l *Bridger* Esq^{rs}

Abrahall vs
Morrice

Whereas it Appeares to this Court that *Geo: Morrice* Did Assault and Abuse Co^l *Robt Abrahall*. It is Therefore Orderd, That the Said *Geo: Morrice* be put out of all Offices both millitary and Civill vntill he gett fireinds with the Said Co^l *Robt Abrahall*, and that he Give bond for his Good Behavior

Edmonds &c vs
Cockram

In the Difference betweene *Cha: Edmonds* *John Pouncey* & *Roger Pouncey* P^lts & *Joseph Cockram* Defd^t About a Deed made by *Amph: Garraway* It is Orderd that the Said *Cha: Edmonds* *Jn^r Pouncey* & *Roger Pouncey* have the Severall Cattle & Horfes men^oned in the Said Deed with their Increase, and all other things therein Expreffed, Except the man Servant which the Said *Cockram* is to have, and it is further orderd that *Edmunds* and *Pouncey* make Oath At the Court of *New Kent* what Other Estate there is of the said *Amphilliday Garraways*, And if any *Cockram* to have it

Co^l *Bacon vs*
Griffin

It is Orderd that Cap^t *Robt Griffin* Comander of the shipp *Griffin* give bills of Ladeing to Co^l *Bacon* for Twenty nine hoggs-heads of To^bo the Slope man haveing made Oath he Deliver^d foe many aboard the said Cap^t *Griffin* his shipp

Gwyn vs
Whiteing

Whereas it Appeares that M^r *Henry Whiteing* Churchwarden of *Ware* P^lish in *Gloucester* County Did Illegally breake open the To^bo house of M^r *John Gwyn* minister of *Abington* P^lish and alsoe breake Open a Hoggshhead of To^bo and take P^t of the same Away and Whereas the said *Gwyn* hath beene at Greate Expence, and Received Damages by Reason of the Said M^r *Whiteing* his foe Doeing, This Court Doth Therefore Order that the Said M^r *Hen: Whiteing* pay vnto the said M^r *John Gwyn* Sixteene hundred pound tobacco and Caske, w^{ch} is to be in full of all Cofts and Damages & that M^r *Gwyn* be noe more molested by neither P^lish vntill it be Decided in which P^lish he lives in

Mackclanaham
vs Alford

Nonfuite is Granted *John Mackclanaham* Against Major *W^m Alford* noe Declara^on being Entred, It is Therefore Orderd that the said Major *Alford* pay Damages According to Act wth Cofts Sute
Sherr

Sherr Gl^o
vs Prifion^r

It is the Opinion of This Court that the County of Gloucester or Publique ought to pay the fees and charges that is Due the Prifioner that came out of the faid County Except her Victualls, her Goeing into prifion and her Comeing out which is To be paid by the prifioner

Hill vs Patridge

The Difference Betweene M^r Sam^l Hill Attorney of Cap^t Phill ffofter of London, and M^r Sam^l Patridge is by the Consent of the Attorneys of both Parties Referred to the Third Day of y^e next Gen^l Court

The 28th Day of September 1674

[p^{re}sent]

GOVERNO^r Tho: Ludwell Se^{cr} Hen: Corbyn Co^{ll} Bridger Esq^{rs}

Governo^r vs
Adm^{rs} of Co^{ll}
Scarburgh
Co^{ll} Swann

It is Orderd that the Admftrato^{rs} of Co^{ll} Edm^d Scarburgh Dec^d pay vnto the The Right Hon^{ble} Sr W^m Berkeley Kn^t &c Twenty pounds Sterling

The fute betweene M^r Tho: Arnold and M^r Ja: Biffe about a Seizure of A boate is Difmift, and Orderd that M^r Arnold pay vnto M^r James Biffe Two hundred pound of To^{bo} It being for the takeing vpp the faid Boate and his Trouble.

M^r Dromonds
ord^r Survey.

Co^{ll} Tho: Liggon is Appointed by this Court to Lay out the Land belonging to Major Edloes Orphants According to the patents and the Ancient bounds Thereof and what waft Land is within the bounds of the Said Pattents M^r W^m Drommond to have A Grant thereof Co^{ll} Rob^t Winn and M^r Tho: Bowler to have timely notice of Laying out the Same.

Major Gen^l
Wood Thos
Ballard Esq^r
Order Accomack
p^{re} Indians

Upon the often Repeated of the Indians inhabiting on the Land p^{re}tended to by Cap^t Savage on the Eastern Shore, that they are often Disturbed notwithstanding the Care of This Court to p^{re}vent the Same by the Enquires of Co^{ll} Stringer Co^{ll} Cuftis, Cap^t Southey Littleton, & Major Edm^d Boeman, who have reported the titles both of the faid Indians and Savage to be Doubtfull, Yett in respect the Said Indians have alwaies beene in peace with us, it is necessary that they be Secured in their poffeffions *It is orderd that the aforemenconed four Gentlemen doth Enquire how much of y^e Said Savages Land John Kendall Doth at p^{re}sent poffeffe, within the bounds of the Land the Indians claime, and Doe Cause as much in Lieu thereof to be Layd out of the faid Savages Land Convenient to the Said Indians, to be freely poffeffed by them (Soe Long as they shall Live on it) without Disturbance or molestation of any p^{er}son, they paying to the Said Savage his heires Executo^{rs} &c one yeare of Indian Corne yearly for Acknowledgm^t (if . . . And becauie it Appeares that the Said Kendall hath often threatened, Disturbed and affrightned the faid Indians the aforesaid four Gentlemen are Impowered and Required to take Securitie from him that he for the future doe not any waife Trespasse vppon or Disturbe the Said Indians, And Harmonson is Acquitted from y^e order of the Laf^t Gen^l Court enjoying him to Appeare at this.*

West vs Wilfon

Whereas the Laft Gen^l Court L^t Co^l *John West* had an order Against the Estate of M^r *Sam^l Arnold* in the hands of *John Wilfon* for payment of Two Thousand one Hundred Sixty Six pounds of Tobo and Caske nine Hundred pounds of muscovadoe Sugar and one able negroe with Cofts Sute vpon w^{ch} Said order Execu^on Iffued and the Sherriffe of *new Kent* County haveing Seized Three negroes Claimed by the Said *Wilfon* to be his, *this Court Doth Adjudge* the Seizure to be Good. vpon the offer of the Said L^t Co^l *West* in Court that the Said Three negroes be Returned to the Said *Wilfon* vpon payment of what they are Appraized at with Cofts.

From which Judgn^t the said *Wilfon* Appeals to the Affsembly *It is Orderd* he give Security According to Act, M^r *David Anderfon* & *John Gigge* Security.

Afternoone

[present]

GOVERNO^R S^r *Hen: Chicheley* Kn^t *Tho: Ludwell* Secr. Major Gen^l *Wood* Hen: *Corbyn* *Tho: Ballard* Co^l *Ja: Bridger* Esq^{rs}

*Co^l Ludwell vs
Clarke*

Judgment is Granted L^t Co^l *Phillip Ludwell* Against M^r *Richard Clarke* Attorney of M^r *Geo: Lee* of London for payment of forty *Ster^l* being Due vpon two bills of Exchange presented with Damages According to Act of Affsembly with Cofts Sute *als* ex.

S^r *Hen: Chicheley* Kn^t President.

*Co^l Swann ord^r
vs Governo^r^a
Serv^{ts}*

Whereas *Tho: Morrice* *Tho: Edwards* Jn^o *Talbert* Jn^o *Howell* and *Edward Day*, Carpenter Servants to the Hono^{ble} Governo^r and *Hugh Owen* Servant to M^r *Geo: Loyd* and Jn^o a negroe Servant to M^r *Rich^d James* hath Run away and Abfented themselves from their said mafters Two months *It is orde^d* that the Sherriffe of *James Citty* County take Care that all of them be whipped (Except the Carpenter whose Corporall punishment the Governo^r hath Defired might be Remitted) and Each of them have thirty nine lashes well layed on And the the Englifhmen Serve According to Act for their Runing away, And that Amongft [them] they Serve the Hono^{ble} Governo^r Two yeares for *Ja: . . .* (who was his Hono^{rs} Serv^t) which they Loft And that the Damages Charges & Expences be Adjudged when brought in.

*White vs
Servants*

It is orde^d that *Tho: Morrice* *Tho: Edwards* Jn^o *Talbert* Jn^o *Howell* *Edward Day* Servants to the Hono^{ble} Governo^r and *Hugh Owen* Servant to M^r *Geo. Loyd*, Each of them After their time be Expired, Serve to M^r *W^m White* One yeare and a halfe It being for a boate ftoale away from him and . . . to the Value of Sixteene pound *sterl.*

*Lawrence vs
Servants*

Whereas *Jeremiah Mathewes*, *Evan Ward*, and *John Buftone* Servants to M^r *Rich^d Lawrence* Did take the said *Lawrences* fhallop and Run away and the Said *Mathewes* and *Ward* haveing Abfented themselves from their Said mafters Service Two months, and Loft the fhallop and *John Buftone* who had Eight yeares and a halfe to ferve, and the said M^r *Lawrence* haveing beene at Charges for the takeing of Them, *It is Orderd* that in full of all Damages which the said M^r *Rich^d Lawrence* hath Sustained, That the Said

Jeremiah

Jeremiah Mathewes, & Evan Ward Serve the said *M^r Lawrence* Seven yeares Apeice after their time, by Contract Custome or Indenture be Expired.

Yardly vs Dolby

Whereas the Difference Betweene *M^r Argol Yardly* p^l and *Ew^d Dolby* Defd^t about Land, was the Last Gen^l Court Referred to *M^r Rob^t Beverly* Surveyor to Survey the said *Yardlys* Land which he Accordingly Did and Report[s] to this Court that measuring the Said *Yardlys* Three Thousand Acres, he found within the said *Yardlys* bounds a Grant of four hundred Acres of a more Ancient Date than the Said *Yardlys*. *This Court have thought fitt and Doe Accordingly Order* that in Leiu of the four hundred Acres aforefaid That *John Wallop* Surveyor (sometime before the next Gen^l) survey flower hundred Acres of Land and Add it to the Said *M^r Yardlys* pattent Adjoyning the Same to the Said *Beverlys* Survey towards the head of the Creeke, p^ovided there be foe much within y^e Said *Yardlys* bounds, and make Returne thereof to the ffifth Day of the next Gen^l Court.

Place vs Stith

Whereas This Court hath this Day vpon the peti^on of *M^r John Stith* taken the Long Depending Difference betweene *M^r Rowland Place* P^l and the Said *John Stith* Defd^t Concerning the bounds of A Tract of Land Known by the name of *Buckland* on the north Side of *James River* and in the County of *Charles City*, and after haveing Duly Waighed and Considered the Originall pattent Granted to Cap^t *Perry* Senio^r for Two Thoufand Acres, And a Subsequent Grant of ffifteene hundred Acres to *M^r Geo: Minyfy* on the behalfe of Cap^t *Hen: Perry* then an Orphan as Suposed to Lye wthin the bounds of the Said Two Thoufand Acres, and a third pattent p^otended to be Drawne vpon a latter Survaigh, made by one *Goffe* and findeing all the Said pattents to Confine both the Said Graunts within the Two Creekes Called *herring Creeke* and *Oldmans Creeke* foe farr as the Said Creekes shall Ebb and flow, and haveing out of our Tender Care that Justice might Equally be Dispenced to both p^oties, Appointed Severall Surveyo^rs Attended with able and Indifferrent Juries, the Virdict^s and Reports of whome being Duly and Thoroughly Compared and Considerd, the Court for a finall End and Determina^on of the Said Difference are vnanimously of Opinion and *Doe Accordingly order* that the Line Last runne by Major *Jn^o Lewis* Surveyor before the Jury then Assisting him, be the bounds of the Said Land of *Buckland*, and that because the Said *Stith* vpon the Said Survey was found a Trespaffer within the Said line, *It is orderd* that he Quitt claime to that Land he held within it and pay the Said *Place* Twenty Thoufand pound of to^bo and Caske found Against him in a former Sessioⁿ of this Court at such payments as by the Said Order is Appointed.

The 29th September 1674

[p^osent]

GOVERNO^R *Tho: Ludwell* Se^cr *Hen: Corbyn* L^t Co^{ll} *Parke* Esq^rs

*Carter vs
Hatcher*

The Difference Betweene L^t Co^{ll} *John Carter* & W^m *Hatcher* is vpon the Request of the Said L^t Co^{ll} *Carter* Referred to the Affembly and *It is orderd* that if the Said L^t Co^{ll} *Carter* be Caft in the sute, that he pay Damages as in Cafe of Appeales.

Co^{ll}

Co^{ll} Bacon
Majo^r Wood
Co^{ll} Bridger
Tho: Ballard

Whereas the Laft Gen^{ll} Court there was an Order Concerning the Lands of y^e Indians wherein *it was Order'd wherein it is order'd* that the Severall Sherriffes bordering vpon the Indians, should publish the Said Order, and they haveing failed Therein, Major Gen^{ll} Wood is Desired by This Court ftriçtly to Enquire into the Same and make Report thereof to the next Gen^{ll} Court.

Browne vs
ffeilding

Whereas M^{rs} Tabitha Browne had a writt Directed to the Sherriffe of Northumbrd County for the Arresting of Ambrose ffeilding who was Accordingly arrested & noe Security Returned *Judgment is Therefore Granted* the Said M^{rs} Tabitha Browne Against the Said Sherriffe for payment of what she shall make Appeare Justly Due the next Court, in Cafe the said Sherriffe Doe not then Cause the ffeilding to Appeare

Lee & Buffe vs
Hansford

Hen: Lee and John Buffe Sueing M^r Tho: Hansford to this Court about the building of a floop. *It is Order'd* that if the Said Tho: Hansford Doe not ffinish the Said floope by the ffourth Day of the next gen^{ll} Court then the Said Hen: Lee and Jn^o Buffe to have such Damages Ag^t the Said M^r Hansford as this Court shall then Adjudge

Appleton vs
Waugh & Steele

Whereas it Appeares to this Court that M^r John Waugh hath Contrary to Law married an Orphan called *Restitute Whetstone* to one *Math Steele* a man of noe Estate without any Licence and notwithstanding he was forbidden by Cap^t Jn^o Appleton the Said Orphans Guardian and Others Soe to Doe, and whereas the Said M^r Waugh hath beene fined Tenn Thoufand pound of To^{bo} and Caske According to Law for his foe Doeing at the County Court of Weltmerland, and the Said Acçon of the Said Waugh being of a very Dangerous Confequence, *It is Order'd* that the Said M^r Waugh pay the said Tenn Thoufand pound To^{bo} and Caske, According to the Order of the County Court and shall not hereafter marry any ♀ion whatsoever, vnless he be Authorized Soe to Doe by the R^t Hono^{ble} the Governo^r and shall pay all Cap^t Appletons Charges both Attorneys fees and Otherwife, and the Said *Math Steele* that married the Said Orphan is only to have the V^{lue} of the Land not Comitting any waft therevpon and not to Dispose of the Same or any ♀t thereof, *and it is further order'd* that Cap^t Appleton shall have time till the Twentieth of ffebr^y next to Remove the Tenants and Stocke he hath Vpon the Said Land

Afternoone

[present]

GOVERNO^r S^r Hen: Chicheley Kn^t Hen: Corbyn L^t Co^{ll} Parke Tho: Ballard Co^{ll} Bridger Elq^{rs}

Grayham vs
Langhorne

Jane Grayham wife of John Grayham petiçoning to this Court that M^r Langhorne and M^r Curle hath Seized The Goods of her Said Husband & Unjustly Detaines them, and in Regard the Said Grayham is in Prifion to Answer his Credito^{rs} *It is Order'd* that the woman have her wareing Apparrell her bedd & Furniture & necessarie ðvisions, and that Co^{ll} Prichard Secure the Rest of y^e Said Grayhams Estate till the next County Court of Warwick who are to take Care of the matter

Stanley

*Stanley vs
Chetwood*

In the Difference betweene *W^m Stanley* and *Tho: Chetwood* Vpon an Appeale from *Lancafter* County Court, *It is Order'd* that the Order of That Court be made Void, and That The Said *Tho: Chetwood* pay vnto the Said *W^m Stanley* five hundred fifty lower pound of To^bo and Caske wth Cofts Sute *als ex*

*Grayham vs
Curlc*

Whereas the Governo^r and Councill are Informed that one *Tho: Curlc* of *Kickotan* hath taken away Severall Goods belonging to *John Grayham* and Carried them away and Vnjuttly Detaines them, (*Grayham* being in *¶*son, *It is Order'd* that The Said *Curlc* forthwith Deliver the Said Goods Vppon Oath to Co^{ll} *Rob^t Prichard* who is to Secure the Same till y^e next County Court of *Warwick*

Smith p^r Land

Henry Smith petiçoning to this Court to Survey his Land on the North Side of *Rapp^a River* *It is order'd* that one of the Surveyo^rs Appointed by the Lord p^rprietor^s pattent, Survey and Lay out the Said *Hen: Smiths* Land According to his pattent

*Robinson vs
Burke*

In the Difference Betweene *M^r Christopher Robinson* Attorney of Co^{ll} *Potter* and *Jn^o Burke* vppon an A^pp^{le} from *Middlefex* County Court (about the Said *Burkes* ffredome) *It is Order'd by This Court* that the Said *Jn^o Burke* be free by Reafon he was not Adjudged at A Court According to Act of Affembly, and that the Said *M^r Robinson* as Attorney aforesaid pay the Said *Burke* Corne and Clothes According to the Cuftome of y^e Country, wth Cofts

*Stanley vs
Stoneham*

In the Difference betweene *W^m Stanley* and *Henry Stoneham* Vppon an Appeale from *Lancafter* County Court, *It is Order'd* that the Ord^r of that Court be made Void, and that the Said *Henry Stoneham* pay vnto the Said *Stanley* Three hundred Eighty Seven pound of To^bo and Caske with Cofts Sute *als ex*

The 1st October 1674

[p^rsent]

GOVERNO^R Co^{ll} *Bacon* Major Gen^{ll} *Wood* L^r Co^{ll} *Parke* Tho: *Ballard* Esq^r

*Farrar vs
Whitacarr
Ord^r Wild
Cattle*

M^r Richard Whittacar Confesseth Judgment to L^r Co^{ll} *W^m farrar* for payment of fifteene pound *Sterling* with Cofts Sute

It is Order'd by this Court that noe *¶*son whatsoever Doe p^rsume to Kill any wild Cattle without the Right Hono^{ble} the Governo^rs Licence vnder the penalty of paying Such fines as his Hono^r shall Thinke fitt, and That *Dennis Dolby* (being Sued to this Court by *M^r Rob^t Bray* for Comitting the Like offence, *It is order'd* he give bond for his good behavio^r

*Browne vs
Greenly*

L^r Co^{ll} *Phillip Ludwell* and Co^{ll} *John Custis* the Laft Gen^{ll} Court were Appointed to Examine the Accounts betweene M^{rs} *Tabitha Browne* and *M^r Edward Greenly* who Report to this Court that the Said *Edw^d Greenly* is Debto^r vppon the ballance of Account four pounds Thirteene shillings *Sterl* and Seven hundred pounds of To^bo and Caske for which said Sum^m the Said *Greenly* Confesseth Judgm^t to the Said M^{rs} *Browne* wth Cofts noe Execuçon to Iffue for Two months from this Date

Pallifer vs Gwyn

The Difference betweene *M^r Tho: Pallifer* and *M^r Humphrey Gwyn* about A Cart *It is order'd* that the Order of *Gloucester* Court be fufpended, and That they have a Rehearing of the Said Difference before the Governo^r and Councill the Third Day of the next Gen^{ll} Court

ffarrell

ffarrell p
Adm̄con

Admīcon is Granted Cap^t *Hubert ffarrell* Attorney of M^{rs} *Agnes Summers* vpon all such Eftate that Doth belong to M^r *John Summers* Deceased that is not already Adminiftered vpon by M^{rs} *Tabitha Summers* Cap^t *W^m White* in Court Enters himfelfe Security for Cap^t *ffarrells* Due Adminiftrācon

Beverly vs Pate

Whereas there was a Pattent Granted to M^r *John Pate* and Cap^t *Rob^t Beverley* for Six Thoufand Acres of Land, and it being now in Difpute *This Court are of Opinion* that the Right of the Land Doth belong to the Said Cap^t *Beverley* by Reason there was A Joynt tenancy Betweene them, and for that the Said Cap^t *Beverly* is the Survivor notwithstanding the writeing paf^t to M^r *Pate* in his Life time by y^e Said Cap^t *Beverley*

Afternoone

[p^{re}sent]

GOVERNO^r *Tho: Ludwell* Sēr Co^{ll} *Bacon Hen: Corbyn* Majo^r Gen^{ll} *Wood* Co^{ll} *Parke* *Tho: Ballard* Ef^{q^{rs}}

Ives vs
Norrington

Whereas *John Ives* had an Execūcon Againft *Edw^d Norrington* which was Served Vpon him, and it now Appeareing that Laft *Aprill* Court of *Lower Norfolke* the Said *Norrington* was Acquitted from the Said Execūcon. *It is Order'd* by this Court that the Said Order of *Lower norfolke* Court be made void and that the Said *Norrington* be Seized by Vertue of that execūcon, and there Remaine vntill he pay the Said *Ives* his Debt, According to the Execūcon and firft Order

Reff: *Witt vs*
Epps
Reff: *Soanes vs*
Batts
Somers Will

Refference betweene *Jn^o Witt* and *Sufanna Rawlins* p^{l^{ts}} and L^t Co^{ll} *Epps* to The Third Day of next Gen^{ll} Court

Refference betweene M^r *Henry Soanes* and M^{rs} *Eliz: Batts* to the 3^d next Gen^{ll} Court

The nuncupative will of M^r *John Summers* is by This Court Adjudged Good foe farr as Adminiftrācon is made by M^{rs} *Tabitha Summers* the Said M^r *Sumers* his Relic^t

M^r Sēr acquitt
L^d

Thomas Ludwell Sēr Ef^{q^r Doth in Court Acquitte all his Title That he hath to Two Thoufand nine hundred Acres of Land in *Henrico* County . . . by *Tho: Cock*}

Co^{ll} *Kemp* Claime
to *Pickis* Eft

Co^{ll} *Math: Kemp* on the Behalfe of M^r *Edw^d ffletcher* makes Claime to forty Eight Thoufand pound of Tobacco and Caske Due from the eftate of M^r *Jofias Pickis* Dēed

Needles vs
Wadding

Nonfuite is Granted M^r *John Needles* Againft M^r *James Wadding* noe Declarācon being Entred. *It is Therefore Order'd* the Said M^r *Wadding* pay Damages according to Āc^t wth Cofts

R. H vs W

Refference betweene *Tho: Hill* and *James Wallace* to The Third Day of the next Gen^{ll} Court

R. H: vs H

Refference betweene M^r *Tho: Hansford* and *Jeremiah Hooke* to the Third day of the next Gen^{ll} Court, The fame security to ftand

R: C: vs B:

Refference betweene M^r *Rich^d Clarke* Attorney of M^r *Geo: Lee* of *London* & M^r *James Bray* to the next gen^{ll} Court

Wyatt vs
Sherriffe

Majo^r *W^m Wyatt* hath order Againft the fherriffe of *New Kent* County for the non-appeareance of M^r *Ambro: Clare* and M^r *Antho: Arnold*, for what he fhall make Appeare Juftly Due the next Gen^{ll} Court, in Cafe he Doe not Cause them to then Appeare
Clayborne

Clayborne ꝑ
Land

Vpon The Petiçon of Co^{ll} W^m Clayborne Jun^r *It is Order'd* that fuch a Quallified Surveyor as he fhall make Choice of Survey his Devident of Land vpon *Peanketank* Swamp According to the bounds of his Pattent, Giveing the Neighbours that Joyne Vpon him notice of Such Survey, who may if they will make Choice of another Surveyor to Affift on their behalfs

Bernard vs
Horton

The Difference betweene M^r *Richard Bernard* and W^m *Horton* about Land is Refferred to an Able Jury, who are to be of the Adjacent Counties, and M^r W^m *Mofeley* Surveyor to Lay out the Said (at Such time as they fhall Appoint) According to the bounds of the Said M^r *Richard Bernards* Pattent, and Report to the next Gen^{ll} Court that Judgment may paffe in the ꝑmiffes.

Peters vs Major

The Order that W^m *Major* had for Land Deferted by M^r *Edm^d Peters* is Suspended till next Gen^{ll} Court where the Said *Major* is to Appeare and Anfwer the Complaint of M^{rs} *Eliz: Peters* y^e Said M^r *Peters* Reliçt

Bowler for Land

Vpon the petiçon of M^r *Tho: Bowler* about Surveying his Tract of Land Conteyning Eleven hundred thirty four Acres *It is Order'd* that M^r *Rob^t Beverly* and M^r *Mofeley* Surveyors (before y^e next Gen^{ll} Court) Lay out the Said Land according as it was firft Layd out ꝑvided the Adjoyning neighbours have Due notice to be ꝑfent that noe Intrenchments be made on them, and that he have A pattent Accordingly, and further that the Same Surveyors Meafure his other Land

Jones vs
Sherriffe

Geo: Jones hath order Granted Againft the Sherriffe of County (for the non appeareance of Cap^t *Jn^o Lord*, for w^t he fhall make Appeare Juftly Due the next gen^{ll} Court In Cafe the faid Sherriffe Doe not Caufe the Said Cap^t *Lord* then to Appeare

Wallace vs Hill

Thomas Hill Sueing *James Wallace* to this Court for Severall Tobaccos and it Appearing that the Difference of Accounts Betweene them was Refferred to M^r *John Drayton* & M^r *Tho: Cock*, who Did find that there was Due to the Said *Wallace* vpon the ballance of Accounts One Thoufand Nine hundred ninety fix pound of Tobacco and Caske *It is order'd* that their award be Confirmed and that the Said *Hill* Satisfie and pay the Said Some of Tobo and Caske with Cofts.

The 2^d October 1674

ꝑfent

GOVERNO^r Co^{ll} *Bacon* Major Gen^{ll} *Wood* L^t Co^{ll} *Parke* *Tho: Ballard* Efq^{rs}

Pallifer ꝑ Land

Tho: Pallifer hath order Granted to take vpp and Pattent about one Hundred Acres of waft Land Adjoyning to his Land in *Gloucester* County. Entning Rights According to Cufrome, M^r *John Lewis* Appointed to Survey the Same.

Ref: *D. vs W.*

Reference Betweene *John Daniell* and *John Wilfon* to y^e Third Day of the next Gen^{ll} Court.

Order M^r *Minge*

Whereas M^r *James Minge* Doth now Confesse in Court that he Did Informe M^r *Drommond* that their is Thirty Thoufand pounds of tobo belonging to *Jn^o Edloe* orphane not Inventorried *This Court* Doth therefore impower the Said M^r *James Minge* to make Inquiry into the Same and Report to the third Day of the next Gen^{ll} Court.

- Worts will explained* *It is The opinion of This Court* that the meaneing of *W^m Worts* will is . . . wife have one halfe of his Eftate and his Child the other halfe.
- Esqr Corbyn vs Pickis* *Henry Corbyn* Esqr on behalf of his Brother Claimes Eleven pounds odd money from the Eftate of *Mr Jofias Pickis* Dec^d
- Reff Win vs Wil.* Refference betweene *John Wilfon* P^{te} and *Ja: Wilkins* Def^t vpon y^e Def^{ts} Request to the Third Day of the next Gen^l Court and the Security to Stand
- Reff Co^{ll} Jord: vs Co^{ll} Hull* Refference betweene L^t Co^{ll} *Geo Jordane* Attorney of *Mr Gardner* & L^t Co^{ll} *John Hull* to the Third Day of the next Gen^l Court vppon y^e Request of the Said Co^{ll} *Hull*.
- Roadum vs Cufdis* *Math: Roadum* hath order Againft *Mr W^m Cufdis* he being Returned Security for the Appeareance of Cap^t *Dan^l Jenifer* for w^t the Said *Math: Roadum* Shall make Appeare Due next Court, in Cafe he Doe not Caufe the Said Cap^t *Jenifer* then to Appeare
- Bray vs Littlepage* The order that *Mr James Bray* obtained Againft *Mr Rich^d Littlepage* the Late High Sherriffe of *new Kent* County for the non appeareance of Docter *W^m Phillips*, the Laft Gen^l Court is Confirmed vnlefs he Caufe the Said *Phillips* to Appeare the third Day of the next Gen^l Court.
- Potter vs Newell* The Difference betweene Co^{ll} *Potter* and the Eftate of *Jona: Newell* is Referred till next *Aprill* Court and Order^d that the Three Thoufand pound Tobo which is Received by Co^{ll} *Potter* and belonging to the Said *Newells* Eftate Continue in y^e Said Co^{ll} *potters* Hands vntill the Sute is Determined
- Hawkins ꝑ Admcon* Adminiftracon is Granted Cap^t *Tho: Hawkins* vppon all and Singular the Eftate of *Tho: Lucas* Dec^d Cap^t *Rob^t Beverley* in Court, Enters himfelfe Security for Due Adminiftracon.
- Reff P: vs W* Refference betw Co^{ll} *Potter* and Co^{ll} *Warner* Senio^r till *Aprill* Court next.
- Watkins vs Hotherfell* *Phillip Watkins* who marryed the Relict of *Lewis Atkins* & Daughter of *John Pecte* haveing Arrested *John Hotherfell* as marrying the Relict of the Said *John Pecte* & Petiçoning for one Hundred Acres of Land in *Yorke* County *It Appears to this Court* that the Said *Pecte* Did Convey the Same Land in his Life time to the Said *Lewis Atkins* his Sonne in Law Some years before his Death and *it is the pinion of this Court* that the Right of the Eftate of the Said Land is in the Said *Watkins* his wife as Daughter to the Said *Pecte* and Order^d that *Hotherfell* and his wife Affigne over the Efcheate formerly Granted to her, *Watkins* paying the Reasonable Charge of the Efcheate And that *Hotherfells* wife have her thirds of the Said Land During her Life
- Hull vs Legate* Upon Reading the petiçon of Co^{ll} *John Hull* as being y^e Adminiftrator of *Thomas Williamfon*, The Queftion being putt whether the Said Co^{ll} *John Hull* have Joyned Iffue in the Sute of *W^m Legate* and that Sute by the Court of *Rapp^a* County Referred vntill further notice of the matter Could be had out of *England* might afterwards bring in a new plea *Viz^t*, That by an Act of Affembly noe Accon Laid Againft him for Debts made by *Williamfon* in *England* if not for Goods or money Imported hither *This Court vnanimoufly Resolved* that Co^{ll} *Hull* ought to be Allowed Such plea Soe farr as it was Advantageous to him.
- Reff: B: vs W:* Refference By Conſent Betweene *Mr W^m Breffie* P^{te} and *Mr Tho: Woodward* Defd^t to the Third Day of the next Gen^l Court.

Pickis vs Arnold

Whereas *Jofias Pickis* Attorney of *Elizabeth Pickis* Admstratrix of Cap^t *Jos: Pickis* Dec^d Did Commence Sute to this Court Against *M^r Antho: Arnold* for Recovy of Certaine bonds bills and Accounts for Tobacco Due from Severall Persons to the said Cap^t *Pickis* Amounting to neare One Hundred Thoufand pound of Tobacco which were Left by The Said Cap^t *Pickis* in the hands of the Said *Arnold* as by A Lift of the Same Appeareth and the Said *Anthony Arnold* p^rduceing to this Court a Release from vnder the Cap^t *Pickis* his hand which hath Some what a Later Date then the Said *Arnolds* Receipt as aforefaid which is Discharge of all Debts and Accounts betweene him the Said *Arnold* and the Said *Pickis*, which the Said *Arnold* wold have made vse to Discharge his Receipt for the bonds bills and Accounts Left in his hands as aforefaid, Butt *for as much as* it Appeares to this Court by the Very Discharge and alsoe by the Testimony of Co^{ll} *Dan^l Parke* that the Said *Arnold* had Lately Acknowledged to him that the Release was only made as to Particular Accounts betweene Cap^t *Pickis* and the said *Arnold* & had noe Relac^on to the Said Receipt for the Said bonds bills & Accounts Left in his his hands by The Said Cap^t *Pickis*, which all at Last was Alsoe Acknowledged by the Said *Arnold*, *This Court therevpon & vppon heareing what was Insisted vppon by Either fide Doe thinke fitt & Soe order* that the Said *Anthony Arnold* fhall on the Third Day of the next Gen^l Court Deliver vnto the Said *Jofias Pickis* Attorney of the Said Adminiftratrix of the Said Cap^t *Pickis*, all the Said bonds bills And Accounts Soe Left in his hands According According to the Said Lift, and alsoe therevppon Declare whether he or any Person for him hath Received any of the Tobacco Due vppon any of them, & if he hath, then to be Accountable for the Same to the Said Attorney & pay him what be Due therevppon

All matters and Causes Vndetermined by This Court is Referred to the first Day of the next Gen^l Court, which is to be held the 16th Day of *November* next, to which Day this Court Adjornes

Test

Hen: Hartwell

Cl Con

AT A meeteing at the Governo^r Chamber at *James Citty* the
5th Day of *October* 1674

[present]

SR W^m BERKELEY Kn^t Governo^r &c Co^{ll} *Tho: Swann Hen: Corbyn Tho: Ballard*
Co^{ll} *Jo: Bridger Esq^{rs}*

M^r *Sec^r vs Bland*

Tho: Ludwell Se^cr Esq^r Complaineing to this Court that he hath Received many greate Abufes from M^r *Gyles Bland*, This Court Doth order that the fherriffe of *James Citty* forthwith take into his Cuftody the Said *Gyles Bland* vntill he Give bond with Sufficient Security for five hundred pound *Sterling*, for his Good behavior and for the Anfwering the aforefaid Complaint the fifth Day of the next Gen^l Court

Whitfeild þ
Land

Vpon the Peti^con of *Mathew Whitfeild* on the Behalfe of the Orphans of M^r *Walter Bruce* De^ced, It is Order^d that he Survey the orphans feven hundred Acres of Land in *Nanzemond* County, and what Surplufage Land is found within the bound or waft Land Adjoyneing the Orphans to have A Grant thereof Ent rights According to Cuftome

The 8th *October* 1674

GOVERNO^r *Tho: Ludwell Se^cr Co^{ll} Bacon Hen: Corbyn L^t Co^{ll} Parke Esq^{rs}*

Ord^r about
Rights

It is order^d by This Court that what Receipts of Certificates was Given by any Clarke belonging to M^r *Secretaries* office, before the Removeall of the Said Office from *Laurences* be Authentique, vnles they were bought from the Clarkes which they themfelves are to make Good

The 10th Day of *October* 1674

[present]

GOVERNO^r *Tho: Ludwell Se^cr Edw^d Diggs Hen Corbyn L^t Co^{ll} Parke Esq^{rs}*

Hull þ Land

L^t Co^{ll} *John Hull* peti^coning to this Court that whereas there was a Difference Betweene him the Said Co^{ll} *Hull* and M^r *Martin Gardner* as Gardian to M^r *Tylers* Orphans about Land, which, Said Land was According to an order of *Westmerl^d* County Court Survey^d and Layd out by M^r *Gaylor* and M^r *Horton* According to the Said Co^{ll} *Hulls* Pattent, and the Land Claimed by M^r *Gardner* as aforefaid was found to be within the Said Co^{ll} *Hulls* bounds, It is now Order^d by this Court, (& Confented to by the Said *Gardiners* Attorney Co^{ll} *W^m Cole*) that the Said Co^{ll} *Hulls* Land be Confirmed to him and that he hold the fame According to his pattent and the aforefaid Survey not Hinderig the Orphans future Claime

AT A Gen^{ll} Court held at *James Citty* 18th No^{br} 1674

present

THE RIGHT HONO^{BLE} THE GOVERNO^R & *Tho: Ludwell* Sec^r Co^{ll} *Nath Bacon*
Tho: Ballard Esq^{rs}

Whereas wee have beene Informed that those Inhabitants of *New Kent* who are Lifted to serve in the Militia on horse back are Comanded to muster once Every month neir the house of L^t Co^{ll} *Collier* to their Great vexa^on and much Loffe of their time for w^{ch} they have noe publique order and a fine of Two Hundred of to^{bo} imposed vpon eu^{ry} P^{er}son who absent themselves from such too frequent musters w^{ch} is Contra^{ry} to Act of Affembly, and not warranted by any Authority. *It is therefore Orderd* that for the future ease of the Inhabitants of the whole Colony as well as of that County in P^{ar}ticular that (until it shall be further orde^d) there be noe musters either of the Horse or foote but at the most Convenient places and only three times in Every yeare (*viz*) *eafter Whitsentide & Christmas* hollydays if the weather will P^{er}mitt and that all fines hitherto Imposed as afore^{sa}id are Remitted, and the sherriffe Comanded not to Leavy the same and Because it is a scandall & Disparagem^t to y^e Melitia of y^e Colony that the officers thereof should sell Drinke by Retayle *it is orde^d* that L^t Co^{ll} *Collier* doe forthwith either Desist from selling Drinke either by himselfe or others for him, or Quit his Comand in the Regim^t of Horse for the Said County of *New Kent* and the sherriffe of y^e Said County is *hereby Orderd* to Give him Speedy notice of this Order

AT A Gen^l Court held at *James Citty* 17th *November* 1674

[present]

SR W^M BERKELEY Kn^t Governo^r & Tho: Ludwell Se^cr Co^l Bacon Tho: Ballard
Esq^{rs}

Whereas M^r Rich^d Littlepage had an Order the Last Genn^l Court for payment of fower Hundred pounds of Tobacco and Caske it being allowed him for an Office of Coroner; and *New Kent* County Refuseing Payment, *It is the Opinion of this Court*, that the said County ought to pay the Coroners fees it being a Custome in other Counties

Jones p^d L^d

Cap^t W^m Jones hath order for five Hundred Acres of Land on the north Side of *Mattapony* Adjoyneing to M^r Jⁿ Sheares formerly Granted to *Toby West* and by him Deferted, Ent Rights According to Custome

Afternoone

*Bushrode vs
Clarke*

WHEREAS M^r Tho: Bushrode had a Writt Directed to the sherr of _____ County for the Arresting of M^r W^m Loyd who was Returned Arrested and M^r Henry Clarke Security, Judgment is therefore Granted to M^r Tho: Bushrode Against the said M^r Clarke Sec as aforefaid, for what he shall make Appeare Justly Due the next Court, vnless he Cause the Said Loyd to Appeare

J^d vs J^d
*Bressie vs
Hardie*

Judgm^t is Grant to M^r Tho: Bushrode as above
M^r W^m Bressie Sueing Jⁿ Hardie to this Court for Land the Said Hardie by a writeing vnder his hand Relinquishes all his Right to the Said, and M^r Tho: Woodward vpon his Oth Declares that the Said Land was in M^r Bressie *It is therefore Orde^d* that the Said M^r Hardies pattent be made Void, and that M^r Bressie have a Pattent for the Said Land.

*Lightfoote vs
Deane*

Whereas the Difference Betweene M^r Phill. Lightfoote and *Ralph Deane*, was in *Aprill* Court Last Referred to A Jury who Return^d their Verdict vnder their hand to this Court where *It is Orde^d* that the Verdict of the Said Jury be Confirmed and that the said Deane pay vnto the Said M^r Lightfoote fowerteen Hundred pounds of Sweete Sented tobacco & Caske being found Due by the Said Jury wth Cofts

ffoster Ex Corp

The Order that Cap^t Phill ffoster Obtained in *November* 1673 for an Extent Against the Lands of Jⁿ Goffe in *New Kent* County, is Renewed, and *It is orde^d* that the sherr of *New Kent* County putt the Said Cap^t ffoster or his Attorney vnto possession of the Said Land

Webb vs Hull

Nonfute is Granted W^m Webb Against L^t Co^l Jⁿ Hull he not Appeareing to p^{sec}ute *It is therefore Orde^d* he pay Damages According to Act with Cofts and, that he peaceably and Quietly Enjoy his Land Vnless Co^l Hull shew Cause this time Twelve month

Rogers vs Hull

W^m Rogers hath nonfute Granted him Against Co^l Hull, he not Appeareing to p^{sec}ute *It is therefore Orde^d* he pay Damages According

According to Act wth Cofts, and that he peaceably and Quietly Enjoy his Land Vnlefs Co^{ll} Hull Shew Cause this time Twelve month.

Withrington vs Hull *Edw^d Withrington* hath nonfuite Granted him Against Co^{ll} Hull he not Appeareing to p^{re}secute *It is therefore Order'd* he pay Damages According to Act wth Cofts, and that he peaceably and Quietly Enjoy his Land Vnleffe Co^{ll} Hull shew Cause this time twelve month

Hawly vs Hull *Edw^d Hawly* hath nonfuite Granted him Against Co^{ll} Hull he not Ap^{pe}aring to p^{re}secute, *It is therefore Order'd* he pay Damages According to Act wth Cofts, and that he peaceably and Quietly Enjoy his Land Vnleffe Co^{ll} Hull Shew Cause this time twelve month

fford vs Wyatt *Peter fford* nonfuites Major *W^m Wyatt* *It is Order'd* he pay Damages Accord to Act wth Cofts

Jones vs Sherr The Order that Mr *Geo: Jones* Obtained the Last Gen^{ll} Court Against the sheriffe of *Westmerland* County for the nonap^{pe}arance of Cap^t *Jn^o Lord* is now Confirmed and *it is Order'd* that the Said Sherr pay vnto the Said Mr *Jones* Sixteene hundred Sixty three pounds of To^{bo} and Caske wth Cofts Sute

Hanly p^o Land *Phillip Hanly* hath Order Granted to take vp and Pattennt 100 Acres Land Lying on *Pudding Creeke* in the *Eaft River* formerly Granted to *Marke ffofter* & by him Deserted Ent Rights According to Custome

Smith & Buckner p^o Land Vpon the Petiçon of Mr *Laurence Smith* and Mr *Anthony Buckner*, *It is Order'd* that they have Seven yeares time Granted to them for the Seateing of Seven hundred & Sixteene Acres of Land in the freshes of *Rapp^a* it being a frontier Plantaçon *Rich^d Credle* hath order Granted to Survey two hundred Acres of Land Granted to his ffather Lying on the *North River* in *Gloucester* County and what Surplus of Land is found within the bounds he to have a Grant thereof Ent Rights According to Custome p^{ro}vided he p^{ro}vidence noe former Grant

The 18th November 1674

[p^{re}sent]

GOVERNO^R Mr *Secretarie* Co^{ll} *Bacon Tho: Ballard* Esq^{rs}

Major Gen^{ll} *Rich^d Bennett* Esq^r to pay vnto *Godfry Hunt* for one Thousand thirty Two foot of boards and Three hundred pounds of To^{bo} & Caske for his Trouble and Expenses for Comeing vp to *James Citty*

Broack vs Sorrell Reference Betweene *Benjam: Broack* and *Rob^t Sorrell* till next Court by The Desire of Mr *Sorrell*

James vs Beckinham In the Difference Betweene Mr *Rich^d James* and Mr *Rob^t Beckinham* who married the Reliçt & Adm^{trix} of . . . vppon an Appeale from *Lancafter* County Court. *It is Order'd* that the Order of that Court be made voyd & that the Said Mr *Beckinham* as aforefaid pay vnto the Said Mr *James* Six hundred Seventy pounds of Tobacco & Caske wth Cofts

Bray vs Clarke Whereas In the Difference Betweene Mr *James Bray* & Mr *Richard Clarke* Attorney of Mr *George Lee*, it Appears to this Court that

that the Said M^r *Lee* hath by Severall Letters Impowred the Said M^r *Bray* to Doe Severall Buffinefs for him, and the Said M^r *Bray* Exhibbiting an Account to this Court Amounting to twenty Eight pounds *Sterling* Wherein it Appears that he hath beene at Greate Troubles and Done Severall Bufineffes for the Said M^r *Lee*. *It is therefore Order'd* by this Court that there bee Twenty pounds *Sterling* Deducted out of M^r *Brays* bill of twenty five pounds Eight shillings and Tenn pence, & that the Said M^r *Bray* pay the Ballance of his Bill to the Said *Clarke* Attorney as aforefaid

Peters ꝑ Land

M^{rs} *Elizabeth Peters* on the Behalfe of her Sonne *Jn^o Petters* hath Order to Pattent One hundred thirty fower Acres of Land in *Yorke* County formerly Surveyed by her husband M^r *Jn^o Peters* Ent Rights According to Act

Wright & Lofden
ꝑ Land

Jn^o Wright and *Cornelius Lofden* hath Order Granted to Pattent fower hundred fifty Seven Acres of Land Lying ꝑt in *James Citty* County & ꝑt in *Charles Citty* County formerly Granted to *Curtis Land* and for want of Seateing by him Deferted Ent Rights According to Cuftome

Browne vs Sherr

The Order that M^{rs} *Tabitha Browne* had the Laft Gen^l Court Against the fherriffe of *Northumbrd* County for the nonapꝑeance of of M^r *Ambrose ffeilding* now Confirmed and it is Order'd that the Said Sherriffe pay vnto the Said M^{rs} *Browne* twenty fower pounds *Sterling* due from the Said *ffeilding* vppon ꝑtested bills of Exchange wth Cofts and Damages According to Act wth Cofts Sute *als ex*

Ex Corp

Harloe vs Smith

The Sute Betweene M^r *Jn^o Harloe* & M^r *Henry Smith* the heire of L^t Co^{ll} *Smith* is Difmift

Halley vs
Littlepage

James Halley Attorney of *Jn^o Stakey* Executo^r of *Martin* hath Judgm^t Against M^r *Richard Littlepage* he being Returned Security for L^t Co^{ll} *Collier*, for w^t fhall be made Appeare Juftly due the next Court vneffe he Caufe Co^{ll} *Collier* then to Appeare

The 18th Day of *november* 1674 the Governo^r and Councell then Sitting was the first time that M^r *Gyles Bland* Entred any Plea Against M^{rs} *Anna Bland*

Beverly ꝑ Land

Cap^t *Robert Beverly* hath order for one Thoufand Acres of Land on the South Side *Chickahominy* maine Swamp formerly Granted by Pattent to *Peter Gill* and *Henry White* & fince to M^r *ffra: Kirkman* & *Tho: Batts* & by Them Deferted Ent Rights According to Cuftome

Loyd vs Serv^t

Whereas M^r *Geo: Loyd* hath beene at one Thoufand pounds of Tobacco Charge for the Takeing and bringing home his Servant *Hugh Owen*. *It is Order'd* that the Said *Hugh Owen* Serve According to Act for the one Thoufand, and for the time he was Abfent from his Said master wth is mençoned in a former Order of this Court

L^t Co^{ll} *Jn^o Smith* Attorney of M^r *Rich^d Tyler* of *London* hath Order Against the Sherr of *Yorke* County for the nonapꝑeance of M^r *Edw^d Cheefeman*

The 19th November 1674

[ꝑfent]

GVERNO^r M^r *Secretarie* Co^{ll} *Bacon* L^t Co^{ll} *Parke* *Tho: Ballard* Esq^{rs}

M^{rs} *Haddon*

M^{rs} *Jane Haddon* Widdow and Reliēt of Docto^r *ffra: Haddon* deēd Petiōning this Court for her bedd and firniture & Severall other neecessaries for her Parraphenalia, *It is Order'd* by this Court that the Said M^{rs} *Haddon* be Allowed out of her hufbands Eftate to the Value of twenty pounds *Sterling*

M^r *Seēr vs*
Haddon

Tho: Ludwell Efqr is Order'd to be paid out of the Eftate of Docto^r *ffra: Haddon* Deēd Two Thoufand pounds of Tobacco and Caske next after the widdow and children are Sattisfied

Bray vs
Littlepage

The Order that M^r *James Bray* Obtained the Laft Gen^l Court Againft M^r *Richard Littlepage* Late fherriffe of *New Kent* County for the non Appeareance of Docto^r W^m *Phillips* is now Confirmed and it is Order'd that the faid M^r *Littlepage* pay vnto the Said M^r *Bray* ffourteene pounds tenn fhillings *sterling* wth forbearance According to the faid *Phillips* bond wth Cofts

Lee & Buffe
vs *Hansford*

Whereas M^r *Thomas Hansford* is obliged by an obligaōn of Tenn Thoufand pounds of tobo and Caske to *Hen: Lec* and *Jn^o Buffe* for the finishing of a Sloop, *It is Order'd* by this Court that if the faid M^r *Tho: Hansford* Doe not by the 2th of *January* next finish the faid floope that then the faid *Hansford* pay Tenn Thoufand pounds of Tobo and Caske According to his bond and that the faid Sloop be Delive'd to the faid *Lec* and *Buffe* in as good a Condiōn as the faid *Hansford* Received the faid Sloop from them

Hansford vs
Hooke

Whereas the Differrence Betweene M^r *Thomas Hansford* and *Jeremiah Hooke* was by the Desire of the Attorney of the faid *Hooke* the Laft Gen^l Court Refer'd to the third Day of this Court where the Said *Hooke* not Appearing, *It is Order'd* that the Said *Jeremiah Hooke* Give Security to the Said M^r *Hansford* for payment of what Damages the Said M^r *Hansford* fhall Recover the next Gen^l Court Againft the Said *Hooke*

Timfon vs
Pidgeon

Whereas In the Differrence Betweene M^r *Sam^l Timfon* and Cap^t *Rich^d Pidgeon* about the Damages of nine hoggfheads of Tobacco it Appeares to this Court by Severall Evidences that the men belonging to the Sloop wherein the Tobacco was Damnified were all a fhore and that it was through their neglect and the Said *Timfon* haveing made oth in Court that the Said Nine hoggfheads of Tobacco Did Really and *Bone fide* Coft According to his Invoyce Sent out of *England* fourty pounds four fhillings & three pence *Sterling*. *It is therefore Order'd* by this Court that the Said Cap^t *Rich^d Pidgeon* pay the faid Some of fourty pounds four fhillings and three pence *Sterling* vnto the faid *Timfon* wth Cofts Sute

fforreft p̄ Land

John fforeft hath order Granted to Survey his Devident of Land in *Gloucester* County on the north Side oi *Gardens* Creeke and what Surplus of Land within his bounds or waft Land Adjoyning he to have A Grant thereof Entring Rights According to Cuftome, p̄vided it Doth not p̄judice former Grant

Afternoone

[p̄sent]

GOVERNO^r *Tho: Ludwell* Seēr Co^{ll} *Bacon* L^t Co^{ll} *Parke* *Tho: Ballard* Co^{ll} *Bridger*
Efqr^s

L^t Co^{ll} *Ludwell*
Secr

Thomas Ludwell Elq^r Secretarie of State for this Colony of *Virg^a* being bound for *England* vppon the Countries Service, Doth in Court Depute Authorize and Appoint L^t Co^{ll} *Phillip Ludwell* in his Place and Stead.

Woodward vs
Norfworthy

Whereas the Difference Betweene *Thomas Woodward* P^{lc} and M^r *Thomas Norfworthy* Defd^t about Killing of Horfes was Referred to an Able Jury of the neighbourhood to fine the fact who Report to this Court that they find the Defend^t guilty of the fact, *It is orderd* by this Court that the Juries virdict be Confirmed and that an Able Jury of the Neighbourhood Adjudge of the Damages and Report to the next Court held for the *Isle of wight* County who are to passe Judgment Accordingly with all Cofts Sute According to Act.

Moore vs Breffie

In the Difference Betweene *W^m Breffie* & *Geo Moore* Vppon an Appeale from the virdict of a Jury Appointed by the *Isle of wight* County Court about ¶jury Charged by M^r *Breffie* to the Said M^r *Moore* *It is Orderd* by this Court (vppon the submiffion of the laid M^r *Breffie*) that M^r *Breffie* Pay vnto M^r *moore* fiteene pounds *Sterling* by bills of Exchange & all Cofts of Sute

Gofling vs Tatem

The Difference Betweene Cap^t *Edw^d Gofling* M^{rs} *Eliz: Tatem* Executrix of M^r *Jn^o Tatem* about a Claime of Severall Tobaccoes Against M^r *Tatems* Estate is Referred to M^{rs} *Tatems* oth, what Goods shee Knows her Said Husband Reçed of the Said Cap^t *Gofling* and what Tobacco her husband paid, And to pay Noe Moore then w^t she shall not Cleare vppon her oth.

Wilkins vs
Claiborne

Refference Betweene *James Wilkins* and Co^{ll} *W^m Claiborne* to the third Day of the next Gen^{ll} Court by Consent of both ¶ties.

The 20th of *November* 1674

present

GOVERNO^r M^r *Secretarie* Co^{ll} *Bacon* L^t Co^{ll} *Parke Tho Ballard* Co^{ll} *Joseph Bridger*
Esq^{rs}

Hill vs Patridge

Refference Betweene *Edw^d Diggs* Elq^r and major *Walker* to the third Day of the next Gen^{ll} Court.

Jn^o Johnson Attorney of M^r *Sam^{ll} Patridge* Confesseth Judgment to M^r *Sam^{ll} Hill* Attorney of Cap^t *Phill ffofter* for Payment of Eight Thousand pounds of Sweete Sented Tobacco and Caske and five pounds fourteen shillings and Seven pence *Sterling* According to *Patridges* obligaçon wth Cofts Sute *als* ex

Bird vs Minge

Major *Tho: Milner* is Appointed to be in the Roome of Cap^t *Rob^t Beverley* Surveyor to Survey and Lay out the Land in Difference Betweene *Tho: Bird* and M^r *James Minge* According to the Laft Courts order (the 10th Day of *Jan^y* next) and Report to next Gen^{ll} Court.

Soanes vs Batts

Judgment is granted M^r *Henry Soanes* Against M^{rs} *Eliz: Batts* Extrix of M^r *Tho: Batts* Deçed for payment of Two Thousand of Tobacco and Caske wth Cofts, it being in ¶t of the laid *Batts* his Obligaçon to the Said *Soanes* for Land Sold by the Said *Soanes* to the laid M^r *Batts*

Reff *Godwin vs*
Bland

Refference Betweene M^{rs} *Anna Bland* Adm^{trix} of *Theo: Bland* Elq^r and Co^{ll} *Tho: Godwin* Adm^{trix} of M^r *W^m Burgh* Deçed to the 3^d Day of the next Gen^{ll} Court

Ballard

*Ballard vs
ffrodesham*

Whereas Tho: Ballard Esq had a writt Directed to the sherriffe of the County of *Westmerland* for the Arresting of *Mr Jn^o ffoxall* who was accordingly Arrested and *Mr Jn^o ffrodesham* Returned Security and the said *ffoxall* not Appeareing Judgment is therefore Grd to the said *Tho: Ballard Esq* Against the Said *Mr Jn^o ffrodesham* Security as aforefaid for Payment of Two Thousand five hundred pound of Tobacco and Caske & five pounds *Sterling* wth Cofts The Said *Mr ffrodesham* to have Liberty to bring the said *Mr ffoxall* in next Court According to Act

*Robinson p
Land*

It is the Opinion of this Court that the Right of the Land Entred by *Jonathan Robinson* wth Co^{ll} *Blake* is in the said *Robinson and orde^d* that the said *Robinson* Survey and Pattent the Same Entring Rights According to Custome

Dangerfeild

Mr Jn^o Dangerfeild the Laft Gen^{ll} Court being fined for not Appeareing To Testife his Knowlidge in a Difference Betweene *Mr^s Browne* and Co^{ll} *Goodrich*. and it Appeareing this Court that the said *Mr ffilding* was made Incapeable by Sicknefs, *It is therefore ordered* that the fine be Remitted

*Pallifer vs
Gwynn*

The Same Ord^r is Grd to *Mr Benjamin Goodrich*

The Difference Betweene *Mr Tho: Pallifer* and *Mr Humphry Gwynn* about a Cart *It is Orde^d* that the order of *Gloucester* Court be Reverfed and that the said *Mr Gwynn* pay vnto the Said *Pallifer* four pound five shillings Due by the Said *Mr Gwynns* bill and Twelve hundred pounds of To^{bo} and Caske in full of all Cofts and Charges of this Court and *Pallifer* to pay the Cofts of *Gloucester* Court, and that *Mr Gwynn* have a horse of the said *Pallifer* for soe long time as the said *Pallifer* had the said *Mr Gwynns* horse

*Goodrich vs
Browne*

Mr Benjamin Goodrich hath order for five Days Attendance at *James Citty* and for his Comeing and Goeing to and from *James Citty* being Sumoned by *Mr^s Tabitha Browne* in a Difference Between her and Co^{ll} *Tho: Goodrich* *It is Orde^d* the Said *Mr^s Tabitha Browne* pay him According to Act wth Cofts *als ex*

Mr Jn^o Dangerfeild hath the same ord^r as *Mr Goodrich* hath—

Mr W^m Potts hath the Same ord^r as *Mr Goodrich* hath—

Wallace vs Hill

Nonfuite is Granted to *James Wallace* Against *Tho Hill* he not Appeareing to p^{fe}cute, *It is therefore Orde^d* the said *Hill* pay Damages According to Act wth Cofts *als ex*

*Roberts vs
Lefcalliot*

In the Difference of Land Between *W^m Roberts* and *Alice* his wife P^{lts} and *Geo: Lefcalliot* Defd^t it Appeareing to this Court that the Said *W^m Roberts* made noc Claime from the yeare 1660 to 1669 of the Said Land, *this Court therefore Adjudge* that he is Barred Dureing his Life According to Act of Affembly

Afternoone

[p^{se}nt]

GOVERNO^r *S^r Hen: Chicheley Kn^t Tho. Ludwell Sec^r Co^{ll} Nath Bacon L^t Co^{ll} Parke Tho: Ballard Co^{ll} Jo: Bridger Esq^{rs}*

Refferrence Betweene *Witt & Rawlins* & the Com^{rs} of *Charles Citty* County till the 3^d Day of next Gen^{ll} Court

*Winflow vs
Wilkins*

The Difference Betweene *Jn^o Winflow* and *James Wilkins* is by the Desire of the Said *Wilkins* Attorney, Refferred to the
next

next Gen^l Court, and it is Order'd that the former Security stand vntill the Said *Wilkins* Give new Security to stand the Award of the next Gen^l Court

Jordan vs Hull

Judgment is Granted L^t Co^l *Jordan* Attorney of M^r *John Gardiner* of London Against Co^l *John Hull* Executor of M^r *Thomas Williamfon* for payment of fifty Seven pounds & four shilling sterl wth Cofts it being for goods Sent by the Said *Gardner* by *Williamfon* into this Country

Ex Corp

Wright vs Dare

The Difference Betweene M^r *W^m Wright* and *W^m Dare* is Referred to L^t Co^l *Jⁿ Lear* & Major *Thomas Milner* to Examin the Accounts Betweene them & State the whole Cause and Report to this Court tomorrow moing

Wyatt vs Ford

Major *W^m Wyatt* hath Liberty till the next Court to make Appeare that Co^l *Abrahalls* Pattent was not p^duced to the Jury in a Difference Betweene *fford* and him

The 21th November 1674

THE Same Court

M^r *Tobias Handford* makes Claime Against the Lands of M^r *John Bryan* for Payment of Thirty one pounds sterling, and it is order'd that the Lease Lett by the Said M^r *Handford* by power from the said *Bryant* be Good and Authentique

Wright vs Dare

The Difference this Court Depending Betweene *W^m Wright* P^l Ag^t *W^m Dare* Defd^t This Court haveing Referred the Accounts and Cause to be stated by L^t Co^l *John Leare* and Major *Thomas Milner* who haveing (after heareing all p^ties and Examining all Papers) Reported to this Court that the Said *Wright* did Deliver and Configne to the Said *Dare* Sixty Bushells of Salt Sixty seven Gallons and halfe of Rum fower hundred fifty Six pound of Sugar, Two Barrells of molasses, One hundred pound of Bread One hundred and fifty pound of flower, fower felt hatts three pounds of Powder one flagon & one Bason, and five p^{er} of shoes to be Disposed of by the Said *Dare* for the Bennefitt of the Said *Wright* in this Country, & that the Said *Dare* ought to Give the Said *Wright* Account and Satisfacon for the p^duce thereof as it was Sold by him in this Country and alsoe the p^{ro}fits of one third p^{er} of the ffreight and passengers the Barke *Hopewell* made from *Virg^a* to *Barbados* and from *Barbadoes* to *Virg^a* againe, And alsoe that the Said *Dare* ought to pay *Wright* Twenty one pound Thirteene shilling and four pence being the Said *Dare* his p^{ro}porcion of Sixty five pound paid by the Said *Wright* for the whole hyre of the Said vessell, and fave *Wright* Harmelefs from a Debt of Three pound one shilling & Six pence due to one *Ralph* And this Court haveing Veiwed and Examined the Said Report and heard what Camm be Alleadged on Either Syde Doe herby Confirme the Same and Order that the Said *W^m Dare* shall forthwith pay vnto the Said *W^m Wright* the Said Twenty one pounds Thirteene shillings & four pence and Shall forthwith Give vnto the Said *W^m Wright* good Security that he the Said *W^m Dare* will the first Day of the next Gen^l Court, give vnto the Said *W^m Wright* or his Attorney a Just and true Account vppon his Oth & pay him the full p^duce for what he

he fold the aforefaid Goods for in this Country and alfoe at the Same time give vnto the Said *Wright* a Juft & true Account and payment of the third Part of the profits of the Said Veffell by freight or paffengers to and from the *Barbadoes*

There being a Caufe Depending in this Court Wherein *M^r Gyles Bland* is Confernd, The Said *M^r Bland* not Speakeing to his Caufe But Reflecting wholly on this Court

Refference Betweene *Math Roadum* & *Cap^t Junifer* (vppon the Request of *Cap^t Beverly*) till the third Day of the next gen^l Court

Refference Betweene *Geo: Reeves* and *Richard Sanchy* to the Third Day of the next gen^l Court

*M^r Secr vs
M^r Bland*

Whereas *Thomas Ludwell* Secretarie of State for this Colony of *Virg^a* did at the Laft Seflion of the Grand Affembly Complaine that Goeing from the Affembly to his owne houfe on *Saturday* the third Day of *October* and findeing there *S^r Henry Chicheley* Kn^t and *M^r Gyles Bland* was by the Said *Bland* (without any other p^rovocation then giveing his Opinion as one of the Councell vppon a Peti^cion p^rferred by the Said *Bland* Two or three Dayes before to the Governo^r and Councell, and Reproveing him for Speakeing Scandaloufly of the Councell) moft Barbaroufly and Contrary to the Laws of Hofpitality and humane Society abufed and Called *pittyfull fellow puppy* and *Sonn of a Whore*, and Whereas the Secretarie Did further Complaine that the Said *Bland* takeing one of his gloves without his knowlidge or Consent did Ignominioufly p^rumptuoufly and Vnworthyly nayle the Same vpp at the State houfe Doore with a moft falee and Scandalous Libell which Contayned thefe words that the owner of that Glove was a Sonn of a Whore mechannick fellow puppy and a Coward Which Barbarous Behavior the whole Affembly Refenting as a Publique Affront as well becaufe the Said Secretarie was a Publique minifter as for that the Said *Bland* had Dared to fix his Glove and the aforefaid Libell at their Gates on a *Sunday* and Dureing their Seflion did by an Addrefse from the Burgefles to the Governo^r & Councell Desire that the Said *Bland* might be Compelled to Appeare at the next gen^l Court there to Anfwer the Complaint of the Said Secretarie on the Behalfe of himfelfe and the Said Affembly and he being Accordingly Order'd to Appeare before this Court on the fiveth Day being the 20th of this Instant *November* where all the aforemen^coned Barbarous and Infolent Behavio^rs being by full and Cleare Evidence p^rved, and the Said *Bland* haveing nothing material to Say in his Defence but Rather Adding to his former Crimes by braveing the Co^r it Selfe, *It is therefore Order'd* that the Said *Bland* Doe Immediately Acknowlidge the Horrid Injuries he hath Done the Said Secretarie and Aske him Publique forgiveness in Court for the Same (Which he Did but in Soe Slight and Seornefull a manner as Rather fhewed a further Comtempt of the Said Secretarie and the Whole Court, then a Submiffion to their Order) that he Give p^rsent and Sufficient Security for his Good behavio^r for the future and that he pay to the Publique as a fine for his Comtempt of its Authority five hundred pounds *Sterl* and forthwith Give Good Security for the payment of the Same within Two yeares after the Date of this Order which is to be paid Accordingly Vnleffe within that time he Cann gett the Said fine Remitted by an Order from his ma^{tie} and the Lords of his moft Hono^{ble} Privy Councell

The Order that major *W^m Wyatt* Obtained Against the Sherriffe of *New Kent* County the Last Genn^l Court, for the non appearance of *M^r Ambro: Clare* and *M^r Antho: Arnold* is now Confirmed

Evans vs Curle

Whereas there was Difference Betweene *Thomas Evans* P^l and *Tho Curle* Defd^t at the last *Eliz: Citty* County Court & the said *Tho: Curle* Appealing to this Court where he not Appearing. *It is ord^d that* the ord^r of y^e Court be Confirmed & that the said *Curle* pay Damages According to Act in Case of Appeales wth Cofts Sute *als ex*

Proffer p^d Land

Vppon the Peti^on of *Tho: Proffer* that the *Nanzaticoe* Indians having Deferted the Lands Layd out for them by Publique Authority & have not Lived on it this Two yeares Last past. *It is ord^d that* the Said *Proffer* have Liberty to Seate his Land within the Said Bounds if his Peti^on be true.

M^{rs} Anna Bland being Arrested at the Sute of *M^r Gyles Bland* and *M^r Rowland Place* Returned Security Judgment is therefore Granted the Said *M^r Bland* Ag^t the Said *M^r Place* for w^t shall be made Appeare the next Genn^l Court. In case *M^{rs} Bland* Appeare not.

M^r Gyles Bland hath alsoe an other ord^r to the same Effect Ag^t *M^r. Place*

The Court Adjourned to y^e first Day of *March* next

Test

Hen: Hartwell

At a Genn^{ll} Court held at *James Citty* the firft Day of
March 1674

[present]

SR W^m BERKELEY Kn^t Govern^r &c S^r Henry Chicheley Kn^t Collonell Thomas
Swann Thomas Ballard Elq^r
The Court Entred.

The 3^d Day of *March 1674/5*

[present]

MR NATH BACON L^t Co^{ll} *phill Ludwell* M^r *Ja: Bray* and L^t Co^{ll} W^m *Cole* are
made Choice of to be of the Councill.

*Harrifon vs
Winn*

M^{rs} *Abigall Harrifon* hath Judgm^t Granted Against M^r W^m
Winn Security for the Appearance of *Tho: Cely* for what fhall be
made Appeare Juftly Due the next Court, vnlefs y^e faid *Winn*
Caufe the faid *Tho: Cely* then to Appeare

Walton p^l Land

M^r W^m *Walton* hath order Granted to take vpp and pattent
Two Hundred Acres of Land Lying in *Accomack* County at *poco-*
mack formerly Granted to W^m *Brittingham* and by him deserted,
Entring Rights According to Cuftome

Mofeley Beverly
p^l Land

Cap^t W^m *Mofeley* and Cap^t *Rob^t Beverly* hath order Granted to
pattent Eight Hundred Acres of Land on y^e S. E. Side of *Occupation*
Creeke form^{ly} Granted to *Vincent Stamford* & by him
deserted Ent Rights According to Cuftome.

L^t Co^{ll} *Smith*
Et als vs Austin

L^t Co^{ll} Jⁿo *Smith* and *Rich^d Young* & M^r *Rich^d Baily* Guardians
to *Conquest Wyatt* Sueing *Bartholemew Austin* to this Court about
a Leafe Lett by the *Cheskyake* Indians. *It is the Opinion of this*
Court that the Leafe is good, and it is Order^d that One hundred
and fifty Acres of Land be Layd out by the Surveyo^r of the County
According to the Said Leafe and that the faid *Austin* Enjoy the
fame, and if it Appeares that the faid *Austin* hath Lett to Leafe
any more Land then his Leafe Exprefseth then he to pay the
Charges of the survey and Cofts

M^{rs} *Bland* ord^r
Inv:

M^{rs} *Anna Bland* is Order^d by this Hono^{ble} Court to bring in a
Juft and true Inventory vppon her Oath of her Hufband *Theo:
Bland* Elq^r his Eftate to the next Genn^{ll} Court which was Order^d
the Laft Genn^{ll} Court but by miftake of the *Clarke* it was Omitted

Ord^r M^r *Bland*

It is Order^d that the fherriffe of *Charles Citty* County Lett his
Deputy Attend vppon M^r *Gyles Bland* to and att Every Gen^{ll}
Court

Major vs Marfh

W^m *Major* on behalfe of the widdow of *James Poore* Dec^d Enters
Claime by his petiçon filed Laft Court Against the Eftate of
Clem^t Marfh Dec^d for Sixteene pounds Tenn fhilling & Six pence,
for which the faid *Marfh* bound over Certaine Negroes

Plover p^l Land

Vppon petiçon of Jⁿo *Plover*, *It is Order^d* that Cap^t *Rob^t Beverly*
Survey and Lay out his -600- Acres of Land purchafed of *Abraham*
Sharpe Lying in *Rapp^a* County According to the true Intent and
meaneing of his Deed

*Mackclañ vs
Curle*

Jⁿo *Mackclanaham* nonfuites *Tho: Curle* noe Declaraçon being
Entred, *It is therefore Order^d* that the faid *Curle* pay damages
According to A^{ct} wth Cofts Sute *als ex*

Idem

- Idem vs Idem* *Jn^o Mackclanaham* nonfuites *Tho: Curle* noe Declaraçon being Entred, *It is therefore Orderd* that the faid *Curle* pay damages According to Act wth Cofts Sute *als ex*
- Co^{ll} Warner ꝑ Land* *L^t Co^{ll} Auguftin Warner* hath Seven yeares Liberty granted him to Seate his Tract of Land Lying on the maine Swamp of *Mattaponi* River Containeing Tenn Thousand & 100 Acres It being Remote
- Jacob vs Savage* There being a Difference Betweene *Ifaac Jacob* and *Rowland Savage* in *Accomack* County Court and the Said *Jacob* Appealeing to the Laft Genn^{ll} Court where he not Appeareing nor now, *It is ord^d* that the Opinion of that Court be Confirmed and that the Said *Jacob* pay damages According to Act wth Cofts of Sute, Vnlefs he fhew Good Caufe this Court to the Contrary
- Williams vs Co^{ll} Kendall Sec Savage* *Jn^o Williams* hath ord^d Againft *Co^{ll} W^m Kendall* Security for the Appeareance of *Jn^o Savage*, for what damages fhall be Awarded the next Court, vnlefs the Said *Co^{ll} Kendall* Caufe the Said *Savage* then to Appeare
- Sorrell vs Sherf* *M^r Rob^t Sorrell* hath Order Againft the Sherriffe of *James Citty* Coñ for the non-appeareance of *M^r Andrew Reader* for what fhall Appeare Due the next Court, the fherr^t to have Liberty to bring the faid *Reader* to the next Court According to Act
- Sorrell vs Sherf* *M^r Rob^t Sorrell* hath order Againft the fherriffe of *Gloucefter* County for the non-appeareance of *Rob^t Collis* for what fhall be made Appeare Juftly Due the next Court, Vnlefs the fherr Caufe the Said *Collis* then to Appeare

Afternoone

[ꝑfent]

S *R^M BERKELEY* Kn^t Governo^r &c *S^r Hen: Chicheley* Kn^t *Co^{ll} Nath Bacon* *Tho: Ballard* Efq^r *Co^{ll} Jas. Bridger*

- Wright vs Halley* *It is Orderd* that *M^r Jn^o Wright* Attorney of *Rich^d Ellis* Extor of *M^r Dan^{ll} fflowers* Dec^d Keepe the Said *fflowers* Eftate in his hands till this time twelve month where the Credito^{rs} is to make their Claimes and if within that time their Appeare noe better Claime then is made by *Ja: Halley* Attorney of *Jn^o Tuckey* Ext^r of *Alexand^r Martin* Dec^d then the Said *Halley* as Attorney aforefaid is to be paid his Juft dues, as farr as the Eftate will Goe
- Halley Thorpe* The Difference Betweene *James Halley* Attorney of *Jn^o Clarke* Efq^r and *M^r Otho Thorpe* and *M^r Pendexter* is Referred till *September* Court next
- Barnard vs Horton* Whereas the Difference Betweene *M^r Rich^d Barnard* P^{ll} and *M^r W^m Horton* Defd^t about Land, was the Laft *September* Court Referred to an Able Jury of the Adjacent Counties and Cap^t *W^m Mofely* Surveyo^r to Survey and Lay out the Said Lands According to *M^r Barnards* pattent and to begin at the beginning popular, *It is now Orderd* that the Said Order be Renewed, and the fherriffe of the Severall Adjacent Counties are hereby Strictly Comanded to Impannell an Able Jury in Each Countie of Juftices and others And that they Survey and make Report Accordingly to *September* Court next where Judgment is to paffe in the ꝑmifes The time of the Survey is to be Appointed by Cap^t *W^m Mofeley* as an Indifferent ꝑfon, due notice being given to *M^r W^m Horton* and the f^d *Barnard*

Marble

Marble
Marjorum It Appeareing to this Hono^{ble} Court by oath that *Bennett Marjorum* Did Bequeath his Eftate vnto M^{rs} *Agnes Marble* wife of M^r *Geo: marble* It is therefore orde^d by this Court that *James Alfapp* deliver vnto the Said M^r *Marble* in R^t of his wife the faid *marjorum*s Eftate Vppon his Oath, and that the faid M^r *marble* Enjoy the fame he paying his Juft debts

Witt & Rawlins
vs Com^{rs} The Difference Betweene *Jn^o Witt* and *Rich^d Rawlins* who marryed the Two orp^{ts} of *Walter Daux* Dec^d P^{lc} and y^e Commis-
fio^{rs} of *Charles Citty* County defd^{ts} is Referred to y^e next Affembly.

Gofling vs
Tatem Judgment is Granted Cap^t *Edw^d Gofling* Againft M^{rs} *Eliz Tatem* Executrix of M^r *Jn^o Tatem* Deced for payment of Sixteene pounds Eight Shilling & Six pence *Sterling* or the value of y^e money in Tobacco after the Rate of Tenn fhillings 7^d hundred wth Cofts Sute *als* ex ————— Cap^t *Gofling* haveing made oath that it was for Goods Left in the Said M^r *Tatems* hands to be Difpofde of for the faid Cap^t *Goflings* vfe & that he Reçed noe Satisfacōn

The 4th March 1674/5

[p^{sent}]

GOVERNO^R *Edw^d Diggs* Efqr Co^{ll} *Bacon Tho: Ballard* Efqr Co^{ll} *Jos. Bridger*

Bushrode vs
Loyd M^r *Tho: Reade* by vertue of a Letter of Attorney from *W^m Loyd* Confesseth Judgment to M^r *Thos: Bushrode* for payment of One Hundred & nineteen pounds *Sterling* wth Cofts

Bryan fined *Charles Bryan* fined Two Hundred pounds of Tobacco he being Sumoned on a Grand Jury & not Appeareing.

Co^{ll} *Swann*

Co^{ll} *Bacon*

Linney vs

Bradford

Judgment is Granted M^r *Rich^d Linney* Affigne of *Tho: Dolby* Againft M^r *Rich^d Bradford* for payment of One Thousand pounds of Live porke with Cofts, and It is ordered that y^e Order of *Cha: Citty* County Court that paft Againft the Said *Bradford* concerning this debt be made void.

Linney vs Brent M^r *Rich^d Linney* Appealeing from the Judgment of *Stafford* County Court in a difference depending Betweene him the faid *Linney* and M^r *Geo: Brent* Attorney of *James Clifton* and the Said M^r *Geo: Brent* not Appeareing to Anfwear the Appeale, It is therefore orde^d that the order of *Stafford* Court be Reverfed and that the Said M^r *Geo: Brent* Attorney as aforefaid pay vnto the Said M^r *Rich^d Linney* five pounds Thirteene Shillings and Tenn pence *Sterling* Due vppon y^e p^{te}fted bills of Exchange wth damages for y^e p^{te}fts & all Cofts Sute

S^r *Hen: Chichely*

Kn^t

Momford vs

Co^{ll} *Swann*

Judgment is Granted M^r *W^m momford* Againft Co^{ll} *Thomas Swann* for payment of forty pounds *Sterling* by bills of Exchange wth Cofts

Cuncello^{rs}

fworne

Co^{ll} *Phill Ludwell* and M^r *James Bray* Sworne Cuncello^{rs}.

[p^{sent}]

[present]

GOVERNO^r Sr Hen Chicheley Kn^t Edw^d Diggs Co^{ll} Bacon Co^{ll} Swann Co^{ll} Beale
Tho: Ballard Esq^r Co^{ll} Bridger Co^{ll} Ludwell Secr James Bray Esq^r

Diggs vs Walker Refference Betweene Edw^d Diggs Esq^r and Major Tho: Walker to Third of the next Gen^{ll} Cout by the Request of major Walker he being Sick

Gilbert Acquitted Robert Gilbert being Indited for murtherring L^t Co^{ll} W^m Alford the Grand Jury brought in their Virdict *billa Vera* then a Jury of Life and death was Impannelled According to Law, who bringing their Virdict Homecide by misadventure the said Rob^t Gilbert was therefore Acquitted by p^lclamacon.

Hansford vs Hook Refference Betweene M^r Tho: Hansford & Jerm: Hooke till the third Day of the next Gen^{ll} Court M^r Sam^{ll} Auftin in Court Engages to bring the said Hooke (if alive) to next Court, or Else stand the Award of the next Court.

Potter vs Newell The Difference Betweene Co^{ll} Cutbert Potter and M^{rs} Eliz Newell is Referred to Cap^t Rob^t Beverly who is the first Day of y^e next Gen^{ll} Court to Audite the Accounts Betweene them & Report thereof to that Court.

Hansford ord^r p^l Eft M^r Tho: Hansford peti^oning to this Court that his wives Brother Rich^d Jones is Lately deced before he Came to full Age and Leaving an Eftate behind him (in the possession of M^r Rob^t Hubert who is Likewife Deced) that he may have the Eftate in the Right of his wife, *This Court doth Order* that the said M^r Tho: Hansford forthwth take into his Custody y^e said Eftate and that he Enjoy the Same

Ballard vs Owners Judgment is Granted Tho: Ballard Esq^r Against the Eftate of the Owners the Owners of the Shipp *poft horfe* for payment of Eighteene pounds Tenn pence Sterling wth cofts being due vpon p^ltested bills of Exchange for Impost money vpon y^e Said Shipp *poft horfe* and *It is orde^d* that Cap^t moore p^lduce what Eftate he hath In his hands of the said Owners.

Revett vs Young Vincent Young Appealeing from the Judgment of Stafford County Court in a Difference there Depending Betweene him the Said Vincent Young & Jonah Revett and the Said Young not Appeareing to p^lsecute, *It is therefore Orde^d* by the Court that the Order of Stafford Court be confirmed and that the Said Young pay Damages According to Act as in Cafe of Appeales wth Cofts Sute *als ex*

Ord^r vs Seamen Whereas it Appeares to this Court that W^m Gilbert & Rob^t Gudiford Seamen to Cap^t Roger Newham have Committed Severall misdemeano^rs by Very Abusive Language and by Refitting the Said Cap^t Newham. *It is Orde^d* that the Said Cap^t Newham Tye them to the Capstone and Give them Such Punishment as he shall thinke fitt and if the Said Gilbert and Gudiford shall Refitt him, then a Magistrate is to p^lcure him Assistance from the Shore for the Execu^on of this Order but vpon their Submiffion and p^lmises of their future Dilligence, then it is Left to the Difcretion of the Said Cap^t Newham

The 5th Day of March 1674/5

[present]

GOVERNO^r Edw^d Diggs Esq^r Co^{ll} Bacon Hen: Corbyn Esq^r Co^{ll} Bridger Co^{ll}
Ludwell Deputy Secr Ja: Bray Esq^r

Refference

Refference Betweene *Thomas Hill* and *James Wallace* till the third Day of the next Genn^l Court

*Sherwood vs
Pardoe*

Judgment is Granted M^r *W^m Sherwood* Against *Phill Pardoe* for payment of three Thousand pounds of tobacco and Caske wth Intrest According to his Obligaçon wth Cofts

In The Difference Betweene M^r *Rich^d West* and *Rich^d Parker* is Dismiss

The Difference Betweene M^r *Rich^d West* and M^r *Nich: Wyatt* is Dismiss

*Wilkins vs
Claibornes*

In the Difference Betweene *James Wilkins* P^l and Co^l *W^m Claiborne* and Cap^t *Tho: Claiborne* Defd^s about the said *Wilkins* his wages. *It is Orderd by this Court* that the Said *Wilkins* be paid his wages According to Agreement, And that *James Wilkins* Give Security to the Said Co^l *Claiborne* and Cap^t *Claiborne* to Save them harmeles for his bringing off a man from *Jemaca* and that the Said *Wilkins* Exhibite an Account vpon his Oath of the p^rduce of the Tobaccos and Good Sould at *Jamaca* by him for the said Co^l *Claiborne* and Cap^t *Claiborne* before Co^l *Bacon* who is by consent of the P^rties to Examine and State the whole Cause and his Result therein to be a finall Determinaçon, and that they pay Cofts

*Winflow vs
Wilkins*

The Difference Betweene *Jn^o Winflow* P^l and *Ja: Wilkins* Defd^t about Twenty hoggsheads of Tobacco Shipped Aboard of the *Claibornes Adventure*, is by the Consent of both P^rties Referred to the finall Determinaçon of Co^l *Bacon*

*Trammell vs
Wyth*

Vpon the Oath of Cap^t *Moore* that *Tho: Trammell* Came into this Country but for four yeares *It is orderd* that he be Acquitted from his Service, and that M^r *ffra: Wyth* his mafter pay him Corne and Clothes According to Cuftome wth Cofts

*Halley vs
Collier*

M^r *W^m Collier* by his Attorney Confesseth Judgment to *James Halley* Attorney of *Jn^o Tuckey* for payment of Sixty Six pounds *sterl* wth Cofts, but noe Execuçon to Issue in Six months time in which time he hath Liberty to make Appeare his Just Discompts

*Rodeham vs
Cuftis*

Whereas in *September* Court Laft M^r *Math: Rodeham* Obtained Judgment Against M^r *W^m Cuftis* Security for the Appeareance of Cap^t *Dan^l Jenifer* and the Said *Jenifer* not Appeareing. *It is Orderd* that the former Order be Confirmed, and that the Said M^r *W^m Cuftis* Security as abovesaid pay Vnto the Said *Math: Rodeham* Eight Thousand Six hundred pounds of tobo and Caske According to Cap^t *Jenifers* Obligaçon wth Cofts

Verneys ord^t

It is Orderd that *Peter Varney* who Married the Daughter of *Jn^o Delony* be forthwith paid all Such Estate as is to him in the Right of his wife from the Estate of the Said *Jn^o Delony*

Afternoone

[p^rsent]

GOVERNO^R *Edw^d Diggs* Esq^r Co^l *Swann* Co^l *Bacon* Hen: *Corbyn* Esq^r Co^l *Beale* Co^l *Bridger* Co^l *Ludwell* Dep^{ty} Sec^r *James Bray* Esq^r

*Co^l Swann vs
Momford*

It is Orderd that Seventeene pearles that are Wanting of the Necklace by Receipt vnder the hand of M^r *Momford* be Discompted out of the Judgment and Charges which the Said M^r *Momford* Obtained Against Co^l *Swann* According to the first Value

Welbeck

*Welbeck vs
Co^{ll} Swann*

In the Difference Betweene *Rich^d Welbeck P^l* and *Co^{ll} Tho: Swann* Defd^r vppon an Appeale from *Surrey County* about Eleaven hundred Ninety five pounds tobacco and Caske for the Said *Co^{ll} Swanns* Quitt Rents being fully heard, And the Said *Welbeck* makeing Oath that he paid the Said Tobacco to *Co^{ll} Stegg*, *It is therefore Order^d* that the Order of *Surrey Court* be made Void and that the Said *Co^{ll} Swann* pay the said Some of Eleven hundred Ninety five pounds of Tobacco and Caske wth Cofts

*S^r Hen:
Chicheley Kn^t
And^rson vs
Heybeard*

The Order that paft Betweene *David Anderfons* and Major *Richard Heybeard* the Laft *Septembers Court* about Land is now Renewed *And It is Order^d* that the Jury and Surveyo^r Lay out the said Lands (at such time as they shall Appt) According to *M^r Anderfons* pattent, and to Examine Such Evidences as shall be p^rduced to them, and the sherriffe is hereby Strictly Comanded to Empannell the Jury, and that Report be made thereof to the next *Gen^{ll} Court*, And that the sherriffe now in being Appeare at the next *Genn^{ll} Court*, there to Anfwer for his Contempt for not Obeying this Courts former Order

Wyatt vs Duke

M^r Antho Wyatt is *Order^d* to be paid by *W^m Duke* who marryed the Admtrix of *W^m Bird* Deçed According to Act for Settling the Eftate of the Said *Bird* wth Cofts

Adm^{con} Culpp

Adminiftraçon is Granted *M^{rs} Mary Culpeper* Widdow and Reliçt of *M^r Jn^o Culpeper* late of *Accomack* Deçed Vppon all and Singular the Said Deçed^{ts} eftate, she Giveing Good Security to p^rforme the Said Adm^{con}, And that a true and Juft Account of the Said Eftate may be truly Knowne, *It is Order^d* that *Cap^t W^m Custis* *M^r Jn^o Sheppard* *M^r Obedience Robinfon* and *M^r Alexand^r Adifon* or any three of them at Some Convenient time before next *Genn^{ll} Court* Inventory and Appraize all and Singular the Said Deçd^{ts} Eftate, And that the Said Admtrix at the Said next *Gen^{ll} Court* p^rsent the Said Inventory Vpon her Oath to be Recorded According to Law *And It is further Order^d* that the Said Admtrix have twelve months time from the Date hereof to Satisfie Debts due from the Said Eftate. The Appraizers to be Sworne before Some Magiftrate of that County

*Culpp p^r
parapha*

Co^{ll} Jn^o Custis has Entred himfelfe & Given bond as Security for the Said *Mary* to p^rforme Due Admin^{con}

M^{rs} Mary Culpeper Widdow and Reliçt of *M^r Jn^o Culpeper* Deçed is *Order^d* to be paid out of her Hufbands Eftate fifty pounds *Sterling* in the name of her p^raphanalia, It Appeareing that his Eftate Came by Marryage with her

Bryans Ord^r

The County Court of *New Kent* is *Order^d by this Court* to Examine the Complaint of *Cha: Bryan* and what he hath paid Towards the Efcheateing of Eight hundred Acres of Land and Report to next *Noe Execuçon* to Iffue vppon y^e order of that Court concerning y^e Matter till further heareing of the Caufe

The 6th of *March* 1674/5

[p^rsent]

GOVERNO^r *Edw^d Diggs* Esq^r *Co^{ll} Bacon* *Hen: Corbyn* Esq^r *Tho: Ballard* Esq^r
Co^{ll} Bridger *Co^{ll} Ludwell* Dep^{ty} Seçr

Rawlins

*Rawlins vs
Caffinett
Ex Corp*

Whereas *Edw^d Rawlins* Did bind himfelfe an Apprentice to a Shipp Carpenter and the Carpenter Assigneing him to *Mr Laurence* who Assigned the Said *Rawlins* to *Arnold Caffinett*, and It Appearing that the Said *Rawlins* hath beene Employed as a Comon Servant *It is therefore Orderd* he be free and that the Said *Caffinett* pay him Corne and Clothes According to Act wth Cofts

*Ord^r vs
Procter*

It is Orderd that the Sherriffe of *James Citty* forthwith Goe and Secure *Geo: Procter*, and him in his Custody to Detaine without baile, and that the Sherriffe bring him to this Court on *Monday* morning, then & there to Answer what shall be Objected Against him & that the Sherriffe Sumon *Tho: Hye & Jn^o Pittman* to Appeare at this Court on *Munday* next

*James Bray
Esq^r
Meade vs Diggs*

The Difference Betweene *Jn^o Meade* and the Hono^{ble} *Edw^d Diggs Esq^r* about worke Done by the Said *Meade, Tho: Ballard Esq^r Co^{ll} Ludwell & James Bray Esq^r* are Desired by this Court to meet at *Edw^d Diggs Esq^r* his houfe on the 12th of *Ap^l* next there to Informe themselves by Able workemen who are to Veiw the houfe of y^e Worke Done both by Condiçon and otherwise, and Examine what is paid and what Remaines, and Report to the next Genn^l Court

Vernon ord^r

It is Orderd by this Court that the *¶ishes of Hampton and Martins Hundred* forthwth take Care that *Dan^l Vernon* be Transported for *England* and that they bare an Equall Share of the Charge of his Transportaçon

*Co^{ll} Swann
Co^{ll} Beale
Smith vs
Cheefman*

L^r Co^{ll} Jn^o Smith Attorney of *Rich^d Tyler* hath Order Granted him Against *Edm^d Chefeman* for payment of the *¶iffitts* of the Land Since he first Demanded & that *Chefeman* pay all Cofts According to former Order *als ex*

*Ex Corp
Jones vs Weire*

The Difference Betweene *Mr Geo: Jones* and *Walter Weir* Vpon an Appeale from *Rappahannock County Court*, *It is Orderd* that the Ord^r of *Rappaha* Court be Confirmed and that the Said *Jones* pay Damages According to Act wth Cofts Sute, an Injunctiõ in Equity is Granted till Next *Sept^{br}* Genn^l Court till w^{ch} time noe Execuçon to Iffue Vppon this Order

*And^rson vs
Holder*

David Anderfon Appealeing from the Judgment of *Stafford* Court in a Difference Betweene him & *Edm^d Holder*, *It is orde^d* that the Said *David Anderfon* pay Only the Order and the Cofts of that Court when the Order was Obtained

*Ballard vs
ffrodefham*

The Ord^r that *Tho: Ballard Esq^r* Obtained Against *Mr Jn^o ffrodefham* for the non appeareance of *Mr Jn^o ffoxall* is Now Confirmed, *Judgment is therefore Granted* the Said *Tho: Ballard Esq^r* Against the Said *Mr Jn^o ffrodefham* as Security aforefaid for payment of Two Thoufand Five hundred pounds of tobo and Caske And five pounds *Sterl* According to his Specialty wth Cofts

Refference Betweene *Jn^o White* and *Cap^t W^m Corker* till the 3^d Day of the next Gen^l Court

Refference Betweene *Cap^t Rob^t Spencer* and *Cap^t W^m Corker* till the 3^d Day of the next Genn^l Court

*Peale vs
Manering*

Whereas there was a Difference Betweene *Mr Mala Peale P^l* and *Mr Stephen Manering* Defd^t in *Westmerland* County Court wherein Judgment passd Against the Said *Mannering* for payment of Two Thoufand Two hundred and Twenty pounds tobo and Caske,

Caske, and the said *Manering* Appealing to the fourth Day of this Court where he not Appearing to p̄secute, *It is therefore Orderd* that the Order of that Court be Confirmed, and that the Said *Manering* pay Damages According to Act wth Cofts Sute *als ex*

Jones vs Tomlyn

The Difference Betweene Mr *Geo: Jones* and Mr *Robt Tomlyn* about a Deed made by *Tho: Rafon*, is by the Consent of L^t Co^{ll} *W^m Cole* the Attorney of *Geo: Jones* & Cap^t *Robert Beverley* the Attorney of Mr *Tomlyn*, Referred to the next Court held for *Rapp^a County* for a finall Determinaçon

L^t Co^{ll} *W^m Cole* Sworne Cuncello^r

Afternoone

[p̄sent]

GOVERNO^r *Edw^d Diggs* Esq^r Co^{ll} *Swann* Co^{ll} *Bacon* Hen: *Corbyn* Esq^r Co^{ll} *Beale* *Tho: Ballard* Esq^r Co^{ll} *Bridger* *Nath Bacon* Esq^r Co^{ll} *Ludwell* Dep^{ty} Señr *James Bray* Esq^r L^t Co^{ll} *W^m Cole*

Senio^r for L^d

Vppon the Reasonable petiçon of *Tho: Senior* *It is Ordered* that Mr *Rich^d Lawrence* have Liberty to Survey his Land in *Rappahannock* County According to the Ancient bounds of his Pattent

St Hen:

Chicheley Kn^t

Eyre vs Bird

Et als

The Difference Betweene *Joseph Eyre* & *Margarett* his wife P^{tes} and Cap^t *W^m Bird* Mr *Ja: Crewes* Cap^t *Hubert ffarrell* and Mr *Tho: Grindon* Defd^{ts} is Referred till the third Day of the next *June* Genn^{ll} Court

Bland vs Bland

Refference Betweene Mr *Gyles Bland* and M^{rs} *Anna Bland* till the Third Day of the next Genn^{ll} Court where she is to putt in her Answ^r to Mr *Blands* Declaraçon

Curle vs Newton

Tho: Curle hath ord^r Granted Against the Security or the s^{her}-riff^e for the non appeareance of *Geo: Newton*

The Court Adjourned to the 15th Day of *June* next, Where all Caufes Vndetermined this Court is to be Tried

Test

Hen: Hartwell

Cl Con

At a Gen^l Court held at *James Citty* the 15th Day of *June*
1675

p^{re}sent

SR W^m BERKELEY Kn^t Governo^r &c S^r Hen: Chicheley Kn^t Co^{ll} Nath Bacon Tho:
Ballard Esq^r Co^{ll} Jo: Bridger Co^{ll} Phill Ludwell Dep^{ty} fe^{er} Ja: Bray Esq^r L^t Co^{ll}
W^m Cole

The Court Entred

16th June

[p^{re}sent]

GOVERNO^r S^r Hen: Chicheley Kn^t Co^{ll} Bacon Tho: Ballard Esq^r Co^{ll} Bridger
Co^{ll} Ludwell dep^{ty} Secr Ja: Bray Esq^r L^t Co^{ll} W^m Cole

Co^{ll} Bacon vs
ffarthing

Co^{ll} Nath Bacon hath order Against M^r Rich^d *ffarthing* he being
Returned Security for the Appeareance of M^r Rich^d Taylor, for
what Appeares Justly Due next Court, vnles the s^d *ffarthing*
caufe the Said Taylor then to Appeare

Co^{ll} Swann
Co^{ll} Beale
ffarrell fined

The fine of Tenn Thoufand pounds of tobacco & Caske that was
Layd vppon M^r Hubert *ffarrell* is Renewed vnlesse he or his Attorney
shew Good Caufe the next Genn^l Court

M^r Reade
fined

M^r Hubert *ffarrell* Goeing out of the Country without a paffe,
It is Orderd that the Master of the shipp M^r W^m Reade for his
Contempt be fined One Thoufand pounds of tobacco According to
Act

Bland vs
Browne
Jeñig vs
Wathen
Wilkins vs
Claiborne

The Sute Betweene M^{rs} Anna Bland as Adm^r of Theo: Bland
Esq^r as Adm^r of Jn^o Holmwood and W^m Browne is Dismiss

Cap^t Jn^o Jenning hath Order Against Rich^d Wathen for one
Dayes Attendance being Sumond by the Said Wathen as a Witnes
Nonfute is Granted Ja: Wilkins Against Co^{ll} Tho: Claiborne
noe Declaracon being Entred & he not Appeareing, *It is therefore*
Orderd he pay Damages to the Said Wilkins According to Act wth
Cofts

Watson vs
Browne

M^r Ifaac Watson hath Order Against W^m Browne for one dayes
Attendance being Sumond as a Witnesse, to be paid According
to Act wth Cofts

Winflow vs
Hansford

M^r Jn^o Winflow hath Order Against M^r Tho: Hansford being
Returned Security for the Appeareance of Ja: Wilkins for what
Appeares Justly due next Court, vnlesse the Said Hansford Caufe
the said Wilkins then to Appeare

Hansford
Wilkins

M^r Tho: Hansford hath Attachm^t Against the Estate of James
Wilkins for w^t Damages shall Arise for being Security for his
Appeareance at this Court to Answer the Sute of M^r Jn^o Winflow

Bowler p^r
Land
Hill p^r L^d

The Order that M^r Tho: Bowler had in October Court Laft for
the Surveying his Land is now Renewed

Gabriell Hill hath Order for Three hundred & ffifty Acres of
Land, Joyneing vppon the said Hills Land formerly Granted to
Rich^d Harrison & by him Deferted, Ent Rights According to
Cuftome

Page vs
Warckman

The Whole Difference Betweene Mr *John Page* & Mr *Marke Warckman* is by y^e Desire of the said *Warckmans* Attorney Referred to the third Day of the next Genn^l Court, *Butt it is Orderd* that Mr *Rich^d Littlepage* and Mr *Gent View Tenn* hoggsheds of Tobacco now in dispute and make Report to the next Genn^l Court in what Condiçon the Said Tobacco is Now in.

Butt þ Land

It is Orderd that *Henry Butt* have Liberty to Pattent about Two hund^r and Eighty Acres of Land lying in *Lower Norfolk* County formerly Granted to *Antho Benford* and for want of Seateing by him Deferted Rights Entred in y^e Office

Afternoone

[þfent]

GOVERNO^r S^r *Hen: Chicheley* Kn^t Co^{ll} *Bacon Tho: Ballard* Esq^r Co^{ll} *Ja: Bridger* Co^{ll} *Phill Ludwell* dep^{ty} Seç^r *Ja: Bray* Esq^r L^t Co^{ll} *W^m Cole*

Esq^r *Diggs* will
þved

A þbate of the Laft will and Testament of *Edw^d Diggs* Esq^r Deçed is Granted M^{rs} *Eliz: Diggs* the Reliçt & Executrix for that the Court are of Opinion that the Will was all of *Edw^d Diggs* Esq^r his owne writeing and being þved by the Oath of Cap^t *W^m Diggs*, one of the Witneffes to the Said Will

ord^r vs *Narne*

It is Orderd that *W^m Narne* minister be Suspended from Executing any thing that doth belong to his function, vntill he answer to A paper Exhibited to this Court

Harper vs
She^r

Mr *Gabriell Harper* hath ord^r Against the fherriffe of *New Kent* County for the non-appeareance of *Charles Clarke* he being Returned Arrested and noe Security taken, for w^t he shall make Appeare Justly Due next Court vnlesse the Sherriffe caufe the Said *Clarke* then to Appeare

Hills vs
Sherwood

The difference Betweene Mr *Rich^d Hill* P^l & Mr *W^m Sherwood* Defd^t is Referred to Mr *Arthur Allen* and Mr *ffrancis Mafon* to Examine and Audite the Accounts betweene them & Report to this Court in the morning

Ord^r vs *Quakers*

The Hono^{ble} Governo^r being Informed that their are Severall Conventicles in *Nanzemond* County. *It is ordered by this Court* that if their be any meeting in this Country that they be þceeded Against According to the Laws *England* and this Country, Co^{ll} *Bridger* is desired strictly to Comd the Justices of *nanzemond*, *Lower norfolk* & the *Isle of Wight* Counties to make Striçt Enquiry of the Same, and if any þfons shall be found to meete as aforefaid that then they be þceeded Against as aforefaid.

Edwards vs
Bigg

John Edwards Informing Against *Jn^o Bigg* Vppon the Açt for not Baptizeing of his Children which Appeareing to this Court *It is orderd* that y^e Said *Bigg* pay One Thoufand pound tobacco and Caske to y^e þfsh According to Açt & pay Twelve Hundred Twenty five pound of tobacco & Caske in full of his Cofts.

Bland vs *Allen*

Mr *Gyles Bland* Attorney of Mr *Jn^o Bland* Sueing Mr *Archer Allen* to this Court about y^e Rent of one hundred & ffifty Acres of Land. *It is orderd* by y^e Court that y^e Said Mr *Allen* pay vnto y^e Said Mr *Bland* what monies is Due for Rent for the Said Land by his Lease since the yeare 1663 & that he henceforward pay y^e Rent According to y^e Lease

ord^r

- ord^r *p Allen* Judgment being paft Against M^r *Allen* for the whole Rent of his Leafe, and one *Burt* holding *p* of y^e Said Land. *It is ordered* that the Said *Burt* pay his *p*porcion to y^e faid M^r *Allen*.
- Gallis vs Jones* Judgment is Granted *Jn^o Gallis* Against *Rich Jones* for payment
Ex Corp of Two Thoufand four Hundred forty one pound of tobacco & Caske wth Cofts and y^e Court is of opinion that y^e Oath y^e Said *Gallis* Tooke in his minority is Invallid & therefore Declared Void
- Gowen vs* *Phillip Gowen* negro Suing M^r *Jn^o Lucas* to this Court for his
Lucas freedome *It is Orderd* that the Said *Phi^{ll} Gowen* be free from y^e Said M^r *Lucas* his Service and that the Indenture Acknowledg'd in *Warwick* County County be Invallid and that y^e Said M^r *Lucas* pay vnto y^e *Gowen* three Barrels of Corne att the Cropp According to y^e Will of M^{rs} *Amyc Boazlye* decd wth Cofts
- Hill vs* *It is ordered* that M^r *Tho: Chamberlaine* forthwith Send for out
Chamberlaine of *England* Such Goods as M^r *Rich^d Hill* Shall direct him, to the Value of Eleven pounds tenn Shillings, & y^e difference of Accounts betwene them is Referred to the next County Court of *Charles Citty* there to be Ended.

The 17th Day of *June* 1675

[p^{sent}]

SR W^M *BERKELEY* Kn^t Governo^r &c Co^{ll} *Swann* Co^{ll} *Bacon* Co^{ll} *Beale* *Tho: Ballard* Efq^r *Ja: Bray* Efq^r L^t Co^{ll} *W^m Cole*

- Light vs Mott* In the Difference betweene *Geo Light* and *W^m Mott* about Land is Referred to Cap^t *Robert Beverley* & Majo^r *John Lewis* Surveyo^{rs} who are in Company of an Able Jury of the neighbourhood (to be appointed by the County Court of *New Kent*) to Survey & Lay out the Said M^r *Lights* Land According to his pattents & to Such Evidences as fhall be p^{duced} to them, at Some Convenient time before the next Gen^{ll} Court (all *p*sons haveing Lawfull notice) and that Report be made to y^e next Gen^{ll} Court.
- Co^{ll} *Swann* vs Sherriffe Co^{ll} *Tho: Swann* hath ord^r Against the Sheriffe of *Henrico* County for y^e nonappareance of Cap^t *Jn^o Knowles* he being Returned Arrested (to y^e Laft Genn^{ll} Court) & noe Security taken for what fhall be made Appeare Justly due the next Gen^{ll} Court, Vnleffe the She^r Caufe y^e faid *Knowles* than to Appeare.
- Co^{ll} *Ludwell* dep^{ty} Sec^r There being a defference betweene *Vincent Young* and *Jonas*
Young vs *Reuitt* about Land in y^e County Court of *Stafford* and that Said *Young* Arresting ye faid *Reuitt* to this Court where he not Appearing *It is orderd* that the order of that Court & all other p^{ceedings} therein be Sufpended till a further heareing of the Said Caufe the third Day of y^e next Genn^{ll} Court.
- ord^r *Culpeper* *It is Orderd* that noe private Orders paffe Against the Eftate of M^r *Jn^o Culpeper* dec^d Vntill the R^t Hono^{ble} the Governo^r & the Hono^{ble} Secretarie are paid their Just dues
- Efq^r *Diggs* Cap^t *Rob^t Beverley* Attorney of M^{rs} *Eliz: Diggs* Executrix of
Meade *Edw^d Diggs* Efq^r Dec^d & Cap^t *Jn^o Diggs* doth in Court Consent to come to a tryall wth *Jn^o Meade*

*Rably vs
Laffells*

In the Difference Betweene *Tho: Rably & Edw^d Laffells* about a Sloope, *It is Order'd* that the Said *Rably* have the floope he paying the Said *Laffells* five Thoufand pounds of tobacco and Caske or Give him Security to pay him at the Cropp According to the Agreement & that *Laffells* pay Cofts

*M^{rs} Culpeper
β Paphā*

Whereas *M^{rs} Mary Culpeper* Widdow & Reliēt of *M^r Jⁿ Culpeper* Deēd the Laft Genn^l Court had allowed her fifty pounds *sterling* for her *Phaphanalia* and She petiōning to this Court to have the Same Acertained in tobacco. *It is Order'd* that she be Allowed her Tenn Thoufand pounds of tobacco and Caske which is to be in Leiu of the Said fifty pound *Sterling*

*Co^{ll} Bacon vs
Cap^t Newfam*

Cap^t Rich^d Newfum Confesseth Judgment to *Co^{ll} Nath Bacon* and to the rest of the Owners of the Shipp *Lady ffrancis* for payment of Twenty Seven pound *Sterling* wth Cofts Sute, Execuōn Sufpended till next Court

*Cap^t Newfam
vs Sherriffe*

Cap^t Richard Newfum Makeing Oath in Court that he Delivered a Writt to y^e Sherriffe of *Rappahannock* for the Arresting of *L^t Co^{ll} Jⁿ Hull* and that he did Give him a *Particular* Charge therein, and the Said Sherriffe makeing noe Returne thereof, *It is Therefore Order'd* that the Sherriffe be fined One Thoufand pound of Tobacco & Caske According to Aēt of Affembly

*Webb β
Land*

M^r Ja: Webb hath order Granted to pattend Sixty Seven Acres of Land Lying in *Nanzemond* County formerly Granted to *Jⁿ Summers* & by him Deserted, Rights Entred for the Land

*Hoskins vs
Spratt*

Jⁿ Hoskins Sueing *Henry Spratt* to the County Court of *Lower Norfolk* for his Corne & Clothes w^{ch} was Accordingly Order'd him, and the Said *Spratt* Appe'ing to y^e Laft Genn^l Court where he not Appeareing, nor now, and the Said *Hoskins* Attending both Courts as alfoe two courts below, *It is Order'd* that the Order of *Lower Norfolk* County Court be Confirmed and that the Said *Spratt* pay him five hundred pounds of tobacco & easke for his Damages & all Cofts Sute *als ex*

Order'd that *M^r Barnaby Kerney* and *M^r Rob^t Collis* Audite the Accounts Betweene *Tho: Rably* and *Edw^d Laffells* & Report to y^e Afternoone

Afternoone

[Present]

GOVERNO^r *S^r Hen: Chicheley* Kn^t *Co^{ll} Bacon* *Ja: Bray* Esq^r *L^t Co^{ll} W^m Cole*

Johnfon
Exempt^d Lev

Peter Johnfon of *Surrey* County being a very poore Lame man and Petiōning to this Court to be Cleared from paying Leavies. *It is Order'd* that he be for the future Exempted from paying of Leavies

Chilcott & Hay
β L^d

John Chilcott & Ja: Hay Churchwardens of the Lower *Phish* of *Nanzemond* petiōning to this Court on Behalfe of y^e Said *Phish* to have their Gleebe Layd out which is Two hundred Acres *It is Order'd* that the Said Land be layd out According to the Ancient bounds

Co^{ll} Beale
Tho: Ballard
Esq^r Co^{ll}
Ludwell &c

Anderfon

*Anderfon vs
Haybeard*

Whereas the Difference betweene *David Anderfon* P^l and Major *Rich^d Haybeard* Defd^t about Land was Referred to A Jury and a Surveyor to Survey & Lay out the Said Land in Difference Betweene them, who hath Returned their Virdict to this Court. *It is Thereupon Orderd* that the Said *David Anderfon* Enjoy his Land According to his Ancient Knowne bounds and that the Juries Virdict be Confirmed, & that Major *Haybeard* pay Cofts

*Rably vs
Laffells*

The Difference of Accounts betweene *Tho: Rably* & *Edw^d Laffells* being Referred to Auditor^s to Examⁿ the Acco^{ts} betweene them who Returne *Tho: Rably* D^r vpon the Acco^{ts} of the Sloope Seventeene hundred forty five pounds of Tobacco & Caske, Judgm^t is therefore Granted the Said *Edw^d Laffells* Against the Said *Tho: Rably* for payment of the abovesaid Some

*Hill vs
Sherwood*

Judgment is Confessed by Mr *W^m Sherwood* vnto Mr *Rich^d Hill* for payment of Eight pound fourteene Shillings & Six pence *Sterling* wth Cofts Sute being the ballance of Accounts betweene them

*Hansford vs
Hooke*

The Difference Betweene Mr *Tho: Hansford* P^l & *Jerm: Hooke* defd^t is Referred to A Jury

*Browne vs
Goodrich*

The Sute betweene Mr^s *Tabitha Browne* is Dismitt wth Cofts, Co^{ll} *Goodrich* to bring his bill of Cofts to morrow Morning

*Spencer vs
Corcker*

The Sute Betweene Cap^t *Rob^t Spencer* as marrying the daughter of Cap^t *Jn^o White* & Cap^t *W^m Corcker* is Dismitt

*White vs
Corcker*

It is Orderd that *W^m Corcker* forthwith Deliver to *Jn^o White* a feather bedd & firniture According to the Will of Cap^t *White* Dec^d

The 18th June 1675

present

CO^{LL} SWANN Co^{ll} Bacon Co^{ll} Beale *Tho: Ballard* Esq^r Co^{ll} Jo Bridger Hen: Corbyn
Co^{ll} Ludwell Dep^{ty} Secr Ja: Bray Esq^r L^t Co^{ll} W^m Cole

Mr^s Kirke

Mr *Math Page* Giveing to Mr^s *Eliz: Kirke* by Deed of Guift a Certaine Parcel of Land *It is Orderd by this Court* that shee Enjoy the Same According to the Priviledges menconed in the former Deed.

*Emry vs
Thurston*

Refference Betweene *Charles Emry* & Mr *Mala Thurston* vpon Request of Mr *Thurston*s Attorney to y^e 4th day of y^e next Genn^{ll} Court.

Major *Lewis*

Major *Jn^o Lewis* Peticoning to this Court Shewing that he had Severall Goods Stole out of his Store by two Runaways who were apprehended & putt into *Gloster* prison & the Goods putt into the hands of L^t Co^{ll} *Augustine Warner* and the Said Major *Lewis* being bound to p^{re}secute them and they haveing made their Escape *It is ordered* that y^e Goods be Returned to y^e Said major *Lewis* and that y^e bonds be Cancelled Co^{ll} *Warner* to take an Account of y^e Goods.

Senio^r p^l Land

Cap^t *Rob^t Beverly* is Appointed to Survey *Thomas Senio^{rs}* Land in *Rappahannock* County.

Mathews
negroe

Angell a negro Servant to Cap^t *Mathews* deced Peticoning to this Court that her Said mafter p^{ro}mised that when he died shee should be free which being Examined, *It is orde^rd* that she Returne to her Service

Sanford

- Sandford Thorogood* Refference Betweene M^r *Sam^l Sandford* & L^t Co^{ll} *Adam Thorogood* vpon Request of y^e said *Thorogoods* Attorney to y^e 3^d Day of the next Genn^{ll} Court
- Goodrich vs Browne* Whereas the Difference Betweene M^{rs} *Tabitha Browne* P^l and Co^{ll} *Tho: Goodrich* defd^t was yesterday difmist & M^{rs} *Browne* then Order^d to pay Cofts & the Said Co^{ll} *Goodrich* now Exhibiting a bill of Cofts Amounting to Two Thoufand and Eight Hundred & Eighty pounds of tobacco and Caske which is Allowed of by this Court, and Order^d that y^e Said M^{rs} *Browne* pay y^e Said Some *als ex.*
- Elliott vs Todd* The Difference Betweene M^r *W^m Elliott* and Cap^t *Tho: Todd* is Referred till the 3^d Day of the next Genn^{ll} Court y^e Said *Todd* vndertakeing to p^{ro}ve that the Land was p^{ro}ffered to Sale to y^e said *Elliott.*
- Roane vs Thruston* Whereas Cap^t *Humphry While* the 18th of *Aprill* 1670 obtained order Against M^r *Edw^d Thruston* as marrying the Extrix of M^r *Tho: Loueing* for payment of Tenn Thousand and one hundred pounds of tobacco & Caske as alfoe y^e 26th of *October* 1670 An Extent was Granted the Said *While* Against the Land of the 1st M^r *Edw^d Thruston* in *Martins Hundred* and M^r *Cha: Roane* the Attorney of y^e Said *While* Summoning (by a *Scire facias*) to this Court, M^r *Mala Thruston* the Attorney of the Said *Edw^d Thruston* where he not Appeareing, *It is therefore orderd* that the aforefaid Orders be Renewed, and that the Said M^r *Thurston* pay Cofts.

Afternoone

p^{re}sent

GOVERNO^r S^r *Hen Chicheley* Kn^t Co^{ll} *Bacon Hen: Corbyn* Esq^r *Tho: Ballard* Esq^r
Co^{ll} *Bridges* Co^{ll} *Ludwell* Dep^{ty} Secr *Ja: Bray* Esq^r L^t Co^{ll} *Cole*

- Sentance Death vpon Burgis* W^m *Burgis* Indited for murthering *W^m Horton* was by y^e Grand Jury found *billa vera*, & vpon his Examinaçon Did Confesse Guilty, Sentance of death therefore past vpon him to be hanged by y^e neck vntill he was Dead.
- Hansford vs Hooke* Whereas the Difference betweene M^r *Tho: Handsford* pl^t and *Jerm: Hooke* Defd^t was Referred to A Jury who bring in their virdict that they find for the Def^t non-fuite is therefore Granted the Defd^t Against the P^l with Court Charges.
- Butt vs Porter* In ye Difference Betweene *Hen: Butt* And M^r *John porter* vpon an Appeale from *Lower Norfolk County Court*, *It is orderd* that the Order of *Lower Norfolk Court* be made void for that the Court Denied a Jury to the Said *Butt* for the tryall of y^e difference.
- M^r Minge Guardian to Edloe orpt* Jn^o *Edloe* Orphan to M^r *math: Edloe* Dec^d being about fourteen years of Age, and makeing Choice of M^r *Ja: Minge* for his Guardian and y^e said M^r *Minge* Averting in Court that Co^{ll} *Winn* his Late Guardian Sent the orphane to him to make Choice of him for his Guardian the Said M^r *Minge* is therefore Confirmed Guardian to the said orphane.
- Harrifon vs Celey* The Difference betweene M^{rs} *Abigall Harrion* Extrix of Jn^o *Harrifon* Decd & M^r *Tho: Cely* is Referred to the County Court of *nanzemond* who are to Examine the Accounts & differences betweene them & report to the next Genn^{ll} Court, and Order^d that if the said *Cely* doe not Appeare at the County Court (haveing due

due notice) that the order obteyned the laſt Genn^l Court Againſt the Said *Celeys* Security be Confirmed the next Genn^l Court.

Weſt vs Barker Refference by Conſent betweene *Rich^d Weſt & Barker* till y^e 3^d day of the next Genn^l Court.

Moffe vs Abrahall Order'd that Co^{ll} *Robert Abrahall* pay Vnto *W^m Moffe* for one dayes Attendance and Two dayes for Comeing & Goeing According to A^{ct} wth Cofts

Greene vs Anderſon It is order'd that *David Anderſon* pay vnto *M^r W^m Greene* five Hundred pounds of tobacco & Caske for his vnjuſt bringing y^e ſaid *Greene* to this Court.

Williams vs Hansford W^m *Williams* hath order for one days attendance at Court and one Day for Goeing and one Daye for Comeing to be paid by *M^r Tho: Hansford vs Jerm: Hooke*

Whitby free W^m *Whitby* Serv^t to Cap^t *Rob^t Beverly* Peti^oning to this Court for his freedome and the Said Cap^t *Beverly* freely Conſenting, therefore he orde'd to free.

The 19th June 1675

[p^{re}ſent]

GOVERNO^r *Hen: Corbyn* Eſq^r *Tho: Ballard* Eſq^r Co^{ll} *Bridger* Co^{ll} *Ludwell* Dep^{ty} Secr. *Ja: Bray* Eſq^r L^t Co^{ll} *W^m Cole*

Rich^d Linney being vnder Execu^on & having a Cauſe Depending in Court. It is ord^d that the Sherriffe bring him to the barr to defend his Cauſe

Harper Dromond Refference Betweene *M^r Gabriell Harper & M^r W^m Dromond* till the firſt day of the next Genn^l Court.

Co^{ll} Swann
Co^{ll} Beale
Beverly vs Jones M^r *Robert Jones* by his Attorney *M^r W^m Sherwood* to Cap^t *Rob^t Beverly* Attorney of M^{rs} *Ann Day* for payment of Two Thouſand five hundred pounds of tobacco & Caske According to Specialty wth damages According to A^{ct} wth Cofts Sute *als ex.*

Rookes vs Co^{ll} Swann In the difference betweene *Rookeing & Co^{ll} Tho: Swann* vppon an Appeale from *Surrey* County Court about Certaine negroes being fully heard It is order'd that the order of *Surrey* County Court be made voyd and that the Said *Rookeing* Enjoy the negroes and that *Co^{ll} Swann* pay Cofts and Damages According to A^{ct} wth Cofts Sute

There being a p^{re}clama^on Read in Court about negroes & the Gunney trade It is Order'd that the Severall Collecto^{rs} take Care that the Said p^{re}clama^on be p^{re}claimed in their Severall p^{re}cin^{ts}.

Meade vs Eſq^r Diggs The Difference of Accounts betweene *M^r Jⁿ^o Meade* and M^{rs} *Eliz: Diggs* Extri^x of *Edw^d Digs* dec^{ed} being Audited and their Appeareing due vppon ballance four pounds thirteene ſhillings & three pence *Sterling* wth ballance Cap^t *Diggs* on y^e behalfe of M^{rs} *Diggs* doth freely Give to the Said *Meade* and they doe both in Court freely Acquitt and difcharge Each other from all Dues & demands whatfoever to this day.

Eſq^r Bray vs Co^{ll} Beale *Tho: Ballard* Eſq^r & L^t Co^{ll} *W^m Cole* are Deſired to Settle the Difference Betweene *Ja: Bray* Eſq^r & Co^{ll} *Tho: Beale*, & to Affertaine the Said *Ja. Bray* Eſq^r Satisfa^on According to his Peti^on, by the Conſent of Both P^{ar}ties.

Thrall

- Thrall vs Hill* *Tho: Hill* Appealeing from *Cha: Citty* County Court in a Difference Betweene him & *Ja: Thrall* & nott Appeareing to p̄secute his Appeale *It is therefore Order'd* he be nonfuited & pay damages to the Said *Thrall* According to Act wth Cofts Sute *als ex*
- fford vs Linney* Refference betweene *John fford* & *Rich^d Linney* till the 3^d day of the next Genn^l Court by Request of *Linney*
- Wakeline p̄ L^d* M^r *Mathew Wakeline* Petiçoning to this Court on the behalfe of the orphans of . . . *Purefoy*, to have the Said *Purefoys* Land Surveyed, *It is accordingly Order'd* that the Said Land be Surveyed & w^t waft Land there is found within the bounds thereof they to have A Grant Ent Rights According to Custome
- Esq^r Bacon*
for L^d
Shapleigh
Neale M^r *Ja: Minge* is Appointed to Survey the Land of *Nath Bacon* Esq^r Lying & being in *Henrico* County
- In the Difference betweene *Phill Shapleigh* & *Dan^l Neale* vppon an Appeale from *Northumberland* County Court being fully heard, *It is Order'd* that the Said *Shapleigh* Enjoy the Land till the Cropp be finished, as alsoe the negroes till the Cropp be finished, at which time the Said *Dan^l Neale* is to have Possession of the Said Land & negroes mençoned in that Deed and that County Court to Allow the Said *Neale* Satisfaçon for his Negroes Worke from the date of their Judgment, as alsoe for the vfe & p̄fitts of the Orchard, and *It is further Order'd* that the Said *Shapleigh* forthwith deliver to the Said *Neale* all Such Other Goods as are mençoned in the Said Deed & Each pay their Owne Cofts
- Arnold vs*
Pickis *Anthony Arnold* haveing petiçoned to this Court for an Attachm^t Against the Eftate of Cap^t *Pickis* for A debt of one hundred & Sixty pounds *sterl* w^{ch} he Claimes *It is ord^d* it be Referred to the Second day of the next Genn^l Court
- Gray vs*
Co^l Swann The Difference Betweene *ffra Gray* & Co^l *Tho: Swann* about Land is Referred to An Able Jury of the neighbourhood and the Surveyo^r of the County to Survey & Lay out the Land in Difference According to Co^l *Swanns* Originall pattent (or Copy from y^e Records) and whatt pattents of Co^l *Swann* that are of an Ancienter Date than *Grays* are to take place before *Gray* and what pattents of the Said *Gray* y^t are of an Ancienter Date then Co^l *Swanns* are to take place before Co^l *Swann*, and they they have due regard & respect to the most ancient Know reputed bounds of each their Lands, & that they returne their p̄ceeding to the next Gen^l Court
- Wallace vs Hill* The Difference betweene *Ja: Wallace* and *Tho: Hill* is Referred to any two Justices of *Charles Citty* County, to End the difference
- George p̄ L^d* *Tho: George* hath ord^r for five hundred Acres of Land Lying in *New Kent* County formly Granted to *Jn^o Puncom* & by him deferted Entring Rights According to Custome
- Robinson p̄*
Land M^r *Christopher Robinson* Petiçoning to this Court that one *Bart: Obert* dec^d the ffather to his wife was possessed of a p̄cell of Land in *Middlefex* County which Said Land was by his Laft will Given to his Children, butt he the Said *Obert* being an Allien the Land was Efscheated & Granted to his Children, and that the Said Land might be Equally divided *It is Order'd* that the sherriffe of *Middlefex* County Cause an able Jury of the Neighbourhood to Come vppon the Said Land who are in Company of Cap^t *Rob^t Beverly* Surveyo^r to divide the Said Land According to the will of the Said *Obert*, and alsoe that they Equally Divide another p̄cell of Land formly belonging to *Chich: Obert*

Young p̄ L^d

Vpon the Petiçon of M^r *Rich^d Young* It is ordered that Cap^t *Rob^t Beverley* and major *Lewis* (in the p̄sence of the neighborhood Survey his Land in *Gloucester County* According to his Ancient Knowne bounds.

Abrahall p̄
L^d

The order that Co^{ll} *Rob^t Abrahall* obtained for Twelve Hundred Acres of Land in *New Kent County* is now Confirmed the Said Land being formerly Granted to M^r *W^m Lewis* & by him Assigned to *Jonas parsons* & by the said *parsons* Lafpt for want of Seating

Wells

Robert Wells hath ord^r for 4 dayes Attendance at *James Citty* & two dayes for coming & going to be paid by

Pate p̄ L^d

M^r *Tho Pate* Enters a *Caveat* for One Thousand Acres of Land in *potomack* fireshes form^{ly} taken vpp by *Jn^o Pate Esq.*

The Court Adjourned to the fourth day of *Oc̄ober* next, where all matters vndetermined this Court are to be tryed

Test

Hen: Hartwell

Cl Con.

At A Genn^{ll} Court held at *James Citty* the 4th Day of *October*
A^o Dom 1675 Ano Regis Car 2^d XXVIIth

present

THE RIGHT HONO: S^r W^m BERKELEY Kn^t Governo^r Co^{ll} Nath Bacon Co^{ll}
Tho: Swann Co^{ll} Phill Ludwell Dep^{ty} Secr Ja: Bray Eq^{rs}.

*Kirkman &
Sherwood* p
Land

M^r *ffrancis Kirkman* and M^r *W^m Sherwood* hath order Granted to take vpp and pattent about Twelve hundred Acres of Land in *Surrey County* at the head of *Greys Creeke* Ent Rights According to Cuftome

M^r *ffrancis Kirkman* & M^r *Sherwood* hath order Granted to pattent Three hundred thirty Acres of Land in *Surrey County* form^{ly} Granted to *Mathias Marriott* and *Thomas Hart* and by y^m L^{as}pt for want of Seating Ent Rights According to Cuftome.

The 5th Day

[present]

GOVERNO^r Co^{ll} Bacon Co^{ll} Swann Co^{ll} Ludwell dep^{ty} Secr.

*ffitchett vs
Whitby*

The Complaint of *Jofua ffitchett* Against *John Whitfon* his mafter is Referred to the next County Court of *Surry* who are to Enquire into the Complaint & make Report to the next Gen^{ll} Court where the Said *Whitby* is to Appeare.

Co^{ll} Bacon vs
Taylor

Whereas Co^{ll} *Nath Bacon* the laft Genn^{ll} Court obtained order Against the Sherriffe of *New Kent County* for the non Appeareance of *Rich Taylor* and by Reafon the faid *Taylor* doth not Ap^{pe}re this Court *It is therefore Orderd* the if the Sherriffe doe not Caufe the faid *Taylor* p^{er}fonally to appeare next Court then the Sherriffe to pay Such damages as fhall then be Awarded.

*Sherwood vs
Bland*

Whereas M^r *W^m Sherwood* as marrying the Adm^{trix} of M^r *Rich^d James* had a warrant directed to the Sherriffe of *James Citty County* for the Arresting of M^r *Gyles Bland* who being Returned Arrested & M^r *Rich Lawrence* his Security, and the faid M^r *Bland* not appeareing Judgment is therefore Granted the f^d M^r *Sherwood* Against the faid M^r *Rich^d Lawrence* as Security aforefaid for what fhall Appeare Juftly due next Court in Cafe the faid M^r *Lawrence* Caufe not the faid M^r *Bland* then to Ap^{pe}re

*Howard vs
ffitzgerrell*

Nonfuite is Granted *Phill Howard* Against *Morris ffitzgerrell* he not Ap^{pe}ring to p^{er}secute *It is therefore Orderd* he pay damages According to Act wth Cofts

*Claiborne vs
Sherriffe*

Co^{ll} *W^m Claiborne* hath Order Against the Sherriffe of *Rappahañ County* for the non Appearance of *W^m COUNGTON* & *Tho: Howardfon* for what fhall be made Ap^{pe}re Juftly due next Court in Cafe y^e f^d Sherr Cause not the faid *COUNGTON* & *Howardfon* than to appeare.

*Claiborne vs
Sherriffe*

Co^{ll} *W^m Claiborne* hath order Against y^e Sherriffe of *Rappahanock County* for y^e non appeareance of *W^m Richards* for what fhall be made Appeare Juftly due next Court, in Cafe the faid Sherriffe Caufe not y^e f^d *Richards* then to Appeare

Co^{ll}

- Co^{ll} *Swann vs*
Sherriffe The Order that Co^{ll} *Thomas Swann* obtained the laft Gen^{ll} Court
Against the Sherriffe of *Henrico* County for the nonappearance
of Cap^t *John Knowles* is Now Confirmed and *it is Orde'd* that the
Said Sherriffe pay vnto the Said Co^{ll} *Swann* Two Thoufand one
hundred Eighty nine pounds of Tobacco & Caske due by bill and
Account & nine hundred & Thirteene pounds of Tobacco by a bill
Delivered to the faid *Knowles* to Collect wth Cofts Sute.
- Arnold vs*
Pickis The Refference that was the Laft Court betweene M^r *Anthony*
Arnold and Cap^t *Pickis* is Still Continued by Reafon there is noe
flippes Come in
- Harper vs*
Sherriffe Whereas M^r *Gabriell Harper* the Laft Gen^{ll} Court Obtained
Order Against the Sherriffe of *New Kent* County for the Non-
appearance of *Charles Clerke*, and the faid Sherriffe haveing
Liberty to Caufe the Said *Clerke* to Appeare this Court where the
Said *Clerke* not Appeareing, *It is therefore Orde'd* that the former
Order be Confirmed, and that the faid Sherriffe of *New Kent*
County forthwith pay vnto the faid *Gab^{ll} Harper* Two Thoufand
Seven Hundred & Twenty pounds of Tobacco & Caske According
to *Clerks* Specialty, as alfoe Cofts Sute
- Bray Esq^r vs*
Clarke *Ja: Bray Esq^r* hath Order Against the Sherriffe of *New Kent*
County for the Nonap^rpearance of *Rich^d Clarke* for what fhall
Appeare Juftly due next Genn^{ll} Court, in Cafe the Sherriffe Caufe
not the Said *Clark* then to Appeare
- Sherwood vs*
Harwood Whereas M^r *Rich^d James* the 15th of *Aprill* 1670 Obtained order
Against M^r *Geo: Harwood* of Three Thoufand fower hundred &
Eighteene pounds of tobacco & Caske, and M^r *W^m Sherwood* who
married the Adm^x of the faid M^r *James* Sueing the faid *Harwood*
to this Court where it Appearees there Remaines Still due vpon the
former Judgment thirteene hundred pounds of tobacco & Cask
It is therefore Orde'd that the faid *Harwood* forthwith pay y^e Said
Some with Cofts

Afternoon

p^resent

GOVERNO^r Co^{ll} *Bacon* Co^{ll} *Swann* Tho: *Ballard* Esq^r Co^{ll} *Phi^{ll} Ludwell* Dep^{ty}
Se^cer *Ja: Bray* Esq^r

- Whitehead p^r*
Land M^r *Rich^d Whitehead* hath Order Granted to pattent Nine
hundred Acres of Land Lying vpon *Arracaco* Swamp in *New Kent*
County formerly Granted to *David Prichard* & for want of Seating
by him Deferted Rights Entred in y^e office According to Law/
- Barnard vs*
Horton Vpon Peti^{con} of M^r *Rich: Barnard* *It is Orde'd* that the order
that paft the Laft Genn^{ll} Court for y^e Surveying & Laying out the
Land in differrence Betweene the faid M^r *Rich^d Barnard* & M^r
W^m Horton is Still Continued and that the fame Jury & Surveyo^r
p^rceed According to the true Intent dire^{ct}ions & meaneing of the
aforesaid at Some Convenient time before the next Genn^{ll} Court.
and that they make Returne of their p^rceedings to the 2^d day of the
next Genn^{ll} Court, M^r *Horton* to have due notice thereof
- Watt vs Light* Whereas the Difference Betweene *Geo: Light* P^{li} & *W^m Watt*
Def^t about Land was Refferred to a Jury & Surveyo^r to Survey &
Lay out the Land & Report to this Court who doth Accordingly
Report to this Court that the Said *Watt* is not Trefpaffer. *This*
Court

Court Doth therefore Confirme the Survey & Verd^t of the Jury & that the said Light pay Cofts Watt to bring in his bill of Cofts to morrow Morning/

The 6th Day of *October* 1675

[*present*]

GOVERNO^r Co^{ll} *Swann* Co^{ll} *Bacon* Co^{ll} *Beale* Ja: *Bray* Esq^r

Collis vs Greene

Mr *Rich Whitehead* & *Rob^t Colles* Petiçoning to this Court for their Opinion Concerning their ffees due from *Sarah Greene* who was a Criminall, It is the Opinion that the Said *Sarah Greene* pay them their ffees if she have any Estate, if not the Court to pay y^e said ffees According to Act. the Court being Informed that the Affembly hath payd the Juries Charges/

*Tante Exempted
f^m Leavies*

W^m *Tante* of *Yorke* County being a very Poore Old man & Petiçoning to this Court to be Exempted from paying of Leavies, *The Court doth Order* that the said *Tante* be Exempted from paying of publique & County Leavies/

*Harper vs
Sherriffe*

Mr *Gabriell Harper* hath Order Against the Sherriffe of *James Citty* County for the Non ap^{pe}arance of Mr *W^m Dromond*, etc/

Young vs Renett

Refference betweene *Vincent Young* & *Jonas Renett* till y^e third Day of the next Genn^{ll} Court, *Renett* being a *Stafford* man & Supposed to be vpon the Countries Service, *Young* to give the Sherriffe notice of this Order who is to Cause the Said *Renett* to Appeare/

Watt vs Light

Mr *Geo: Light* is Orderd to pay vnto *W^m Watt* One Thousand pounds of Tobacco & Caske, besides Cofts of Court, which is Allowed to y^e Said *Watt* in full of his Cofts & Charges in a Sute Comēced by the said *Light* in this Court Against the said *Watt*/

*Sandford vs
Thorogood*

Major *Ja Powell* & Mr *Barnaby Kerne* are Appointed to Audite the Accounts Betweene Mr *Sam^{ll} Sandford* P^{tr} & L^t Co^{ll} *Adam Thorogood* Defd^t & make Report to this Court/

*Harrison vs
Cely*

Refference Betweene Mr^s *Abigall Harrison* & Mr *Tho: Cely* till the 3^d Day of the next Genn^{ll} Court/

Elliott vs Todd

Refference Betweene Mr *W^m Elliott* & Cap^t *Tho: Todd* till the 3^d Day of the next Genn^{ll} Court, by Request of Cap^t *Todd*/

*Thompson vs
Holt*

It is Orderd that Mr *Randall Holt* & Mr *Parke* pay vnto Mr *W^m Thompson* fouer hundred pounds of tobacco & Caske for his Charges & Cofts

Afternoone

[*present*]

GOVERNO^r Co^{ll} *Nath: Bacon* Tho: *Ballard* Esq^r Co^{ll} *Ja: Bridger* Ja: *Bray* Esq^r
L^t Co^{ll} *W^m Cole*

*Clems ab^t
Land*

Mr *Benjamin Clems* as marrying *Griffell* y^e Reliçt of *Jn^o Wells* Late of *Gloucester* County, Informing this Court that *Edw^d Wells* father of the said *Jn^o* about Tenn yeares Since did Survey a P^{ce}ll of Land of ffifty nine Acres in that County, but neither the said *Edward* nor *John* Did seate plant or take Any Pattent out for the same

fame & the said *Clems* Petitioning that the Same may be Granted to him in the Right of his said Wife & *Sufanna* the only Child of the Said *John Wells*, This Court hath Granted the same *And Order'd* that if the Said Orphant dye before full Age then the Revercon to Come to the said *Griffell* & her heires in that thee Said *Clems* hath Saved the Land from . . . & pays all Charges of the Survey & Otherwise the Surveyor of that County is Accordingly *Order'd* to Survey the Same for *Clems*, p̄vided it p̄judiceth noe former hath Saved the Land from lapsing [lapsing] & pays all Charges of the Survey & Otherwise the Surveyor of that County is Accordingly *Order'd* to Survey the Same for *Clems*, p̄vided it p̄judiceth noe former Grant/

Harper vs Dromond Judgment is Granted M^r *Gabriell Harper* Against M^r *W^m Dromond* for Payment of One pound twelve Shilling & one penny wth Cofts being Cleared y^e said M^r *Harpers* Oath/

p̄sent

Co^{ll} *Swan* Co^{ll} *Beale*

Mead vs Sykes The Complaint of *Jn^o Mead* Against his Servant *Tho: Sykes* is Referred to the next County Court of *Warwick*, who are to Examine the Difference & to passe Judgment in the p̄mises/

Co^{ll} *Swann vs Grey* Upon the Request of Co^{ll} *Tho: Swann* It is *Order'd* that the former Order that past in a Difference betweene *ffray Gray* & the Said Co^{ll} *Tho: Swann* about Land be Renewed and that there be a new Jury Impannelled who are with the Surveyor of that Count to p̄ceed in Laying out the Said Land in Difference According to the Exprefs words of the Laft Genn^{ll} Courts Order & Returne their p̄ceedings to the Second day the next Genn^{ll} Court.

Co^{ll} *Cole* not Sitting in Judicature *Weir vs Jones* Whereas *Walter Weir* obtained Order Against M^r *Geo: Jones* in *Rappahanock* County Court for an Able man Servant from which the Said *Jones* Appealed to Laft *march* Court where the order of *Rappahanock* Court was Confirmed with Damages Accord- to Act. Butt vpon Request of the said *Jones* an Injunction in Equity was Granted vpon the order to this Court, where the said *Weir* makes Oath in Chancery that he never Sould the Land to any p̄son Whatsoever and for that it Appeares to the Court to be a very vexatious Sute, Continued by *Jones* to Defraud the Said *Weir* of his Just due. It is therefore *Order'd* that the Said *Jones* forthwith pay vnto the Said *weir* an Able man Servant & Two Thousand pounds of tobacco & Caske for his Expences & damages wth Cofts of Sute, being *Clarke & Sherriffs* fees/

Page vs York Com^{rs} It is *Order'd* that the County Court of *Yorke* pay vnto M^r *Jn^o Page* by way of Leavie vpon the whole County, what he fhall make Appeare is Due to him vpon his Oath if Required for the purchaseing of the Armes, According to an order of *yorke* County Court, wth twenty five p̄c^t & that they pay him for freight & other petty charges he hath Disburf^d wth Cofts, & the County Allow to Co^{ll} for what Armes he hath Caufed to be brought in, as above is allowed to M^r *page*.

Harper vs Drumond The Judgment that M^r *Gabriell Harper* Obtained Against M^r *W^m Dromond* is Confirm^d p̄vided y^e Said *Harper* make oath that M^r *Dromond* paid noe more for his Andirons then is Charged by Invoice & that the Account he Gives of the weight of y^e tobacco is Just

Sanford

*Sandford vs
Thorogood*

Judgment is Granted M^r *Sam^l Sandford* Against L^t Co^{ll} *Thorogood* for payment of Eleven hoggheads Amounting to five Thousand four hundred & thirty pounds of tobacco which Said Tobacco the Said L^t Co^{ll} *Thorogood* Converted to his Owne vse and alsoe Six Thousand One hundred twenty Six pounds of tobacco & Caske which was found due to the Said *Sandford* by the Report of Auditor^s wth Cofts Sute *als ex*.

Exit ēx Coꝝp

The 7th Day of *October* 1675

plent

GOVERNO^r Co^{ll} *Nath Bacon Hen: Corbyn Esq^r Tho: Ballard Esq^r Co^{ll} Phill Ludwell Dep^{ty} Secr Ja: Bray Esq^r L^t Co^{ll} W^m Cole*

*Beverly vs
Appleton*

Whereas Cap^t *Rob^t Beverly* Attorney of M^r *Tho: Southing* had a Writt Directed to the Sherriffe of *Westmoreland* County for the Arresting of Cap^t *Jn^o Appleton* which Said Writt was Returned to Late to this Court & by Reason the Sherriffe Liveth neere the troubles he is not fined & the Said Cap^t *Appleton* being vpon the Countries Service a Refference is therefore Granted to the 3^d Day of next Genn^l Court.

Linney vs fford

Whereas the Difference Betweene M^r *Jn^o fford P^t & Rich^d Linney* Defd^t about Accounts was Referred to M^r *Rich^d Littlepage* & M^r *Christ Robinson* to Examine & Audite the Accounts Betweene them, who Report to this Court that the Plaintiff is Debt^r to the Defendant vpon the ballance of Accounts three Thousand five hundred & two pounds of tobacco & Caske. *It is orderd* that the Report be Confirmed & Judgment Accordingly Granted the Defendant Against the Plaintiff for payment of the said Some wth Cofts, & *it is further Orderd* that the Said *Linney* Give Security to Cleere the said *fford* from a Debt which is Due to *Edw: Pettaway* from the said *Linney*, M^r *Sherwood* Enters himselfe Security for y^e p^{er}formance of the Same/

*Beverly to
Survey
Sherriffe vs
Clarke*

Cap^t *Rob^t Beverly* is *Orderd* vpon Peti^on to Survey & Lay out the Land of *Henry Corbyn Esq^r* & other of the Neighbourhood/

Whereas M^r *Gabriell Harper* yesterday Obtained Order Against the Sherriffe of *New Kent* County for payment of Two Thousand Seven hundred & two pounds of tobacco & Caske for the Non Appearance of *Charles Clarke* Attachment is therefore Granted y^e Sherriffe Against the Estate of the *Clarke* for payment of the said Some with Cofts, According to Act.

*Randall vs
Debman
Bishop p^r
Survey*

The Difference Depending Betweene *Jn^o Randall & W^m Debman* is Referred till the 3^d day of the Next Genn^l Court/

Vpon the Reasonable Peti^on of *Jn^o Bishop* *It is Orderd* that the Surveyo^r of y^e County in the p^{re}sence of the neighbourhood Survey his Land According to the Ancient bounds of his pattent that the true bounds of his Land may be knowne & Renewed/

*Cholwell vs
Prittiman*

The Difference Betweene M^r *Andrew Cholwell* & M^r *Prittiman* about Accounts is Referred till the third day of the next Gen^l Court, & *Orderd* that M^r *Prittiman* make Oath that the Goods his daughter had was vpon Creditt & that shee Desired the Same, & *It is the Opinion of this Court* that the funerall Charges ought not to be paid/

M^r

M^r *Corbyn* ab^t
Land

Whereas *Henry Corbyn* Esq^r makes Appeare by the Oath of *Hugh Williams* that the said Esq^r *Corbyn* had feated a Devident of Land in *Omen* & orde^d him to build a Quarter vpon the said Land which he did & M^r *Laurence Smith* forwarning the said Esq^r *Corbyn* to Plant on the said Land, who now Petiçons to this Court that the fame may not be taken vpp as waft Land which is Granted vnto y^e Said *Hen: Corbyn* Esq^r

[p^{sent}]

GOVERNO^r Co^{ll} *Bacon Hen Corbyn* Esq^r *Tho: Ballard* Esq^r Co^{ll} *Jo: Bridger* Co^{ll} *Phill Ludwell* Dep^{ty} Secr *Nath Bacon* Jun^r Esq^r *Ja: Bray* Esq^r L^t Co^{ll} *W^m Cole*

Ord^r vs

M^r *Bland*

Ord^r vs *Bland*

Co^{ll} *Ludwell* &

Co^{ll} *Bridger*

Not fitting

M^r *Gyles Bland* in Court Declares that he is not to Give an Account to the Hono^{ble} Governo^r of his Acçons nor his office/

M^r *Gyles Bland* being Demanded in Court to fhow Cause of the Scandalous Information which he Gave to y^e Hon^{ble} Com^{rs} of the Cuftome Houfe of the Hon^{ble} Co^{ll} *Phill Ludwell* & Co^{ll} *Jos: Bridger*, his Anfwer was that he it by Report/

p^{sent}

CO^{ll} *NATH BACON* Prefident *Hen: Corbyn* Esq^r *Tho: Ballard* Esq^r *Nath Bacon* Jun^r Esq^r *James Bray* Esq^r L^t Co^{ll} *W^m Cole*

Ord^r vs]

M^r *Bland*

Whereas M^r *Gyles Bland* hath very Lately, Highly & fallfely & mutinoufly Scandalized the R^t Hono^{ble} S^r *W^m Berkeley* Kn^t Governo^r & Cap^t Genn^{ll} of *Virginia* by a moft Scandalous Letter peñed by the said *Gyles Bland*, and Directed, fent, and Delivered to the R^t Hono^{ble} the Governo^r which Said Letter the R^t Hono^{ble} the Governo^r Caused to be Read in Court, or Such p^{rt} thereof as was and Appeared highly Scandalous & Mutinous to and Against his Honor, And the said *Gyles Bland* p^{rt}fitting in Open Court highly to Scandalize his Honor and being Severall times Asked & Demanded in Open Court how he would or could make out thofe High, falfe, Scandalous & Mutinous accufatons & affirmatons made, Sett downe, & pened Against the R^t Hono^{ble} the Governo^r in the Before Mentioned Letter, the Copy whereof he Declared in Court, to have fent for *England* vnto his Majefties Comiffioners of his Cuftomes He the Said *Gyles Bland* made (and Declared he could make) none other Anfwer or defence, than that he heard foe, or he was told Soe. And being further Demanded if he had none other Ground for his foe doeing he either would not or could not otherwaies Juftifie himfelfe. And the R^t Hono^{ble} the Governo^r arifing from his feate and fteping one Step below the Place of Judicature and Requireing & defireing of us his majefties Councello^{rs} of State in *Virginia*, Juft Satisfaçon and Vindication from and Against the said *Gyles Bland* for fuch his moft Scandalous falfe, & mutinous Reports, affertions, Behavio^{rs} & Departments towards him/

Wee doe therefore Vnanimoufly, confent, agree, & order that M^r *Gyles Bland* be forthwith Comitted into the Cuftody of the the High Sherriffe of *James City* County vntill he have given bond with Sufficent Security for his Good Behavio^r And that he be, and he is hereby Suspended from his Place of Collecto^r of his Majefties Cuftomes, and all other Places and offices in *Virginia*, vntill his Majefties Pleafure fhall be further Knowne/

p^{sent}

[Present]

SR W^m BERKELEY Kn^t Governo^r &c Co^{ll} Nath Bacon Nath Bacon Jun^r Ja: Bray
L^t Co^{ll} W^m Cole Esq^r

Order p
Collecto^rs
y^e penny p lb

The R^t Hono^{ble} the Governo^r and Councell takeing into their Serious Considera^{cion} & Care that his Majesties Customes may be truly Collected and Duely paid have Order'd & Doe hereby Order, That the Severall Collecto^rs of the two shilling p hoggshhead for the *Virginia* Impost in their Severall & Respective places Liberties, & p^{ar}ts, doe *And they are hereby Impowered duely truly & faithfully without Salary or Reward* to Collect his Ma^{ties} Customes which shall from hence forth Grow due, by Vertue of the Act of Parliament made in the twenty fifth yeare of his Ma^{ties} Raigne, Intituled *An Act for the Incouragement of the Greene Land trade* and the Severall other Acts Concerning Trade & Navigation And that for and in Order to their more faithfull p^{er}formance thereof: they be Severally Sworne by the R^t Hono^{ble} The Governo^r that they will & shall Soe doe And that they shall & doe forthwith Give Security for their due p^{er}formance of their Said office according to the true Intent & meaneing of the Said Acts of p^{ar}liament And the Instru^{cion}s of the Hono^{ble} his ma^{ties} Commis^{ion}ers of his Customes.

Ord^r vs Bland

It is Order'd that M^r Gyles Bland Give Sufficient Security to the Sherriffe of *James Citty* County for his Appeareance at the next Gen^{ll} Court to Anfwer what shall be o[b]jected Against him Either by Co^{ll} Jos: Bridger or Co^{ll} Phill Ludwell.

Mills vs
Macon

Refference is Granted in the Difference Betweene M^r Hen: Mills & M^r W^m W^m Macon till y^e 3^d day of next Genn^{ll} Court M^r Macon being Sick

The 8th day of *October* 1675

[Present]

GOVERNO^r Co^{ll} Bacon Co^{ll} Swann Co^{ll} Beale Hen: Corbyn Esq^r Co^{ll} Bridger
Tho: Ballard Esq^r Co^{ll} Ludwell Dep^{ty} Secr James Bray Esq^r L^t Co^{ll} W^m Cole

Halley vs
Thorpe

Refference Betweene Ja: Halley attorney of John Clerke Esq^r & M^r Otho Thorp & M^r Pendexter till the 3^d day of the next Genn^{ll} Court, where y^e Difference is to be tryed

Undertakers vs
Sherriffe

It is Order'd by this Court that the Severall High Sherriffes through out the County Give Good Security to the Severall Undertakers of the 50^{li} tobō p pole for payment of the Same According to Act of Affsembly & when the Said Sherriffs have Given in Security then the County Courts to be Discharged from the Same.

M^r Place
Vndertaker
Cha: Citty
Newsum vs
Hull

M^r Rowl^d place vndertaker of the fifty pound tobō p pole in the Place of Co^{ll} Winn in *Charles Citty* County.

ffarrell vs
Wynn

Judgment is Granted Cap^t Rich newsum Against L^t Co^{ll} John Hull for payment of fifty five pounds Sterling by bills of Exchange the Cofts is to be brought in y^e next Genn^{ll} Court.

The Difference Betweene Cap^t Hubert ffarrell as marrying the Daughter of Co^{ll} Drew & M^{rs} Wynn Executrix of Co^{ll} Wynn Deçd about Accounts is Refferred to L^t Co^{ll} Edw: Hill M^r James Minge M^r Tho: Blayton & M^r James Biffe or any three of them who are to

Examine

Examine the Reasonableness of Co^{ll} Wynns Accounts & Audite y^e Accounts betweene them & Report to next Genn^{ll} Court.

Indian vs
Dunn

It is Order^d that *Benj:* the Indian Returne to his Service & that *Cha: Dunn* his maister Appeare at Next Genn^{ll} Court to Answer the Said Indians Complaint.

Ord^r vs *Chick:*
Indians

It is Order^d that the Interpreter Geo to the Indians that Belongs to the Great *Munguy* & Charge them to Admitt the Said *Munguy* into the Same degree he vs^e to be in & Restore him his Estate & to tell them if they Deny the Same that the *Englilh* will take it Amisse the said *Munguy* being alwaies a faithful friend to the *Englilh*

Afternoone

THE Same Court

Hansford vs
Jh: Winflow

The Difference Betweene Mr *Tho: Hansford* & Mr *Jn^o Winflow* is Suspended till next Genn^{ll} Court Mr *Sherwood* Enters himselfe Security to pay what Damages the Said *Hansford* shall Recover of the Said *Winflow*.

The 9th Day of *October* 1675

present

GOVERNO^r Co^{ll} *Bacon Hen: Corbyn* Esq^r L^t Co^{ll} *W^m Cole* Esq^r.

Harlow vs
Whitby

Mr *Jn^o Harlow* Petitioning to this Court that Mr *W^m Whitby* Dec^d was Greatly Indebted to him and the Said *Whitbys* orp^t being neare of Age and feareing the Land of the Said *Whitby* will be sold on purpose to Debarr him from his Just dues. *It is therefore Order^d* that a *Caveat* be Entred that the Lands of the said *Whitby* may not be sold nor alienated by any Person whatsoever vntill the Orphant Comes of Age & the Said Mr *Harlowes* Sute be determined

present

Co^{ll} *Swann* Co^{ll} *Beale Tho: Ballard* Esq^r Co^{ll} *Bridger* Co^{ll} *Ludwell* Dep^{ty} Sec^r *Ja: Bray* Esq^r

Mathews vs
Hetherington

It is order^d that *Tho: Hetherington* pay vnto *James Mathews* One Thoufand pounds of tobacco & Caske which is to be in full of all Cofts & Charges Accrueing vppon a Difference Betweene the Said *Ja: Mathews* P^t & The Said *Tho: Hethering* Defd^t

Afternoone

THE Same Court Only Co^{ll} *Ludwell* Excepted

Ord^r vs
Susquã
Indians

It is Order^d by This Hono^{ble} Court that the *Susquahannah* Indians doe Still Continue in the possession of the Land they are now vpon, Untill the Right Hono^{ble} the Governo^r Shall ord^r to the Contrary and that Cap^t *W^m Bird* Goe vpp to the aforefaid Indians & Demand two Hostages of them & take Care that they are y^e Children of Great men & Betweene four & Eight years of Age.

Codogan

<i>Codogan vs Macon</i>	Co ^{ll} Jn ^o <i>Leare</i> Major <i>Tho: Milner</i> & M ^r <i>Barnaby Kerney</i> or any Two of them are Appointed to Audite the Accounts Betweene M ^r <i>W^m Codogan</i> & M ^r <i>W^m Macon</i> & make Report to y ^e 3 ^d day next Genn ^{ll} Court/
<i>Royall vs Taylor</i>	<i>Hen Royall</i> hath Judgment Against the Sherriffe of <i>Charles Citty</i> for what is made Appeare <i>July</i> next Court, for the Non-appeareance of <i>Jermiah Taylor</i> in Cafe the Sherriffe Cause not y ^e said <i>Taylor</i> to Appeare next Court/
<i>Rawlins Acquitted</i>	Jn ^o <i>Rawlins</i> being Accufed for murthering of an Indian woman by the Grand Jury found <i>Ignoramus</i> , he was therefore Acquitted by þelamaçon
<i>Thraffer Acquitted</i>	<i>Elinor Thraffer</i> being Indited for murthering <i>Taylor</i> was found not Guilty, she was therefore Acquitted by þelamaçon
<i>Gray vs Emry</i>	<i>Edw^d Gray</i> is Order'd to be paid by <i>Chas: Emry</i> for two Days Attendance at Towne being Sumoned in a Difference Between the said <i>Emry</i> & M ^r <i>Malachy Thurston</i> as Attorney of M ^r <i>Edw^d Thurston</i>
Councello ^{rs}	Cap ^t <i>Ralph Wormely</i> M ^r <i>Row^d Place</i> & M ^r <i>Tho: Bowler</i> are Appointed Councello ^{rs}
Sworne	M ^r <i>Rowland Place</i> & M ^r <i>Tho: Bowler</i> are Sworne Councello ^{rs} /

The 11th Day of October 1675

þlent

GOVERNO^r Co^{ll} *Swann* Co^{ll} *Beale* Hen: *Corbyn* Esq^r *Tho: Ballard* Esq^r Co^{ll} *Bridger* Co^{ll} *Ludwell* dep^{ty} fecer *Ja: Bray* Esq^r L^t Co^{ll} *Cole* *Tho: Bowler* Esq^r *Rowland Place* Esq^r

*Pleasants vs
Minge*

Judgment is Granted M^r Jn^o *Pleasants* as Attorney of Against M^r *James Minge* for payment of Eleven Thousand five hundred pounds of tobacco & Caske wth Cofts, Butt *Whereas* the Said M^r *Minge* bought a Plantaçon for y^e Said tobb, the Said M^r *Pleasants* doe Leave it to y^e Said M^r *Minge* Choice Either to pay the tobacco or Reassigne & Deliver the Said Plantaçon, and the f^d *Pleasants* to pay him what shall be Adjudged by M^r *Tho: Blayton*, M^r *Nic^o Wyatt*, M^r *Tho: Hunt*, & M^r *James Bisse*, for what Charge the said M^r *Minge* hath been at for Building vpon the f^d Plantaçon, the above said Gentlemen to meete Betwixt this & y^e 10th day of *November* next

Bird vs Holmes

In the Difference Betweene *Robert Bird* as marrying the Relict of M^r *Tho Holmes*, P^{lt} & *Rob^t Holmes* Def^t vpon an Appeale from *New Kent* County Court being fully heard, *It is Order'd* that the Order of *New Kent* Court be made void, and that the Said *Holmes* pay Vsual Cofts, M^r *Bird* in Court freely Gives the Cofts to the said *Holmes*

*Cholwell vs
Curle*

Refference Betweene *Andrew Cholwell* & *Thomas Curle* till y^e 4th day of the next Genn^{ll} Court vpon Request of *Curle*/

*Emry vs
Thurston*

Judgment is Granted *Cha: Emry* as marrying *frances Loueing* Against the Estate of M^r *Edw^d Thurston* for payment of fourteene pounds Tenn Shillings *Sterl* wth Cofts

Afternoone

þlent

GOVERNO^r Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* Hen: *Corbyn* Co^{ll} *Bridger* *Ja: Bray* L^t Co^{ll} *Cole* *Row^d Place* *Tho: Bowler* Esq^{rs}

Morgan

- Morgan vs Warner* Mr *Francis Morgan* hath Order Against the Sherriffe of Lower *Norfolk* County for the Nonappearance of Cap^t *Jn^o Warner* for what shall be made Appeare Justly due next Court in Cafe the said Sherriffe Cause not the Said *Warner* then to Appeare
Tho: Ballard Esq^r
- Thurston vs Emry* Mr *Malachy Thruston* hath Nonfuite Against *Cha: Emry* noe Cause of ac^on Appeareing, *It is Therefore Order'd* that the said *Emry* pay Damages According to Act to the Said Mr *Thruston* wth Cofts Court, *als ex.*
- Emry vs Thruston* Cap^t *Peyton* Mr *Pleasants* Mr *Pleasants* & Mr *Rogers* are Appointed to Audite the Accounts Betweene *Cha: Emry* & Mr *Malac Thurston* Attorney of Mr *Edw^d Thurston* & Report to morrow Morning
- Bowler vs Meeres* Judgment is Granted *Thomas Bowler Esq^r* Against *Rob^t Meeres* for payment of Nineteene hundred Sixty five pounds tobacco & Caske & two pounds, nineteene Shilling, wth Cofts the said *Meeres* Just Difcompts to be deducted.
- Reeves vs Smith* Refference Betweene *Henry Reeves* & *Rich^d Smith* till the 3^d day of the Next Genn^l Court, where the Said *Smith* is personally to Appeare
- Dale vs Taberer* The Difference Betweene *Peter dale* & Mr *Tho: Taberer* is Referred till the 3^d day of the next Genn^l Court, vpon the Request of the said *Taberer*
- Griffin vs Robinson* Refference Betweene *Leroy Griffin* & *Rich^d Robinson* till y^e 3^d Day of next Genn^l Court.

The 12th Day of October 1675

present

GOVERNO^r Co^{ll} *Tho Swann* Co^{ll} *Nath Bacon* Hen: *Corbyn Esq^r* *Tho: Ballard Esq^r*
Co^{ll} *Jos: Bridger* Ja: *Bray Esq^r* L^t Co^{ll} *W^m Cole Esq^r* *Rowland Place Esq^r*

- Thurston vs Emry* Whereas the Difference Betweene *Cha: Emry* P^l as marrying *frances Loveing* & Mr *Mala^c Thurston* Defd^t as Attorney of Mr *Edw^d Thurston* about Accounts was Referred to Auditor^s who made Report their is tobacco due to the Defd^t Nonfuite is Granted the said Mr *Thurston* Against the Said *Emry* Noe Cause of Ac^on Appeareing, *It is Therefore Order'd* that the said *Emry* Pay vnto the said Mr *Thruston* Dam^{es} According to Act^s, wth Cofts Sute *als ex*
Tho: Bowler Esq^r
- Shukburgh vs Smith* The Difference Betweene *John Shukburgh* & Major *Lawrence Smith* about Accounts, is Referred to Co^{ll} *Willis* L^t Co^{ll} *Augustin Warner* L^t Co^{ll} *Jn^o Smith*, & Major *Rob^t Bristow* or any three of them to Audite the Accounts Betweene them, and the Said *Shukburgh* is to Deliver vnto the above Said Gentlemen Vpon his Oath According to the best of his Knowledge, all Accounts Letters bonds & what other Papers he hath that doth any ways Relate to the said Difference and that the Said Major *Smith* Render A Just Account vpon his Oath what the Tobacco Really Coft him, and that the Whole Difference & matters Betwixt them be stated & Report made to the next Genn^l Court
- Lawrence vs Spencer* Mr *Rich Lawrence* Nonfuites *Alex: Spencer* noe Cause of Ac^on Ap^{pe}eing *It is therefore Order'd* that he pay damages According to Act wth Cofts

- Yarrow vs Liggon* Refference Betweene *James Yarrow & Co^{ll} Tho: Liggon* till y^e 3^d day of next Genn^{ll} Court
- Weekes vs Spencer* It is Order'd that *Alexd^r Spencer* pay vnto *Steph Weekes* one hundred pounds of tobacco for his Charges wth Cofts
- Diggs vs Walker* The Difference Betweene M^{rs} *Eliz: Diggs* Extrix: of *Edw^d Diggs* Esq^r Deçed & Major *Tho: Walker* is Refferred till the 3^d day third day of the next Genn^{ll} Court vpon the Request of Major *Walker*
- Rogers vs Jenkins* The Difference Betweene *Jn^o Rogers & Nath Jenkins* is Refferred to the next County Court of *Gloucester*, to Examine the Difference and Paffe Judgment Accordingly
- Ramsfey vs Morfe* Whereas *David Morfe* did Scandalize abuse & Defame the wife of L^t Co^{ll} *Edw^d Ramsfey* as alsoe the Said *Edward*, for which the said L^t Co^{ll} *Edw^d Ramsfey* Sued the Said *Morfe* to this Court, where it Appeareing the Scandall was of a very high nature, It is therefore Order'd that the Said *Morfe* pay vnto the Said L^t Co^{ll} *Ramsfey* two thousand pounds of tobacco & Caske & that he pay all Cofts & y^e Attorneys fee and that he make publiq Acknowlidgm^t vnto M^{rs} *Ramsfey* in the ¶ish Church where she Liveth

Afternoone

¶sent

GOVERNO^r Co^{ll} *Bacon Hen Corbyn Tho: Ballard* Co^{ll} *Jos: Bridger* Co^{ll} *Ludwell* dep^{ty} Sec^r *Ja: Bray* L^t Co^{ll} *Cole Row^d Place Tho: Bowler* Esq^{rs}

- Collier vs Halley* Vpon the Petiçon of L^t Co^{ll} *W^m Collier*, It is Order'd that no Execuçon doe Issue vpon a Judgment formerly Obteyned In this Court by *Jas: Halley* as Attorney of *Stuckey* Against the Said L^t Co^{ll} *Collier* in three months time now next Comeing
- Ward Banished Tho: Ballard Esq Ja: Bray Esq & Co^{ll} Cole* decenting *Evan Ward* being Indited for murthering of *Jn^o Button* was brought in by the Grand Jury *billa vera*, then a Jury of Life & death was Impannelled, who brought in their Verd^t Guilty, Butt before Sentence of death past, ¶t of the Councell being Dissatisfied wth the Jury Vir^d by Reason of the Varioufness of the Evidence & for that the Corps were never found, Have thought fitt & doe Order that the Said *Evan Ward* be Banished out of this Country & never to Returne
- Hurft vs Warner* Judgment is Granted to *Jn^o Hurft* as marrying the Executrix of L^t Co^{ll} *W^m Alford* for payment of one Thousand pounds of tobacco & Caske Against Cap^t *Jn^o Warner*, with Cofts, which is in full of a mare
- Sware Collector^s* S^r *Hen Chicheley* Kn^t is Desired by this Court to Sware the Collector^s to the Northward According to the Oath taken by *Hen: Corbyn* Esq and the Rest of the Collector^s
- Ord^r ab^t ¶visions* It is Order'd by This Hono^{ble} Court, that Noe shipp nor any Other vessell Whatsoever doe Carry out of this Country noe more ¶visions then shall be Necessary or Sufficient for the Shipps vse, vntill the Adjourneing of the next Affembly, Except those vessels which are already Entred And the Severall Collector^s are Charged Dilligently to ferch all Shipps & Vessells
- Walker* Acquitted *Rob^t Walker* being Indited for murthering of *Mary Vickins* was by the Petty Jury found Homicide ¶ misadventure, he was therefore Acquitted by ¶clamaçon

Dowglace

Dowglace Burnt
in y^e hand

Jn^o Dowglace Indited for murthering of *Jn^o Taylor* was found by the Petty Jury to be Manflaughter, for which fact he was burnt in the Hand

Washington
Burnt in y^e hand

Edw^d Washington Indited for murthering of *Will^m Norcott* was found by the Petty Jury to be Manflaughter, for which fact he was Burnt in the hand

Ord^r ab^t
Powder

Whereas there are Sixteene Barrells of Powder in *Yorke* River which was Sent in for the Countries Vfe, *It is therefore Order'd* that it be Difposed of to the Severall Affociations, & that the Purchafer be payd out of the Impoft Money of 8^s 7^d h^{bd} & that the Charge for Bringing the Said Powder from *Rappahannock* River to *Yorke* River be alfoe Satisfied

The Court Adjourned to the first day of the Meeting of the next Affembly where all Caufes Vndetermined this Court are to be tryed

Telt

Hen: Hartwell Cl Con

At a Meeting At *James Citty* the 7th *ffebry* 1675/6

[present]

GOVERNO^R Co^{ll} *Bacon* Co^{ll} *Beale* Co^{ll} *Swann* Co^{ll} *Bridger* L^t Co^{ll} *Cole* Esq^r

M^r *Ballards*
Serv^{ts} Adj^d

Tho: Ballard Esq^r this day haveing brought *James Prichard*
Jeremy Geo: & Tho: Prichard Servants bought by him this Ship-
ping out of *Tho: Granthams* Shipp to have there Ages Adjudged of,
It is the Opinion of the R^t Hono^{ble} the Governo^r & Councell that
the Said three Servants Each of them are fourteene yeares of Age,
& to Serve According to Act

At a Genn^{ll} Court held at *James Citty* the 4th day of [*March*]
1675/6

present

SR WILL^M BERKELEY Kn^t Governo^r &c S^r Henry Chicheley Kn^t Co^{ll} Nath Bacon
Tho: Ballard Esq^r Co^{ll} Phill Ludwell Dep^{ty} Se^cr Ja: Bray Esq^r L^t Co^{ll} W^m Cole

Netherland p^l
Land *Robert Netherland* hath Order for four hundred & Ninety Acres of Land in *Charles Citty* County formerly Granted to Co^{ll} *Tho: Drew* and for want of Seateing by him Deferted, Ent Rights According to Custome

Kendall p^l
Land Co^{ll} W^m *Kendall* hath Order for one hundred Acres of Land in *Northampton* County formerly Granted to *Phi^{ll} ffisher* & by him Lapsed for want of Seateing Ent Rights According to Custome

Anderfon p^l
L^d W^m *Anderfon* hath Order for fouer hundred & fifty Acres of Land in *Accomack* formerly Granted to *Ambrose White* & by him Deferted Ent Rights According to Custome

Bowsee p^l L^d *John Bowsee* hath Seven yeares Liberty for the Seating of his Land in *Rappahanock*

Johnfon p^l
Land *John Johnfon* hath Order to take vpp & pattennt what waft land lies Betweene the fwamps of *Arrocaco* & *Taritian* in the County of *New Kent* he finding Rights for the fame

Smith p^l L^d Major *Laurence Smith* hath seven yeares Liberty Granted him for the Seateing of 4600 Acres of Land formerly Granted to him, Lyeing in *New Kent* County

The 8th *March* 1675/6

THE Same Court only Co^{ll} *Tho: Swann* Added

Bacon vs Taylor Refference Continued Betweene Co^{ll} *Nath Bacon* and *Taylor Taylor* not Appeareing And It is Orderd that if he doe not Appeare the frst day of Next Genn^{ll} Court, then Judgm^t to passe for his default

Hancock White Vpon Peti^on of *Tho: Hancock* It is Orderd that he Secure Soe much of the Eftate of *John White* as is in his poffeffion till next County Court held at *New Kent*, who are difpofe of y^e Same According to Law

Young vs Renett Refference Continued Betweene *Vincent Young* & *Jonas Renett* till y^e third day Next Genn^{ll} Court

Hansford vs Winslow Refference Continued Betweene *Tho: Handsford* & *John Winslow* is ftill Continued, And it is Orderd that the Eftate of the faid *Winslow* which was Attached by *Hansford* doe Remaine in the fherriffs Poffeffion vnleffe *Winslow* give Security

Viccars Land Vpon Peti^on of M^r *Tho: Viccars* It is Orderd that he have Seven yeares time Granted him for the feating 1280 Acres of Land in *Rappahanock* River

Smith Land Vpon Peti^on of L^t Co^{ll} *John Smith* Major Jⁿ^o *Lewis* Cap^t *Phill Lightfoote* M^r *Tho: Royfton* & M^r *John Buckner*, It is Orderd that they have Seven yeares time Granted them for the Seating of 10000 Acres of Land in *New Kent* County

Afternoone

Afternoone

THE Same Court Continued (only M^r Bray)

Hone vs Wyatt

Judgment is Granted Major *Tho: Hone* Against Major *W^m Wyatt* (as Assigne of Co^{ll} *Rob^t Wynn* for payment of Two Thousand pounds of tobacco and Caske wth Cofts Sute noe Ececuōn till the last Day of *November* Next

Co^{ll} *Beale*
Duncomb vs
Collier

In the Difference Betweene *Johana Duncomb* & L^t Co^{ll} *Collier* Vpon Appeale from *New Kent* County Court being Examined *It is Ordered* that the Order of *New Kent* be made void And that the said L^t Co^{ll} *Collier* pay vnto the said *Johana Duncomb* fower Thousand pounds of Tobacco & Caske being due for Rent wth Cofts Sute, Noe Accounts nor bills is to be Allowed & Discompted but what were Assigned to the Said *Collier* before the date of the Lease/

Jfarrell Fine
Rem^d

Vpon Petiōn of Cap^t *Hubert Jfarrell* for the Remitting of a fine Layd on him by an Order of this Court, *It is Orderd* that the Said fine be taken off.

Anderfon vs
Boates

W^m Anderfon hath nonSuite Against M^{rs} *Ann Boates* the Declaraōn not being duely Entred, *It is orderd* that the Said M^{rs} *Boates* pay vnto the Said *W^m Anderfon* Damages According to Act wth Cofts Sute *als ex.*

The Ninth of *March* 1675/6

[p^{re}sent]

GOVERNO^r &c S^r *Hen: Chicheley* Kn^t Co^{ll} *Tho: Swann* Co^{ll} *Tho: Beale* *Tho: Ballard* Esq^r Co^{ll} *Jas: Bridger* Co^{ll} *Phill Ludwell* Dep^{ty} Sec^r *Ja: Bray* Esq^r L^t Co^{ll} *W^m Cole* *Tho: Bowler* Esq^r

Mitchell vs
Dromond

M^r *Ralph Wormely* Sworne Councello^r

W^m Mitchell Servant to M^r *W^m Dromond* Petiōning to the Court for his freedome & p^{ro}ducing an office Indenture which being Thoroughly Examined and M^{rs} *Watson* declareing in Court that she kept the Indenture about three yeares *It is Orderd* that the Said *Mitchell* be free and that M^r *Dromond* pay him Corne & Clothing According to the Custome of the Country.

Lee vs
Sherwood

Geo: Lee Sueing M^r *Sherwood* as Attorney of Cap^t *Edw^d Gosling* for an Account of three hoggfheads of Tobacco Shipped on board the said Cap^t *Goslings* Shipp for *holland*. *It is Orderd* that the Said M^r *Sherwood* keepe of the Said Cap^t *Goslings* Estate in his hands to the value of ffifteene pounds *Sterling* for the Satisfaōn of the Said *Geo: Lee* his claime with damages and Cofts vntill next Court.

Bews will
p^{ro}ved

M^r *Jeffery Bew* his will p^{ro}ved in Court by the oaths of *Math Slader* and *Nico Smith* & by the deposition of *W^m Starkey* and a p^{ro}bate Granted to *Regnalt Bew* the Executo^r And *it is orderd* that the Said *Bews* Estate doe Remaine as it now is Vntill *Math Slader* Give Good & sufficient Security to *Gloucester* County Court Such as they shall approve off, for the due p^{er}formance of the Said Will of the Said *Bew* and then he to be possesed thereof and the County Court is to Enquire into the Said *Sladers* managem^t of the

the

the Said Eftate and vpon the faid *Sladers* Ill managem^t of the fame to A^ct and doe as they fhall thinke fitt and if the Said *Math Slader* Shall not within two Succeeding *Gloucefter* Courts Give Such Security as they Shall Like of. then the Widdow to be Invefted thereof She Giving Security According to Law

Clayborne vs Rich^d The Difference betweene Co^{ll} *W^m Clayborne* and *W^m Richards* is by the Requeft of *Richards* Referred to y^e 2^d day of Next Genn^{ll} Court.

& Covinton Refference betweene Co^{ll} *W^m Clayborne* and *Covinton & Howarton* till y^e 2^d Day next Court

Hull vs Regart Refference Betweene Co^{ll} *Hull* and *W^m Regart* till y^e firft day next Court

Hawley Refference betweene Co^{ll} *Hull* and *Edw^d Hawley* till y^e firft day next Court.

Webb Refference Betweene Co^{ll} *Hull* and *W^m Webb* till y^e firft day next Court

Afternoone

[p^{re}sent]

GOVERNO^r Co^{ll} *Swann* Co^{ll} *Beale* Tho: *Ballard* Efq Co^{ll} *Ludwell* dep^{ty} Sec^r
Ja: *Bray* Efq^r Tho: *Bowler* Efq^r

Booker Huckle Cap^t *Richard Booker* is Impowered by this Court to take into his poffeffion and Care all & Singular the Eftate of M^r *W^m Huckle* deced (more Efppecially his Servant) and the Same to Secure till y^e next Genn^{ll} Court where if M^r *W^m Sherwood* doe not make Appeare A noncupative will of the Said M^r *Huckles* (which he now p^{re}tends there is) Then Adminiftra^on is to be granted to the faid Cap^t *Booker* on the Said M^r *Huckles* Eftate.

Thorogood vs Sandford Whereas M^r *Sam^{ll} Sandford* Obteyned Judgment in this Court in O^{ct}ober laft ag^t L^r Co^{ll} *Adam Thorogood* for a Certain Some of Tobacco vpon which Said Judgment an Execu^on Iffued Againft the body of the faid *Thorogood* who declares vpon his Oath that he had not p^{re}sent tobacco to Satisfie the Said Judgment but tenders other Goods According to Law for the Redemption of his faid body from the faid Execu^on Amongft which were a p^{ar}cell of Horfes & Mares which *John Sandford* (brother & Attorney of *Sam^{ll} Sandford*) did Accept of and tooke by Appraizement to the value of the faid Debt, and did voluntarily give order to the fherriffe to give vpp the faid Execu^on & himfelf gave a Receipt in full on the back of it, as Appeares to this Court by Confeffion of the faid *Sandford* And Whereas the faid *Sam^{ll} Sandford* hath now Sued the Said L^r Co^{ll} *Adam Thorogood* to this Court for Damages vpon p^{re}tence that by y^e Said *Thorogoods* Declareing on his Oath that he had not tobacco, he was forced to take thofe Goods offered to his great damage which this Court haveing fully heard and well Weighed are of Opinion (*Nemine Contra dicente*) that the takeing the faid Horfes and Mares According to the Appraizement and Giving Difcharge on the back of the Execu^on were not forced but Voluntarie Ac^ons by the faid *Sandford* and that there Appeares noe Cause of Ac^on and hath Accordingly Granted Nonfuite to the faid L^r Co^{ll} *Thorogood*. It is therefore Order^d that the faid *Sandford* pay damages According to A^ct with Cofts Sute

From

From which Order the said *Sam^{ll} Sandford* Appeals to this present Assembly Mr *Tho: Tilly* Enters himself security for Mr *Sandford* to p̄secute & Cap^t *Rob^t Bray* Security for L^t Co^{ll} *Thoro-good* to Answer/

The 10th day of *March* 1675/6

[present]

GOVERNO^r S^r *Hen: Chicheley* Kn^t Co^{ll} *Swann* Co^{ll} *Beale* Tho: *Ballard* Esq^r Cc^{ll} *Bridger* Co^{ll} *Ludwell* Dep^{ty} Se^{c̄r} L^t Co^{ll} *W^m Cole* Tho: *Bowler* Esq^r *Ralph Wormeley* Esq^r

Hodge vs Whittinton Attachm^t is Granted *Rob^t Hodge* Against the Estate of Mr *W^m Whittington* (he being Returned *non Est Inventus* by y^e fherriffe) for w^t Appears Justly due next Court, where y^e Attachment is to be Returned for Judgment

Wadding Haybeard Rerference betweene Mr *Ja: Wadding* & Major *Rich Haybeard* till y^e 3^d day next Court

Cap^t *Rob^t Beverly* is Impowered to officiate as the Kings Attorney Genn^{ll} this present Court

Roane p̄ Land *Charles Roane* hath Order for Six hundred acres of Land in *Gloucester* County form^{ly} Granted to Major *Rich Lee* & by him Laped for want of Seating Ent Rights According to Custome, Cap^t *Rob^t Beverly* doth on the said Major *Lees* behalfe afirme that y^e land is not Laped, and Enters Caveat.

Barnard vs Horton Whereas at the last Gen^{ll} Court there was an Order past for the Surveying and Laying out the land in Difference betweene Mr *Richard Barnard* and Mr *W^m Horton* and by Reason of these dangerous times it Could not be Executed *It is Order^d* that the former Order be still Continued & Renewed and that the p̄ceedings be Returned to y^e 1^d day next Genn^{ll} Court

Hill vs Good The Difference betweene *Tho: Hill* and *John Good* is by the Consent of both p̄ties Referred to the Determination of *Rowland Place* Esq^r

Page vs Watkins Rerference Betweene Mr *Jn^o Page* as Atto: of _____ and y^e Ext^{rs} of Mr *Watkins* to y^e 1^d day of next Genn^{ll} Court/

Sherwood vs Sherriffe Mr *W^m Sherwood* Assigne of *John Hurd* hath Order Granted Against the Sherriffe of *Middlesex* County for y^e Nonappearance of Mr *Xper Robinson* for what Appears Justly due Next Genn^{ll} Court, in Case the said Mr *Robinson* doth not then Appeare

Harrison vs Celey Mr *Barnaby Kerney* Mr *Allen* & Mr *Reade* are Appointed to Audite the Accounts betweene M^{rs} *Abigall Harrison* as Extrix of *Jn^o Harrison* De^{ced} & Mr *Tho: Celey* & Report to the Afternoone

Afternoone

[present]

GOVERNO^r &c S^r *Hen: Chicheley* Kn^t Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* Co^{ll} *Bridger* Co^{ll} *Phi^{ll}* *Ludwell* dep^{ty} Se^{c̄r} *Rowl^d Place* Esq^r *Ralph Wormeley* Esq^r Tho: *Bowler* Esq^r

Bridger vs Bartlett Co^{ll} *Jos: Bridger* Collecto^r and on the behalf of his Ma^{tye} Sueing *Walter Bartlett* vpon a bond for One Thousand pounds *Sterl*, wherein he was Joyntly and Severally bound with one *Ben: Bale* mafter of the Ketch *Tryall* from *Bofton* in *New England* for his Obfervance of the Laws & Customes of *England* and this Country, And

And it Appearing that the Said *Bale* is deported this Country without Cleering, Judgment is therefore Granted against the said *Walter Bartlett* for payment of the said One Thousand pounds *Sterl* According to the bond wth Cofts, but noe Execucon to Issue till this time Twelve month/

Ord^r ag^t
New Engl^d
Veffells

Whereas it Appears to this Court that one *Ben Bale* mafter of a Ketch from *Boston* in *New England* hath Contrary to the Laws & Customes of *England* & this Country departed the Country without Clearing *It is therefore Orderd by this Court* that for y^e future y^e Severall Collecto^{rs} doe Imediately vpon the Arrivall of any vessell from *New England* (in these sev^l p^oinc^ts take Care to Secure the said vessells vntill they Give Good & Suffieient Security to p^oform the Laws of *England* and of this Country/

Exit S^r Harry
Co^{ll} Bridger
Co^{ll} Cole Esq^r
Wormely
Shuckburgh vs
Laurence

Whereas the Difference betweene *Jn^o Shuckburgh P^l* and Major *La^r Smith* Defd^t about Accounts was the Laft Genn^l Court Referred to Co^{ll} *ffrancis Willis L^t* Co^{ll} *Augustine Warner* and Maj^r *Rob^t Bristoll* to Examine the whole Difference & matters betweene them who doe make Report to this Court vnder their hands that there is due vnto the P^l from the defd^t thirty two pounds Tenn shillings & three pence *sterling*. *It is Orderd by this Court* that the said Report be Confirmed, And Judgment is Accordingly Granted to the said *John Shuckburgh* Against the said *Laurence Smith* for payment of y^e said Some wth Cofts Sute/

Jones vs
Hawkins

Whereas the Difference betweene *Geo: Jones* and *Haslewood P^l*s and Cap^t *Thomas Hawkins* defd^t about *Lucas* his land was Referred by *Rapp^s* Court to this and the said *Jones* and *Haslewood* not haveing petitioned Against the said *Hawkins* in any forme The Cause is therefore Dismist and *Jones Orderd* to pay damages According to Law to y^e said Cap^t *Hawkins* wth Cofts Sute/

The 11th of March 1675/6

present

GOVERNO^r &c Co^{ll} *Bacon* Co^{ll} *Beale* Tho: *Ballard* Esq^r Co^{ll} *Phill Ludwell* Dep^{ty}
Se^cr Ja: *Bray* Esq^r *Rowl^d* *Place* Esq^r L^t Co^{ll} *W^m Cole*

M^r *ffra: Kirkmans* will p^oved in Court by the oath of Cap^t *Tho: Pate* and a p^obate is Granted to *Sarah* the Executrix and y^e Will *Orderd* to be Recorded/

The Hono^{ble} Governo^r faying to M^r *Bland* in Court that he is and shall be Suspended from his office of Collecto^r the said M^r *Bland* Replied he would not take notice of any Suspention but would Act in his office Notwithstanding

Bridger vs
Bland

Whereas the Laft Court M^r *Giles Bland* was Required to p^osente and p^ove his Affertions Against Co^{ll} *Jo: Bridger*, sett downe in a Letter to the Hono^{ble} Commiffioners of the Custome house in *England*. It now Appears that the said M^r *Bland* hath Injustly Charged the said Co^{ll} *Bridger*. *It is Orderd* y^t y^e Sute be dismist wth Cofts/

Harrison

*Harrifon vs
Cely*

Whereas the Difference betweene Mr^s *Abigall Harrifon* P^{te} and Mr *John Cely* defd^t about Accounts was Referred to Mr *Barn: Kerney* & Mr *Arth Allen* to Audite the Accounts betweene them who Returne their Report to this Court that the P^{te} is debt^r to the Defd^t Sixteene hundred fifty seven pounds of tobacco and Caske the Sute is therefore difmift/

*Minge vs
Bowler*

Whereas the laft *James Citty* County Court Mr *Ja: Minge* Obteyned An Attachm^t Against the Estate of *Tho: Bowler* Esq^r and the Sherriffe haveing Attached Severall hoggfheads of Tobacco *It is Orderd* that the Tobacco be . . . Giving security According to Law for the Anfwering the said Mr *Minge* at next *James Citty* County Court.

Bland vs Bland

The Difference betweene Mr^s *Bland* & Mr *Giles Bland* is Referred till *Saturday* next/

The 13th March 1675/6

[p^{te}sent]

GOVERNO^r &c Sr *Hen: Chicheley* Kn^t Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* *Tho: Ballard* Esq^r Co^{ll} *Phill Ludwell* Dep^{ty} Se^{cr} *Ja: Bray* Esq^r L^t Co^{ll} *W^m Cole*

*ffulcher vs
Bland*

Cap^t *Tho: ffulcher* hath Order Against Mr *Gyles Bland* to be paid for five days Attendance at Towne & for two days Comeing & two days Goeing According to Act of Affsembly/

*Kerney vs
Bland*

Mr *Barn: Kerney* hath order Against Mr *Giles Bland* to be paid for five days Attendance at Towne & for two days & for two days Comeing and Goeing According to Act of Affsembly/

*Crimes vs
Walkelate*

Mr *W^m Crimes* Complaineing to this Court Against Mr *Jos: Ingram* Mr *W^m Walkelate* & Mr *Gregory Walkelate* for forceably Compelling from him a bond of twenty pounds *sterl* & for forceably takeing from him one Gunnie & Nine fhillings Six pence and alfoe for beateing Affaulting & Scandalizing him y^e said *Crimes* which being throughly Examined *This Court doth order* that the said *Crimes* bond be forthwith Delivered vp in Court & Cancelled & what money was taken away from him to be delivered in Open Court and that the said Mr *W^m Walkelate* & Mr *Gregory Walkelate* Ask the said *Crimes* forgivenessse & pay vnto the said *Crimes* all Cofts

*Mathews vs
Saffin*

Nonfuite is Granted Mr *Tho: Mathews* Against *John Saffin* the Declaraçon not being duly Entred wth damages According to Act wth Cofts Sute/

*Mathews vs
Saffin*

It is Orderd by this Court that all further p^{ro}ceedings be Suspended vpon a Judgment w^{ch} Mr *Tho: Mathews* Obteyned Against Mr *John Saffin* till next Gen^{ll} Court/

Pannell p^{ro} L^t

Vpon Petiçon of *Tho: Pannell* *It is Orderd* that he have Seven yeares Liberty for y^e feateing of two p^{ar}cells of Land in *Rappahanock*

Afternoone

[p^{te}sent]

GOVERNO^r &c. Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* *Tho: Ballard* Esq^r Co^{ll} *Bridger* L^t Co^{ll} *W^m Cole* *Ralph Wormely*

- Newell vs Waters* In the Difference betweene Mr *Rich^d Littlepage* Attorney of the Adm^s of *Jonã Newell* Deçd and Mr *Jn^o Waters* vpon an Appeale from *New Kent* County Court and by Reafon the faid *Waters* doth not Appeare to Answer the faid *Littlepage*, *It is therefore Order'd* that the Order of *New Kent* be made void, And Judgment is Accordingly Granted Against the faid *Waters* for payment of fifteene hundred & sixty pounds of tobacco & Caske wth Cofts/
- Macon vs Milles* In the Difference Betweene Mr *W^m Macon* P^l and Mr *Hen: Miles* defd^t vpon an App^{le} from *Nanzemond* County Court being fully heard, *It is Order'd* by *this Court* that the Order of *Nanzemond* County Court be Confirmed & y^e P^l to pay damages to the Defd^t as in Cafe of Appl^s wth Cofts/
- Ord^r ag^t *Bigg* Whereas *John Bigg* was Sumon^d to *Lower Norfolk* County Court, as an Evidence to y^e Will of Mr *Porter* where the faid *Bigg* Refuseing to give Evidence vpon Oath for y^e p^{ro}veing y^e faid Will wherevpon the Court Order'd that the faid *Bigg* should be Comitted to prifon, *This Court have thought fitt and doe Order* y^t y^e Said *Jn^o Bigg* doe Remaine in prifon vntill he give in his Evidence Vpon his Oath to the faid Will, and that the p^{ro}bate Granted at *Lower Norfolk* Court be Allowed security being Given to that According to Law/
- Mills vs Macon* The whole Differrence of Accounts and all other matters & Cofts of Sute betweene Mr *Hen: Milles* P^l & Mr *W^m Macon* Defd^t is Referred to L^t Co^{ll} *Jn^o Lear* Major *Tho Milner* & Mr *Barn: Kerney* to Examine the Same and their Refult to be a finall determinaçon which is to be done on y^e laft of *may* next or any time betwixt this and then/
- Ord^r vs *Bowzee* Negro Tony *Bowzee* Negro late Serv^t to Major *Genn^l Bennett* Deçd Petiçoning to this Court for his freedom, and p^{ro}duceing a note vnder his faid Mafters hand wherein it Appeareing that he is to pay 800^{li} of tobacco yearely & to be at Liberty *It is Order'd* by *this Court* y^t the Said Negro Give Security for payment of 800^{li} p^{ro} Annum dureing his life from his mafters deceafe & that he yearely give Security & payment of the fame.
- Goodrich* p^{ro} L^d Co^{ll} *Tho: Goodrich* hath Seven yeares Liberty Granted him for the Seateing of Two Thoufand Two hundred Acres of Land in *New Kent* County
- Cheefman vs Smith* Cap^t *Edm^d Cheefman* Complaining to this Court Concerning a former Order of this Court Granted to L^t Co^{ll} *John Smith* attorney of Mr *Tyler* of *London* wherein the Said *Cheefman* was Awarded to pay all Such tobacco as were due from the Said *Cheefman* to the Said *Tyler* by the Curtefie of *England* wth Cofts of Sute and the Said *Cheefman* Alleading that indeed he had Reçed noe Such Tobaccos due to the Said *Tyler* but on the Contrary L^t Co^{ll} *Jn^o Smith* had Received at Least 2000 ^{li} of tobb more then was due to the Said *Tyler* it being Rents of Said Land due before the faid *Tylers* Claime thereto. *This Court doth therefore Order* that all Accounts of Cofts Sute and Charges betwixt the Said *Smith* as Attorney aforef^d and Cap^t *Cheefman* be Equally ballanced & difcharged by the Tobacco Soe Received by the Said *Smith*.

The 14th of *March* 1675/6

[present]

GOVERNO^r Co^{ll} Bacon Co^{ll} Swann Tho: Ballard Esq Co^{ll} Jas Bridger Ja: Bray Esq L^t Co^{ll} W^m Cole Tho: Bowler Esq^r

*Crimes vs
Walklate*

It is Orderd that M^r W^m Walklate and M^r Gregory Walklate pay Vnto M^r W^m Crymes ffifteene hundred pounds of tobacco & Caske which is in full of the Cofts in a Difference Betweene them

*Exit Co^{ll}
Bridger Co^{ll}
Cole
Reeves vs
Smith*

Refference is Still Continued Betweene *Henry Reeves* and *Smith* till the Third day of the next Genn^{ll} Court, where if *Smith* doth Appeare then Judgment is to paffe for Default Cap^t *Rob^t Beverley* doth Engage to Anfwer the next Court as fully as if the Said *Smith* were present

Elliott vs Todd

In the Difference betweene M^r W^m Elliott & Cap^t *Tho: Todd* about a Certaine Condiçion about mill, And it Appeareing to this Court that the Said Cap^t *Todd* hath not performed the Condiçion *It is therefore Ordred* by this Court that the Said M^r W^m Elliott have the mill at five Thousand pounds of Tobacco Cheaper then he hath Sold the faid mill or that he pay the Said M^r W^m Elliott five Thoufand pounds of tobacco with Cofts Sute

Afternoone

[present]

GOVERNO^r &c Co^{ll} Bacon Co^{ll} Tho: Beale Tho: Ballard Esq^r Ja: Bray Esq^r Tho: Bowler Esq^r

Barrett p^r L^d

Vpon Petiçion of *James Barrett* *It is Ordred* that his Land in *Surrey* County be by the Surveyor of that County in the presence of the neighbourhood Surveyd & Layd out According to the Ancient Known Reputed bounds thereof

*ffarrell vs
Wynn*

Whereas Cap^t *Hubert ffarrell* as marrying *dorothy* the daughter of Co^{ll} *Tho: Drew* deced Comenced his Acçon Against M^{rs} *Mary Wynn* Executrix of the laft Will & testament of Co^{ll} *Rob^t Wynn* deced who was one of the Executors of the Said Co^{ll} *Drew* for Such of the Estate of the Said Co^{ll} *Drew* as was Reçed by & in the hands of the Said Co^{ll} *Wyn* And whereas at the laft Genn^{ll} Court L^t Co^{ll} *Edw^d Hill*, M^r *Ja: Minge*. M^r *Tho: Blayton* & M^r *Ja: Biffe* were Appointed to Examine the Accounts Exhibited who have Returned their Auditt to this Court And now Vpon heareing the whole matter And the Court haveing Considered the Act of Assembly Concerning Orphants Estate, *It is therevpon Ordred* that the s^d M^{rs} *Mary Wynn* as Executrix aforefaid doe pay to the faid Cap^t *Hubert ffarrell* the fume of Twenty Thoufand Seven hundred fourty Six pounds of tobacco & Caske & a Gold Ring (which did belong to the faid Cap^t *ffarrells* wife) being found due and Received by the faid Co^{ll} *Wynn* as one of the Executors in trust of the faid Co^{ll} *Drew* wth Cofts Sute als ex

Exit Ex Corp

*Griffith ab^t
Land*

Whereas *Leroy Griffith* had Given him by M^r *Abra: Moone* by deed five hundred Acres of Land out of his devident of 2500 Acres which

which said Land was Confirm^d by M^r *Curtis* who marryed the said *Moones* Widdow and the said *Griffith* Petiçoning to have his Land Lay out, *It is Orderd* that the furveyor of that County Survey and Lay out the said Land of the said *Leroy Griffith* (at his owne Coft and Charge) According to the aforefaid Deed, and he peaceably Enjoy the Same/

<i>Randall</i>	Refference betweene <i>John Randall & Cha: Debnam</i> to the third Day next Genn ^l Court
<i>Debnam</i>	
<i>Diggs Walker</i>	Refference betweene M ^{rs} <i>Diggs</i> Against Major <i>Tho: Walker</i> to the third day next Gen ^l Court
<i>West</i>	Major <i>John West</i> & M ^r <i>Cha: Scarbrough</i> hath order for fower hundred Acres of Land on the <i>Westerne</i> Islands in <i>Accomack</i> County formerly Granted to M ^r <i>Ambrose White</i> & by him deferted Entring Rights According to Cuftome/
<i>Scarbrough</i>	
<i>Holland</i> þ	<i>Richard Holland</i> hath Order for Six hundred Acres of Land in <i>Accomack</i> County formerly Granted to Cap ^t <i>Dan^l Penfe</i> & by him deferted Entring Rights According to Cuftome/
L ^d	
<i>Robins</i> þ L ^d	<i>Edw^d Robins</i> hath Order for five hundred Acres of Land in <i>Accomack</i> County formerly Granted to Cap ^t <i>Jn^o Robins</i> & for want of Seating by him Deferted Ent Rights According to Cuftome

The 15th March 1675/6

[þfent]

GOVERNO^r &c Co^l *Bacon Tho: Ballard Esq^r Co^l Tho: Swann Ja: Bray Esq^r Tho: Bowler Esq^r*

<i>Weldon vs</i> sherriffe	M ^r <i>Sam^l Weldon</i> hath Order Granted Against the sherriffe County for the Nonap ^þ pearance of <i>Ja: Crabtree</i> , (he being Returned Arrested and noe Security taken) for what App ^s Justly due next Court in Cafe the Sherriffe Caufe not the Cafe [said] <i>Crabtree</i> then Ap ^þ re
Co ^l <i>Ludwell</i> <i>Hill vs Lee</i> <i>Tite vs</i> <i>Somerville</i>	The Difference Betweene M ^r <i>Rich^d Hill P^l</i> and M ^r <i>George Lee</i> Defd ^t is Referred to A Jury to Enquire into the Damages <i>It is Orderd</i> that <i>Cha: Somerville</i> of <i>Rappahanock</i> Appeare the first day of the next Genn ^l Court to Answer the Complaint of <i>Mary Tite</i> and that the sherriffe take Good Security for the said <i>Somerviles</i> Appearance
<i>Wormely vs</i> <i>Jones</i>	Judgment is Granted L ^t Co ^l <i>Xper Wormely</i> Against M ^r <i>Geo Jones</i> for payment of one hundred pounds <i>Sterl</i> and Tenn Thoufand pounds of tobacco & Caske According to Specialty w th Cofts Sute Butt vpon Requeft of the said <i>Jones</i> An Injunction in Chancery is Granted till y ^e 3 ^d day next Genn ^l Court
<i>ffenford vs</i> <i>Smith</i>	The Difference Betweene <i>Tho ffenford P^l</i> and <i>Smith</i> def ^t vpon an Appeale from <i>Lower norfolk</i> County Court about Land is Referred till y ^e 4 th day of the next Genn ^l Court where if the Defd ^t Appeare and make oath that he Entred Rights w th <i>Chichefter</i> the Surveyor for y ^e Land in Difference Than then he is to have the Same
<i>Gatly vs</i> <i>ffarrell</i>	Refference betweene <i>Nico Gatly</i> and Cap ^t <i>Hubert ffarrell</i> till 3 ^d Day of the next Genn ^l Court where <i>Gatly</i> is to Appeare.

Afternoone

Afternoone

[present]

GOVERNO^r &c S^r Hen: Chicheley Kn^t Co^{ll} Bacon Co^{ll} Swann Co^{ll} Beale Tho:
Ballard Esq^r Co^{ll} Jos: Bridger Co^{ll} Ludwell dep^{ty} fec^r Ja: Bray Esq^r L^r Co^{ll}
W^m Cole Tho: Bowler Esq^r

Weldon vs
Greene

Attachment is Granted M^r Sam^l Weldon as Attorney of Cap^t
ffoster Against the Estate of *Ralph Greene* for payment of One
hundred & Eleven Pound Tenn Shillings *sterl* (the Sherriffe making
his Returne *Non est Inventus*) Returnable to the next Court for
Judgment/

Exit S^r Harry
Esq^r Ballard
Arreskin vs
Kirton

William Arreskin Gen^t for the Lord p^rprietor^s of the Northerne
Pattent haveing brought his Acc^{on} Against *Thomas Kirton* Gen^t
the former Agent for the Lord p^rprietor^s and Complaineing to this
Court that the said *Kirton* hath for Severall yeares past Received
the Quitt Rents Arrears of Rents Compositions and other Issues
and p^rmitts Issueing out of the Tract or Territory of Land lying
betweene the Rivers of *Rappahanock* and *Potomack* in this
Colony and that the said *Kirton* hath not made any Returns or
payment of what he hath Rec^d Although Often Demanded to
which enforced the Said *Arreskin* to Comence his Sute. And the
Said *Kirton* now Appeareing to Answere the Same p^rduceth an
Account which being to Long for the Court to Examine Every
Article *It is therefore Orderd* by the Consent of both p^rties that
Co^{ll} W^m Travers Major *Griffin*, M^r *David Porter*, and M^r *Tho:*
Hobson or any three of them be Auditor^s of the Said Account
and doe on the third day of *Aprill* next meete at the house of
Co^{ll} W^m Travers in *Rappahanock* County and then and there the
Said *Kirton* to render vpon his Oath a full true and Just Account
of what Rent or Somes of money or Tobacco which he hath
Rec^d for the Said Lord p^rprietor^s And the Said Auditor^s to Examine
all Such Account as Shall be then p^rduced and the Reasonable-
neffe of the same and make Report thereof to the second day of
the next Gen^l Court.

Areskin vs
Kirton

William Areskin Gen^t Attorney of S^r *James Martin* Kn^t and
Anth: Threthaway Gen^t haveing Brought an Acc^{on} of Account
Against M^r *Tho: Kirton* the former Attorney of S^r *James Morton*
and M^r *Anth: Threthaway* Setting forth that the Said S^r W^m *Morton*
and M^r *Antho: Threthaway* did heretofore intrust the said *Kirton*
wth a Cargoe of Goods & Severall Servants and the Severall
Somes of mony by the Said *Kirtons* Order Amounting to five
Hundred Twenty five L^{bs} four Shillings and One peny *Sterl*. And
that the Said *Kirton* had not paid any p^rt of the Some And *Kirton*
Now Appeareing *It is Orderd* (by the Consent and Choice of both
p^rties that Co^{ll} W^m Travers Major *Griffin* M^r *Edw^d Porter* & M^r
Thomas Hobson or any three of them be Auditor^s of the Said
Account and doe on the third day of *Aprill* next meete at the house
of Co^{ll} W^m *Traverse* in *Rappahanock* County and then and there to
Examine the Accounts and to make Report thereof to the third day
of the next Gen^l Court and the Said Auditor^s are hereby Impowred
to Administer an oath to the Said *Kirton* to the Justness of his
Account.

*Royall vs
Epps*

The order that *Henry Royall* Obtayned Against the Sherriffe of *Charles Citty* County y^e Laft Court for the payment of Eight teene hundred pounds of tobacco & Caske for the non appeareance of *Jer: Taylor* Cler is now Confirmed by Reafon the Said *Taylor* doth not appeare at this Court Judgment is Accordingly Granted the faid *Henry Royall* Against Co^{ll} *Epps* Sherriffe of the faid County for payment of the faid Some wth Cofts Sute.

Hill vs Lee

Whereas the Difference Betweene *Richard Hill* P^{lc} and *Robt Lee* def^t was Referred to A Jury who Return their verdiçt that they find for the P^{lc} Three Thoufand five hundred pounds of tobacco & Cafq the Juries Virdiçt is Confirmed and Judgment is Accordingly Granted to the p^{lc} *Rich: Hill* Against the Defd^t *Robt Lee* for payment of the above Said Some wth Cofts Sute Noc Execuçon to Ifsue till the 10th *Nob̄* Next.

*Auftin vs
Spring*

The whole matters and Defferences betweene M^r *Sam^{ll} Auftin* & M^r *Tho: Barber* P^{lrs} and M^r *Robt Spring* Defd^t is Referred to Co^{ll} *Bacon Tho: Ballard* Efqr and L^t Co^{ll} *W^m Cole* who are Defired to Examine the Same on *fryday* next and Report to this Court on *Saturday* morning.

*Collins vs
ffifher*

In the Difference betweene *Math: Collins* and M^r *W^m ffifher* vpon an Appeale from *James Citty* County Court being heard *It is orde^d* that the order of that Court be made void and the order of *new Kent* Court Concerning the Eftate of One *Reader* is Confirmed to the faid *Collins*

The 16^o March 1675/6

[p^{re}sent]

GOVERNO^r &c Co^{ll} *Bacon Tho: Ballard* Efqr Co^{ll} *Ludwell* Dep^{ty} Sec^r *Ja: Bray* Efqr *Tho: Bowler* Efqr.

*Jones vs
Preston*

Refference is Granted till the third day of next Genn^{ll} Court betweene *Rich Jones* & *Henry Preston* *Edward Harrifon* Alleading that an Affignem^t which Concerns y^t matter is in the hands of Major *Epps* & he on the Countries Service.

*Robinfon vs
Scarburgh*

Tho: Robinfon hath Order Against *W^m Scarburgh* for four dayes Attendance at Towne and two dayes Comeing to Towne and Two dayes Goeing from towne being Somon^d in a Difference betweene the faid *Scarburgh* and M^{rs} *Tatem*

Afcough p̄ L^d

John Afcough hath Order to take vp and Pattent what waft Land is betweene y^e Land of *W^m Brereton* and *Phill Watkins* on the North Side *Mattapony* River Ent Rights According to Cufstome

Co^{ll} *Beale*
Co^{ll} *Cole*
*Hancock vs
Huberd*

The Difference betweene Major *John Hancock* P^{lc} & *Rich Huberd* Def^t vpon an Appeale from *Nanzemond* County Court is Referred to the next County Court of *Nanzemond* to Examine & Review the whole matters betweene them and paffe Judgment as they fhall thinke fitt.

Wyatt vs Eyres

The Difference betweene *John Wyatt* Jun^r Attorney of *Tho: Parker* and M^{rs} *Jane Ayres* is difmift

ord^r *Newells*
Eft.

L^t Co^{ll} *W^m Cole* Major *John Page* & Cap^t *Robt Beverly* or any two of them are Appointed to Examine the whole Accounts Concerning the Eftate of *Johna: Newell* Deced and Audite and an Account of the Same is to be brought to next Court.

*Lumkin vs
Travis*

The Difference betweene *Jacob Lumkin & Co^{ll} W^m Travers* as Attorney of M^{rs} *Eliz: Pickis* Admx of *Jofias Pickies* deçed is Referred to *Tho: Bowler* Esq^r Major *Griffin* Cap^t *Morrice* & M^r *Thomas Gouldman* to Examine & State the Accounts betweene them (at Such time as they Shall appoint) And *It is Orderd* that the Said *Lumkin* doe then vpon his Oath deliver to the Said Co^{ll} *Travers* all Such papers as doth belong to the Eftate of the Said *Pickis* and that the Report be Returned to the next Genn^{ll} Court and that *Lumkins* give a Copy of all papers to the Said Co^{ll} *Travers* at Least a month before the Gentlemen meete.

Afternoone

[p̄fent]

GOVERNO^r &c Co^{ll} *Bacon* *Tho: Ballard* Esq^r Co^{ll} *Ludwell* Dep^{ty} Secr *Ja: Bray* Esq^r *Rowland Place* Esq^r *Rlaph Wormeley* Esq^r

Spratt
Corbett
Harlow vs
Whitby

Hen: Spratt Enters a *Caveat* for an Extent Against the Land of *John Corbett* in *Lower norfolk*.

Vpon the Request of *W^m Whitby* he hath Liberty Granted him till next Court to Search the Records to discover what papers he Can in the Difference betweene M^r *John Harlow* and his ffather, but this is to be noe barr to the said M^r *Harlows* Claime for an Extent Against the said *Whitbys* Land and *It is Orderd* that the purchafers of the said Land doe not p̄t with any tobacco out of their hands and that there be noe waft Comitted vpon the said Land, Vntill this Difference be Determined

Smith Land

Vpon the Petiçon of L^t Co^{ll} *Xper Wormely* As Attorney of Major Genn^{ll} *Rob^t Smith* *It is Orderd* that Seven yeares Liberty be granted for the feating of 1900 Acres of Land in the ffreshes of *Rappahanock River*/

Randolph L^d

M^{rs} *Judith Randall* Petiçoning to this Court that M^r *Hen: Randolph* her Deçed Husband was at the time of his death Seized of about one thousand or Twelve hundred Acres of Land in *Henrico* County which She now Liveth vpon, and that there is no pattent to be found in the Records for the said Land and that the possession and p̄ffit of the Said Land was by the will of her deçed Husband Devifed to her dureing her Life *It is Orderd by this Court* that An Able Surveyor Survey the said Land (Rights being Entred According to Law, and that a pattent be Granted vpon the Survey in the name of *Hen: Randolph* Sonn & heir of the said Deçed, And *It is orderd* that the Said M^{rs} *Judith Randolph* Enjoy the said Land According to y^e will of the Deçed wth the Mills and p̄fitts thereof

Littleton vs
Savage

It is Orderd that Cap^t *Jn^o Savage* pay Vnto Cap^t *Southey Littleton* five hundred pound of tobacco & Caske being for a Survey made by Order of this Court/

Warner vs
Warner

Judgment is Granted L^t Co^{ll} *Augustine Warner* Against Cap^t *Jn^o Warner* for payment of Six pounds five shillings *Sterl.* wth Cofts Sute, It being for a Tearce of Wine drank out in the Said *Warners* fhipp, the Said *Warner* Appearing by his Attorney, M^r *W^m Dromond*/

Wyatt vs fford

Whereas the Difference betweene Major *W^m Wyatt* & *Peter fford* about Land hath been Long determined by an Able Jury and

and Surveyor appointed by this Court, and the said *Wyatt* Now Petitioning to this Court that The Said Land may by an Able Jury of the Neighbourhood & Surveyor Appointed be once more Survey & Layd out pretending that there was a Great Mistake in the former proceedings by Reason Co^{ll} *Robt Abrahalls* pattennt was not produced, and the Said *Wyatt* Offerring in Court to give good security (that if he doth not make void all the former proceedings) to pay all Cofts & damages of the former proceeding and what Cofts & damages shall hereafter arise *This Court have therefore thought fitt & doe Order* that An Able Jury of the Neighbourhood (to be Appointed by *New Kent* Court) in Company of Co^{ll} *W^m Claiborne* Cap^t *W^m Moseby* & Cap^t *George Morris* Surveyors or any two of them the day of next doe Survey & Lay out the Land in Difference them, According to their pattennts & that all pattennts Conveyances & other Writeings Concerning the difference be produced to them More Especially Co^{ll} *Abrahall* pattennts who is Order'd to produce them

The 17th *March* 1675/6

[present]

GOVERNOR &c. Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Bridger* Co^{ll} *Ludwell* Dep^{ty} Sec^r *Ja: Bray* Esq^r *Tho: Bowler* Esq^r

Diggs vs
Weaver

The Whole Difference betweene M^{rs} *Elizabeth Diggs* Extrix of *Edw^d Diggs* Esq^r and *W^m Weaver* Vpon an Appeale from *Yorke* Court is Referred back to *York* Court to Reexamine the Said Difference betweene them and make Report to the next Genn^{ll} Court.

Rogers vs
Kay

The Difference betweene *Christopher Rogers* & *W^m Kay* vpon an Appeale from *Stafford* County Court, is Referred back to *Stafford* Court to Reexamine the Difference betweene them & make Report to y^e Next Genn^{ll} Court

Kirkman vs
Newell

M^{rs} *Sarah Kirkman* the Relict of M^r *Jfra: Kirkman* Deced Petitioning to this Court Shewing that She Obtained An Attachment Against the Estate of *David Newell* for payment of Seven Thousand pounds of tobacco and Caske and that the Sherriffe of *James Citty* County made Returne to the laft County Court of the Attachm^t that he had Seized what Goods did Remaine after he was Satisfied (the Said *Newells* Estate being then Seized for a debt due to the Said Sherriffe) and that the County Court would not passe Judgment Vpon the Attachment, *This Court have thought fitt & doe Order* that the Attachment be Confirmed And Judgment is Accordingly Granted the Said M^{rs} *Sarah Kirkman* Against Soe much of the Estate of the Said *David Newell* as doth Remaine when the Sherriffe is Satisfied his Just dues And hath Judgment likewise Granted her Ag^t Soe Much of the Said *Newells* Estate where She Can find it as will Satisfie the Remainder of her Said Debt. It Appeareing due by two Specialtys Vnder the Said *Newells* hand.

Esq^r *Ballard*
Co^{ll} *Cole*
Esq^r *Place*

Spier

Speir ꝑ L

M^r *John Speir* hath Order Granted to take up & Pattent about Six hundred Acres of Land in *Nanzemond* County formerly Granted to *Geo: Abbott* and by him deferted Entring Rights According to Cuftome.

*Butt vs
Robinfon*

In the Difference Betweene *Hen: Butt* P^{te} & *W^m Robinfon* Defd^t vpon an Appeale from *Lower Norfolk* County Court being fully heard It Appeares that the Said *Butt* had a Juft Caufe to Appeale for that the Said *Robinfon* hath vnjuftly Charged the Said *Butts* for fees Contrary to the A^{ct} of Affembly *It is therefore orderd* that the Said order be made void and that in full of that order y^e faid *Butts* pay vnto the Said *Robinfon* three hundred Seventy eight pounds of tobacco & Caske & that M^r *Robinfon* pay Cofts.

*Munger vs
Taberer*

The Difference betweene *Mary* the Reli^{ct} of *Jⁿ Munger* De^{ced} and Executrix of *Edw^d Bushell* De^{ced} P^{te} and M^r *Tho: Taberrer* Defd^t Adm to the faid *Munger* is by the confent of both ꝑties Referred to the finall determina^{on} of Co^{ll} *John Washington* & Majo^r *Tho: Milner*

Afternoone

[ꝑfent]

GOVERNO^r &c Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* Co^{ll} *Ludwell* Dep^{ty} Secr. L^t Co^{ll} *W^m Cole* Ja: *Bray* Efq^r *Tho: Bowler* Efq^r

*Thorogood vs
Sandford*

The Difference betweene L^t Co^{ll} *Adam Thorogood* P^{te} and *Sam^{ll} Sandford* Defd^t is by Request of the Defd^t Referred to the Affembly.

*Peale vs
ffroderfham*

The Difference betweene M^r *Malachy Peale* P^{te} & M^r *John ffroderfham* defd^t about Accounts is Referred to Co^{ll} *Spencer* L^t Co^{ll} *Washington* Majo^r *Allerton* & majo^r *Rich Lee* or any two of them to Examine the Difference betweene them and their Award to be A finall determina^{on} by the Confent of both ꝑties the Gentlemen to meete at Such time as they Shall Appoint to be at least five dayes before the next County Court, who are to Iffue Execu^{on} Against the Eftate of the Said *ffroderfham* and that the Judge of the Court or Coroner of the County Execute the Same and *ffroderfham* pay Cofts.

*Westerhouse vs
Stringer*

In the Difference betweene M^r *W^m Westerhouse* P^{te} and Co^{ll} *John Stringer* Attorney of M^r *Hugh Stone* Defd^t Vpon an Appeale from *Northampton* County Court being fully heard, *It is Orderd* that the Order of that Court be Confirmed and that the Said P^{te} pay vnto the Defd^t fifty pounds *Sterl* According to the Contents of that Order, but noe Execu^{on} to Iffue vntill Co^{ll} *Stringer* make Appare that the faid *Stone* is now Liveing and if the Said *Stone* be not alive and died before this day then this Judgment to be void.

Kay vs Mafon

In the Difference betweene M^r *Ja: Kay* P^{te} & Co^{ll} *Geo: Mafon* defd^t vpon an Appeale from *Stafford* County Court being thoroughly Examined *It is Orderd by this Court* that the Order of *Stafford* Court be Confirmed and that the P^{te} pay vnto the Defd^t Damages According to A^{ct} wth Cofts

Condemna^{on}

Condemnacon
Shipp *Phenix*

Whereas Co^{ll} *John Stringer* hath publiqly Informed Against the Shipp *Phenix* of *Bitheford* which Arrived in *Cherry Stone* Creeke in *Northampton* County in *Virginia* about the Tenth or Eleventh of *October* laſt paſt & was there Caſt away and whereof one *Leonard Haynes* was maſter and Comander, that Coming in here Contrary to the Act or Acts of Parliament in that made & provided, the ſaid Shipp with all her guns, Ammunition furniture Tackle & Apparrell with all goods wares & marchandizes brought in in the Said Shipp are forfeit and ought to be Condemned, which Information this Court haveing duely Weighed and Seriously Conſiderd and finding that the maſter of the Said Shipp nor any other Perſon thereto belonging Either, did have or Could produce any Cockett for her Said Loading or Certificate from any of his ma^{ties} Cuſtome houſes that he was Legally Cleered from any of his Said Ma^{ties} Ports, Given any bound or had Performed any thing which the Act or Acts of Parliament in that Caſe made & provided did and doe Oblige all people within his Ma^{ties} Dominion to Obſerve & doe and y^e Said *Leo: Haines* Nor any other Perſon Concerned in the ſaid Shipp or Cargoe Appeareing in this Court, though thereto Strictly Orderd to make any Deſenſe or ſhow Good Reaſon why the Said Shipp & Goods &c were not forfeit & Conſequently Should not be Condemned this Court (after Publiq p^lclamacon made that if any Perſon or Perſons within this Colony had any Reaſons to Shew or Could plead any thing in Barr to y^e Condemnation as above Said they ſhould Appeare & noe Perſon Appeareing) *have therefore proceeded and for the Reaſons aforeſaid doth Condemn* the Said Shipp *Phenix* wth all her goods Wares Marchandize, Gunns & all things Elce belonging to y^e Said Shipp to be Lawfull prize one third Part whereof belonging to his ma^{tie} one third Part to the R^t Hono^{ble} Governo^r and one third Part to Co^{ll} *John Stringer* as Informer and becauſe the Goods or Cargoe on the Said Shipp Conſiſted of Such Wares & Marchandizes as are Apt to take Damage by being wett wth Salt water & the Shipp being vnfortunately & Suddainely Caſt away in Harbour by Storme. It was found neceſſary wth all poſſible Speed to take out all her goods & marchandize to Save it from vtter Ruine which was done but with Some damages and by which meanes the Said goods were diſperſed into many hands as well to Save thoſe that had Reced Damage by the water as to Keepe them from being purloined & to the End that his ma^{ties} due ſhare of the Said prize might be the better and more Strictly Secured *This Court have Orderd* that Co^{ll} *Phill Ludwell*, Cap^t *Southey Littleton*, & Cap^t *Robert Beverly* be Appointed to goe vpon the Place where the Said goods were brought on Shoare and there make Strict Enquire into the Quantity & value of them and Alſoe what guns, Ammunition or any other Appurtenances whatſoever to the Said Shipp belonging & yett Remaineing, and in what hands have been or are yett Remaineing and hath hereby Power and Authority given them to call any Perſon or Perſons whatſoever in whoſe hands they Can find any of the ſaid Goods or marchandizes to Account for the Same and to take Such Care for the Secureing of the Said goods Vntill further Order as they ſhall See moſt Convenient. And all Perſons whatſoever within this Colony that Either now have or at anytime heretofore have had any of the Said Goods wares or marchandize in his hers or theirs poſſeſſion or Can Diſcover any

Persons or Persons that have had as aforefaid are hereby Strictly Charged and Required as they will Answer the Contrary vpon Paine of being ptefted againft as Defrauders of his ma^{tie} of his Juft dues that they give a true & perfect Account to the Parties afore mençoned vpon their Oathes without any coven fraud or mentall Refervation if thereto Required of what Part of the Said goods &c they now have or at any time heretofore have had in their poffeffion and if they have difpofed of any of the Said goods to give A true & Exact Account of the Reall pduce of them, and all Sherriffs and other officers are hereby Required to be Aideing and Affifting to the Said Co^{ll} *Phill Ludwell Cap^t Southey Littleton & Cap^t Robert Beverley* when or wherein they Shall Require it for the better putting this Order in Effectual Execuçon and *It is further Orderd* that Co^{ll} *Jn^o String* pvide a Sufficient floope or boate to fetch the Said Co^{ll} *Ludwell & Cap^t Beverley* over to *Accomack* & bring them back againe, And from hence forward all Persons whatsoever are hereby Strictly phibited to Buy Sell truck or trade for or any wayes whatsoever difpofe of any of the goods or merchandize Vnleffe Such as are Soe Apparently Damnified that they will be vtterly loft by Keeping as they will Answer the Contrary at their vtmost Perill and the aforefaid Gent^l are to make divifion of the Said goods after valuaçon According to Law and Alfoe Inquire into the Charges which hath Accrewed about the Saving of the Said goods & other wayes, which is to be deducted out of Every deviduall third Part pportionably, the Time Appointed for the Said Gent^l to meete to be about the 20th of *Aprill* next.

The 18th *March* 1675/6

[p^lent]

GOVERNO^r &c Co^{ll} *Nath Bacon Tho: Ballard Esq^r Co^{ll} Phill Ludwell Dep^{ty} Secr.*

*Hansford vs
Huberd*

The Difference betweene *Tho: Hansford & M^{rs} Mary Huberd* is Referred to *Yorke County Court* to Determine the Difference betweene then but this Court are of the Opinion that *Rich^d Jones* Estate is not Liabile to pay *Gabriell Jones* debts.

Co^{ll} *Beale
Tillie vs Dunn*

The Difference betweene *Tho: Tilley & ffra: Dunn* vpon an Appeale from *Nanzemond County Court* being fully Examined *It is orderd* that the order of that Court be Confirmed and that the Court take good Security According to their Order *And it is further Orderd* that the Said *Tilley* Live Vpon the Plantaçon till this Cropp is finished.

*Dennis
Salisbury*

In the Difference betweene *John Dennis P^{lc}* and *Barbara Salisbury* defd^t vpon an Appeale from *Northumberland County Court* *It is ord^d* that the Said Order of *Northumberland Court* be Confirmed vnleffe Cap^t *Robert Beverley* Vpon Stateing of the Cafe for *England* Shew good Cause for the nulling of y^e Said Order.

*Munger vs
Taberrer*

Whereas the Difference betweene *mary y^e Relict of John Munger* Deçed & Executrix of *Edw^d Bufhell* Deçed P^{lc} and M^r *Tho: Taberrer* as Admt^o of the Said *Munger* Deçed defd^t was Referred to Co^{ll} *John Washington & Major Tho: Milner* for a finall Determinaçon who hath their Award to this Court *where it is Orderd* that the Award be Confirmed and Recorded.

Hill

Hill vs Greene

Whereas Roger Greene did leafe to Tho: Hill a Plantacon Called Diggs hundred in Charles Citty County for ninety nine yeares as by deed dated 24th Septber 1673 Appeares vpon Condiçon that Greene Should pay Six Thoufand pounds of Tobacco on y^e 10th of Nobr then next and Greene haveing made fefault *It is therefore Orderd* that the Sherriffe of the Said County putt the Said Hill into the Quiett poffeffion of the Said Land According to the Leafe and that Greene and Hen: May be putt out of poffeffion & pay Cofts.

The 20th of March 1675/6

[pſent]

GOVERNO^r &c Co^{ll} Bacon Co^{ll} Spencer Tho: Ballard Efqr Co^{ll} Phill Ludwell
Dep^{ty} Seçr L^t Co^{ll} W^m Cole Nath Bacon Jun^r Efqr.

Burton vs
Marble

Whereas Geo Marble Appealed from A Judgment of James Citty County Court which was Granted to Henry Burton Against the Said Geo: Marble for five hundred pounds of tobacco and Caske and the Said Geo: Marble not pſenting his Appeale *It is therefore Orderd* that the aforefaid Judgment of James Citty County Court be Confirmed & Marble to pay Cofts & damages According to Açt wth Cofts Sute *als ex.*

Co^{ll} Bridger
Hill vs
Ballafton

It is Orderd tha L^t Co^{ll} Hill have a new Execuçon Granted him vpon a Judgment which he Obteyned in Charles Citty County Court for Two Thoufand three hundred Seventy three pounds of tobacco and Caske Against Tho: Ballafton

Ireherne vs
Slader

Rich^d Ireherne hath nonfuite Granted Against Math Slader noe Petiçon being Entred *It is Orderd* that the Said Math Slader pay damages According to Açt the faid Ireherne Liveing about fifty Miles from James Citty

Sherwood vs
Sherriffe

M^r W^m Sherwood hath Order Against the fherriffe of Eliz: Citty County for the Non Appeareance of John Hurft for what Appeare Juftly due Next Court, in Cafe Hurft Appeare not

Order p
Newell

Dan^t Newell Petiçoning to this Court that is is Arrefted by Sev^{ll} pſons & for want of Bail is Clofely Comitted in New Kent prifon & for want of Aire is in a pſhing Condiçon, and that he hath Sev^{ll} Bufineffes & Cauſes which are & will be Depending in this Court & James Citty County County Court, and that he may be Removed with what Cauſes are Against him. *This Court doth Order* that the fherriffe of New Kent Deliver the Said Newell with what Cauſes are Against him to the fherriffe of James Citty County. & there to Remaine in Cloffe Prifon

Co^{ll} Swann
Co^{ll} Beale
Lewis vs
Meeres
Tho: Ballard
Efqr L^t Co^{ll}
W^m Cole not
fitting in
Judicature

In the Difference betweene Steph: Lewis P^{ll} & Rob^t Meeres Defd^t vpon an Appeale from James Citty County Court about a Servant being fully heard *It is Orderd* that the Order of that Court be made Void & that Meeres pay Cofts.

Whereas Severall Dealeings and Commerce hath been heretofore betweene M^r Sam^{ll} Auſting & M^r Tho: Barber on the one p^t and M^r Rob^t Spring on the other p^t And Whereas M^r Thomas Barber and M^r Rob^t Spring being together in England did there accompt, And whereas by an Account Currant, their drawne vp by the faid Spring Against the faid Barber he the faid Spring made the faid Barber D^r vpon ballance the Some of 358^{li} 4^s Ster^l and emediate vpon that alowed to the Said Barber 158^{li} 4^s for and in Confideraçon
of

of two third Parts of the shipp *Mary* then in Equall thirds betweene the Said *Barber Spring & Oufstein*, and for the Remaineing 200^{li} *Sterl* did then Demand and take the Said *Barbers* bond of fower hundred pound for paym^t of two hundred as by the said bond & Condiçon beareing date the 14th *No^{br}* 1673, more fully & at Large Appeareth.

Co^{li} *Bacon Genn*

And whereas It doth plainly Appeare to this Court by the f^d *Springs* Acco^{ts} Before Recited, as alsoe by his Owne Confeffion & Acknowledgem^t that he had therein Charged the Some of 96^{li} *Sterl* for Intrest of 800^{li} at y^e Rate of Twelve p C^t p annum Notwithstanding the greatest Part thereof was paid him with fower months after the Same became first due *And whereas* the said *Spring* haveing Comenced his Sute Against the said *Barber* to y^e Court held for the County of *New Kent* the 25th Day of *November* 1675 and their Obtained Judgment Against M^r *Sam^{li} Pufstem* as Attorney of the said *Barber* for payment of 400^{li} being the Penalty for non payment of y^e 200^{li} aforefaid and taken out Execuçon vpon y^e Said Judgm^t for Releife whereof the Said *Sam^{li} Oufsten* in behalf of himself and the said *Tho: Barber*, Petitioning this Court and Complaineing that y^e above nominated 96^{li} *Sterl* Part of y^e Said 200^{li} *Sterl* due by Condiçon of the aforefaid bond was Extorted vfurie cotrary to the Statute made in y^e 12th yeare of the Raigne of our fowraign Lowd King *Charles* the 2^d that now is Chap^t y^e 13th and p^oduced the said Statute in Barr of the said bond and thereon granted And the whole matter being fully debated and the Said Statute Read & Confulted. *This Court are vnanimously of Opinion And doe Accordingly Judg:* That the said bond of 400^{li} *Sterl* for paym^t of two hundred pound *Sterl* being taken in part for Extorted vfurie to the Some of 96^{li} *Sterl* Contrary to the Said Statute is therefore in it self vtterly Void *doe Accordingly Order, Judge, and p^onounce* that the Said bond of 400^{li} for paym^t of 200^{li} And alsoe the Judgment of *New Kent* County & Execution thereon Granted and all other p^oceedings therevpon be for Ever Null & Void and that the Said *Spring* pay all Cofts *alias* exec.

The 21th of *March* 1675/6

[p^osent]

GOVERNO^r &c S^r *Hen Chicheley* Kn^t Co^{li} *Nath Bacon* Co^{li} *Nic^o Spencer* *Tho: Ballard* Esq. Co^{li} *Ja: Bridger* Co^{li} *Beale Nath. Bacon* Jun^r Esq^r *Ja: Bray* Esq. L^t Co^{li} *W^m Cole* Esq. Co^{li} *Bridger*

Bland vs Bland

The whole matters and Differences betweene M^r *Giles Bland* as Attorney of M^r *Jn^o Bland* & M^{rs} *Anna Bland* as Executrix of *Theo: Bland* Esq Deçed is by the Consent of both Parties Refferred to L^t Co^{li} *Geo. Jordan* L^t Co^{li} *Edw^d Hill* M^r *James Minge* and M^r *Tho: Pott*, who are to make a decision of the whole Estate of the said *Theo: Bland* Esq on the 10th of *Aprill* next According to the Agreement formerly made betweene the said M^r *Giles Bland* and M^{rs} *Anna Bland* and that they make Returne of their p^oceedings to the next Genn^{li} Court, *And it is Order'd* that before the Decision be made, Soe much of y^e Said Estate be Layd Aside as will Satisfie a Debt which is due by Judgment to major Genn^{li} *Bennett* Vnlesse the Said M^r *Giles Bland* give good Security for y^e payment of the
faid

faid Debt, and it is the Opinion of this Court that the mare given by y^e Deçed by deed to his Sonn doth belong to the faid Eftate and the Said M^{rs} Bland Complaineing to this Court that the faid M^r Bland doth Vnlawfully detaine Severall of the Servants that hath been in the AÇtuall poffeffion of her & her deçed Hufband for many yeares pafst which Servants if M^r Bland Refufe to Deliver the Said M^{rs} Bland may take the Said Serv^{ts} by Hue & Cry.

Co^{ll} Bridger
Co^{ll} Spencer
Efq^r Bacon
iun^r decenting

M^r Giles Bland Complaineing to this Court that on or about the 21th day of June 1675 there was Transported and Carryed out of Virg^a to New Englnd in the Ketch Hopewell W^m Dare Comander Thirty five hoggfheads of tobacco for which the Cuftome due to the Kings majefty was not paid and haveing Informed this Court that M^r Tho: Hansford Owner of the faid veffell did fayle to New England therein & Comanded the faid veffell and that he was well knowing of the faid Thirty five hoggfheads of tobacco & that the Cuftomes thereof was not paid and the Said Tho: Hansford being demanded thereof in Court did Acknowledge that in truth M^r John Winsloe to whome he had hyred out the hull of his veffell or Ketch had on board the Said Ketch Thirty three hoggfheads of tobacco for which he gave bills of Loading at Sea and that all the Said Tobacco were putt on Land in New England, and that the Cuftomes only of fower of the faid hogfheads were paid in Virg^a And the Said Thomas Hansford further Acknowledgcing that there was Six hogfheads of tobacco belonging to his late Deçed mother on board the faid Ketch and which were putt on Shore in New England and had not paid the Cuftomes due in Virg^a all which together amounts to thirty five hogfheads of tobacco for which the Kings Ma^{ties} Cuftomes was not paid, And for as much as the Said Winsloe is not in this Country and that the Said M^r Giles Bland brought his Action againft M^r Thomas Hansford as Owner of the Said Veffell, And the matter being Debated in this Court, And it plainely Appeareing that Twenty nine hogfheads of tobacco belonging to M^r John Winsloe & Six hogfheads of tobacco belonging to M^{re} Eliz: Lockey were Carryed out of Virg^a & Landed in New England by the aforefaid Ketch Hopewell whereof M^r Thomas Hansford was Sole owner & Sayled in the Said Veffell And that the Kings ma^{ties} Cuftomes of one penny ʒ lb was not paid for the Same: It is therefore Orderd that M^r Thomas Hansford pay to M^r Giles Bland for & to the vfe of the Kings moft Excell^t ma^{ties} as Cuftomes due one peny ʒ lb for every lb of tobacco Contayned in the faid Thirty five hogfheads Accompting every hogfhead to weigh four hundred lbs nette And for Cofts of Sute Two Thousand lbs of tobacco & Caske, All which monies is to be paid by good bills of Exc^a payable in London and deliv^d to the Said M^r Giles Bland vpon the 10th day of October next, or after on Demand And the Said 2000^{lbs} of tobacco for Cofts of Sute is alfoe payable this next Enfueing Cropp

Bland vs
Hansford

Hill vs Greene

Rowland Place Efq L^r Co^{ll} Edw^d Hill & M^r Ja: Biffe or any two of them are Appointed to Examine the whole matters & Differences betweene Tho: Hill & M^r Roger Green & what Difburfements made on the Plantaçon (at fuch time as they fhall Appoint) and make Report to the third day next Gen^{ll} Court, and the order that the Said Hill obteyned this Court Againft the faid Greene be Sufpended till the next Genn^{ll} Court.

James

James Bray Esq major *Jn^o Page* and *M^r Tho: Thorpe* are Appointed by this Court to value what Goods *Tho: Ballard Esq* hath in his poffeffion belonging to the Shipp *Phenix*.

Hansford vs
Winslow

M^r Tho: Hansford hath Attachment Granted him Against the Estate of *John Winslowe* where Ere it is to be found within this Country for payment of Such Damages which the Said *Hansford* fhall make Appeare Justly due the next Court that he hath Sustained by Carrying out of Severall hh^{ds} of tobacco of the said *Winslow*, Returnable to the next Gen^l Court.

Kirkman p
Land

M^{rs} Sarah Kirkman Widdow on behalf of her Self and her Daughter *ffrances* Petitioning to this Court that her Deceased husband *M^r ffra: Kirkman* Dieing Seized of Severall p^{ts} of Land in *Potomock* & other ffrontiere p^{ts} of the Country and by Reason of the Warr with y^e Indians she Cannott Seate the Said frontier Plantacons. *This Court hath therefore* Granted her Seven yeares Liberty for the Seateing of the said Lands.

Littleton p
Land

Cap^t Southey Littleton hath order Granted to pattent One Thoufand Acres of Land at *iingoteage* in *Accomack* County formerly Granted major *Jn^o West* and by him deserted Ent Rights According to Law

Afternoone

[p^{sent}]

GOVERNO^r &c Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* *Tho: Ballard Esq* Co^{ll} *Phill Ludwell* Dep^{ty} Sec^r *Ja: Bray Esq* *Tho: Bowler Esq*.

Beverley vs
Appleton

Judgment is Granted to *Cap^t Rob^t Beverley* as Attorney of *M^r Tho: Southin* Against *Cap^t John Appleton* for payment of Twenty Seven Thoufand five hundred fowerty three pounds of Tobacco & Caske wth Cofts.

Co^{ll} *Ludwell* gone
Order p
M^r Bowler

Tho: Bowler Esq in the R^t of his wife Complaineing that he Ought to have The Guardian Shipp of *Jn^o Edloe* Orphane *The Court are of the Opinion* that he ought not to be his Guardain for that by the Law of *England* the next heire is not to be Guardian to the Orphane And the said *Tho: Bowler Esq* his wife half fyfter to the orphane the Said *Thomas Bowler Esq* if the Orphan dye, is heire to the p^{sonall} Estate and y^e Firft Right to the Escheat (noe heire Appeareing) which is According to the Curtesie of *Virg^o*

Co^{ll} *Cole*
Spring vs
Austin

In the Difference betweene *M^r Rob^t Spring* P^l and *M^r Sam^l Austin* & *M^r Thomas Barber* Defd^{ts} vpon an Appeale from *New Kent* County Court, being full Debated *This Court doth Order* that the Order of *New Kent* be made void and the Said *Spring* in Court doth Relinquish a Deed made by the said *Oufstein* & *Barber* for the Land in *New Kent* and the *M^r Oufstein* & *Barber* doth Deliver vpp the said *M^r Springs* bond for 200^{li} in Court.

Ouftein vs
Spring

Whereas *M^r Tho: Barber* about two yeares did in *Engl^d* together wth Co^{ll} *Cuth Potter* & *M^r Thurston Withnall* Enter into bond of the Penalty of 1000^{li} *Sterl* payable to *M^r Rob^t Spring* wth Condi^{on} that *M^r Sam^l Oufstein* Should give a full & absolute Release to *M^r Robt Spring* of all Such matters & things as in the Said bond & Condi^{on} is Sett downe & at large Expreffed, And the Said

Ouftein

y^s is to be
placed y^e 22^d

Oufstein presenting himself in this Court doth Averr & declare that he hath alwaies been now is & for Ever here after will be Ready to performe the Said Condiçons & Obligaçons made & promised by the Said *Barber* in the before Recited bond & Condiçon & give to y^e S^d *Rob^t Spring* Such Release and discharge as is therein Condiçoned to be given whensoever it shall be Required or demanded by the said *Rob^t Spring* or his Order, And doth now Tender to doe the Same in Open Court, and Humbly Request Such Record there of may be Entred which is Granted him by this Court.

Maj^{or} *John Page* Enters himself Security to Pay all Such Damages as L^t Co^{ll} *John Hull* shall Recover of *Tho: Ballard* Esq as Attorney of *Tho: Maylyn* of London.

Ballard vs Hull

The Difference betweene *Thos: Ballard* Esq as Attorney of *Tho: Maylyn* of London & L^t Co^{ll} *Jn^o Hull* as Admto^r of M^r *John Williamson* is Referred till this time Twelve month, at which time the said *Tho: Ballard* Esq is to produce the Originall bonds.

*Beverley vs
Roane*

The Difference betweene Cap^t *Rob^t Beverley* as Adm^r to *Sam^{ll} Patridge* & M^r *Cha: Roane* is Referred to *Gloster* County Court.

The 22^d of *March* 1675/6

[present]

GOVERNO^R &c Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* Co^{ll} *Ludwell* Dep^{ty} Secr Co^{ll} *Spencer Ja: Bray* Esq L^t Co^{ll} *Cole*

*Accomack &
Northampton
vs Culpeper*

Upon the Petiçon of the Burgeffes of *Accomack* & *Northampton* Counties, Showing that M^r *John Culpeper* Sherriffe of the said Counties did Receive the Quitt Rents of both Counties in the yeare 1673 & 1674 *It is Orderd* that next after the Payment of other publiq dues Soe much of the Estate of the said *Culpeper* be Secured by the Adm^{trix} as will Satisfie what shall Appeare he hath Received of the said Quitt Rents.

*Halley vs
Thorpe*

In the Difference Betweene *Ja: Halley* as Attorney of *John Clerke* Esq and Cap^t *Otho: Thorpe* & M^r *Geo: Pondexter* for the Recovery of Sev^{ll} Plantaçons in the Possession of the said *Thorpe* and *Pondexter* and the Cafes being Stated for *England* and it Appearing to this Court by the Opinion of the Lord Chiefe Justice & other Lawyers that the R^t of the said Land is in the Said *Clerke* *This Court doth therefore Order* that the Said *James Halley* as Attorney of the said *Jn^o Clerke* Esq be putt into present possession of the said Lands & Plantations, by the Sherriffe of *Yorke* County and that they pay Cofts of Sute

*Thomas vs
Claiborne*

Dav^d Thomas Complaineing to this Court Against Co^{ll} *W^m Claiborne* which being Examined *It is Orderd* that the Sherriffe of *James Citty* take Care to Convey the said *Thomas* to the Sherriffe of *New Kent* the said *Thomas* being vnder Execuçon at the said Co^{ll} *Claibornes* Sute & haveing broke out of prifon, *And it is Orderd* that if the said *Thomas* Shall at any time before the next Genn^{ll} Court give good Security for what Shall be then Record by the said Co^{ll} *Claiborne* then the said *Thomas* is to have . . . Liberty.

*Ballard vs
Hunt.*

It is Orderd by this Court that M^r *W^m Hunt* & M^r *Giles Bland* appeare on the first day of the next Genn^{ll} Court to Answer the fute of *Tho: Ballard* Esq Collecto^r on the behalf of his ma^{ty}

Waggaman

*Waggaman vs
Anderson*

In the Difference betweene *Hendrick Waggaman & W^m Anderson* vpon an Appeale from *Accomack* County Court before Judgment being fully debated and It being putt to the Said *Andersons* oath whither he paid the Consideraçon mençoned in y^e Deed which he Refuseing to doe *This Court are Vnanimously of Opinion* that the Said *Anderson* hath noe Cause of Acçon, Nonfute is therefore granted the faid *Waggaman* Against the faid *Anderson* wth Damages According to Act wth Cofts Sute *als ex*

Afternoone

Present

GOVERNO^R &c Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* Tho: *Ballard* Esq *Ja: Bray* Esq
L^t Co^{ll} *W^m Cole* Esq.

Gibson

Whereas *Sarah* the wife of *Simon Gibson* Comeing in open Court & declareing vpon her oath that the faid *Simon Gibson* did in a most Violent manner beat & maine her and It Appeareing by Severall Oathes that the faid *Sarah* was Bruifed & Wounded in a very Lamentable Condiçon (which She declares was done by y^e Said *Simon*) And that she is very desireous to goe for *England*, *This Court have thought fitt to Order* that the faid *Sarah Gibson* be Left to her Liberty Either to goe for *England* or Stay with her husband which she shall here after thinke best for her Safety.

*Sherwood vs
Laurence*

The Order that M^r *W^m Sherwood* [husband of] the Adm^{ix} of *Rich^d James* Deced Obtained the Last Genn^{ll} Court . . . *Rich^d Laurence* . . . for the Appeareance of *Giles Bland* is Now . . . And it is Order^d . . . Said M^r *Laurence* pay vnto the faid M^r *W^m Sherwood* Six Thousand Two hundred Seventy fourer pounds of tobacco & Caske wth Cofts Sute, Noe Exemçon to Issue till after y^e Next Genn^{ll} Court.

*Gibson vs
Griffin*

The whole matters & differences betweene *Simon Gibson* & Cap^t *Rob^t Griffin* M^r of the shipp *Griffin* about his the Said *Griffins* Carrying away in his shipp *Sarah* the Wife of the faid *Gibson* & alsoe divers Goods Belonging to the faid *Gibson*, And alsoe the Contempts made at *New Jersey* by the faid *Griffin* to the Governo^{rs} Warr^{rs} and an Acçon which was there Served on him by the sher-riffe and Constable are by this Court Refferred to the Tryall & Judgm^t of the high Court of Admiralty of *England* and the faid *Griffin* is hereby Order^d to give bond wth Sufficient Security for 1000^{li} *Sterl* to the Collecto^{rs} before his Departure or cleering out of this Country to Answer before the faid High Admiralty Court, as well the Complaint of the aforefaid Governo^r of *New Jersey* as alsoe the Sute of *Simon Gibson*/

*Gibson vs
Griffin*

Cap^t *Rob^t Griffin* master of the shipp *Griffin* is hereby Order^d forthwth vpon *Simon Gibsons* Demand to Deliver to him all Such Goods as were and are belonging to him, and brought in his shipp from *New Jersey* (Excepting only the Wareing Clothes & bedding of *Sarah* his Wife which are forthwith to be Delivrd to her all Which the Said *Rob^t Griffin* is to Deliver vpon Oath before a magistrate if thereto Required by the faid *Gibson*/

Bland

*Bland vs
Sherwood*

Vpon the Petiçon of M^r *Giles Bland*, noe Execuçon to Iffue vpon a Judgment which M^r *Sherwood* Obtained Againft M^r *Laurence* as Security for the faid M^r *Bland* not till after the next Gennⁿ Court/

The Court Adjourned to the firft day of the Meeting of the Affembly (being the fifth of *October* next) where all Caufes Vndetermined this Court are to be Tryed/

Teft

Hen: Hartwell

Cl Con

Att A Court Marshall held on board Cap^t *Jⁿo Martins* shipp
it *Yorke River*, *Jan^y 11th 1676/7*

present

THE RT HONO^{BLE} SR *W^m BERKELEY* Kn^t Governo^r & Cap^t Genn^{ll} of *Virg^a*
Co^{ll} *Nath Bacon* Co^{ll} *Tho: Ballard* Co^{ll} *Phill Ludwell* Co^{ll} *Augustine Warner*
Majo^r *Rob^t Beverley* Co^{ll} *Math Kemp* Co^{ll} *W^m Claiborne* Co^{ll} *Southy Littleton*
L^t Co^{ll} *Jⁿo West* Majo^r *Lau: Smith* Cap^t *Antho: Armestead* Cap^t *Dan^{ll} Jenifer*

Halls

Condemnacon

Thomas Hall being brought before this Court & Accused of Treafon & Rebellion Against his Ma^{tie} and it Appeareing by divers Writeings vnder his owne hand that he hath been a most notorious Acto^r Aydo^r & Affistor in the Rebellion to w^{ch} y^e f^d *Hall* Confesseth himfelfe Guilty, Therefore y^e Court are unanimously of opinion & doe Adjudge y^t the Said *Hall* deserves death. Sentence of death therefore past vpon y^e said *Hall* to be hanged vpon y^e Gallowes by the neck vntill he be dead.

The 12th *Jan^y 1676*

Youngs

Condemnacon

THOMAS YOUNG being brought before this Court And Accused of Treafon & Rebellion Ag^t his most Sacred Ma^{tie} And It Appeareing that he hath been A Most notorious Acto^r Ayder & Affifter in y^e Rebellion To which the Said *Young* Confesseth himfelfe Guilty, Sentence of death therefore past vpon him to be hanged by y^e Neck vpon y^e Gallowes vntill he be dead.

Page

Condemned

The Same Accufation against *Henry Page*, and Sentence Accordingly past vpon the said *Page*.

Wilson

Condemned

The Same Accufation against *James Wilson*, and fentence past Accordingly vpon the said *Wilson*.

Jan 20th 1676

ATT The Houfe of *James Bray* Esq^r *Jan 20th 1676*
present

The Right Hono^{ble} Sr *W^m Berkeley* Kn^t Governo^r & Cap^t Genn^{ll} of *Virg^a* Co^{ll}
Nath Bacon Co^{ll} *Phill Ludwell* Co^{ll} *Tho: Ballard* Co^{ll} *Cha: Moryson* L^t Co^{ll} *Jⁿo West*
L^t Co^{ll} *Edw^d Ramsfey* Co^{ll} *Hill* Majo^r *Page*

Drumond

Condemned

W^m Drumond being Accused of Treafon & Rebellion Against his Ma^{tie} which Appeareing by divers oaths, & his Owne Confession, Sentence of death therefore past against the said *Dromond* to be hanged by y^e Neck vntill he be dead

Baptista

Condemd

The Same Accufation against *John Baptista* & Sentence past Accordingly Vpon the said *Baptista*

24th day of *January 1676*

ATT A Court Marfhall held at *Green Spring* the 24th day of *January 1676*
present

Sr *W^m Berkeley* Kn^t Governo^r & Cap^t Genn^{ll} of *Virginia* Co^{ll} *Bacon*, Co^{ll} *Clai-*
borne, Majo^r *Page*, Co^{ll} *Ballard*, Co^{ll} *West*, Co^{ll} *Ludwell*, Co^{ll} *Hill*, Co^{ll} *Ramsfey*,

James

James Crewes being brought before the Court for Treafon and Rebellion Againft his moft Sacred Ma^{tie}, & Pleading nothing in his defence, and the Court being very Seneible that the Said *Crewes* was a moft notorious A^{cto}r & Affi^{to}r in the Rebellion, *Therefore the Court are unanimously of Opinion & doe Adjudge* him Guilty of the Accufation, Sentence of death therefore paft vpon him to returne to the Prifon from whence he Came, and from thence (on *fryday* Next) to be Carried to the Gallowes there to be hanged by the neck vntill he be dead.

The Same Accufation (of *James Crewes*) Againft *W^m Cookefon*, and Sentence of death Accordingly paft vpon him.

The Same Accufation (of *James Crewes*) Againft *Jn^o Digby*, and Sentence of death Accordingly paft vpon him.

The Same Accufation (of *James Crewes*) Againft *W^m Rookeings*, and Sentence of death Accordingly paft vpon him.

The Same Accufation (of *James Crewes*) Againft *W^m Weft*, and Sentence of death Accordingly paft vpon him.

The Same Accufation (of *James Crewes*) Againft *Jn^o Turner*, and Sentence of death Accordingly paft vpon him

Hen: Weft being found Guilty of Treafon & Rebellion Againft his Ma^{tie} Butt for that he hath not been foe Notorious as the Reft, the Court have thought fitt (out of the Compafion they have) & doe Accordingly Order that he be Banifhed out of the Country for the fpace of feven yeares, Either to *England Barbadoes, Jamaca* or any of the Iflands, And if he Returne within the faid time Limited then to fuffer y^e Rigour of the Law for his Treafon & Rebellion, *And the Court doth Adjudge* his Eftate to be forfeited to his Ma^{tie} Except five pounds which is allowed him to pay his Paffage

AT A Court held at *Green Spring* the 1st *March* 1676/7

present

SR W^m BERKELEY Kn^t Governo^r &c Co^{ll} Nath Bacon Co^{ll} Phil Ludwell dep^{ty} fecr
Co^{ll} Tho. Ballard Co^{ll} Ja: Bridger Ja: Bray Esq Co^{ll} W^m Cole

John Sanders being a notorious Acto^r in the Late Rebellion & by y^e Governo^r p^{ro}clamaçon of p^{ro}don being Exempted but vpon his humble Pet. & Submissiion to y^e Governo^r he was Pleas'd to Grant him the Benefitt of his p^{ro}clamaçon of p^{ro}don, Butt for that the f^d *Sanders* hath been very Active in the late Rebellion, *the Court have thought fitt & doe Order* that he be fined two thousand pounds of tobacco & Caske to y^e Countrie to goe towards y^e Satisfaction of the Souldiers to be paid next yeare.

The 3^d *March* 1676/7

VPON Petition of M^r *Tho: Cock*, It is order'd that he have Seven yeares Liberty from y^e date of his Pattents for the Seateing of his two devidents of Land being ffrontier Plantaçons.

This day major *Jn^o West* & Cap^t *Cha: Scarburgh* had granted them the Benefitt of his Most Sacred Maties p^{ro}clamaçon And did take y^e oath of obedience to his matie

Governo^r Absent

Itt being most Evident that Cap^t *Charles Scarburgh* hath vtte'd Diuers Scandalous & mutinous words Tending to the dishonor of the R^t Hono^{ble} Governo^r Butt the Said Cap^t *Scarburgh* Submitting himself & being Ready to Comply with what fine the Court shall Adgudge Against him, *The Court have thought fitt & doe order* that the Said Cap^t *Scarburgh* be fined or Amerced Seventy pounds *Sterl* to be be paid vpon Demand to the R^t Hono^{ble} the Governo^r which the said Cap^t *Scarburgh* Willingly Submitts too.

It being Evident that Co^{ll} *W^m Kendall* hath vtte'd divers Scandalous & mutinous Words tending to the Dishono^r of the R^t Hono^{ble} Butt the said Co^{ll} *Kendall* Submitting himselfe and offering fifty pounds *Sterl* as a fine for his Soe great Crime, And the R^t Hono^{ble} the Governo^r desireing the Court to Passe the same into Order, *that [they] have therefore thought fitt & doe order* that he pay the Said Some vpon Demand to the Right Hono^{ble} the Governo^r which he Willingly Submitts too, And hath Accordingly p^{ro}formed the Same

The 5th *March* 1675/6 [1676/7]

WM RANDOLPH hath three yeares Liberty Granted him from the date hereof for the Seateing of his Land which is vpon *Swift* Creeke being ffrontier Plantaçon.

Eusebius King hath three yeares Liberty Granted him from the date hereof for the Seateing of his Land which is vpon *Swift* Creeke being a ffronteir Plantaçon.

Hen: Hartwell

Cl Con

ATT A Court at *Green Spring* the 8th Day of *March* 1676/7

present

SR W^m BERKELEY Kn^t Governo^r &c *Herbert Jeffries* Esq S^r Jⁿ^o *Berry* Kn^t *ffra*
Morryson Esq his Ma^{ties} Com^{rs} Co^{ll} *Nath Bacon* Co^{ll} *Phill Ludwell* dep^{ty} Sec^r
Co^{ll} W^m *Cole*.

It is the Judgment of this Hono^{ble} Court that none but Such
Persons who are free holders & house keepers are of Capacity to be
Jurymen.

Giles Bland being Convicted for divers Rebellions Treasons &
other misdemeano^{rs} Comitte^d by him Against his Most Sacred
Ma^{tie} The Grand Jury brought in their Verdict *Billa Vera* then
the Jury of Life & death was Impannelled who bring in their
Verdict Guilty According to the Indictment Sentence of death
therefore past vpon him According to forme 15 Infant

Rob^t Jones being Convicted for divers Rebellions Treasons &
other misdemeano^{rs} by him Comitted Against his Ma^{ties}, The
Grand Jury brought in their Vird^t *Billa Vera* and the Jury of Life
& death brought in their Vird^t Guilty According to the Indictm^t
. . . Sentence of death therefore past vpon him According to
forme--15--Infant

The 9th March

ANTHONY ARNOLD being Convicted for divers Rebellions
Treasons & other misdemeano^{rs} by him Comitted Against his
Ma^{tie} The Grand Jury brought in their Verdict *Billa Vera*
and the Jury of Life & death brought in their Verdict Guilty
According to the Indictment. Sentence of death therefore past
vpon him According to Forme 15th Infant.

Richard ffarmar being Convicted for divers Rebellions Treasons
& other misdemeano^{rs} by him Comitted Against his Ma^{tie} The
Grand Jury brought in their Verdict *Billa Vera* and the Jury of
Life and death brought in Verdict Guilty According to the Indict-
ment. Sentence of death therefore past vpon him According to
forme 15th Infant

Rob^t Stookes being Convicted for divers Rebellions Treasons
& other Misdemeano^{rs} by him Comitted Against his Ma^{tie} The
Grand Jury brought in their Vird^t *Billa Vera* & the Jury of Life &
death brought in their Verdict Guilty According to the Indict-
ment. Sentence of death therefore past vpon him According to
Forme 15th Infant.

The 10th March 1676

present

SR W^m BERKELEY Kn^t Governo^r &c Co^{ll} *Nathaniel Bacon* Co^{ll} *Phill Ludwell* dep^{ty}
Sec^r Co^{ll} W^m *Cole* *Ralph Wormeley* Esq.

John Ifles being Convicted for divers Rebellions Treasons &
other misdemeano^{rs} by him Comitted Against his Ma^{tie} the Grand
Jury

Jury brought in their Vird^t *Billa Vera* and the Jury of Life & death brought in their Vird^t Guilty According to the Indiētment Sentence of death therefore paft vpon him According to forme
15th Instant.

Richard Pomfry being Convicted for divers Rebellions Treafons & other mifdemano^rs by him Comitted Against his Ma^{tie} the Grand Jury brought in their Vird^t *Billa Vera*, And the Jury of Life and death brought in their Vird^t Guilty According to the Indiētment Sentence of death therefore paft vpon him According to forme

The 15th March 1676

present

THE RIGHT HONO^{BLE} THE GOVERNO^R &c *Herbert Jeffries* Esq S^r *Jn^o Berry* Kn^t *fra: Moryson* Esq His Ma^{ties} Com^rs Co^{ll} *Nath Bacon* Co^{ll} *Phill Ludwell* Co^{ll} *W^m Cole* *Ralph Wormeley* Esq Co^{ll} *Jos: Bridger* Co^{ll} *Tho: Ballard*

W^m Hatcher being brought before this Court for vttering divers Mutinous Words tending to the disquiett of this his Ma^{ties} Country And It being Evidently made Appeare what was Layd to his Charge by divers oaths And A Jury being Impannelled to Assesse the damages, who bring in their Virdiēt that they award the Said *Hatcher* to pay Tenn Thousand pounds of Tobacco & Caske, which Vird^t of the Jury this Hono^{ble} Court doth Confirme, Butt in Respeēt the Said *Hatcher* is an Aged man the Court doth order that the said *Hatcher* doe pay in full Expedition Eight Thousand p^{ds} of drest Porke vnto his Ma^{ties} Comander of his fforces in *Henrico* County for y^e supply of y^e Soldiers which if he fayle to doe that then he pay Eight Thousand pounds of Tobacco & Caske y^e next Cropp & pay Cofts.

Neuett Wheeler Petiēoning to this Court to take hole of his most Sacred Ma^{ties} Gracious p̄clamaēon of P̄don & Indempnity & Submitting himfelfe, *the Court are [of] opinion* that he have Benefitt of his Ma^{ties} P̄don Allowed him.

Whereas Sands Knowles of *Kingstone* P̄ish in *Gloucester* County being in Rebellion Against his Ma^{tie} was in the month of *October* Laft (then in the height of the late hor^d Rebellion) by Vertue of a Commiffion to Majo^r *Robert Beverley* granted by the Right Hono^{ble} the Governo^r taken Prifoner, & wth him divers of his Goods, Servants, Slaves p̄visions & a Shallop, Seized, taken & Carried away by the Said *Beverley* & the Souldiers Vnder his Comand and p̄fented to the R^t Hono^{ble} the Governo^r then at the houfe of majo^r *Genn^{ll} Jn^o Custis* in *Northampton* County on the *Eastern Shore*, who for the Said *Knowles* his Rebellions & Treafonable Practices Comitted him to Prifon & Condemned all his Goods, Serv^{ts} Slaves p̄visions, & boate & orde^d & difpofed P̄t of the Same to be Expended Sould & Layd out for p̄visions for his Ma^{ties} Souldiers which was Accordingly donn, & gave the Rest Imediately to the Said *Beverly* & his Souldiers vnder his Comand for their Incouragement & good Service And *whereas* the faid *Knowles* Remained a Prifoner Vnder Bayle to this day to Answer the Crimes Rebellions & Treafons by him Comitted Against his Most Sacred Ma^{tie} & Soe Excepted out of the R^t Hono^{ble} the Governo^rs Generall P̄don beareing date y^e 10th *february* 1676 & Grounded vpon his Ma^{ties} most Gracious p̄clamaēon of P̄don, for the Crimes, Treafons

Treafons and Rebellions by him Comitted, humbly Offering to Renounce Acquitt & difcharge all Right or Claime of him the faid *Knowles* forever hereafter to any or all the faid goods &c Serv^{ts} Slaves, Boate or p^{ro}vifions, by the faid *Beverley* or any Souldier with him Soe taken & Carryed away, Acknowledging the Same to be Juftly Loft (by him) & forfeited forever, his Said Relinquifhment of the Said Goods &c was orde^d to be Entred vpon Record And the Said *Knowles* his Petition Granted & his Acknowledgm^t & humble Submiffion in open Court putt vpon Record, to the End the King ma^{ties} moft Gracious P^{ro}don may be of full force & Effect to him the Said *Knowles* & his Remaining Eftate he takeing the oath of obedience & giving good bond wth Securities for his future Good behavior

Whereas M^r *George Seaton* of *Kingftone* P^{ro}vis in *Gloucefter* County one of his Ma^{ties} Juftices of y^e Peace being in Rebellion Againft his moft Sacred Ma^{ty} was in the time of the faid Rebellion on or about the beginning of *november* laft taken prifoner by Major *Rob^t Beverley* & with him divers of his Goods & p^{ro}vifions, Seized & taken & Carried to the Right Hono^{ble} the Governo^r then Refideing on the *Eastern Shore* who Com^d the Said *Seaton* . . . & Condemned & difpofed his goods & p^{ro}vifions Soe Seized & . . . to the vfe & Incouragem^t of his Ma^{ties} Souldiers & . . . Remained Prifoner vnder Bayle fouer . . . to the faid *Seaton* was by order of the R^t Hono^{ble} the Governo^r Seized & marked with the broad Arrow Butt left in the houfe & Poffeffion of the faid *Seaton*, vntill Convenient time for their Remouevall And whereas the faid *Geo Seaton* did this day Make Humble Sute to the Court that he might Receive the Benefitt & mercy of his Sacred Ma^{ties} moft Gracious P^{ro}don Praying for Releafement of his Said foure hhds of Tobacco Soe Seized as aforefaid and Submiffively Relinquifhing all Right Claime, Title or Intrest to any the faid Goods Seized or Carried away by the Said *Beverley* or his Souldiers This Court doth order & Adjudge the Said Goods to be by Reafon of their being taken & removed in time of Rebellion wholly Loft & fforfeited, Butt By Reafon the faid fflower hoggsheds of Tobacco were only vnder Seizure & not removed that therefore the Said *Seaton* may make free vfe of the Same vntill it Shall be determined by his Ma^{ty} & Lords of his Hono^{ble} Council whether the Same be not forfeited by Reafon of the faid Seizure, notwithstanding the Benefitt of his ma^{ties} Gracious P^{ro}don is vpon the Said *Seatons* Humble Petition Granted & Confirmed to him he takeing the oath of Obedience & giving bond wth Sufficient Security for his future Good behavior.

The 16th March 1676

present

THE R^T HONO^{BLE} S^R W^M BERKELEY Kn^t Governo^r &c Co^{ll} Nath Bacon Co^{ll}
Will^m Cole Ralph Wormely Esq

Jn^o Whitson being Convicted of divers Rebellions Treafons & other mifdemeano^{rs} by him Comitted Against his Moft Sacred Majeftie, The Grand Jury brought in their Vird^t *Billa Vera* And the

the

the Jury of Life & death brought in their Verdict Guilty According to the Indictment, And Sentence of death Past vpon him According to forme

W^m Scarburgh being Convicted of divers Rebellions Treasons & other misdemeanors by him Comitted Against his Most Sacred Ma^{tie} The Grand Jury brought in their vird^t *Billa Vera* And the Jury of Life and death brought in their Vird^t Guilty According to the Indictm^t and Sentence of death past vpon him According to forme

The 17th March 1676

[Present]

THE RIGHT HONO^{BLE} THE GOVERNO^R & . . .

Whereas Cap^t *W^m Byrd* gave Informaçon to this Court . . . *W^m Tiballs & Henry Gee* did vpon Seuerall . . . tending very much to the Prejudice of the R^t Hono^{ble} Com^{rs} & the Peace & Quiett of this Countrey *This Court thought fitt & Accordingly have order'd* . . . *Bird* together with y^e above named ~~persons~~ . . . forthwith goe over to the Place of abode . . . R^t Hono^{ble} Comissioners there to be by them . . . Such Punishm^t for their offence as they . . .

Whereas Charles Blanckevile being . . . being active in the late Rebellion . . . of his Ma^{ties} Most Gracious ~~pro~~clamaçon . . . Butt y^e said *Blanckevile* hath been . . . That the said *Blanckevile* himself at the next County Court of of *Eliz Citty* vpon his knees with a Rope about his neck Ask ~~for~~don for his Rebellion & Treason, According to Submission & pay Cofts

The 22th of March 1676⁷

[Present]

SR WILL^M BERKELEY Kn^t Governo^r &c S^r Hen: Chicheley Kn^t Co^{ll} Nath: Bacon Co^{ll} Phill Ludwell dep^{ty} Secr Co^{ll} W^m Cole Ralph Wormeley Esq.

Jn^o . . . fined According to Act being Sumoned vpon A Grand Jury & not . . . his Attandance . . . *new Kent*

. . . & Hen: Gee of Henrico County being brought before the . . . Scandalous & mutinous words Tending to y^e disquiett . . . Ma^{ties} Com^{rs} And the Court desireing . . . Report who gave Report . . . them. *This Court have* . . . that the said *W^m Tiballs* . . . pounds of meate . . . of *Henrico* . . .

. . . being brought before This Court for being a notorious Acto^r . . . in the late Rebellion, who Peticióning rather then to Come to tryall for Same that he may be Banished, *The Court doth order* that he be Banished for the Terme of five yeares to *New England*

⁷ The last sheet of the minute book, on which the proceedings for the 22nd of March 1676/77 are recorded, is so mutilated as to be in large part undecipherable. There are printed in Hening, however, Vol. II, the judgments of the court as written out in full by the clerk and recorded in a book now lost.

England Barbadoes, Jamacia or any other of the Iſlands and
 . . . within that Time vnder the forfeiture of being ꝑſecuted
 . . . and that he depart the Country within Two Months
 & . . . for his Good Behavior dureing his Stay in the Countrey

. . . & Mr *Jn^o Wiſedom & Tho: Warr* being Brought before
 This Court for their being notorious Acto^{rs} Aydo^{rs} & Aſſiſto^{rs} in
 the late Rebellion Petiçoning rather then to Come to A Tryall for
 the Same that they may be Banifhed. *The Court doth therefore*
order that they be Banifhed for the Terme of Seven yeares Either
 to *New England, Barbadoes, Jamaica* or any other of the Iſlands
 and not to Returne within that Time vnder forfeiture of being
 ꝑſecuted According to Law and that they depart The Country
 within Two months and give good Security for his good behavior
 dureing their ſtay in the Countrey.

Thomas Maples & Thomas Backer being brought to this Court
 for vttering divers Mutinous words tending to the diſturbance of
 y^e Peace of this Country w^{ch} being Sufficiently ꝑved by good oaths
the Court have thought & Accordingly orde'd that the Said *Mayple*
 & *Baker* Pay one Thouſand pounds of neate Porke Each of them
 to the vſe of his Ma^{ties} Souldiers, give bond wth good & Security
 to Mr *Thomas Marſton* for their Good behavior & Likewiſe for y^e
 Payment of y^e Said 2000^{li} Porke in *November* next wth Coſts.

W^m Walker is *Orde'd* to give bond with good Security for his
 good Behavior for his Contempt to one of his Ma^{ties} Juſtices of the
 Peace & Pay Coſts.

L^t Co^{ll} *Henry Gooch* . . . Imploring his moſt
 Sr *W^m Berkeley* . . .

**Selections from
Conway Robinson's
Notes and Excerpts
from the Records
of Colonial Virginia**

[7] Sir *francis Wiatt* appears to have been affiduously engaged in 1640 and 1641 in the discharge of his duties as governor and presiding officer of the court.

In *April* 1640 the quarter court was in session at *James City* from the 8th until the 24th of the month. There remain 65 pages of orders at this term, embracing a great variety of subjects. Among them are the following:

Whereas Mr *John Moore* being twice chosen burgeses for the county of *Ile of Wight* and having necessarily expended by his long attendance in his said service 3335 pounds of tobacco, *the court hath therefore ordered* that the commissioners for the said county shall levy the said sum from the inhabitants of the said county according to the act of assembly in that case made and provided or otherwise that the said commissioners shall make their appearance at the next *June* court to shew cause to the contrary or one of them in behalf of the rest.²

Whereas upon the petition of *Henry Poole* to the burgeses of this last assembly for the confirmation of a certain fee of five pounds of tobacco for every hundred pounds of tobacco to the said *Poole* being clerk of the monthly court holden for the county of *Elizabeth City* for the taking of all inventories; and *whereas* the said burgeses have subscribed their consent to the said petition for the quantity of three pounds of tobacco to be paid to the said clerk for all inventories and outcries which the court doth think fit to confirm unto the said *Henry Poole* or his successors, clerks of the said county and *do further order* that the said *Poole* shall be present at the taking of all inventories and outcries happening within the said county and out of the same that a fee of three pounds of tobacco for every hundred be paid to the said *Poole* as well for the time past as the time to come.³

[8] 9th of Oct., 1640.

Whereas *Anne Belfon* servant unto *Theodore Moyfes* for the term of 8 years hath complained to the board against her said master for his ill usage of her, by putting her to beat at the mortar for all his household, he the said *Moyfes* promising at the time of her entering into covenant with him that he would use her more like his child than his servant and that he would teach her to read and instruct her in the rudiments of religion and have a paternal care over her: and *whereas* it appeareth that the said *Moyfes* received 500 pounds of tobacco being a legacy given unto the said *Anne Belfon* with which the said *Moyfes* promised to buy a cow and a calf for the said *Belfon* and that the increase thereof should run on for her until she had served out her time, all which is proved by the testimony of *William Musgrave* and *Margaret Hartwell*: and *whereas* the said *Moyfes* hath further covenanted with the said *Belfon* to give unto her, at the expiration of her time, one sow and calf as appeareth by her indenture: the court taking into consideration the grievous and tyrannical usage of the said *Moyfes* to the said *Belfon* and that she hath served seven years of her time to the said *Moyfes* as also the legacy received five years since *doth order* that the said *Belfon* shall be free from her said service and that the said *Moyfes* shall within one month deliver unto her or her assigns the said sow and cow calf with such apparel and corn as shall be indifferently adjudged sufficient by Mr *francis fowler* and *Bridges freeman* and shall likewise pay all court charges expended in or about the same otherwise execution &c.⁴

11th of Dec., 1640.

Whereas *William Huddleston* servant unto Mr *Canhow* [or *Cantrow*?] hath complained to the board against his master for want of all manner of apparel, *the court hath therefore ordered* that the said Mr *Canhow* [or *Cantrow*?] shall before *christmas* next provide and allow unto the said *Huddleston* such sufficient apparel of linen and woollen⁵ as shall

¹ Book in genl court office marked No 1. 1639 to 1642 p 83 to 148

² *Id.* 122

³ *Id.* 126, 7

⁴ *Id.* 313

shall be thought fit by Captain *John West* Esq^r or otherwise that the said Captain *West* shall have power to dispose of the said servant until the said *Canhow* [or *Cantraw*?] do perform this order.⁵

7th Of Oct., 1640.

Whereas *Tho^s Purfell* servant unto *Rob^t Braffure* for the term of four years hath petitioned to the board for his freedom, it being denied unto him by the *l^d Braffure* in regard the said *Purfell* has absented himself from his said service for the space of three months or there-about *the Court hath therefore ordered* that the said *Purfell* shall be discharged from his said master but shall loose his right in apparel and corn due unto him at the Expiration of his time in respect of his absence from his service as aforesaid & that the said *Braffure* shall Deliver [9] unto the said *Purfell* such apparel bedding and what other goods do already belong unto him and are remaining in the custody of the said *Braffure* ⁶

7th of Oct., 1640

Whereas it appeareth to the Court that *Roger Parke* being bound to serve Cap^t *Corell* for the space of three Quarters of a year and *Tho^s Loving* Being agent for the said Cap^t *Corell* the said *Parke* was assigned to the said *Loving* to serve the said time which the said *Parke* having not performed *the Court hath ordered* that the said *Parke* shall forthwith put in security for the payment of five pounds *sterling* within twenty days after this order unto the said *Loving* in consideration of his said service being not performed as aforesaid otherwise Execution &c ⁷

June 4, 1640

Whereas upon Information to this Board of two servants that are run away from *Maryland*, and now at the House of *George Minesye* Esq^r one of which said servants doth belong unto M^r *Snow* as he pretendeth, and the other to the governour of the aforesaid *Maryland* as is informed *the court hath therefore ordered* that the said servant belonging to the said *Snow* shall be delivered unto him if upon due proof he make his right appear and the other servant to be returned with all speed unto the said Governour.⁸

June 4, 1640.

Upon the petition of *Hugh Gwyn* gent^r wherein he complained to this board of three of his servants that are run away to *Maryland* to his much loss and prejudice and wherein he hath humbly requested the board that he may have liberty to make [10] the sale or benefit of the said servants in the said *Maryland* which the Court taking into Consideration and weighing the dangerous consequences of such pernicious precedent *do order* that a letter be written unto the said Governour to the intent the said servants may be returned hither to receive such exemplary and condign punishment as the nature of their offence shall justly deserve and then be to be returned to their said master ⁹

9th of July, 1640.

Whereas *Hugh Gwyn* hath by order from this Board Brought back from *Maryland* three servants formerly run away from the said *Gwyn*, *the court doth therefore order* that the said three servants shall receive the punishment of whipping and to have thirty stripes apiece one called *Victor*, a *dutchman*, the other a *Scotchman* called *James Gregory*, shall first serve out their times with their master according to their Indentures, and one whole year apiece after the time of their service is Expired. By their said Indentures in recompense of his Loss sustained by their absence and after that service to their said master is Expired to serve the colony for three whole years apiece, and that the third being a negro named *John Punch* shall serve his said master or his assigns for the time of his natural Life here or elsewhere.¹⁰

[11] July

⁵ *Id.* 386

⁶ *Id.* 307.

⁷ *Ibid*

⁸ *Id.* 175

⁹ *Id.* 175

¹⁰ *Id.* 250

[11] July 22, 1640.

Whereas complaint has been made to this Board by Cap^t W^m Pierce Esq^r that six of his servants and a negro of M^r Reginolds has plotted to run away unto the Dutch plantation from their said masters and did affay to put the same in Execution upon Saturday night being the 18th day July 1640 as appeared to the Board by the Examinations of Andrew Noxe, Rich^d Hill, Rich^d Cookefon and John Williams and likewise by the confession of Christopher Miller, Peter Wilcocke, and Emanuel the foresaid Negro who had at the fore said time, taken the skiff of the said Cap^t W^m Pierce their master, and corn powder and shot and guns, to accomplish their said purposes, which said Persons failed down in the said skiff to Elizabeth river where they were taken and brought back again, the Court taking the same into consideration, as a dangerous precedent for the future time (if unpunished) did order that Christopher Miller a dutchman (a prince agent in the business) should receive the punishment of whipping and to have thirty stripes, and to be burnt in the cheek with the letter R and to work with a shackle on his leg for one whole year, and longer if said master shall see cause and after his full time of service is Expired with his said master to serve the colony for seven whole years, and the said Peter Wilcocke to receive thirty stripes and to be Burnt in the cheek with the letter R and, after his term of service is Expired with his said [12] master to serve the colony for three years and the said Rich^d Cookefon after his full time expired with his master to serve the colony for two years and a half, and the said Rich^d Hill to remain upon his good behaviour until the next offence and the said Andrew Noxe to receive thirty stripes, and the said John Williams a dutchman and a Chirurgeon after his full time of service is Expired with his master to serve the colony for seven years, and Emanuel the Negro to receive thirty stripes and to be burnt in the cheek with the letter R. and to work in shackle one year or more as his master shall see cause, and all those who are condemned to serve the colony after their times are expired with their masters, then their said masters are required hereby to present to this board their said servants so condemned to the colony "

13th of Oct., 1640.

The Court hath ordered that W^m Wootton and John Bradye as principall actors and contrivers in a most dangerous conspiracy by attempting to run out of the country and Inticing divers others to be actors in the said conspiracy to be whip^t from the gallows to the Court door and that the said Bradye shall be Branded with an Iron in the shoulder, and Wotton in the forehead each of them to serve the Colony seven years, the service due from the [13] said Wotton to the said M^r Sanderfon being first performed, each of them to work in Irons during the time of the said censure for the rest of these that are freemen (viz) John Tomkinfon and Rich^t West for consenting and concealing the said plott that they shall be whipt and serve the colony two years and those that are servants (viz) John Winchester, W^m Drummer Rob^t Rouse and Rob^t Mofely to be whipt only as also Margarett Beard, and that the masters of the said servants shall pay the fees due from the servants to the sheriffs and the servants shall make good the same, at the Expiration of their time by a years service apiece to their said masters and that none of them shall be releafed from their Irons without order from this Board "

Oct. 17, 1640.

Whereas we are daily given to understand of divers servants that run away from their masters whereby much loss and prejudice doth ensue to the masters of such servants, the court therefore conceiving it to be the most necessary and speedy course to apprehend the said servants doth order that upon complaint thereof made unto the sheriffs of the counties where any such servant or servants doth run away that the sheriff thereof or his deputies shall hereby have power to hire boat and hands to pursue the said runaways and that the charge thereof shall be borne and defrayed by the said county "

June

¹¹ Id p. 252, 3.¹² Id. 319¹³ Id 326, 7.

June 30, 1640.

The court hath granted that a commission shall be drawn for *John Mattrom* and *Edward fleet* authorizing them to levy a party ¹⁴ of men, or more if need require, out of the trained band for *Charles river* county with arms and ammunition to go in pursuit of certain runaway negroes and to bring them in to the governor. *And it is further ordered* that such men as shall be pressed for this expedition shall receive their pay and satisfaction for their pains at the public charge of the counties from whence such negroes are runaway and likewise for any boat or boats that shall be taken for the said service.¹⁵

[14] Upon the petition of *Henry Hawley* for keeping a ferry at the mouth of *Hampton* river in *Sequotan* for the ease of inhabitants and passengers in or about their occasions which the court taking into consideration as a matter tending to the great benefit of the inhabitants and others have granted unto the said *Hawley* a patent for the same during his natural life and the said patent to pass under the hand of the governor and the seal of the colony; the said *Hawley* not exacting above one penny for the ferriage of any of the said inhabitants or passengers according to his offer in his said petition.¹⁶

Whereas Captⁿ *Tho^s Willoughby* Esq^r represented to this court that he had lent one barrel of gunpowder containing one hundred weight to accommodate the funeral of Captain *Francis Hook* the late commander of the fort at *Point Comfort* and one of his majestys councillors for *Virginia*, the court hath therefore ordered that the said Captⁿ *Willoughby* shall be satisfied the same from the present captain of the fort out of the powder belonging to the public.¹⁷

Whereas at several vestries holden for the Parish of *James city*, it was ordered that the church wardens should collect arrearages and wages belonging either to the offices or places of clerk or sexton and *forasmuch* as the clerk of the Parish hath informed the board that the said church wardens do not accordingly collect and pay the wages belonging to their several places, the court hath therefore ordered that the said church wardens that now are and so from time to time which hereafter shall be, shall collect and pay unto the said clerk and sexton their said arrearages and wages due unto them for their several places aforesaid.¹⁸

Whereas it appeareth that *Owen Loyd* purser of the ship *Honour* hath counterfeited the hands of *Nathaniel Warren* and *William Nottingham* being sworn officers for the execution of the laws by which said counterfeiting, the said *Loyd* hath received and paid divers quantities of tobacco, the court doth therefore think fit and [15] order that the said *Loyd* for his said forgery shall fine ten pounds sterling to the king and five pounds to *George Saphire* being the informer and shall pay to the said *Saphire* twenty shillings for his charges in prosecution and ten shillings to two viewers from whence the said counterfeit was pretended to come and further that the said *Loyd* shall suffer imprisonment during the governors pleasure.¹⁹

Whereas *Richard Wiatt* did at this court complain against *Richard Crudle* and *Margaret* his wife for a scandal and defamation used upon him the said *Wiatt* by the said *Margaret* in laying to his charge the getting of her with child which scandal the said *Wiatt* pretended was a mere practice and complotment of the said *Crudle* to force the said *Wiatt* by way of composition to clear and acquit him of a debt in tobacco due unto him to which his allegation the said *Crudle* gave in answer that he purchased her the said *Margaret* his now wife out of an affection for her and with intent to make her his wife of him the said *Wiatt* not knowing until a month after marriage that she was with child and that the said *Margaret* his wife when she was in labour of her child did freely confess and upon oath declare to the midwife that the said *Wiatt* was the father of the child (of which thing the midwife that laid her in bed made oath in court) and that the said *Crudle* did thereupon arrest the said *Wiatt* who to avoid the shame and disgrace which

he

¹⁴ In the commission party, ten men or more. *Id.* 234

¹⁵ *Id.* 208

¹⁶ Book in genl court office marked No. 1. 1639 to 1642 p 141.

¹⁷ *Id.* 142.

¹⁸ *Id.* 147

¹⁹ *Id.* 147

he might incur by public question for the said fact and also in consideration of keeping the child did give a release to the said *Crudle* for all debts due to him the said *Wiatt* from the said *Crudle* and in further recompense did give him the said *Crudle* a bill whereby he obliged himself to bring over and deliver to him a servant. And the said *Wiatt* again pretended that he was by the arrest forced as well to give the said release as also the said bill to clear his passage for *England* whither he was then going and without his so doing must have stayed to his great prejudice (the ship being then upon her departure) and did seem to offer reasons that the child could not be of his getting, the months being computed from whence he had sight of her the said *Margaret*, and that one Captain *John Preene* since deceased did acknowledge himself to have got the said *Margaret* with child. The court upon hearing the allegations, circumstances and proofs on both sides and not being satisfied with what the said *Wiatt* could allege for himself either in the matter of time of their acquaintance (which was found to be full and competent by computing from the time of his first [16] seeing her to the time of her delivery) or otherwise were of opinion that the said *Wiatt* must in law be reputed father of the child, the said *Margaret* charging him therewith in the time of her travail and did therefore order that the said *Wiatt* should upon demand, in lieu of the servant promised, deliver unto the said *Crudle* a cow with calf or calf by her side and that the said release made from *Wiatt* to *Crudle* should stand firm, he the said *Crudle* giving also to the said *Wiatt* a release of all actions and demands the afore said, the afore said cow being delivered and that the said *Crudle* shall discharge the said *Wiatt* from all molestation from the Bishop for the said child and that the said *Wiatt* shall pay all charges that the said *Crudle* hath been at in the said suit either at the office or the ordinary, otherwise execution ²⁰

Upon the petition of *Edward Prince* to this court that whereas *Philip Gayne* hath divers times unlawfully without the privity and consent of him the said *Prince* inveigled one *Catherine Wilkins* a maid servant belonging to him and gotten her with child and since married her: *the court doth thereupon order* that the said servant shall serve the said *Edward Prince* her full time of service due unto him by covenant and that he the said *Philip Gayne* shall make satisfaction to the said *Edward Prince* for such further damages as he shall hereafter make appear that he hath sustained thereby ²¹

Whereas *William Strong* having been accused to this board that he had a wife in *England* and did notwithstanding go about to marry another in this colony: whereupon he was prohibited by this board until he had cleared himself of the said accusation to proceed in said intended marriage: which said *Strong* having produced several depositions for the clearing of the said accusation and no positive proofs coming against him: *the court doth therefore declare* him the said *Strong* to be free to marry according to the laws of the church; the bans of matrimony being thrice asked according to the customs of the church of *England*.²²

Upon the humble certificate of *Simon Bowman* chirurgeon, representing to this court that whereas *John Hobson* who was lately dangerously hurt by *Owen Hughes* is now perfectly recovered; *the court hath ordered* that the said *Owen Hughes* who hath been prisoner in the custody of the sheriff for the same ever since the said hurt was done shall be discharged of the said imprisonment; he putting in security for his good [17] abeyance to two of the commissioners for the county of *Charles river*; unless the said commissioners can shew cause to the contrary ²³

Whereas *Richard Wilkinfon* was fined at the court holden for the county of *Isle of Wight* for speaking contemptuous words against Captain *John Upton* commander of the said county: And whereas the said *Wilkinfon* petitioned this board for respite of the sentence and to rehear the said cause at this board; And whereas it appeareth to this court by the deposition of *William Boulke* that the said Captain *John Upton* did confess that the said *Wilkinfon* had asked him forgiveness and that therefore he would be

willing

²⁰ *Id.* p. 95.

²¹ *Id.* p. 125

²² *Id.* p. 130

²³ *Id.* 129

willing to have the fine remitted, *the court doth therefore order* that the said *Wilkinson* shall be clearly acquitted and discharged of the said fine ²⁴

Whereas Robert Sudbury and Andrew Perkins who absenting themselves by running away in the woods from the service of their master Captain *John Upton* were this day complained on in court for the same; *the court hath therefore ordered* that the said *Robert Sudbury and Andrew Perkins* shall at the next monthly court holden for the *Isle of Wight* county receive (as correction for their offence) the punishment of whipping. And the said Captain *Upton* is hereby required to see the due execution thereof ²⁵

Whereas complaint hath been made unto this board that *Robert Newman* hath (contrary to an act of assembly in that case made and provided) traded with certain servants belonging to Captain *Samuel Matthews*: And *whereas* it appeareth by a petition exhibited to this board on the behalf of the said *Newman* whereby he confesses that he hath bartered with certain of the said servants to the value of sixty pounds of tobacco, *it is therefore ordered* that the said *Robert Newman* shall satisfy and pay unto the said Captain *Matthews* four times the value so bartered for, being the quantity of two hundred and forty pounds of tobacco as also that he shall suffer one months imprisonment in the custody of the sheriff of *Warwick river* who is required to see due execution thereof according to the true intent and meaning of the said act: And *whereas* it appeareth that the said *Robert Newman* hath been served with process to two several courts for such his unlawful trading and that *Thomas Barnitt* attorney for the said Captain *Matthews* hath given his attendance to prosecute and no appearance hath been made by the said *Newman*, *it is therefore further ordered* that the said *Robert* [19] *Newman* shall satisfy and pay unto the said *Thomas Barnitt* 50 shillings in consideration of his discharge thereby sustained and further that if it shall hereafter appear that the said *Newman* hath so bartered with the aforesaid servants for a greater quantity than then he shall be liable to such further censure as by the court shall be thought fit ²⁶

[18] Redress was given against commissioners or a sheriff who failed in the performance of official duty and assistance was extended when there was occasion for it.

Whereas William Taylor did at the last court by petition inform the board that Captain *Christopher Wormley* being then commander and the rest of the commissioners of *Elizabeth city* had unduly proceeded against him in a cause depending in the said court between him the said *Taylor* and *Richard Pitts*, they the said commander and commissioners refusing oath in the cause and passing judgment against the said *Taylor* without taking any deposition therein while his allegation was not denied by the said Captain *Wormley* and Mr *Thomas Oldis* and other of the commissioners for the said county who were present in court at the hearing thereof; *it is therefore ordered* that the said Captain *Wormley* and the rest of the commissioners shall pay and satisfy unto the said *William Taylor* 400 pounds of tobacco for charges expended in the proving of his said information which hath appeared upon hearing of the cause by the confession of the said commissioners to be just and their proceedings to be erroneous ²⁷

[20] Upon the petition of *Raphael Joyner* under sheriff of *James city* wherein he hath complained to this court that many of the inhabitants of the said county and others being engaged unto him for fees due unto him in or about the execution of his office do notwithstanding refuse to give unto him any manner of satisfaction, *the court hath therefore ordered* that upon sight hereof if any person shall refuse to satisfy him his due fees that they make their personal appearance before the governor and council at *James city* on or before the 18th day of this instant (*april*) then and there to shew cause for such their refusal otherwise exⁿ

Whereas complaint hath been made to this court that *Henry Poole* being in execution at the suit of *Owen Floyd* att^o of *Thomas Allen* of *London* merchant, in the custody of the sheriff of *Elizabeth city* which said sheriff did permit and suffer the said *Poole* to have and enjoy his liberty when and where he the said *Poole* pleaded, *the court hath ordered* that

²⁴ *Id* 133, 4

²⁵ *Id* 117

²⁶ *Id* 118

²⁷ *Id.* p. 129

that the said sheriff shall retain the said *Pocle* in his custody and not permit him neither with keep nor without to go above twenty paces from the prison until such time as he shall make satisfaction unto the said *Floyd* upon such penalty to be inflicted on the said sheriff as shall be censured by the court

The orders granting probats of wills and administrations of the estate of decedents had now become numerous and letters were made out in due form and signed by the governor. Security for the faithful administration of the estate was given sometimes in the quarter county [court] and sometimes in the county court

[21] *Whereas* it appeareth to the court that Captain *Richard Popely* did two years since kill and make use of a bull belonging to the estate of *John White*, the court hath therefore ordered that the said captain *Popely* shall within ten days pay unto the said *White* 700 pounds of tobacco in consideration of the said bill and 100 pounds of tobacco with cask for forbearance otherwise exⁿ

Whereas it appeareth to the court that *Thomas Harvey* standeth indebted unto *John White* by specialty in the quantity of 773 pounds of tobacco, the court hath therefore ordered that the said *Tho^s Harvey* shall forthwith satisfy unto the said *White* or his assigns two thirds of the said debt according to the late act in that case provided otherwise exⁿ

That the judgements were preceded by the service of some process and the filing of a petition, is indicated by the following entry

Whereas Humphrey Hamner hath by process arrested *Jeoffrey Pore* to this quarter court upon the 8th day of *April* and the said *Pore* hath accordingly appeared but neither the said *Hamner* nor any for him hath entered any plea or petition against the said *Pore* and for as much as the said *Pore* hath made his appearance and attended the court whereby damages accrue unto him, The court hath therefore ordered that *Humphrey Hamner* shall forthwith pay unto the said *Pore* or his assigns 80 pounds of tobacco for his charges and expenses in his said attendance otherwise execution

Sometimes the court would direct the commissioners for a county at their monthly court to hear and determine matters between particular parties and sometimes it assisted in enforcing the judgement of a monthly court as in the following instance:

Whereas by act of court bearing date at *Westover* in the county of *Charles city* the first of *April* 1639 execution was granted against the estate of *Henry Blackman* mariner at the suit of *Benjamin Carrill* for the quantity of 1100 pounds of tobacco due two years since and for as much as the said *Carrill* allegeth that no part of the estate of the said *Blackman* is remaining in the said county and the said execution is of no validity elsewhere, the court hath ordered that execution should be awarded against the estate of the said *Blackman* at the suit of the said *Carrill* in whose hands forever it shall remain for the foresaid quantity of 1100 pounds of tobacco as also for the quantity of 500 pounds of tobacco for damages for forbearance and charges

[22] 17th Dec 1640

The court hath ordered that every person who shall take up any land shall set up their bounds at the monthly court to the intent that no after claims may be made thereto and that then it be presented to the secretary's office that a patent may be granted for the same ²⁸

8 Oct^o 1640

Upon the petition of Mr *Thomas Hampton* minister of *James city* to have 200 acres of glebe land granted unto him according to his majesty's instructions in that behalf: And whereas there is already belonging unto the rectory of *James city* parish 100 acres of glebe, the the court has therefore ordered that a survey be made of one other hundred acres of land back into the said woods behind the aforesaid hundred acres already laid out, to the intent a patent may be granted unto the said Mr *Hampton* and his successors for the land provided the said survey do not infringe the right of any other person ²⁹

9th Dec

²⁸ Book in genl court office marked No 1. 1639 to 1642

²⁹ *Id.* 308

9th Dec 1640

Whereas many controversies do daily arise between the Parishioners and ministers throughout the colony concerning the payment of their duties to the said ministers, the Court intervening to rectify such disorder do hereby declare and pronounce that all Parishioners shall pay unto their several ministers their tythes and duties according to an act of assembly in that case provided viz one bushel of corn and ten pounds of tobacco per poll for every tithable person to the said ministers and one peck of corn per poll for every tithable person to the clarkes and sextons and the said ministers are to allow unto their clarkes and sextons a proportionable satisfaction in tobacco according to the act.³⁰

12th of Dec 1640

Whereas by the last grand assembly there was an overplus of twenty pounds of tobacco per poll allowed over and above the 160 pounds per poll thereby to support and defray public duties and charges whereof the 20 pounds per poll for every tithable person is disposed of by the said assembly viz to the ministers ten pounds per poll which we conceive according to former act of assembly is to be collected by the church wardens of every Parish respectively and the other 10 pounds per poll in the said act expressed is disposed to other public uses as by the said act and to be collected by the several sheriffs but the 20 pounds per poll for untithable persons is left undisposed of by the said assembly nor ordered by them to be collected: It is therefore ordered that the said overplus of 20 pounds per poll for every untithable person which is given up in the list to be planted for shall be collected and levied by the several sheriffs of every county and be reserved and deposited in their custody, to be disposed of by the next grand assembly to such uses as they shall appoint and in case that any person shall not make payment thereof according to the true intent of this order, it shall be lawful [23] for the sheriffs of each county to distrain as they have been enabled and authorized in case of former public levies.³¹

14 Oct^o 1640

Whereas it appears that Francis Morgan (que Moryson) high sheriff of the county of Charles river being appointed to collect and receive the levy belonging to Mr George Sandys (agent for the country) given unto him by the last grand assembly: And whereas it appeareth that by the neglect of those that were employed by the said M to receive the same (especially by the neglect of Samuel Walkeys his then under sheriff) that the said tobacco was so much damnified as great part thereof was altogether unmerchantable only by such neglect and ignorance of the receiver thereof, the court hath therefore ordered that the said Mr M shall forthwith satisfy unto the said Mr Sandys or his assigns the full quantity of 4,102 pounds of regulated tobacco being good and merchantable and that the said M shall have his remedy against all receivers, his said under sheriffs or other persons who were employed in receiving the same and by whose means the tobacco was damnified and that the said M shall have power to make the best advantage to his best use of said tobacco as yet remaining untripped in whose hands soever the said tobacco remaineth.³²

29th April 1640

Whereas divers have been delinquent in paying the country levies until the time for receiving of tobacco was too far spent: And whereas divers have paid their tobacco untripped, the court doth therefore order that all such person or persons for such tobacco as he shall pay untripped, he or they shall allow 30 in a hundred being untripped and forbearance after the rate of 8 per cent for the year.³³

19 Oct^o 1640

Upon the motion of Roger Wingate Esq his majesty's treasurer for Virginia to have the sheriffs to collect and receive his majesty's rents, the court doth therefore think fit to order

³⁰ Id. 379³¹ Id. p 388, 9³² Id 316, 17³³ Id 535 [The number is so given by Mr. Robinfon. It is manifestly erroneous.—Editor.]

order and appoint that the said severall sheriffs of the severall counties do accordingly gather and levy his majesty's rents as aforesaid according to the act of assembly, they the said sheriffs having first notice and directions from the said treasurer or his assigns and that the said sheriffs shall have power to distrain upon the goods of such persons refusing to satisfy the same the said Mr *Wingate* allowing unto the said sheriffs reasonable recompense for such their pains: provided they gave a true account thereof to the said treasurer or his assigns at every next ensuing quarter court ³⁴

19th Oct^r 1640

Upon the petition of *George Read* gent represented to the board for and on behalf of Mr *Richard Kemp* Secretary of State for this colony that they would be pleased to settle and confirm some order for the said secretary or his deputy might receive the fees belonging and due to the place of secretary or the clerks belonging to the office in regard the inhabitants of the colony from whence any fees are due may seem scrupulous in the payment thereof in tobacco by reason of the late assembly having set a price thereon: And whereas we find that for the most part the said fees have grown due before the last assembly and formerly rated to be paid in [24] money which here cannot be expected in regard the principal commodity in the country is tobacco, the court hath therefore thought fit and accordingly ordered that all fees whatsoever either belonging to the said secretary, his deputy, the clerke of the said office, sheriffs or the inferior clerkes of the monthly courts be paid unto them and every of them at the rate of 40 pounds of tobacco 7th cent stripped and smoothed according to act: And the sheriff of every county is hereby required according to an act of assembly in that case provided to be careful in collecting and gathering in the fees belonging to the said office and place of secretary and the clerkes thereof: And whosoever shall refuse to satisfy and pay the said fees or any part thereof that the said sheriffs shall hereby have power to distrain upon his or their goods so refusing to satisfy the same as aforesaid ³⁵

1st August 1640

Captain *William Claiborne* Esq^r one of the council of *Virginia* formerly in the beginning of *May* last presented to the Court a petition to his majesty about the erection of an office for the keeping of the colony seal which petition had in *England* been referred by his majesty to the sub-ministers for foreign plantations and upon their report to his majesty and recommendation of the petitioner and the conveniency of his suit was again referred by his majesty to the governor and council: And whereas Mr *Richard Kemp* was then required to attend the answering thereof yet did notwithstanding presently depart the colony, the court now taking the said petition into consideration do find that the establishing of such an office hath and is necessary in this colony ³⁶ especially since the growth thereof by which busineses have been multiplied that from the infancy of the plantations have continued as involved in the secretary's place and so at length proved inconvenient to the inhabitants and discommodious for the service, all offices here passing under the hand of one man which elsewhere are executed by many: Therefore in obedience to his majesty's pleasure expressed in his gracious reference to the board, it is by them thought fit that the said Mr *Claiborne* shall be admitted to the said office of keeping of the colony seal and that there shall belong to the said office, the sealing of all patents, charters, grants and commissions and whatever else hath been usual here to be appointed to pass the great seal and to be inrolled in the office after they have been inrolled in the secretary's office when they pass the signet under the governor and council and precedents in the way of chancery; that the filing of all petitions and answers and interrogatories as also the making out and sealing of all subpoenas either *ad respondendum* or *ad testificandum* and all other writs issuing as out of chancery shall belong to this office: and whereas it is conceived that great ease and benefit shall hereby arise to the colony, therefore

³⁴ *Id* 336, 7.

³⁵ *Id* 337, 8.

³⁶ See order in *Panton's case ante* p

therefore that no p̄tence may be made of burthening [25] the inhabitants, *it is ordered* that the appointing of the fees belonging to this office for the severall p̄ticulars aforefaid fhall be referred to the general affembly. It is not thereby intended to p̄judice the fecretary's office in any thing that may be thought p̄perly to belong unto it. And that a large p̄portion and employment yet remains to it, let thefe severall offices with all the p̄fits coming thereby be confidered of.

Firft, the anfwering and writing of all letters directed to or fent from the governor and council

2^{dly} All things which pafs the governor's hand or the fignet and the recording of them in which is included a multiplicity of bufinefs as patents, commiffions, charters, freedoms, extraordinary warrants fome of which are after to be enrolled again and pafs the great feal

3^{dly} Papers for all p̄fons departing the colony

4^{thly} Licenfes to trade; to hunt wild hogs; to go aboard fhips &c

5^{thly}. p̄bats of wills, adminiftrations, recording wills, inventories, accounts, licenfes for marriages and all things belonging to the p̄rogative court which includes much bufinefs and great p̄fit.

6^{thly} all exprefs and writs and all bufinefs for trials by common law, all thefe judgments, orders of court, fines, alienations, fearch of record, copy of all thefe.

7^{thly}. All things that p̄tain to the admiralty ³⁷

Feb 20. 1640 or 1641

The court hath ordered that all thofe who have been or fhall be appointed to be commiffioners for any of the feveral counties within the colony and fhall afterwards remove their habitations and refidences out of the county wherein he or they have been or fhall be appointed commiffioners as aforefaid, that then he or they fo removing fhall neither aēt in commiffion for the faid county from whence he is removed nor be accounted for any of the faid commiffioners ³⁸

Feb. 20, 1640 or 41

The court hath ordered in regard of the remote diftance of *Accomack* from the court at *James city* that the commander and commiffioners there fhall have power to determine all caufes between the inhabitants of the county not exceeding the fum of twenty pounds *fterling* or four hundred pounds of tobacco p̄vided that *Argall Yeardly* and *Nathaniel Littleton* Efquires or either of them be p̄fent thereat ³⁹

13th April 1641

Whereas Captain *John Upton* commander of the county of *Iſle of Wight* being to take his voyage for *England* together with M^r *Anthony Jones* one of the commiffioners of the fame county hath reprefented to the board in the behalf of the county that M^r *Peter Knight* and M^r *James Tuke* might be added to the commiffion of the faid county for the better ftrengthening thereof and that M^r *Joſeph Salmon* might execute and exerciſe the place of commander in the faid Captain *Upton's* abſence, *the court hath therefore ordered* that the faid M^r *Knight* and M^r *Tuke* fhall be added to the fame commiffion as youngeſt commiffioners and that the faid Captain *Upton* fhall hereby have power to depute the faid M^r *Salmon* to exerciſe the place of commander in his abſence as aforefaid.⁴⁰

[26] *April 7, 1641*

Whereas Captain *Richard Morriſon* captain of his majeſty's fort at *point comfort* hath petitioned the board that he might have liberty to take his voyage for *England* in regard of many and important occaſions there requiring him as alſo in reſpect that the faid captain is ſubject to ficknefs for which he intendeth to ſeek better means and remedy than

³⁷ Book in Genl Ct office marked No. 1. 1639 to 1642 p 352, 3

³⁸ *Id* 453

³⁹ *Id* 453

⁴⁰ *Id.* 498

than can be here obtained and in regard that the said captain leaveth behind him a sufficient deputy to execute his said place which his commission gives him power to do as also hath promised to return back by the first ship for which Mr *Robert Morrifon* brother of the said captain engaged himself, *the court hath therefore accordingly ordered* that the said captain shall have his license granted him to take his voyage for *England* as afore-said.⁴¹

[27] June 3. 1640

Whereas it appeareth that *William Chittwood* bought of *Stephen Gill* one maid servant by the name *Elizabeth Williams* with intent to marry the said servant, the bans of matrimony being thrice asked between the said parties and *forasmuch* as the said *Chittwood* hath dishonestly gone about to forsake the said maid with whom he was so contracted with an intent to reconfine the said *Elizabeth* to longer servitude which the court taking into consideration as a matter solely violating the faith and honesty of the said *Chittwood* and likewise tending to the much damage of the said *Elizabeth* doth order and adjudge that the said *Chittwood* shall within ten days consummate matrimony with the said *Elizabeth Williams* or else that the said *Elizabeth* shall be free from the said *Chittwood* giving unto him 500 pounds of tobacco for her freedom.⁴²

21 June 1640

Whereas it appeareth to the court that *Thomas Bates* servant unto *William Beard* hath used the company of the said *Beard's* wife in the night scandalously and unlawfully: And whereas his said master hath sworn the peace against the said *Bates*, *it is therefore ordered* that the said *Bates* shall at two of the clock in the afternoon, at the most public place in *James city* receive 30 stripes at the whipping post and shall stand bound to the peace for his good bearing and further for his said offence as an example to deter others from the like grand enormity shall after his time of service expired with his said master serve the colony for the space of two years unless his behavior shall in the interim deserve better: And further whereas the said *Beard* hath complained against the lewd and idle life of his said wife which the court taking into consideration and having intelligence that his wife is great with child and therefore not without danger to receive corporal punishment, doth respite her punishment until further order from this Court.⁴³

June 4. 1640.

Upon the petition of *Thomas Phillips* whereas he complaineth to the Court that much of his estate is disposed of and embezzled to sinister purposes by his wife in his absence and that part of the said estate is in possession of *Stephen Hamblen*, *John . . .* and *Nicholas Coming*, *the court hath ordered* that a warrant shall issue out against the parties at the suit of the said *Phillips* and that he shall hereby have [28] power with the assistance of a constable to search all said houses as he justly suspects wherein any of his said goods may be found and that the said goods so found shall be seized on and remain in the custody of such officer as shall be employed in the said search until the said *Phillips* shall make appear that said goods do of right belong unto him.⁴⁴

15 O^r 1640.

Whereas it appeareth to the court by several depositions that Captain *Thomas Herrick* hath abused Mrs *Sely* by calling her scold and other unbecoming language, *the court hath therefore ordered* that the said Captain *Herrick* shall in the open court now holden at *James city* make public acknowledgment of his offence to the said Mrs *Sely* or to remain prisoner in the custody of the Sheriff of *James city* until he perform the same and that all other differences between the said Captain *Herrick* and Mrs *Thomas Sely* be respited until the first day of the next quarter court.⁴⁵

13th of April

⁴¹ *Id.* 477, 8

⁴² Book in Genl Ct office marked No. 1. 1639 to 1642 p 173

⁴³ *Id.* 188, 9

⁴⁴ *Id.* p 176.

⁴⁵ *Id.* p 320

13th of April 1641

Whereas it appeareth to the court by severall depofitions that *Jane Rookens* hath abufed and scandalized the wife of *George Barker* by calling her a witch which the faid *Rookens* doth not remember but denyeth in open court and is forry for the fame offence with which fhe the faid *Barker* was very well fatisfied, *the court hath therefore ordered* that *William Rookens* husband of the faid *Jane* forthwith pay unto the faid *Barker* expenfes and charges of court on this behalf fuftained, otherwife execution ⁴⁶

8 Oct^o 1640.

Whereas it appeareth to the court by severall depofitions as alfo by the confeffion of *Stephen Reekes* mariner that he the faid *Reekes* hath fpoken and divulged words of dangerous confequence concerning the king's moft excellent majefty *viz* that his majefty was at confeffion with the Lord of *Canterbury* &c, *the court hath therefore ordered* that the faid *Reekes* fhall upon the 9th of this p^{re}sent *October* ftand in the pillory with a paper on his head expreffing his offence from the hours 9 until 11 in the forenoon and fhall pay fine to his majefty of 50 pounds *fterling* and fuffer imprifonment during pleafore ⁴⁷

17. Oct^o 1640

Whereas *Jfrancis Willis* hath scandalized and in contempt of the p^{re}sent government difabled the judgment of the governor, council, and burgeffes by faying that they made unjuft laws at the laft grand affembly and that they did things imbefely [imbecilely] which he would alter, to the great difparagement of the faid affembly and further the faid *Willis* (being the clerk of the court for the county of *Charles river*) affirmed that the commiffioners did fuch unjuft things there, as that they durft not fhew their faces to anfwer at *James city*, all which appeareth by the depofitions of *Arthur Price*, *John Clarkfon* and *Hercules Bridges*: The court upon a due hearing and examination of the caufe and finding the faid *Willis* to be delinquent in the p^{re}miſes, as a puniſhment for fo heinous a crime [29] and to deter others from the like enormity *do order and cenfure* that the faid *Willis* fhall ftand at the court door with a paper on his head expreffing his offense, be difabled for being a clerk or attorney in any court or courts throughout the colony, pay 8 pounds *fterling* for charges to be equally devided between the informer and witneffes, pay a fine to his majefty of 20 pounds *fterling* and fuffer imprifonment during the governor's pleafore ⁴⁸

13th Oct^o 1640.

Whereas it appeareth to the court that *Stafford Barlowe* under ſheriff of the county of *Henrico* hath miſbehaved himſelf towards the commiffioners and flandered divers others of good quality in the faid county and was therefore at a court there held, cenſured by the faid commiffioners to be whipped thereupon, the faid *Barlowe* hath complained to the board againſt the commiffioners for injuſtice done by them unto him: Now the court upon due examination of the buſineſs on both ſides *do give their opinion* that the faid puniſhment was juſtly inflicted on the faid *Barlowe* for his faid offence ⁴⁹

9th Dec 1640

Whereas *Henry Elfton* hath complained to this board againſt Captain *Thomas Harris* commander of the county of *Henrico*, p^{re}tending that the faid Captain *Harris* had unjuſtly puniſhed him which the court upon examination do find that his miſdemeanor towards the faid Captain *Harris* juſtly deſerved much more, he the faid *Elfton* having fung and publiſhed certain libellous writings to the great difparagement of divers in the faid county, *the court hath therefore ordered* that the faid *Elfton* fhall make public acknowledgment of his offence againſt the faid Captain *Harris* in the ¶iſh church of *Henrico* at the time of devine ſervice and ftand committed until he put in ſecurity for his good behavior ⁵⁰

5th April⁴⁶ *Id* p 498⁴⁷ *Id* p. 308. On the 19th of the month, one half of the fine was on the petition of *Reekes* remitted. *Id* p 334.⁴⁸ *Id*. p. 329⁴⁹ *Id* p 315⁵⁰ *Id* p. 378, 9.

5th April 1641

Whereas it appeareth to the court by severall depositions remaining upon record that *Philip Dyer* master of the ship *George* did at his coming into the colony pass by his majesty's fort of *point comfort* and contrary to the obedience and respect to be given to the said fort and contrary to the usual custom and order did not cast anchor within command of the said fort and the said captain going on board demanded the duty of the fort which the said *Dyer* under sundry pretences and delays refused to satisfy him thereupon being arrested and by the said captain in his majesty's name commanded to go ashore he the said *Dyer* refused and with scurrilous terms abused the said captain, contemning and slighting his authority, the court taking the premises into consideration and to deter others from the like misdemeanor do order and censure that [30] the said *Philip Dyer* shall pay a fine to his majesty of 15 sterling and to the said captain for the great injury and dishonor unto him 15 sterling and all charges expended by the said captain in or about the same, otherwise execution ⁵¹

June 13. 1640

Whereas it appeareth that *Thomas Strowd* was by act of court bearing date at *James city* the 14th of *March* 1638 fined to *Edward Whittakers* in the quantity of 100 pounds of tobacco for defaming him the said *Whittakers* and the said *Strowd* petitioning the board for a rehearing of the same, pretending the said fine to be unjustly imposed upon him, the court taking notice thereof and finding that the reason that the said *Strowd* was then fined was not by any defamation of him the said *Strowd* against the said *Whittakers* but through an ignorant mistake of *John How* cowkeep to Mr *Secretary Kemp*, the court doth therefore order the same *John How* shall at the expiration of his time pay unto the said *Whittakers* 200 pounds of tobacco and said *Strowd* shall be discharged of the said fine and all other charges, satisfying unto the said *Whittakers* at the next crop 50 pounds of tobacco ⁵²

Oct^o 17. 1640

Whereas *Robert Sweat* hath begotten with child a negro woman servant belonging unto *Lieutenant Sheppard*, the court hath therefore ordered that the said negro woman shall be whipt at the whipping post and the said *Sweat* shall tomorrow in the forenoon do public penance for his offence at *James city* church in the time of divine service according to the laws of *England* in that case provided.⁵³

March 31 1641

Whereas it appeareth to the court that *John Graweere* [?] being a negro servant unto *William Evans* was permitted by his said master to keep hogs and make the best benefit thereof to himself provided that the said *Evans* might have half the increase which was accordingly rendered unto him by the said negro and the other half reserved for his own benefit: And whereas the said negro having a young child of a negro woman belonging to *Lieut. Robert Sheppard* which he desired should be made a christian and be taught and exercised in the church of *England*, by reason whereof he the said negro did for his said child purchase its freedom of *Lieut. Sheppard* with the good liking and consent of *Tho: Gooman's* overseer as by the deposition of the said *Sheppard* and *Evans* appeareth, the court hath therefore ordered that the child shall be free from the said *Evans* or his assigns and to be and remain at the disposing and education of the said *Graweere* and the child's godfather who undertaketh to see it brought up in the christian religion as aforeaid ⁵⁴

[31] Mr. *George Menifye* Esq^r this day presented in the court an indian boy of the county of *Tappahannak* christened and for the time of ten years brought up amongst the english by Captain *William Perry* deceased and Mr *George Menifye*: the indian was examined

⁵¹ *Id.* 472⁵² *Id.* 199⁵³ *Id.* 328⁵⁴ *Id.* 464

examined and found to have been well instructed in the principles of religion, taught to read, instructed to writing: and *whereas* there hath formerly been given by will, a stock of three hundred pounds *sterling* by *Nicholas ffarrar* late of *London*, merchant, deceased, by the indians, whereof 24 pounds *sterling* was yearly to be paid to any persons that should bring up three of the indian children, the said Mr *Menifye* for his better supportation in the education of the said indian boy desires certificate from the court of the bringing him up and instructing him in christian religion as is said: the governor and council approving and commending the care that hath been used towards this youth, *have condescended* to the request of the said Mr *Menifye* and have thought good to recommend hereby his suit for the allowance of 8 pounds *per annum* out of the said 24 pounds towards the maintenance of the said youth and to that purpose in testimony of the promises have thought good to cause the seal of the colony to be hereunto affixed. Given at *James city* the tenth day of *June* anno domini 1640.⁵⁵

[32] 23 June 1640

Whereas *Arthur Price* hath complained to this board that he hath lately stolen from him by an indian one gun, one pair of breeches, and one shirt and the said indian being by him suspected to be the indian formerly living with Mr *Anthony Panton*, the court hath therefore ordered that the said *Arthur Price* shall hereby have power to detain in his custody the next indian who shall come to his house and confess himself acquainted with such indian who stole the said gun, breeches and shirt until they be brought back by the indian that stole the same.⁵⁶

12 Decr 1640

Whereas certain goods being stolen by an indian out of the plantation wherein *John Burton* liveth, whereupon the said *Burton* meeting with another indian and supposing him to be the same who had formerly stolen the said goods, the said *Burton* did violently kill the said indian which hath since upon due examination proved not the same which had stolen the goods as aforesaid whereby much danger may arise unto the said *Burton* or some other of our nation in revenge of the death of the said indian so killed by the said *Burton*: The court hath therefore ordered that the said *Burton* shall remove his habitation out of this county wherein he now liveth and pay a fine to his majesty of 20 pounds *sterling* and to stand committed until he put in security for his good behavior.⁵⁷

14 Dec 1640

Whereas *John Burton* was upon *Saturday* last fined in the sum of 20 pounds *sterling* to his majesty for his contempt in killing of an indian for the remission whereof he hath now petitioned to the board and for as much as _____ hath likewise by some of his great men interceded to the board on the said *Burton's* behalf and have certified that they are satisfied concerning the same, the court hath therefore remitted his said fine provided that he enter into recognizance for his good behavior.⁵⁸

15 Dec 1640

The court hath ordered that a patent shall be granted unto the Indians of *Accomack* for 1500 acres of land upon the eastermost shore of the seaboard side and that a new survey thereof be made at the appointment and discretion of Mr *Ycardly* and Mr *Littleton* and that the right of 200 acres there already granted unto *Philip Taylor* be not thereby infringed and after a true survey taken thereof, a patent to be made for the said land for the use of the said indians.⁵⁹

[33] Decr

⁵⁵ Book in genl court office marked No. 1 1639 to 1642 p 202

⁵⁶ Book in office of genl ct. marked No. 1. 1639 to 1642 p 200

⁵⁷ *Id.* 387

⁵⁸ *Id.* 390. [Mr. *Robinson* has written on the side of this paragraph: "perhaps *Opechancanough*."—Editor.]

⁵⁹ *Id.* 391

[33] Decr 17 1640

The court hath ordered that whatsoever neat cattle or other shall stray away from the owner thereof and that the marks thereof being fixed at the court door at *James city* for the space of a quarter court and no lawful claim made thereto that then it shall and may be lawful for the governor to make use and dispose of the same ⁶⁰

According to Mr *Hening* Sir Francis Wyatt continued governor till february 1641 and then came Sir William Berkeley in governor.⁶¹ It has however already been stated that Sir *Francis Wyatt* was sitting in court as governor as late as the 15th of *April* 1641 ⁶² and there is a grant by him as governor bearing date the 23^d of that month ⁶³ But in addition we have proceedings of the quarter court at *James City* in *December* 1641 and in *January* and *february* following, at which he was present. The latest day of *february* on which he is entered as present is the third. Genl Ct. orders No. 2 p 1 to 36

The following orders were entered during this period

No: 2

- p 4, 5 in relation to *John Wifeman*, case of slander
- 5 in relation to letters of administration
- 8 about *Accomack* tythes also p 30
- 14 savages to do penance &c (partly copied)
- 15 *Lawrence v Bond* for slander of wife
- 22 Assembly to be summoned for 10th of *January* 1641/2
- 25 Commissions to trade
- 26 *Richard Lee* made clerk of the Council
- 27 Assembly to be summoned for 15th of *March* 1641/2
- 27, 28 Commissioners, captains &c to continue in force till further order
- 28 Upon the death of *Roger Wingate*, *Richard Morrison* elected to the council. Various other councillors sworn.
- 29 Governor to sign patents without waiting for new treasurer
- 30, 31 Judgment for defaming the governor
- 35 Commissioners added for *Accomack* & *Charles City*

[75] In a Roll N^o 10.

1 The 9th *July* 1630. Doctor *John Pott* late Gov^r Indicted arr. & found guilty of stealing cattle. 13 Jurors 3 whereof Councilors. This day wholly spent in pleading. next day in unnecessary disputation *Pott* endeavouring to give Mr *Kingsmill* one of the witnesses ag^t him a hypocrite by a story of *Gufman* of *Alfrack* the Rogue. In regard to his quality & practice Judg^t respited till the K's. pleasure known & all the Council became his Security.

July 13. 1630. W^m *Mathews* Serv^t to *Hen Booth* Indicted arr. & found guilty of petit trea: by 14 Jurors Judg^t to be drawn & hanged.

2 *Sept.* 14. 1630 Cap^t. *Mathews* to have sole trade in the bay a year for building y^e fort at *pt. Comfort* & after that the Gov^r and Council to have y^e benefit thereof.

170 men levied to go & Search Silver mines. for scandalous Speeches ag^t Gov^r & Council *Daniel Cugley* Sentenced to be pillory'd but was forgiven.

3 *Sept.* 17. 1630 *Hugh Davis* to be foundly whipt before an assembly of negroes & others for abusing himself to the dishon^r of God and shame of Christianity by defiling his body in lying with a negro. w^{ch} fault he is to ack. next *sabbath* day.

8^{ber} 8. 1630 Cap^t *Jn^o West* & Cap^t. *John Utie* feat *Chiskiaak* on *pamunky* River & have 600 acres a piece for it.

4

⁶⁰ *Id* 396

⁶¹ 1 *Hen. Stat.* p 4

⁶² *Ante* p

⁶³ Genl court deed book No. 1

- 4 *Dec.* 16. 1631 Because *Edw. Grymes* lay with *Alice West* he gives secur not
to marry any wom. till further ord^r from the Gov^r & Council.
 Dec^r 7. 1630 Q^{ter} Court levy 100 000th Tob^o on tith^a ¶fons for y^e fort at
p^t Comfort and app^t Com^{rs} of y^e peace.
 ffcb. 23. 1630 ¶jury punished by pillory & los of ears.
- 5 *ffcb.* 24. order to p^{ceed} in the salt work at *Accomack*.
 March 12. 1630 Land given to undertakers saw mills.
 [76] *Ap^t* 26. 1631 An Inq^t on the body of *W^m Stogdill* found *felo de fe*.
- 6 *March* 25. 1630 *Tho Tindall* to be pillory'd 2 hours for giving my L^d
Baltimore the lye & threatening to knock him down
 Ap^t 27. 1630 A fine of a houfe and garden ack^d
 8^{ber} 6. 1631 Ord^{rs} of Court under Signett. Three men layd neck & heels
during divine Service for nicknaming houfes abusing men & their wives & night
walking & if they do fo again ferve Colony 1 year 1st time 2 y^{rs} 2^d 3 years 3^d time
& fo forward
- 7 6. *8^{ber}* 1631. a Councillor failing to attend Q^{ter} Court to be fined 40s. to the
Gov^r The first Informer of any slanderous reports of Gov^r or Council were to have
y^e fine. this day one was whipt & loft his fine for concealing fuch slander. Hence-
forward a Court every *Monday* 14 night to be held at *James City*, one Counfellor
to be there. All of em to take their turns. Secretaries &c fees being in Tob^o when
12^d ¶ lb are now altered to money at that rate because Tob^o is fallen Secretary
to take up for his place 600 acres of Land as near as he can to *James City*.
 June 13. 1632 ¶voft Marfhall wth one chofen by Ex^r or Adm^r to app. all dead
men's eftates fee 10 ¶ cent to be divided.
 June 14. Gov^r to ¶ly with *Chickahominy* Indians. *W^m Gallopin* & *Jane*
Champion wife of *Percival Champion* Indicted by G^d Jury for murder & concealing
y^e death of y^e f^d *Jane's* child fuppofed to be got by y^e f^d *W^m* pleaded, found guilty
by petty Jury & sentenced to be hang^d *W^m Mufgrave* Indicted for murder found
Chance medly by pettit Jury & acquitted paying fees.
 [77] 30. *7^{ber}* 1632 a peace with *pamunkys* & *Chick^a* Indians but a p^{cl} iffues
not to ¶ly wth or trust them.
 9. *Jan^r* 1632 mischiefs done by faid Indians & every 20th man fent to ¶ly
wth 'em.
- 8 1. *ffeb^r* 1632. Two maids got wth child at fea ord^d to be fent back again.
 24. *June* 33. a woman, *Marg^t Hatch* Indicted for murdering her child pet.
Jury find her guilty of manflaughter sentenced to be hang^d pleads p^{gn}ancy &
Jury of Matrons find her not p^{gn}ant.
 31. *Aug^t* 33 The Gov^r furrenders 500^a at *Archers hope* & has in lieu 500 at
powhatans fwamp near *Powhatans* tree.
 5. *June* 33 Two men ord^d to ferve y^e Governor each a month for dealing &
¶ling wth Indians & to give each witnefs againft them a daies work
- 9 *Dec^r* 33 The Comp^{as} Gov^r ufed to grant patents here and after y^e Comp^a
confirmed them, and after their diffolu^{con} The K. confirms all patents made in
their time agreeable to their laws
 7 *Dec^r* 33 Min^{ts} dues all put together and equally divided between them
Yet D^r *Pott* and m^r *Minefic* having fent for m^r *Ponton* a min^r out of *Engl^d* get
exempted from that gen^l order & 80 tithables made ap^{ar} for f^d *Ponton*.
- 10 When large tra^{cts} of land were peti^{con}ed for & the Gov^r & Council were
willing to grant it they ufed to reco^mend it to the Kings Comⁿ for the affairs of
this Colony for confirmation
 The Secretary has power to leafe y^e land belonging to his place at *Accomack*
for 21 years. 10 *Dec^r* 1633.
 ab^t this time Sec^{ry} *Hcn.* *ffinch* turned out
 See Roll N^o 11, page 76

[78] Roll N^o 11, June 11, 1634

[The date here means simply, it is thought, that the Roll began in June 1634]

- 11 7 8^{ber} 1634 *Henry Coleman* Excommunicated for 40 daies for using scornfull
speeches & putting on his hat in Church when according to an ord^r of Court he was
to aek and ask forgiveness for an offence.
- 7 The Gov^r & Com^{rs} of *Maryland* complain of evil practices of Cap^t W^m *Clay-*
borne with y^e Ind^{ns} to y^e subversion of both colonies for w^{ch} he is confined at *Ju City*
till witneffes ex^a ag^t him. *July 34.*
- 23 This day viz 6 *Dec.* 1634 was read the decl from privy Council dated 24 *July*
1634 wherein his M^{ty}s pleasure was signified that the like p^{ro}portions of Land should
be granted to every freeman of this Colony as was due before the year 1625.
- 25 The Compl^t of *Maryland* Com^{rs} ag^t *Clayborn* heard & wit. Ex^a & he & the
dep^o &c sent to *England* 8. *Dec^r* 1634 *Leon Calvert* Gov^r of *Maryland*.
- 30 A Jury ord^d in Debt
Mr *Rich Kemp* Sec^r in *ffeb^y* 34.
- 176 Mr *Ponton* abuses Mr sec^r *Rich Kemp* by calling him *Jackanapes* & faying y^e
King was misinformed of him that he was unfit for his place wou^d be shortly
turn^d out as y^e other fec^{ry} was that he was poor and proud & that he^d preach ag^t
his pride of a Lock he had tyed up with a ribbon as old as *Pauls*
- 174 10 *Oct.* 1635 [1635] Sheriffs app. for the fev^t Counties.
Acts in 1634. among w^h one is that y^e Sec^r or his deputy attend his office from
8 to 10 morning & from 2 till 4 evening. except *fundacies* & holy daies
29 *Apl* 1635. Ord^d that during vacancy of y^e Gov^r the sec^r should sign Com-
missions & paffes & difcharges for shiips and manage y^e affairs of the Indians
An affembly to be called to receive compl^{ts} ag^{te} *S^r Jno. Harvey* on y^e pet. of
many inhabitants to meet 7 *May*
- [79] On 28 *apl.* 1635 *S^r Jno Harvey* thruft out of his Govrn^t & Cap^t *Jno. West*
acts as Gov^r till the Kings pleasure known
- 12 In 1634. The Country divided into 8 shires w^{ch} are to be governed as the
shires in *Engl^d* the names of y^e shires are *James City, Hen^{co} Ch^a City, Eliz City,*
Warwick River, Warofquoyacke, Cha. River & Accomack. And Lieutenants to be
app. y^e fame as in *Engl^d* & in a more especial manner to take care of y^e warr ag^t
Indians. And as in *Engl^d* Sheriffs shall be elected to have y^e fame power as there
and Serjeants & bailiffs where need requires.
- 13 Com^{rs} instead of 5^t causes may determine 10^t causes and one of y^e Council to
have notice to attend & assist in each Court of shire. Com^{rs} appointed,
L^d *Baltimore* sends ord^s to Cap^t. *Clayborn* to quit this Colony & come to his
y^e L^{ds} plantⁿ to wh. he belongs The opⁿ of the Council ag^t it My L^{ds} Pat^{ent} now
in dispute in *Engl^d*
Roger Delk outlawed for Debt & a *Cap. ut log* [*Capias utlagatum*] to ifs.
Randolph Ms
King *Charles* the 1st on 16 *June* in his 14th year gives the governor & council
all fines and amercements . . .

[Book No. 12]

- [82] 14 Lere of Adm^{on} signed by Gov^r *Wyatt* on Ord^d *Cur.*
21 The p^{el}amaçon about Tob^o meⁿçon^d in 3^d act made in 1639.
30 The Kings Ler commanding assistance to *Henry Lord Maltravers* in feating
Carolina to whom it was granted
34 Sir *John Zouch* & his son began upon an iron work w^{ch} came to nothing their
p^{er}tners failing them
A Bishop Court grants adm^{on} *Cum Testamento* of Sir *John Zouchs* will.

83. 37 Q. Court held at *James City* 8 ap^l 40. fee 11th act, 1639. A Judgm^t according to the 8th Act 1639.
- [83] 38. A Bull valued £ *Cur* to 700 Tob^o a 3^d £ lb a judgm^t acc. to the 2^d act 1639. Execu^on could not be iff^d till after 10 daies
39. Damages & Cofts upon a non fuit 80^l Tob^o
89. 40 *Anth^o Pantony* [*Panton*] Clk in 38 when *Harvey* Govr being Banifhed in *Ap^l* 1640 *Cur* receive an order to fufpend the fentence from the privie Council. Sev^l adm^ons granted.
- 41 At Cap^t *W^m Hawleys* motion (he was Dep Gov^r of *Carolina*) an order made in favour of my Lord *Maltravers* p^rriet^r of that Colony.
A midwife adm^d. an oath to a p^rgn^t womⁿ & y^e child born in marriage adj^d an other mans.
- 44 Sir *Jno. Harvey* Kn^t late Gov^r is now Councilor and has been a great while.
- 54 A Sherif acco^{ts} and a *quietus est* granted him.
- 47 Satisfac^on of a Judg^t ack^d
A Grand Jury ret^d an Indictm^t for murder *Ignors* and y^e prifon^r after p^rcl acquitted & cleared.
48. 62. An App^l from monthly to Q^{ter} Court.
Adm^on revoked on p^rducing a p^rbate granted in *Eng^d*
Sr *Jno. Harvey* being in debt the Court ord^d that all his land be fold to pay his debts but he is to have his life in it. And fo is his p^rfonal eftate to be fold excepting fome Stock & furniture for his Subfiftance.
- 49 A pettit jury for murder 24 men, for felony but 12. both not guilty difch^d by p^rclamⁿ Runaways whipt.
- 50 for dealing wth fervants punifhm^t 1^{mo} Imprifm^t & 4 times value Special
- [84] 51 bail given Caufes refer^d by Q^{ter} to Monthly Court to determe *Nihil Dicit definitivo*[e]
A Burgefs is allowed his neceffary expences & monthly Court ord^d to levy it acc. to act. A Jury ord^d in a caufe ab^t Land *Apl.* 1640.
- 52 phifitians acco^t & funeral exp. p^rferred to all other debts Judgm^t of affetts by confent p^rties a judg^t in L^d caufe without a Jury ref to auditors report to be made to Court.
- 53 ref to M^o *Cur.* to report to Q^{ter} Court ref to Arbitrators by confent
- 54 An erroneous Judj^t (as adjudged) given by Com^{rs} of M^o Court for w^{ch} the Com^{rs} are fined. A man dangerously hurt another and imprifoned till he p^rfectly recovered.
- 59 Geefe 20 S. *Sterl.* apeice
- 61 The court gives leave to tranfp. Tob^o by way of *N. Engl^d* but fe^cur. to be given not to unlade anywhere but at *London* acc. ord^d privy Council.
- 62 Bond to be given to ftand to award of y^e Court
- 66 a p^rbate and an adm^on figned by Gov^r *Wyatt*
- 72 *Tho. Stegg* fined 50^l *fter^s* & is to be Imprifoned during Gov^r pleafore for aiding & affifting Se^cr *Kempe* to go out of y^e Country without Licenfe & furnifhing him with money in *Engl^d* becaufe it endangered the records fome of w^{ch} he had carried with him and becaufe he was gone in contempt of y^e Govern^t in having refused to anfw^r *Pantons* Compl^t pag. 172, 1/2 remitted.
- 73 8 £ *Cent* accord. to act of Afs. allowed p^r forbearance by the Court. Judgm^t that a man fhall confumate matrimony with his maid or fhee is to be free on paying him 500^l Tob^o. banns having been pub^d
- [85] 75 a Juryman fumn^d & not app^s fined 10^s to y^e other Jurors
- 79 Cap^t *W^m Clayborns* grant for Land at *Candaungack* on *Pamunky Riv^r* where y^e *Englifh* under his Com^d firft land^d and fought y^e Indians & cut down their corn *Anno.* 1629.
- 80 Adultery punifhed by y^e Court. The Gov^r appoints Sherifs
- 82 *Loyds* eftate fequeftered for Debt

- 83 Recommended to Gov^r & Council by priv. Council to grant to *Edm^d Dawber* who married S^r *Thomas Gates*'s Daught^r 8000 acres, half of wth is to be free of Quit rents. *Gates* was formly Gov^r here.
- 84 *Nich^o ffarrar* merch^t in *London* by his will gave a Stock of 300^l *sterl^s* the Intereft whereof was to be p^d to such as would bring up 3 Indian children in learning & *Chriftianity*
- 130 *Steph. Reekes* put in pillory 2 hours with a p^{ap}. on his head expreffing his offence, fined 50^l *Sterl^s* & Imprifoned during pleafure for faying that his matie was at confeffion with y^e Lord of *Canterbury* &c
- 137 *Rob^t Sweet* to do penance in Ch. acc. to Lawes of *England* for getting a negro woman wth child and the woman whipt Jury in ac^{on} of flander *ffra. Willis* Clk: of *Cha. River* Court turned out of his place & fined for fpeaking ag^t y^e laws of laft Affembly & *ꝑ*sons concerned in making them
- 138 Induction to a benefice something ab^t it.
- 139 Sec^{ys} fees formly in money to be p^d in *Tob^o* as alfo the fees of his Dep. Clks. of his office fherifs or the inferior Clerks of y^e M^o Courts, or diftreffs to be made
- 144 Sherifs oath & power The matters belonging to y^e Sec^{ys} office & to the great feal office (now to be erected) feperated.
- [86] 147 *Pantons* caufe again, great blame laid on M^r *Sec^{ry} Kemp* who is in *England* & has y^e p^{aps} relating to this caufe, & y^e chief caufe (being not only a Judge but advocate) of y^e fentence of *Exilem^t*
- 162 *John Burton* fined for killing an Indian & remitted by interceffion of *Opaftan-*
- 163 *kanow* & his great men.
- 171 An affembly to meet 25 *Jan^y* 1640.
- 190 In regard of y^e great diftance of *Accom^k* fro. *Ja: City* Com^{rs} there impowered to try all caufes there not exceeding 20^l *sterl^s* or 400^l *Tob^o* A fine ack^d before Gov^r & 3 Council^{rs} for L^d in *Effex*.
- 200 *Clayborn* in *England*
- 210 A difference int Gov^r & Sec^y ended by confent Se^cy and attorneys

Book No. 43

[102] A Comiffion to *Nath Bafs* with 3 others to try all caufes in a planta^{on} except capital offences.

None to go abroad but in *ꝑ*ties nor to go to work without a continual watch to be kept at night through the whole Colony not to fpend powder in drinking by *ꝑ*cl 26. *Aug^t* 1626.

divers Comi^{ons} to trade & for Captains

Cap^t *Nat. Baffe* to Ranfom *Englifhmen* prifoners to the *Nanfemung* Indians.

divers Comi^{ons} to go ag^t y^e Indians in *July* 27.

In *December* 1627 *ffra. Weft*, Governor.

A *ꝑ*cl to be careful of y^e Indians the *Eng.* hav^s difcovered their Inten^{ons} to go to warr next fpring dat. 12 *ap^t* 27.

The price of *Tob^o* falling, on the pet of [103] advent^{rs} the Court refolves the people fhall pay their debts this year and that they will *ꝑ*ceed according to Equity and Juftice & p^{afs} by the Law when too rig^{ous} 4. *Dec^r* 1627.

Another *ꝑ*cl not to fpend powder at meetings drinkings marriages & Entertainm^ts &c. becaufe a warr is expected with Ind^{ns} next fpring as it happened laft Summer. dat. 30. *Ap^t* 1628.

The people making great quantities of *Tob^o* & that bad for want of managm^t and neglected the corn by wth a great Scarcity is occafioned The Gov^r wth y^e advice of y^e Council & Gen^l Affembly have order'd a Stint & appointed a way to manage *Tob^o* and to oblige the planting of corn 30. *Ap^t* 28

L^d *Baltimore* & family comes here from his plant^a at *new found land* the oaths tender'd him w^{ch} he refused. a Ler thereof to the privie Council, 30 *Nov.* 1629.

Sev^l *Englshmen* being taken pris^{es} by the Indians a peace is to be made till they are del^d up & y^e *Englsh* see a fit opportunity to break it and a p^l is issued to make known that the Indians are not to be taken as friends but care to be taken of them as if enemies in actual warr. 12 *Aug^t* 1628

John Pott Esq^r Gov^r 20. *March* 1628 signs Sev^l Com^s for Com^{and}ers of fev^l p^{cin}cts, hund^{ds} & necks & for monthly Courts in Sev^l. places according to order of Court dated 7 *March* 1628 in which any 3 of the Com^s (*Quorum Unus*) have power to determine fuits under 100^l Tob^o or y^e value and they are to keep the peace & p^lclamaçons & punish breach thereof by fine or otherwise (except life & member) p^lvide p^lties may app^l to the court at *Ja. City* held by the Gov^r & Council and they y^e f^d Com^s are to keep records of all Judgmt^s [104] orders & other matters of moment. And the Com^{and}ers of hundred were Conservators of the peace & had the care of the militia The f^d Gov^r also sign^d Comçons to trade with the Indians in the bay & Rivers and the Com^r had power to punish his men according to the laws of y^e Sea life excepted.

In *July* 1629 (in *Randolph* Ms *Nov^r* 6, 1629) he gives Com^{ns} to go ag^t Indians according to order of Court 9th instant & utterly destroy them and the Com^{and}r has the same power in punishing &c as the K^{es} Comçon will give him—Great number of people arrive.

S^r *John Harvey* Kn^t Gov^r signs a Comçon 6 *Ma^r* 1631, to *Nat. Baffe* to trade between 34 & 41 N^o Lat. & to go to *N. Engl^d Nova Scotia*, or y^e *West Indie* Islands with Instruçons to invite the Inhabitants hither if any so inclined especially if those of *N. Engl^d* dislike coldness of y^e Climate or barrenness of y^e soil to offer them *Delaware Bay* offer corn at 25^s p^l barrel or 15^s if they fetch it & cattle hogs goats at good rates. And fev^l Com^s to trade to y^e *Dutch plant^a & Canada*. And also Com^s for Monthly Courts in w^{ch} he gives y^e same power as Justices of y^e peace & requires the Com^s to p^lceed according to the Laws of *Engl^d* all causes und^r 5^l He signs a Com^l to *Clayborn* to discover unknown places

Security to be given when any p^lson appealed from M^o Court

Warr with the Indians continues and a great drought in y^e Sum^r 32, occasions a scarcity of corn. Whereupon fev^l have Com^a to trade with the Indians for corn dat. 14. *ffeb.* same year.

[105] Com^l for Com^{and}r of y^e fort at *p^t Comfort* to *ffra. Pott* und^r *Sam^l Mathews* Sev^l Com^l's to go to warr with y^e Ind^{ns} our irreconcilable enemies in *July* 1634

[107] Copies of Orders of General Court during Period 1664 to 1670

At a General Meeting of the Governor and Council at *James City* 21st of *June* 1665. p^lsent: Sir *William Berkeley*, Knt., Governour, &c., *Thomas Ludwell*, Sec^{'ry}, *Richard Bennett*, *George Read*, *Miles Cary*, Col. *Thomas Swann*, *Nathaniel Bacon*, *John Carter*, *Abram Wood*, *Thomas Stegg*, *ffrancis Willis*, *Theodorick Bland*.

Whereas it is by this board thought fit for the better security both of the ships and country that all the ordinance now lying at *Point Comfort* be weighed and loaded on board floops and brought up to *James City* it is therefore ordered that Col. *Miles Cary* be empowered to agree with the masters of some ships now riding in *James River* to do the same and to assure them that what he shall agree with them for shall be certainly paid the next year out of the two shillings p^l hoghead and the said Col. *Cary* is hereby further impowered either to hire or p^ls floops and men for the bringing the said guns to town as aforesaid and what he shall agree with them for shall be paid out of the public money or tobacco next year.

Whereas his Majesty out of his princely care for the p^lservation of all other his dominions, so of this colony of *Virginia* against the attempts and invasions of his most unjust enemies the *Dutch* now at war with him and his subjects did on the 27th of *January* 1664 direct his royal commands to the Governour of this his said colony for the putting the said colony into the best posture of defence he possibly could against the enemies aforesaid

aforesaid and to use his best endeavours for the defence and security of all those ships that trade into this colony during their stay here, Which said royal commands coming to the Governour's hands on the third of *June* 1665 he in obedience thereunto summoned the council to meet him at *James City* the 20th of the same month there to [108] advise and consider of the best way of securing the said colony and ships trading thereunto and the said council above mentioned attending him at the day aforesaid upon a serious debate and consideration of all the Particulars in his said Majesties most royal and gracious commands have in obedience thereunto ordered and *do hereby order and command* all colonels of regiments within this colony forthwith to draw their regiments together at their respective usual places and there to survey their arms and if any are unfixed to command them speedily to be fixed and all smiths are hereby required forthwith to fix all such arms as shall be brought unto them any other work in their hands notwithstanding and to do the said work at such reasonable rates as the courts held in the respective counties shall judge fit. *And it is further ordered* that also the said colonels with all their inferior officers shall stand and remain ready to march and obey any other order from the Governour at two days warning and for the better security of the ships aforesaid *it is ordered* that all the said ships shall ride in four places *Viz* at *James City* in *James river* on the south side over against *Tyndall's point* in *York river* in *Rappahannock river* in a place as shall be judged fit by the council and justices inhabiting that river and on the eastern shore at *Pungotcague* such places as the justices there shall think fit and that they ride with halers on the shore ready to hale on shore upon any approaching danger and *it is further ordered* that there be ten men out of every county's company chosen and sent with tools and necessary provisions to be paid for by the public to the said respective places of riding there to build a platform for battery and lines for small shott to defend the said ships and to begin the said work on the tenth of *September* next and to finish it according to such directions as they shall receive from the Governour and with all possible speed and because we have not ordinance and ammunition of our own *it is ordered* that the Governour be desired to represent that our want to his majesty and most humbly to beseech him either to supply us out of his own stores with ordinance or to give us power to take two out of every ship to furnish our said batterys either to be returned to them at their departure or else to be paid for out of the two shillings per hoghead and *it is further* [109] *ordered* for the better supply of our magazine that the auditor send for two hundred pounds worth of powder and shott, *viz* caliver and pistoll bullets and high swan shott to be brought in by the first ships and lastly *it is ordered* that all the ordinance that lies at *Point Comfort* be weighed and brought up to *James City* with all possible speed at the public charge.

19th October, 1665.

The Honourable Governor &c. Secretary, Col. *Smith*, Mr *Bland*, Col. *Bacon*, Col. *Cary*, Col. *Stegg*.

Captain *William Whiting* commander of an *english* ship at his arrival in this country was accused for piracy and then committed to the sheriff's custody at *James City* where he has remained and now brought to tryal where it evidently appears that the said *Whiting* did take and rob a ship belonging to his majesty of *Spain* now in a league with and friendship with his sacred majesty of *England* *it is therefore ordered* that the said *Whiteing* be sent for *England* prisoner on the first ship that shall go thither out of this country to answer his accusation in the court of Admiralty there and that in the meantime the said sheriff of *James City* secure the Person of the said *Whiteing* and that the ship *Whiteing* came into this country with now riding seized in his majesties name in *Elizabeth river* there remain until further order and *it is further ordered* that all the indians the said *Whiteing* brought in being taken in the said *spanish* ship being hereby declared free indians and accordingly to have their liberties.

[110] At a General Court held at *James City* the 28th of *March* 1666. Present: Sir *William Berkeley*, Knt: Governor &c., *Thomas Ludwell*, Sec., *Thomas Swann*, *George Reade*, *Nathaniel Bacon*, Maj Gen. *Smith*, *Thomas Stegg*, *Augustine Warner*, *Francis Willis*, *Miles Cary*.

Whereas his Sacred Majesty did by his Royal Letters dated the 15th of *November* 1665 amongst other things command that for their mutual security no ships trading into this country should depart from hence until the first of *April* next, and then to go in one fleet under the command of an admiral and other officers required for the conduct of a fleet to be appointed by the governor of this place and whereas in all humility we believe from the above mentioned and other parts of the said royal letters that his majesty out of his Princely care of the welfare and safety of all his subjects did intend the said restriction until the time aforesaid as a fit means of drawing together a sufficient number of good ships to defend themselves against any enemy that shall attack them and whereas we find upon diligent enquiry that there will not be both in *Virginia* and *Maryland* at the expiration of the said restriction a sufficient fleet either for number or force to defend themselves against the violence of one man of war of thirty guns The Governor and council taking the premises into their most serious considerations have thought fit to order and 'tis hereby accordingly ordered that for the better obtaining the good end aforesaid no ship or ships be permitted to depart this colony until the last of *April* and then to observe and obey all such orders as are expressed in the royal letters but in case that by the arrival of the *London* fleet we have such intelligence either of peace or other security as may remove our present apprehensions of danger then it shall be lawful after leave obtained from the Governor to depart at or after the 15th of *April*.

Whereas his most Sacred Majesty was graciously pleased by his royal instructions dated 12th of *September* in the fourteenth year of his reign and in the year of our Lord God one thousand six hundred sixty and two to confirm to this his Majesties Colony of *Virginia* an [111] imposition of two shillings per hoghead upon all tobacco exported with command that the moneys raised by the said impost should be employed for the support of the Government there and for the advancement of manufacture and divers others good designs for the advantage of this his majesties colony and whereas this last year several ships together with their loading have been taken on their return home from hence by the *dutch* men of war though none went but in fleets according to the command of his majesty and the lords of his most Honourable privy council except some few who went contrary to express command one of which (*viz*) *Ruffell* of *Topham* was taken and whereas many of the merchants and freighters upon the said ship taken as aforesaid have desired a reimbursement of the said impost paid for their goods so lost with such limitations as are expressed in an act of Parliament intituled [intituled] *an act for tonnage and poundage* the governor and Council taking the premises into their most serious consideration and withall considering the present great expense of this colony occasioned by building a fort for the necessary defence of shipping and providing themselves against any attempt reasonably to be expected from a foreign enemy and such as are at present threatened from our bordering indians confederated with remoter nations and having little else by reason of the present extreme low value of tobacco either to compass those good ends or defray the charges aforesaid besides the very small revenue raised out of the said impost of two shillings per hoghead have thought fit to order and it is hereby accordingly ordered that all such repayments to be made upon goods lost as aforesaid shall be suspended until it shall be declared by his majesty and the lords of his most Honourable privy Council whether the said impost being so small and designed and employed for so many and so important ends doth fall within the compass and equity of the said act prescribed or whether considering our present great and pressing necessities we shall have a longer time given us for the same to all or any of which decisions we shall pay most humble and ready obedience and to all other the commands of that most Honourable board.

[112] 29th day

Sir *William Berkeley*, Knt., Governor, &c., *Thomas Ludwell*, sec, Col. *Thomas Swann*, Col. *Carter*, Col. *Bacon*, Major Gen *Smith*, Col. *Cary*, Col. *Willis*, Col. *Beale*.

For the expeditious effecting the building of a fort at *point comfort* according to his majesties command *it is ordered* that the sberiff of *Nanfemond* County pres forty men who with their p̄vision of victuals and tools are to work upon the fort at *Point Comfort* when commanded thereunto thirty men with their p̄visions of victuals and tools to the work aforefaid out of *Lower Norfolk* twenty five men with their p̄visions of victuals and tools for work aforefaid out of *Warwick* County twenty men with their p̄visions of victuals and tools for the work aforefaid out of *Elizabeth City* county and one house of forty foot long and twenty foot wide to be built at the fort of *Point Comfort* with all expedition at the public charge and for the accommodation of the men that come to work there.

[113] *Whereas* the Right Honourable the Governor did receive a command from the Kings Majesty and the lords of his majesties most Honourable privy council for the building of one or more forts in convenient places for the security both of this colony and the ships trading to it from the invadings of the *Dutch* and all other people enemies to his Majesty and his people the Grand Assembly upon communication of the faid royal commands accordingly ordered in obedience to the same that a fort should be built at *James City* as the best and most convenient place for the good ends aforefaid and that a levy of one hundred thousand pounds of tobacco should be raised upon the country for the effecting of the same and *whereas* our faid Governor hath lately received a more positive command dated at *Oxford* the 4th of *November* 1665 and in the seventeenth year of his Majesties reign from his most Sacred Majesty to build the faid fort at the mouth of *James River* which command although we in all humility do suppose to be obtained by the misinformation of some persons whose particular interests carry them against the more publick concernments of this country and the merchants trading hither yet that we may be found rather to pay a ready obedience to all his majesties commands so we ought rather then to demur to any of them at this distance though we know it would have been more for his majesties service the safety of this country and the ships trading to it to have built it at *James City* where it would have been defended with a fifth part of the charge being more in the heart of the country and would have been a certain service to all ships and goods under its defence than at *Point Comfort* the only place on the mouth of this river where we conceive it to be of no defence at all because ships cannot hale on shore but they will be exposed to the violence of all the winds of three-quarters of the compass and the place so remote from all assistance that it cannot be defended but by a constant garrison in full pay to the almost insupportable charge of the country we have upon mature and serious consideration upon the whole matter ordered and *do hereby accordingly order* that according to his majesties faid royal commands the fort be built at *Point Comfort* and for the speedier effecting the same *it is further ordered* that every ship now riding in *James river* or which shall hereafter ride in the same shall spare one carpenter with his p̄visions of diet [114] and tools to work upon the faid fort according to the directions as they shall from time to time receive for the space of fourteen working days to begin upon demand the country paying the same wages as they were really shipped for and since the faid fort is built for the mutual Security of the ships and country and the country hath already at a great charge removed the artillery from thence to *James City* where they would willingly they should have been mounted for the good uses aforefaid we think it most fit and *do accordingly order* that they be removed and carried to the faid *Point Comfort* at the sole and proper costs of the ships trading into the faid river and since it will appear by the above faid order of Assembly that in regard of the profit they might receive by living near the fort the inhabitants of *James City* county and *Surry* were ordered to give so much work as might fill up the works with earth it is for the same reasons *ordered* that the inhabitants of *Warwick*,
Elizabeth,

Elizabeth, lower and upper Norfolk counties do the same and it is further ordered that for the more expeditious and certain effecting of the premises three or more of the justices of each of the above said counties do on the fourth of March next meet at the court House of Nanfemond and Maj. General Bennett is hereby desired to meet them at the time and place aforesaid to order a fit proportion of men with axes saws and other tools necessary for the falling of trees of pine upon the island of Point Comfort and to order them provisions at reasonable rates and the said men to work at twenty pounds of tobacco per diem and that the said men with their necessarys be ready upon demand to go to work and lastly because we judge this business to be too remote for Cap^t William Bassett to effect it is ordered that Mr. Thomas Cary do take the same into his care and conduct with full power to press carts and oxen or any other necessarys for the performance of the said work and the masters or owners of the said carts, oxen or other necessarys to be paid by the country at reasonable rates and Col. Miles Cary is hereby desired to advise and assist his son in the performance of the same and that the said Thomas Cary have for his care and pains in the said work the same reward which was ordered to Cap^t. William Bassett in the case he had done the same.

At a meeting &c.

Whereas his most sacred Majesty by his command dated at [115] Oxford the 4th November 1665 in the seventeenth year of his reign hath charged and required the right honourable the Governor to convert the duties formerly paid to the Cap^t of the fort wholly to the building and defence of the same it is hereby ordered in obedience to the said royal commands that all ships trading to this country do pay the said duty in kind as formerly that is in powder and lead or iron shot and it is further ordered that if any of them have any more powder to spare than what will be due from them that they sell it to the country for what it cost them with thirty per cent advance upon their first charge and that the clerk of the council do send copies of this order to all the collectors.

[116] At a Meeting at James City July the 10th 1666. present: Sir William Berkeley, Kn^t, Governor, &c., Thomas Ludwell, Sec., Maj^r Gen^l Richard Bennett, Col. Thomas Swann, Maj^r Gen^l Robert Smith, Col. Thomas Stegg, Theodorick Bland, Col. Miles Cary, Esqrs.

Whereas we are informed of the arrival of an enemies man of war who hath already taken two ships and may probably endeavour some further prejudice to this his Majesties colony or the ships now in it, It is therefore ordered that those twenty men who are now employed about the fort be forthwith armed, and Major Powell do command them 'til further order And that the said Powell do with all speed bury the ordinance at Point Comfort at least four feet deep and having so done to be with the said twenty men a guard for the said ordinance to defend them from any attempts which may be made upon them by the enemy and it is further ordered that Col. Yeo do forthwith put the County of Elizabeth City into a speedy posture of defence and to be ready upon all occasions to relieve the said guard if they shall be oppressed with the enemy upon an hours warning and Col. Cary is hereby ordered to send them powder and shott which is to be delivered to Col. Yeo who is to manage it to the best advantage for the countries service and to give an account of the expence of it and it is further ordered for the ease of the said Maj^r Powell that Col. Yeo with the like number of men do relieve the said Powell and so successively each other.

Whereas the inhabitants of his Majesties colony have several times in these four years last passed been barbarously murdered by the indians and contrary to several articles of peace concluded on between us and them and whereas we have frequently demanded satisfaction from them for their several breaches of the said peace but hitherto without such effect as we might in justice expect It is therefore ordered for revenge of the former and for the prevention of future mischiefs that the towns of Monzation, Nanzimond and Port Tobacco with the whole nation of the Doegs and Potomacks be forthwith persecuted with war to their utter destruction if possible and that their women [117] and children and their goods or as much of it as shall be taken to be disposed of according

to such instructions as shall be issued from the Right Honourable the Governor. And *it is further ordered* that the said war be managed by such officers with such numbers of men and by such ways and means as the Governor shall think fit.

Whereas there is already arrived one enemy ship of war and more reasonably to be expected in a short time who may invade the Towns and plantations of the inhabitants of this his Majesty's colony to their great prejudice if not their ruine *It is therefore ordered* for the prevention of such threatening dangers that Maj^r Gen^l *Richard Bennett* do forthwith after the getting to his own house summon all the militia officers within his province together with the several and respective justices of the peace within the countries [counties] committed to his charge to appear as soon as possible at such place as he shall think fit there to provide that all boats and sloops fit for service be fitted to be ready at an hours warning and so many men well armed to be ready to man the said boats and sloops as shall be by him and them or any six of them thought fit to attend the motion and prevent the landing of any such enemy and *it is further ordered* that in case any such boat or sloop shall want repairing or any materials necessary the said Maj^r Gen^l do press either carpenters or Smiths to work immediately upon the said work and to seize cordage or sales or any other necessaries for the said service to be paid for by the publick and *it is further ordered* that the said Maj^r Gen^l *Bennett* and the Towns or any six of them shall hereby have full power to make such other constitutions as to them shall be thought fit for the better effecting the good ends aforesaid, being from time to time obedient to such further orders as they shall receive from the Right Honourable the Governor or from this board and *it is further ordered* that the ammunition delivered to the said Major Gen^l shall remain in his hands not to be distributed until sufficient occasion requires it and lastly *it is ordered* that the militia officers of *York river* and the *eastern shore* do take notice of this order and do what is hereby enjoined within their several provinces and may God give them all good success in their several places.

Whereas it doth appear to us by experience that tho' we [118] build a fort according to his Majesty's royal commands which we are now upon and shall perform with all possible speed yet by reason of the openness and large extent of the several rivers within this colony it will be impossible to defend the ships trading hither without so many forts as we are not able to build nor garrison It is therefore upon mature deliberation on the premises *ordered* that the Right Honourable the Governor be desired most humbly to supplicate his Majesty to command one of his frigates to attend here for the better defence of the ships aforesaid and we shall be always ready to supply her with our best assistance in what ever she shall have occasion for.

Whereas the publick affairs do often require a speedy dispatch of letters and other orders for the better management of the same which is often retarded to the hazard and prejudice of this country and the inhabitants thereof by the neglect of such Towns to whose hands such publick dispatches come for their conveyance according to directions for the future prevention of which inconveniences *It is ordered* that all dispatches of a like nature be directed to the next justice of the peace to be conveyed from justice to justice until it arrive at the place it was directed to; and all justices within this county [country] are hereby strictly required to take special notice hereof and to yield a ready obedience to the same by sending such packets or orders forthwith the said next justice and they are further required to write on the said packets the time they received them and sent them away and hereof they nor any of them are not to fail.

For the preservation of this his Majesty's colony and subjects, *It is ordered* that Maj^r Gen^l *Robert Smith* be hereby empowered to demand and make seizure of all powder and shot wherever it shall be either in merchants and planters custody that are not in imminent danger of an enemy which ammunition is to be paid for by the publick he the said Maj^r Gen^l being hereby empowered to appoint what other his Majesty's officers he please for the effecting hereof and to distribute the said ammunition as he shall think fit for the good end aforesaid,

[119] The Court at a meeting held at *James City* 20th June 1667. p^{re}sent: Sir *William Berkeley*, Knt., Governor, &c., *Thomas Ludwell*, Sec'r, Maj' Gen' *Smith*, Col. *Read*, Col. *Swann*, *Henry Corbin*, Col. *Warner*, Maj' Gen'l *Bennett*, Col. *Stegg*.

Whereas several ships trading in *Virginia* have lately been taken by the *Dutch* within the capes the port charges and duties of the said ships and tobacco being paid to the several collectors *It is ordered* that the port charges and duties of all tobacco of the growth of *Virginia* that was shipped on board any ships riding in *Virginia* and cleared them to be repaid and satisfied to the several masters and freighters by the collectors or others that have already received the same.

21st June 1667.

Sir *William Berkely*, Knt., Governor, &c., *Thomas Ludwell*, Maj'r Gen'l *Bennett*, Sec'r, Maj'r Gen'l *Smith*, Maj'r Gen'l *Wood*, Col. *George Read*, *John Carter*, Col. *Stegg*, *Thomas Swann*.

[120] Whereas Cap^t *Robert Conway* coming into this Country in a ship of *London* at or without the capes mouth was encountered with four or five ships of war of *Holland* and after two hours hard fight was Taken and another small ship and her cargoe was taken the said *Dutch* fleet had and did meet with and take one ship and cargoe called the *Pauls Grave*, whereof was master *Nicholas Bodum* and whereas the chief commander of the said squadron of *dutch* out of his noble disposition and considering the gallant defence *Conway* and company did make by fight before taken did freely and absolutely give unto the said *Robert Conway* and some others mentioned in the said gift the said *Pauls Grave* and the cargoe then in her before by them taken as aforefaid into parts as appears under the said chief commander's hand of the *dutch*, which said ship was brought into *York* river by the persons to whom she was given as aforefaid but by some gentlemen there the said *Bodum* and company was repossess of the said ship upon which the said *Conway* and company to whom the ship was given as aforefaid complains to this Honourable Court where *it is ordered* that Col. *George Read* and Cap^t. *Peter Jennings* forthwith repossess the said *Conway* and company of and with the said ship *Pauls Grave* and cargoe and that the said Col. *Read* and Cap^t *Jennings* take the bond of the said *Conway* with security Col. *Nathaniel* in one thousand pounds *sterling* conditionally to stand to a tryal in *England* if sued there and pay all costs and damages if recovered and *it is further ordered* that the said Col. *Read* and Cap^t *Jennings* take due course that a due valuation may be put upon the said ship and cargoe and take inventory thereof.

The Right Honourable the Governor is desired to keep and provide twenty thousand pounds of bisket to be always ready upon the publick acct. and to be satisfied for it accordingly out of the publick.

It is ordered that eight guns be mounted at and upon *Point Comfort* according to such directions as Col. *Leonard Yeo* shall receive from the Right Honourable the Governor for which purpose the said Col. *Yeo* is forthwith to repair to his Honour also the said Col. *Yeo* is hereby impowered after directions given as aforefaid to p^{ro}vide men sufficient and other materials necessary for [121] the doing and expediting the said work which men so p^{ro}vided are to receive satisfaction from the publick according to former order about the said fort and *it is further ordered* that *Gowing Dunbar* be hereby appointed and impowered to be chief gunner of the said guns or fort when and so soon as the same shall be planted and made and for which office he is yearly to receive satisfaction from the publick by a sufficient maintainance to be allowed him the next assembly.

It is ordered that *Christopher Gould* master of a sloop who has been already employed in the publick service be hereby ordered and impowered to weigh and carry down to *Point Comfort* from the burnt ship *Elizabeth* Frigate all such great guns as can be weighed and got out of the said ship with sufficient help of men and materials which he is hereby empowered to p^{ro}vide and take sufficient for that purpose and for his and their so doing to be satisfied out of the publick.

Whereas

Whereas the late arrival of the dutch men of war the not certainty of their yet being gone from this coast hath hindred the dispatch of the ships and much retarded busines it is therefore ordered that no ships depart this country 'til the 27th this instant being three days longer than command already received.

28th September 1667

Present: Sir William Berkeley, Knt., Governor, &c., Thomas Ludwell, Sec, Edward Carter, Maj'r Gen'l Smith, Henry Corbin, Maj. Gen'l Bennett, Thomas Swann, George Read, Nathaniel Bacon, Maj'r Beale, Col. Stegg.

[122] It appearing that Mr. Nicholas Smith of Pagan Point did plunder or agree with some Persons to plunder the ships in the late extremity of the dutch invasion of this country it being a very bad act and precedent and so much the worse he the said Smith being a justice of the peace *It is therefore ordered* that the said Smith be hereby amerced and fined fifty pounds sterling to be paid to the use of the publick towards the building the forts the said money to be paid forth with *Als ex*: and *it is further ordered* that the said Smith pay clerks and sheriffs fees and that he deliver up all such goods or things as he did receive of the plunder aforefaid upon demand.

[168] Under the date of 1634, Mr Henning has this brief note: *Sheriffs appointed for the severall counties.*⁶⁴ On the next page ⁶⁵ after speaking of Lieutenants, sheriffs are again mentioned as follows: *And as in England sheriffs shall be elected to have the same powers as there: and ferjeants and baillifs where need requires* The following entry at a quarter court the 18th of April 1640 shews the manner of appointment then to have been essentially the same as now:

Whereas the commissioners of the Isle of Wight county have recommended to the governor and council the names of such men whom they think fit to execute the place and office of sheriff for the said county, amongst which the governor hath thought fit to elect Mr John Spackman, the court hath therefore ordered that the said John Spackman shall (when Mr Sylvister Colton hath brought in his account) execute the said office for the said county.

At a court holden the 12th of June 1640 the following entry was made: The governor hath elected Captain William Leigh to execute the office of high sheriff for the Charles river and the said sheriff to take his place when the last sheriff hath given up his account

[170] The following commission furnishes some ground for supposing that John West continued as governor as late as the 11th of May 1636

By the governor and captain general of Virginia

Whereas the instant danger and necessity of the colony exacteth this so strict a course, these are to authorize and further in his majesty's name to will and require Lieu^t Richard Popely to take his voyage in a . . . whereof is owner and Master Joseph Stratton and now riding in Charles river alias Pamunky river and with the first fair wind and weather to set sail into the Chesapian bay and into a river or creek thereof in pursuit and enquiry of Captain Henry Fleet and to apprehend him and bring him prisoner to the governor as also to take and bring in a vessel that one David Wittleife is gone out in with, the said David and his company and further to take and surprize any boats and vessels with those in them whom he shall find trading without commission from the governor and in case of resistance either from the said Captain Fleet or any other that he compelleth in by force, having first charged him or them in the king's name to yield themselves, by that mean if possible it may be, to avoid the effusion of blood, these are also further in his majesty's name to will and require as well the said Joseph Stratton as any other of his majesty's subjects to be aiding and assisting to the best of their power and endeavour to the said Lieu^t Popely in their execution

of

⁶⁴ *Stat. at large*, p. 223.

⁶⁵ *Id.* 224.

of the p̄misses. Hereof fail you not as you or any of you will answer the contrary at your
 p̄ils. Given under our hands at Little Town In the cnty [?] of James city. this 11th of
 May 1636

John Weft
 Rich^d Kemp
 Henry Brown
 George Menefye
 John Utye

[176] No. 1 1639 to 1642

- 47 p̄clamation by the Governor and Captain General of *Virginia* p̄vious to the
 call of the affembly to advise upon some way of raising the value of tobacco. Dated
Nov. 14th 1639. *John Harvey* Knight Governor and Captain General of *Virginia*—
 16th of *ffebry* 1637 and 15th of *March* 1638
- 70 The King's letter to the Governor concerning the Lord *Maltravers* p̄vince of
Carolina lying between the degrees of 31 and 36 northern latitude. Dated 20th
 of *April* 1639
- 90 Shewing that at a court held at *James City* the 8th of *Octo* 1638 *Anthony*
Pantong Clerk was p̄nounced a . . . and banished from the colony
- 93 Order made upon the arrival of *William Hawley* Deputy for Lord *Maltravers*
 giving liberty to such as should be willing to accompany him to the p̄vince of
Carolina. 11th of *April* 1640
- 116 The court granted to p̄sons a comission to trade with the natives for corn
 134 and other goods. 18th of *april* 1640
- 144
- 169 p̄ceedings against *Thomas Stegg* for assisting *Richard Kemp* the secretary in
 his departure out of the colony 10th of *June* 1640
- 173 Order for a man to marry a maid whom he had bought 2^d of *June* 1640
- 352 Order made upon the petition of *William Claiborne* for the erection of an
 office for keeping the colony feal. 1st of *Aug'* 1640
- 354 Order restoring *Anthony Taylor* Clerk to the half tythes of his cure and con-
 demning the conduct of *Richard Kemp* 14th of *July* 1640
- 356 p̄clamation after act for advancing the price of tobacco 16th of *Octo* 1640
- 453 Commander and Commiffioners of *Accomack* power to determine causes
 there 20th *Feby* 1640

N^o 2 1660 to 1664

- 28 *April* 30th 1661 Sir *W^m Berkeley* having occasion to go out of the colony,
francis Morrifon Esq^r appointed to be Governor and Captain General of *Virginia*
 upon the Governor's getting fail. He continued till after the 9th of *Octo* 1662 159
Henry Norwood his majesty's treasurer 15th *May* 1661 157
- 49 A Catalogue of such books & records as belong to the secretaries office 16th
 of *May* 1661 It states that *one of the above said books wherein the instructions from*
the king to S^r francis Wyatt and S^r Wm Berkeley and the commiffion^s with the old
acts of affembly and some other records lent to the committee in October last and
not returned
- [177] 50 *Thomas Ludwell* secretary. 16th *May* 1661
- 64 S^r *W^m Berkeley* Governor p̄vious to the 4th of *August* 1660 and after 27th
Sept' 1664 406
- 81 The whole p̄ceedings against the *Quakers* at a General Court held at *James*
city 4th *april* 1662.
- 121 Sir *W^m Berkeley* returned before the 10th (and before the 8th) of *Decr* 1662
 p̄clamation

- 126 *Henry Norwood* continued Treafurer till after the 20th of *Sept* 1662. He was appointed the 22^d of *Sept* in the 2^d yr of the reign of *Charles* the 2^d
- 129 Instructions from the king to Sir *William Berkeley*—Dated 12th of *Sept* 1662
- 136 Complaint of *James Mills* to the Governor making a ferious charge againft to the *Manhatons*. 1662
- 140
- 161 Leave given Col *ffrancis Morrifon* Captain of the fort to be abfent for three years 26th *March* 1663
- 162 Sir *W^m Berkeley* ftyles himfelf Governor & Captain Gen^l of *V^a & Carolina* 16th of *March* 1663
- 171 Deed from *Attamahune* the great king of *Noncottecoe* for a tract of land 27th of *July* 1662
- 173 Adrefs of the 24th of *Sept* 1663 from the Affembly to Sr *W^m Berkeley* Gov^r
- 174 Another
- 199 Arrangement about quit rents
- 204 Grant to Captain *John Brown* to trade with *America* 16th *Jany* 1663
- 228 Letter from the Governor of *Maryland* appointing a *ffifon* to treat with the Governor of *Virginia* 2^d *June* 1664
- 230 Agreement between the Governor of *V^a* and the deputy from *Maryland* 7th *June* 1664
- 234 From the court of *New England* to the fecretaries of *V^a*. 15th of *Oct^o* 1662
- 240 *Robert Downman*, *New Netherlands*, *Peter Stuyvefant* &c Something Anterior to
- 273
- 464 26th *Sept* 1664. Order of court about tumults and murthers

N^o 3—1663 to 1668

Tobacco 346—*Maryland & Virginia* 1666

Here are the articles agreed on between *Virginia Maryland* and *Carolina*

There feem to be deeds recorded in this book

[178] Bonds &c 1677 to 1682

[This book is cited by *Hening* (II, 559) as *Bonds, Comm's &c.* 1667 to 1682, No. 2.]

1 *Herbert Jeffreys* was Governor and Cap^t. General of *V^a* the 24th of *Jany* 1677/8 and in the 29th year of his majeftys Reign

3 His majefty by his letters patent bearing date the 8th of *July* 1675 in the 27th year of his reign conftituted and appointed *Thomas* Lord *Culpeper* Lieutenant & Governor General of his majeftys colony and dominion of *V^a* in *America* to take effect after the death furrender or other avoydance of Sir *William Berkeley* his Governor here *who being now lately dead* (20th of *July* 1677) the faid Lord *Culpeper* this day before his Majeftys commiffioners took the oaths of allegiance, fupremacy &c

By the patent Lord *Culpeper* was to have a falary of one thoufand pounds of lawful money of *England* during his natural life to be paid from time to time out of the monies raifed in the colony for the fupport of the government

Deeds

[The ufe of the heading *Deeds* at this point merely means, it is conjectured, that there were fome deeds recorded in the book at this place.]

47 From the King to *Herbert Jeffreys* our Lieu^t for the plantation of *V^a* explaining the terms upon which Lord *Culpeper* and *Jeffreys* were refpectively to be put This dated 25th *Decr* 1677

- 78 Showing the importation of negroes under contract with the Royal *african*
Company dated the 4th of *Octo* 1678
- 114 Sir *W^m Berkeley*s will dated 20th *March* 1676/7 recorded 22^d of *Novr* 1678
- 140
- 154 At *Middle plantation* the 30th of *December* 1678
Whereas Herbert Jeffreys Esq^r his majestys Lieut Gov^r of this colony is lately
dec^d &c *S^r Henry Chicherley* Kn^t p^ducing a commiffion from his sacred majesty
for his being deputy Governor, This council doth with all readines own the said
commiffion and declare the said *S^r Hen: Chicherley* deputy Governor of this colony
and that he hath as full power to secure the said plantation as any Governor
formerly had until his majestys pleasure shall be known
Commⁿ Deputy Governor *In the event abfence or difabilities of our Governor thereof*
as *S^r W^m Berkeley* &c Dated 28th of *ffeby* 1673/4
- 155 p^{cl}ⁿ of *H. C.* dated at *Middle plantation* 30th of *Decr* 1678
- 202 Commence papers relating to *Bacon's* Rebellion

[181] In an order of the 20th of *April* 1640 directing a patent to issue for 2000 acres of land within an Inlet to the Southwards of the capes for the transportation of 40 p^{sons} into the colony, a p^{viso} was made that the grantee should put in security to court that neither he nor his assigns should plant any tobacco upon the land without further order from the board

[183b] At a court holden at *James city* the 4th of *ffebruary* 1640 *Whereas* the masters of ships petitioned this board that there might a story be made of the tobacco put on board the *fleming*, the court taking into consideration that the colony was in great want of necessaries when the *dutch* ship arrived with a large supply of useful commodities did therefore allow that the said ship should have p^{mission} to trade for old tobacco: And *whereas* since the arrival of the said ship, divers other ships have here arrived out of *England* but very late in the year, the masters whereof p^{tend} themselves and owners much injured by such trade, notwithstanding themselves confess that they have not brought in commodities to supply the colony, neither would they acknowledge any invoice of goods to furnish the p^{sent} necessities, so that if the said *dutch* ship had not been accordingly licensed as all others of *New England*, the colony had been drawn to a most intolerable exigent: *It is therefore ordered* that the said leave already granted unto the said *fleming* shall hereby be allowed of and confirmed; it being already p^{vided} that the King's customs for all tobacco exported in the said ship shall be duly satisfied ⁶⁶

At a court holden at *Elizabeth city* the 6th of *May* 1640 Upon the petition of Captain *Anthony Hobson* and *Abraham Sheers* p^{senting} to the board that they have great quantities of tobacco which they cannot through the want of shipping directly send for the port of *London* and that therefore they might have leave to transport the same by way of *New England* which the court upon considerations and p^{visos} hereafter expressed did condifend unto *viz* that the owner of the *Mary and Barbary* when they do intend to export the same should enter into bond to his majesty's use to unlade all their freight of tobacco which they shall receive within the colony at the port of *New England* and that the said Captain *Hobson* and *Abraham Sheers* or any other that shall lade any tobacco aboard the said ship shall enter into bond as aforesaid to transport their several quantities of tobacco according to invoice which is to be brought in upon oath by the owners of the tobacco to the port of *London* and there to unlade the same, not elsewhere according to the order of their lordship of his majesty's most honourable privy council in that behalf ⁶⁷

[184] At a court holden at *James city* the 5th of *March* 1640 the following order was made:

Whereas Captain *John West* and Captain *William Brocas* Esquires have represented to the board in the behalf of the p^{ishes} of *York* and *Chiskayack* that they are destitute

of

⁶⁶ *Id.* p. 414

⁶⁷ *Ld.* p. 148, 9

of a minister to officiate the several cures and by reason that Mr *Anthony Panton* is inducted into the said living and is yet in *England* whereby the said *Parishes* are unprovided, the governor and council have therefore thought fit that the vestry of each *Parish* shall provide themselves with such an able and conformable minister or ministers who by his or their orders shall be found capable thereof, to be approved by the governor and that he or they approved shall receive for his or their recompense half the duties belonging to the said place or places until further order shall be signified thereon ⁶⁸

In the mean time *Panton* had sailed for *England* and gone before the privy council. They by their letters of the 11th of *August* 1639 and also of the 17th of *December* 1639 authorized and required the then Governor and council to cause that *Part* of the sentence which directed his banishment from the colony upon pain of death to be suspended until upon the rehearing of his cause and certificate returned to the privy council further order therein should be received from them.

These commands were produced at a court holden at *James city* the 10th of *March* 1640 when were present Sir *Francis Wiatt* Kn^t governor, Captain *Samuel Matthews*, Captain *William Pierce*, Mr *Richard Kemp*, Mr *Roger Wingate* and Mr *Ambrose Harmer*. The court thereupon did accordingly suspend that *Part* of the sentence which concerned his banishment upon pain of death, and notwithstanding that sentence did declare that the said *Anthony Panton* clerk should have and enjoy the full portion of the law and privilege of a subject until the further pleasure of the council should be signified and this suspension of the sentence they commanded to be publicly proclaimed at this quarter court by the sound of the drum to the intent that all *Persons* within the colony might take notice thereof for the better safety of the said *Anthony Panton*

[185] On the 20th of *April* 1640, the court expressed the opinion that *Panton* should exhibit his answer in writing before any further examination of witnesses.⁶⁹ and At *Elizabeth city* the 5th of *May* 1640 the following order was made: *Whereas* their lordships have commanded us to hear and examine anew the cause of *Anthony Panton* clerk concerning a sentence given against him by the late governor and council dated the 8th day of *October* 1638 we in obedience thereunto ordered that Mr *Panton* should put in his answer upon oath to the information given in against him by Mr *Secretary Kemp* which hath been accordingly done but in the interim Sir *John Harvey* and Mr *Kemp* exhibited a petition which Mr *Kemp* hath since often mentioned to the board desiring that Mr *Panton* might not be permitted to examine witnesses but to answer *viva voce* to the accusation of the information and since the said answer put in hath given reasons why there should be no examinations of any witnesses taken against him, the court conceiving that there cannot be a due rehearing without examination of witnesses in matters pertinent to the main cause but unfit that there should be any examinations admitted concerning impertinent recriminations, especially in respect of the quality of the *Persons* being counsellors having then under his majesty the immediate command of the colony, upon due consideration thereof after the hearing of the *Parties* on both sides do appoint that Mr *Panton* shall forthwith put in his interrogatories upon which he desires his witnesses to be examined and being viewed and allowed under the hands of three of the new Counsel or so many of them as shall be allowed, it shall be permitted to any of the said counsel taking him any two of the commissioners of that county to take and put into writing the depositions of the witnesses produced by the said Mr *Panton* or any on his behalf at his request under his hand and the like course to be observed if the said Sir *John Harvey* and Mr *Kemp* do desire to produce witnesses upon interrogatories in this cause

Mr *Richard Kemp* the Secretary now departed from the colony, and the following proceeding took place at a court holden at *James city* the 10th of *June* 1640.

Thomas Stegg merchant was this day questioned by the board for being assisting and aiding to Mr *Richard Kemp* the secretary in his departure and going out of the colony without license obtained as also that the said *Stegg* furnished him with money

in

⁶⁸ Book in Genl. ct. office marked No 1 1639 to 1642 p 434, 5.

⁶⁹ p 120

in *England* of which under his own hand by confession he acknowledged himself guilty. This act being against the laws of the colony especially in an officer of such charge and trust, a precedent of a very bad and dangerous consequence whereby all the records and public [186] evidences of the colony are endangered to loss and some of them by the said Secretary carried away, also a high contempt of the said Mr *Kemp* by refusing to answer the complaint of Mr *Anthony Panton* against him recommended for a rehearing from the lords of the council, the court taking this offence of said *Stegg* into consideration as being an affront to the present government and an occasion to disturb the public peace have imposed a fine to the king of fifty pounds *Sterling* upon the said *Stegg* and imprisonment during the governor's pleasure.

Panton's cause afterwards received much attention. On the 23^d of *June* 1640 the court ordered that the deposition should be freely perused by the old counsel as also by Mr *Panton* who should have liberty to transcribe any of them as they should think fit. And on the 30th of that month this order was made:

It is ordered by this court that all differences depending between *Richard Kemp* Esq^r and Mr *Anthony Panton* clerk shall be referred to hearing and determining upon *Thursday* being the 9th of *July* next at *James city*, at which time all the counsel are required to be present by nine of the clock in the forenoon upon the penalty of forty pounds *sterling* for every one that is absent without just and necessary cause.

The judgement of the court was given on the 11th of *July* 1640 in the following terms:

Whereas upon the complaint of *Anthony Panton* clerk concerning a sentence given against him by the late governor and council here, their lordships by their letters of the eleventh of *August* 1639 were pleased to refer back to us the cause of the said *Anthony Panton* clerk to be heard and examined anew and further by their lordships letters of the 17th of *December* 1639 we were authorized and required that if upon the rehearing of the said cause, the said petitioner should be found innocent to restore him to his cure again and further to cause Sir *John Harvey* Kn^t late governor to deliver over such goods and estate of the said Mr *Panton* as he hath taken into his hands and what he hath distributed to his sheriffs and other officers, unto such persons as we should appoint there to remain until further order from their lordships, and to give their lordships a true account of our proceeding herein, now for as much as Mr *Richard Kemp* whom the said *Panton* charges more particularly as the author of the said sentence after we had in obedience to their lordships command prepared for the rehearing of the cause and himself had pretended a preparation for justifying the sentence, secretly, on the sudden, conveyed himself away into *England* carrying with him both the main depositions whereupon the said sentence was grounded and other material writings concerning that cause whereby he hath disabled us for any full review of the cause that might justly acquit or condemn the said *Panton*, only the secretary's flight being as strong presumption of self guiltiness as in all cases it hath been interpreted, and it appearing by the depositions taken on Mr *Panton's* part and other pregnant circumstances that he was denied a copy of the information against him to answer it in writing, his trial in a summary way began in an afternoon and sentence given that night and a copy of that sentence [187] denied him which rigorous and illegal proceedings appear to rest mainly on Mr *Kemp*, which contrary to all course of law acted both the part of an advocate and a judge and in the penning of the sentence that clause of full power and authority for any one to execute him in case of his return for which we conceive he cannot shew any precedent (and most dangerous to make one) appears to be added by him since Mr *John Harvey* the then governor and the rest of the then council disclaim it, things speak so far on the said *Panton's* behalf as we conceived we should do no less than restore him to the half tythes of *York* and *Cheskyack* reserving the other half to the present incumbent *John Rosier* clerk in respect of his officiating the cure and either convenient room for him and his family in the personage house with the said Mr *Rosier* or the said Mr *Rosier* to procure him with his family a convenient house elsewhere provisionally and without prejudice to the right and claim of the said *Anthony Panton* until their lordships upon hearing of the whole cause shall please to settle a further

and

and final order herein. And *whereas* it appears that Sir *John Harvey* hath taken into his hands all the said *Panton's* tythes *viz* of *Cheskyacque* one thousand three hundred and ten pounds of tobacco and one hundred thirty and one bushels of corn, and of *York* two thousand one hundred and eighty pounds of tobacco and two hundred and ninety bushels of corn ⁷⁰ and that *Robert Hutchinson* the sheriff of *James city* received for his fees two hundred and fifty pounds of tobacco, *it is ordered* that the said three thousand four hundred and ninety pounds of tobacco shall be deducted out of the bills given in upon the sale of Sir *John Harveys* goods and the corn being four hundred twenty and two bushels at two shillings six pence $\frac{7}{8}$ bushel amounting to fifty pounds twelve shillings and six pence to be deducted and reserved out of the bills payable for Sir *John Harvey's* goods in money and *Hutchinson* according to a former order of the 27th of *June* 1640 ⁷¹ to be responsible for the said two hundred and fifty pounds of tobacco levied by him for fees and so to remain deposited herein

From this judgment it may be inferred that Sir *John Harvey* had previously become embarrassed in his affairs. Such was the fact. At a [court] held the 17th of *April* 1640, the following provision was made for Sir *John* and his creditors.

That the reversion of Sir *John Harvey* his dwelling house at *James city* with the house adjoining and all the edifices thereunto belonging within the pale and of his orchard is to be sold, he enjoying the premises during life as also a parcel of land near, adjacent, lately belonging to Sir *George Yeardly* Kn^t All his other lands and edifices to be forthwith entirely sold for the payment of his debts. All his personal estate to be sold at the best advantage for the payment of debts as aforesaid reserving for the subsistence of the said Sir *John* eight cows which he is to enjoy during life, with all the increase to him and his assigns forever, he making good the principal stock as also that he shall have and enjoy for the consideration [188] aforesaid all the increase which have or shall fall this year for the whole stock, according to the inventory as also four breeding fows forever as also the furniture of the dwelling house during his abode in the country and in case of his departure for *England* that he shall have and enjoy such furniture for his accommodation as shall be thought fit by the court. Provided always that such goods and estate of Mr *Anthony Panton* as Sir *John Harvey* hath taken into his hands and what he hath distributed to his use and other officers be delivered over unto such person as the governor and council shall appoint and there to remain until we shall receive further order from their lordships therein

A subsequent order of the 6th of *May* 1640 shews that Sir *John Harvey* engaged himself to the board to authorize a person who was named to make sale of his estate at *York* or any other part of the county of *Charles river* upon a particular day and to authorize another person (Mr *George Ludlow*) to make sale of his estate in *James city* or elsewhere in *Virginia* upon another day named and those persons were ordered to give an account of what they should do. And an order of the 14th of *April* 1641 directed the creditors to be present upon the fifth day of the next *June* court that there might be a distribution of the estate among the creditors according to their several proportions. This last order was made soon after the principal sale by *Ludlow*. Acting both under the order of the 6th of *May* 1640 and a power of attorney from Sir *John Harvey* of the 22^d of *July* 1640, he made a conveyance on the 7th of *April* 1641 unto the governor council and burgessees for the consideration of 15,700 pounds of tobacco to be paid the first of *January* following of all that capital messuage or tenement now used for a court house late in the tenure of said Sir *John Harvey* Kn^t situate and being within *James city island* in *Virginia* with the old house

⁷⁰ In the proceedings of the 27th of *June* 1640 it is said Mr *Warren* affirmed in court that in the parish of *York* in the year 1638 there were two hundred ninety four tythable persons so that there was due to Mr *Panton* ten pounds of tobacco and a bushel of corn for every tythable person pr poll which is in all 2180 pounds of tobacco and 290 bushels of corn.

⁷¹ The order here referred to was that the fees and other charges due to the sheriff of *James city* for lodging and attendance being 250 pounds of tobacco from Mr *Anthony Panton* during the time of his last imprisonment shall remain in the sheriff's hands until such time as the said *Panton* shall make appear from the lords to whom they belong of right

houfe and granary, garden and orchard, *as alfo one piece or plot of ground lying and being on the weft fide of the faid capital and meffuage as the fame is now enclosed.* At a quarter court holden at *James city* the 14th of *April* 1641 the following order was entered:

Whereas it appeareth to the court that Sir *John Harvey* Kn^t late governor did give and grant unto *Robert Barrington* 250 acres of land within the corporation of *James city* which faid land as appeareth by the depofitions of *Peter Stafferton*, *Cheny Boyfe* and Cap^t *Robert Hutchinſon* was laid out for the ufe of the governors ſuceffively and that the fame hath been feated from time to time by the governor's tenants who have always paid rent for the fame to the governor or governors or planted to their ufe; *the court hath therefore ordered* that the faid patent fhall be void and that the orphans of the faid *Barrington* fhall have 500 acres of land allotted them in ſome other convenient place for ſatiſfaction of their buildings and clearing; the fame being a precedent uſually made and allowed in cafes of the like nature: and that the tenants feated thereon fhall yield up the poſſeſſion at or before the laſt of *November* next enfuing ⁷²

[189] On the 16th of *November* 1626 a deed was made from two mariners in the behalf of *Daniel Gookenge* of *Carygoline* in the county of *York* within the kingdom of *Ireland* to *Richard Griffin* late ſervant to the faid *Daniel Gooking* reſident at *Elizabeth city*, yeoman conveying 100 acres being $\frac{1}{2}$ of the land belonging to the lordſhip of the faid *Daniel Gooking* ſituate above *Newport News* at the place called *Marie's mount*, yielding forever unto *Gooking* the rent of two ſhillings current *english* money at the feaſt of *all Saints*; the deed concluding with a covenant on the $\frac{1}{2}$ of *Griffin* his heirs and aſſigns at all times to *do ſuch and ſervice to all ſuch manor court or courts as at any time hereafter ſhall be kept by the faid Daniel Gooking his associates or aſſigns within the lordſhip aforeſaid* ⁷³

On the firſt of *February* 1630 a deed was made from *Daniel Gooking* of *Newport News* in *Virginia* gen^t to *Thomas Addiſon* late ſervant to the faid *Daniel* his father conveying on behalf of his the faid *Daniel's* father 50 acres of land being $\frac{1}{2}$ of the faid lordſhip, yielding forever to *Gooking* his heirs and aſſigns the yearly rent of one pound of tobacco at the firſt day of *all Saints* with the like covenant ⁷⁴

[235] The firſt entry of Sir *William Berkeleys* fitting as governor in the quarter court at *James city* is on the 8th of *March* 1641 (old ſtyle). On that day by virtue of a commiſſion from the king of the tenth of *Auguſt* in the 17th year of his reign, Sir *William Berkeley* and *Richard Kemp* adminiſtered the oath of a counſillor to *John Weſt* Eſq^r and *Humphrey Higgiſon* Eſq^r as alſo the oaths of allegiance and ſupremacy according to cuſtom. The oaths were alſo adminiſtered to *William Bernard* Eſq^r and then the court on that day was compoſed of the five gentlemen juſt named and *Chriſtopher Wormley* Eſq^r., *Henry Browne* Eſq^r *Thomas Pettus* Eſq^r. Other counſillors fitting this term *George Meniſſee* Eſq^r Sir *Francis Wyatt* Kn^t *William Pierce* Eſq^r *Samuel Matthews* Eſq^r *William Brocas* Eſq^r *Tho^s Willoughby* Eſq^r Gen^l C^t orders n^o 2 p 36 and p 39. During the fame term oaths adminiſtered to *Richard Bennett* Eſq^r and *Nathaniel Littleton* Eſq^r

March 8, 1641 At this court the governor hath elected *Henry Poole* high ſheriff of the county of *Elizabeth city* for this enfuing year with the powers, privileges and $\frac{1}{2}$ quifites belonging to the faid office and place, willing and requiring the commiſſioners of the county to adminiſter the accuſtomed oath of a ſheriff unto him at their next monthly court. Gen^l C^t orders n^o 2 p 37. Election of ſheriffs of *James city*, *Upper Norfolk*, *Iſle of Wight* *Charles city*, *Charles river*, *Warwick river*, *Henrico* and *Lower Norfolk*, p 79 and 80

March 8, 1641 *It is ordered* by this court that *Nicholas Hill* fhall make his appearance at the next aſſembly upon the 20th day of this inſtant (*March*) there to anſwer the ſuit of *David Jones*. And the faid *Jones* is hereby required to ſend a copy of his petition with his order to the ſheriff of *Elizabeth city* to be delivered to the faid *Hill* that thereby he may prepare himſelf for his anſwer. Gen^l C^t orders N^o 2 p 37

March

⁷² *Id.* 502

⁷³ Deed book in Gen^l Ct office, No 1 p. 79.

⁷⁴ *Id.* 80

March 9 It is ordered by this court that there be a general notice given to all the *ϕ*ishioners of this county for their meeting at *James city* for electing of a veftry which notice is to be given by the minifter upon *Sunday* next. Gen^l C^t orders N^o. 2 p 41

March 10 Upon the representation of S^r *ffrancis Wyatt* Kn^t that whereas by order of court on *October* laft, captain *Henry Browne* was fufpended from the council, the faid S^r *ffrancis Wyatt* hath therefore defired the opinion of the board whether the faid fufpenfion fhould continue or no, it was the general opinion of the board that the faid Captⁿ *Browne* fhould by virtue of his majefty's commiffion be reconfirmed in the place of a counsellor and for the other *ϕ*rt of the petition to be referred to the confideration of the next general affembly. Gen^l C^t orders N^o 2 p 43

March 17, '41 Mode of granting land. Cafe of *Henry Heyrick*. N^o 2 p 60. S^r *ffrancis Wyatt* p 76.

Grant of a commiffion to trade with *English, dutch* or natives. N^o 2 p 60 62, 81

[236] *March 20. 1641* The governor and council upon ferious confideration had of the many weighty affairs to be treated on at this grand affembly which cannot be duly attended by them by reafon of the frequent interruption occafioned to them by hearing of private caufes, do therefore order that publication fhall be made that after this *ϕ*sent three and twentieth of *March*, there fhall be no private caufes admitted to the court except fuch as are at this court referred to a fixed day or fuch as fhall concern as a *ϕ*ty fome member of this grand affembly. N^o 2 p. 66

March 24. 1641 Whereas *Samuel Chandler* attorney of the executors of the lady N^o 2 p 71 *Elizabeth Dale* did this day petition the board for divers lands granted by the late treafurer and company to S^r *Thomas Dale* Kn^t long fince deceafed (Copy) [Space was left in the original, but the copy was not made.]

March 29. 1642. Cafe of *Burbuge v Bullock* (Copy) [Copy not made.]

N^o 2 p 74

Concerning the building a church at *James city* p 55, 6, p 83 p 142, 3, 233, 4.

[237]

June 7. 1642 Mode of granting adminiftrations (Copy) [Copy not made.]

June 7. 1642 Judgement for flandering an officer p 83

June 28. 1642. Commiffions of monthly courts renewed and names of commiffioners p 109, 110, 111, 133.

Clerk of *York* p 134. Sheriff of *York* p 164. Sheriff of *Elizabeth city* p 165 p 199, 201, 222

Sheriff of *James city* p 168 fheriff of *Warwick* 174, *Ifle of Wight* 175 *Lower Norfolk* p 180 *Upper Norfolk* p 180 who iffued writs in *Accomack*. p 221 Commander of *Lower Norfolk* 342 *Ifle of Wight* 343

July 31. 1642 p 111 New counsellors elected and fworn, viz *Ge^o Ludlow & Richard Townfend* in confequence of difcontinuences of others. p 180 *Thomas Stegg*.

Oct^o 5. 1642 p 119 Recital of application of *Leonard Calvert* Efq^r of *Maryland* for affiftance of 100 men againft the indians, and order thereupon (Copy) [Copy not made.]

Oct^o 5. 1642 p 119 Courfe purfued in fettling new plantation upon *Pianketank* (Copy after laft) Recital of outrages committed by indians & courfe thereupon p 136. Training and fecrecy required p 140. *ϕ*fon near the indians drawn off his plantation p 235

Oct^o 6. 1642 Courfe purfued where commiffion was granted to trade in the bay p 120 p 133

Oct^o 6. 1642 Order where matrimony was contracted without Mafter's confent. p 121

- Oct* 6. 1642 Concerning payment of debts in tobacco p 121, 2
- Oct* 6. 1642 Names of jurors to be set to every verdict and recorded p. 122
- Oct* 10. 1642 Permission to keep an indian boy, instructing him in Christian religion
p 130
- “ Reparation to a doctor charged with murder p 131
- On what cattle levy was laid by 133, 4., How lift was obtained *Id*
& 127
- Nov* 29. 1642 Governor & council attended by a minister. p 147. Course when he
failed to attend
- Decr* 1. 1642 Course to secure attendance of a sufficient number of the council p.
150, 342
- Decr* 1. 1642 Course pursued to compel restitution of servants by Governor of
Maryland, p. 150, 51
- Decr.* 1. 1642 Commissioners not to be jointly impleaded as such p 154. Judgment
against a troublesome fellow who instituted such a proceeding
p. 154.
- March* 8. 1642, 3. Division for capture of the fort p. 164
- June* 1, 1643 General order against persons trading with the indians without
commission p. 182, 3
- June* 4. 1643. Punishment for drunkennes, disturbance of the peace and bloodshed
p 185
- Governor had valuable office land at the *Green Spring* p 186
- [238]
- June* 5. 1643. Gen^l order in relation to servants guilty of misconduct p. 187 Special
order p 221, 222
- June* 5. 1643 p 187 Letter from king being received since the last assembly, Copies
sent to the different counties to be read in the several parish
churches.
- June* 5. 1643 Pinnacle to be sold and sent with a commissioner to treat with the
neighboring plantations for the restitution of runaways and for
settling things for the future. p 187, 8.
- Va* nevertheless returned servants to *Maryland* p. 196
- June* 5. 1643 Course to prevent importation of too great a quantity of strong liquors
from neighboring plantations. p 188 *Aug*^t 1. 1643 on same
subject p. 201
- June* 5. 1643 Governor had a guard. Severe punishment for not coming to guard
him p. 188, 9
- June* 5. 1643. Captn *W^m Claiborne* had now returned and attended p 189
- “ 6 “ He was now treasurer since the death of *Roger Wingate* (orders
concerning quit rents 189, 217, 464) Privileges of treasurers 200.
Concerning the revenues and the treasurer's office p 341, 2
- June* 8. 1643 The first man child born in the colony, proved guilty of a contempt of
court and was punished for it. p. 194
- “ Punishment for speaking scandalous words of the king or queen.
p. 194, 233
- June* 9. 1643 People outside of *Potomac* river taken under protection of government.
p. 196
- June* 10. 1643 Explanation of act for governor's accommodation. p. 200
- Aug*^t 2 1643 Judgement against a captain for bringing persons here when he had
promised to take them elsewhere. p 204, 5
- Octo* 7. 1643 Commissioners who challenged a councillor disabled from holding
his office p 213, also 236
- Octo* 7. 1643 General rule as to taking depositions p 214

- Oct* 8. 1643 Man reprieved and kept to do execution upon delinquents p. 216
Order amended p 220
- Oct* 8. 1643 Wife ordered to take herself to her husband on penalty of being
whipped p. 216
- Oct* 8. 1643 Order for examination of private parts in case of lofs. p 220
- Oct* 8. 1643 *Edmond Walker* convicted of felony and robbery $\text{\textcircled{P}}$ doned on petition
of *Rose Alleyn*, she agreeing to marry him. p. 221
- Oct* 12. 1643 Mode to compel payment of clerk's fees p 224. *Richard Lee* the
clerk appointed attorney general p 234
- Nov* 25. 1643 Affembly ordered for the 1st of *March* p 234
[239] P. 346. Gov^t & council took the oath of allegiance *March* 4th 1643
P. 349 (2^d pages) Commissioners added for *Charles* county. p 374
for *York*. p 374 *Upper Norfolk* p 442 *James city*.
Sheriffs elected for *Elizabeth city* p 344 *York* p 349 *Upper Norfolk*.
Ib Charles city 353 *Isle of Wight* 359 *Lower Norfolk* p 359 *North-*
ampton Ib. Warwick 361 *Henrico* 363
- 30 *April* 1644 Order for garrifon of 4 score men at *middle plantation* (copy it) [But
it was not copied.]
- 30 *April* 1644 Lieutenants and deputy Lieutenants directed to be appointed for the
several counties. Names of those first appointed 267, 8. $\text{\textcircled{P}}$ ticular
directions for marching against the indians (To be copied)
[which was not done] p 374. deputy lieutenants added for
various counties
- May* 1644 List to be presented to governor and council on the 1st *Monday* in *June*
of all $\text{\textcircled{P}}$ sons from 16. to 60 with arms and ammunition by
lieutenants of several counties
pvision for widows and orphans 269
Concerning cattle and goods of $\text{\textcircled{P}}$ sons lately slain by the indians
p 269
Concerning servants of $\text{\textcircled{P}}$ sons lately slain 269
- June* 1644 Punishment for improper language in time of war 269
Further pvision for appointment of lieutenants and deputy lieutenants
with $\text{\textcircled{P}}$ ticular instructions, 278, 9.
pvision for various marches against the indians 279, 80
General direction about plenty of corn p 279
Order against sheriffs for neglect in regard to levies &c 283
General authority to assume property and grants of land 283
Authority to trade with neighboring plantations p 284
Punishment for scandalous letter against the state and government
286, 7, 8 also 293, 4 450
Claiborne's opinion different from the others in relation to the
propriety of War upon the indians between the *Rappahannock* and
Potomac p 289
Last entry of *S^r W^m Berkeley* fitting as governor 12th of *June* 1644
p. 292, 3
last entry of *S^r W^m Berkeley* fitting as governor 22^d of *June* 1644.
Names of council (copy order shewing many prisoners then
amongst the indians & course to be $\text{\textcircled{P}}$ sued. p 333 [Copy was
not made.]
- [240] first entry of *Richard Kemp* fitting as governor. *June* 29th 1644.
p 294
- 1644 *June* 29 Concerning the procurement of axes, spades, boats, pvisions. p 294
Aug^t 5. 1844 $\text{\textcircled{P}}$ ticulars of the return of the *Pamunky* army and about raising
another army p 296, 7

- Aug^t 6. 1644 Undertaking of the Governor of *Maryland* that none of inhabitants there shall trade with indians here p 298
- Aug^t 10. 1644 Meeting of lieutenants and deputy lieutenants and 50 foldiers levied to march against the *Chickahomnies* p 298, 9
- Aug^t 16 1644 Assembly which had been adjourned to 15th of *Nov* directed to be summoned for 1st of *October* p 297
- “ “ Division for *W^m Lucas* & family, he having two other men with him p 300, 301
- Sept^r 3. 1644 Authority to go against the corn of the indians, p 301 also 301, 2 as to going against the *Rappahannocks*. p 301
- Sept^r 3. 1644 Concerning the riotous & rebellious conduct of *M^{rs} Wormleys* negroes p 301, 2. also *Oct^o* 10. 1644 p 319
- Oct^o* 14. 1644 Sentence of death passed upon *Nath^l Moore*,
- Oct^o* 15. 1644 Land granted *Claiborne* on *Pamunky* at the place he first landed against the indians p 329
- July 6. 1644 Upon information from *Claiborne* general of the *Pamunky* march, divisions directed to be procured p 330
- “ “ Peas to be procured for the foldiers p 330
- “ “ Meal to be procured for the foldiers p 330
- “ “ Arrangement permitting lieutenants of *York* county to open letters from *Claiborne* to the governor and council & send further divisions p. 330
- Levy directed for shot, lead and powder p 331.
- Aug^t 28. 1644 Sheriffs to attend at *James city Oct^o* 4 that levy may be apportioned 331 division for shoes, stockings and other necessaries for the foldiers p 331, 2.
- Sept^r 10. 1644 Persons apprehended for rebellion (Perhaps *M^{rs} Wormleys* Servants *Sept* 3^d) 332
- Oct^o* 23. 1644 More foldiers to be levied and prepared to go against the indians p 334
- Nov^r* 26. 1644 Parties to go after indians p 346
- others prevented from going hunting p 346
- Nov^r* 29. 1644 Power to sheriff of *York* to refrain for fees and country duties due sheriff of *Warwick* p 352, 3. Other division for cases of removal! p 353.
- Dec^r 3. 1644 Lieu^t. *Nicholas Stillwell* permitted to go against the indians p 363
- 1844/5 [1644/5]
- Jany* 20 Assembly to be summoned for the 15th of *ffebry* p 365
- “ Men, powder and shot to be sent to *middle plantation* for defence of the forest p 365, 6
- 1644, 5
- ffeb.* 20. Minister inducted for *Pocofon* p 369 Gen^l C^t order N^o 2 [241] 1844, 5 [1644/5]
- ffeb.* 20 proceedings against *Argoll Yeardley* one of the council for contempt
- ffeb.* 20 Against *John* . . . for slandering the army p 373
- ffeb.* 26 further division for foldiers against the indians p 375
- ffeb.* 26 Comissions to trade . . . p 376 . . . 400, 401, 428(2)
- March* 10 Orders of the council of . . . to set out with p 377, 8, 9 division for surgeon, ordinance . . . p 380—
- March* 18. Other orders of the council . . .
- March* 28 War orders p 385, 6. *Nathaniel Littleton* appointed commander of *Accomack* 386

- April* 3 Wages of the foldiers p 394 Men to go to fort . . . p 394
 “ “ Refpect to *Eafter* Holidays 395, 6
 “ 10 Sheriffs appointed for the different counties 403 to give security 443. To
 be called to account for the levy 448
 “ 19 Opn of C^t that fecond fale of cattle dofen't bar the right owner 427
 “ 25 { Orders at a council of war p 432, 3
May 13 {
June 4 ¶fons in fervice at the forts not to be liable to diftreff. 441. Council of
 war 450, 1, 2.
June 6 Concerning the government of the ifle of *Kent*. Captn *Claiborne* not to
 intermiddle with the government. *Richard Thompfon* allowed to go
 there. (Exam hift of *Maryland*) 443, 4
June 7. Sudden arrival of S^r *W^m Berkeley*. p. 449
 16 proceedings of council of war at which S^r *W^m Berkeley* was p^{re}ent 452, 3
Auguft 9 proceedings at a council of war, 453, 4, 5. Affembly to be fummoned for
 1st of *October* 455 adjourned to 19th of *Nov.* 455, 6
September 4 Orders of war 455, 6
Nov 25 *John Kemp* ordered to be whipped for contempt of court p 461, 2
 1646 Grant to S^r *W^m Berkeley*—afterwards confirmed in 1664. Gen^l C^t book
 marked N^o 2 1660 1664 p 405, 6.
 1650 Grant of 20th of *Sept*r in 2^d of *Charles* by the king himfelf to *Tho^s Lefter*,
John ffox & *Gilbert Thornbrough* Dated at S^t *Johnftone* In book of
 judgements & orders 1664 to 1670 p 556 (The King was then in
Scotland)
 Gen^l C^t book marked N^o 2. 1660 to 1664 p 116 Deed of the 30th of *March*
 1665 from S^r *W^m Berkeley* to *Richard Bennett* Efqr governor of *Virginia*
 for my houfe in James city lately in the hands of William Whitby
 being the weftermoft of the three brick houfes which I there built. This
 conveyance for 27, 500 pounds of tobacco. *Anna* the daughter of
Bennett was married in 1660 to *Theoderick Bland* of *Westover* in
Charles City County, and *Bennett* in 1662 conveyed the houfe to
Bland p 117

[242] Gen^l C^t orders &c 1654 to 1659

By S^r *Richard Bennett* Governor

- P. 1 Grant dated the 6th of *April* 1654 to *Edwin Conway* for 1250 acres of
 land in the county of *Lancafter* on the fouth eaft fide of *Corotoman*
 river; 1000 acres ¶t thereof having been formerly granted him by
 2 patents dated the 6th of *December* 1652 and the refidue for the
 tranfportation of 5 ¶fons into the colony
 P. 13 Grant by fame dated 5th of *October* 1654 unto Major *Miles Cary* for
 3000 acres of land in *Westmoreland* county for the tranfportation of
 60 ¶fons into the colony He became L^t Colonel. p 321 Grant
 renewed for 3 years
 p. 68 Laft grant by the fame dated *March* 1655
 79 firft grant by *Edward Digges* governor dated *March* 1655
 145 Court held 6th of *June* 1655. Names of governor and councillors
June 7. p 149. Judgement for fornication and getting fervant with child.
 p 150 Order upon complaint by *Totapotamoy* that an indian his brother was
 flain by an englifhman
 p 156 ¶cefs ordered to fheriff of *Surry* to fummon a grand jury and petit
 jury to be ready at *Surry* court the 3^d of *July* for the trial of L^t Col^o
Thomas Swann
 p 157 Decifion that one of the half blood cannot inherit and appeal to next
 affembly by *Richard Courfey*. p 174 *Evans v Evans*

- 157 Order prohibiting people from meddling in present troubles in *Maryland*
 157, 8. *Henry Loanes* permitted to employ two indians
 158. Business obstructed by sheriffs not returning writs and order thereupon
 159 Commission ordered to Captain *Henry Perry* to go with volunteers to discover the mountains
 Captⁿ *Bennett* had to appear at the admiralty court to answer the putting to death of *Kath Grady* as a witch at Sea
 June 28 162 Recital of Letter to the governor from his highness the Lord protector of *Jany* 12, 1654 answer directed to be drawn up.
 163 Upon complaint that *W^m Durant* is actually in rebellion against the Lord protector, warrant directed for his apprehension.
 p 170 further order Oct^o 3. p 199 *Nov* 24 p 213, 14, *March* 12 Order to seize on records belonging to Lord *Baltimore's* plantation or *Maryland*
 Oct^o 3 164 Order directing forgiveness to be asked for scandal.
 171, 2 Orders upon complaints by the indians
 177. Allowance to widow of man in debt
 Church wardens and vestry allowed to distrain (2 entries)
 176 *John Smith* ordered to be sheriff of *Warwick*
 177 Recital of great disorders during the quarter courts and remedy provided
 178 Judgment that 5 years possession of land gives good title
 Decision as to the necessity of recording deeds
 181, 2 Judgment for slander
 184. Provision for castle duties p 240
 Nov 21 186 Judgment against a minister for sexual intercourse with a servant
 187 Judgment on complaint of *Booth* that party be bound over for good behaviour to *Booth* and all other his highness's subjects
 22 Power to punish for not attending militia musters
 [243] 1655
 Mar 23^d Assembly to meet 10th of *March* and in the mean time levy directed by the governor and council p. 191
 p 200 Remedy against commissioners when sheriffs fail to pay over levies p 243
 1655, 6
 March 12 p 203 Names of governor and council. Col^o *Obedience Robins* also sworn
 p 208 Land assigned to the *Wicomoco* indians
 208, 9 Another order as to their King
 209, 10 Land obtained from indians
 210, 11 Judgment for untrue charge of forgery. Another case p 233, 254
 217 Mulatto held to be a slave and appeal taken p 344
 221. If master consented to servant's marriage, made her free
 226, 7 Land given in joint tenancy held to survive
 227 Compensation for killing wolves
 228, 9 Sheriffs for the several counties
 1656
 April 23^d *Edward Digges* still governor
 p 229 Consultation concerning a march against the strange indians who lately intruded at the falls and order thereupon.
 June 4 p 230 Report of the expedition. p 246 order against *Hill*
 5 p 231, 2 further order for raising men—
 p 232 Addition to the council p 234
 6 p 243 Land not considered deserted until 3 years after removal of indians
 Oct^o

- Oct* 8 p 247 Where indians may hunt
 p 250 In case of *W^m Townfend* mention again of his highness the Lord
 Protector
 4 p 262 Levy made according to order of assembly
Nov 6 p 263 Governor having to go to *England*, assembly called for 1st of *December*
Dec 2^d p 266 Parden to be asked on the knees for defamation
 “ p 280 Proceeding in case of unlawful marriage
 p 281, 2 Complaints from indians in *Northumberland*
 15 p 285 Concerning indians at *Wicomico*
 286 *Edward Griffith* appointed surveyor
W^m Johnson elected high sheriff for *Rappahannock*
 1657
April 27 p 287 *Samuel Matthews* Governor. Additional councillors sworn Complaint
 against the *Neffan*[?] indians and soldiers to be raised
 287, 8 Petition for assembly the 10th of *May* denied
June 2^d p 288 *Abraham Wood* sworn councillor
 Minister restored to office
 Minister punished for marrying without license
 1657
June 5 295 *Richard Parrot* elected sheriff for *Lancaster*
 “ 6 295, 6 Case of an indian servant
 “ 297, 8 *Henry Corbin* of the quorum in *Lancaster*
June 6 301 *Richard Dilby* appointed sheriff for *Gloucester*
 “ 8 304 *W^m Batt* appointed sheriff for *Elizabeth city*
 “ “ 309 *Thos Manning* & *W^m Pusby* appointed sheriffs of *Nansemond* &
Northumberland
 “ “ 312 Verdict and judgment for slander
 “ 10 313 Verdict and judgment for false imprisonment against commander for
 commissioners
 “ 11 314 Sheriff appointed for *Charles city*
 “ “ 314 Privilege granted *Nath^l Batte* for interest taken in the discovery of
 an inlet to the southward p 339, 392,
 “ “ 317 Strumpet ordered to be whipped
 “ “ “ How marriages are to be solemnized for the future
 “ 12 318 Sheriffs appointed for *Westmoreland*, *Surry*, *Warwick* and *James city*
 “ “ 319 Provisions for recovery of servants running away to *Maryland*
 [243 1/2] 1657
Oct 7 p 322 Judgment vs *John Tayler* for petit larceny that he be whipped
 322 Prison bound over to answer complaint for murder preferred on behalf
 of his highness the Lord Protector.
 325, 6 another case (for selling powder to the indians) of Prison bound over
 326 *John Brewer* for uttering unhandfome words to acknowledge his
 offence
 327 Concerning claims of indians on *Corotoman* creek
 “ Indians of *Rappahannock* and *Potomac* to be summoned p 347
 “ Shippes forced into port for relief allowed to take some tobacco as
 freight
Oct 10 331 *Weeks Mander* for uttering scandalous words of a lady to acknowledge
 his offence
 12 333 Indians detaining a servant to be arrested
 335 Glebe land of Parish of *Bristol* & Parish of *Hampton*
Oct 13 336 Orders permitting Prisons to keep indians to hunt p 416
 14 342 Addition of commissioners for *Warwick*

- 345 *Mary Scragg* charged with concealing bastard issue to appear before next assembly
- 346 Levy made up as directed by the assembly
- Nov 25 350 Order for collection of tobacco due to *Sr W^m Berkeley*
- “ 27 353, 4 *Thomas Thrufton* and *Josiah Cole* quakers to depart on a ship and in the mean time committed to custody and not to have pen, ink or paper or correspondence with citizens p 382 allowed to go to *Maryland*. p 413 *Quaker* whipped p 414 *Quaker* fined for entertaining a *Quaker* p 415, 16 other quakers punished p 416 One woman with child pardoned. 1658 June 10 General persecution of quakers directed
- 354 Master of ship bringing quakers into the colony to be fined and carry them back
- 354 Lands occupied by *Wicomico* indians when deserted to be for *Sam^l Matthews*
Lands occupied by *Chiskiack* indians when deserted to be for glebes of *Gloucester* p 415
- 354, 5 Liberty to transport commodities to *Delaware* bay
- 357 Glebe land of *Henrico* parish
- 358 For unhandsome behavior, forgiveness to be asked on the knees
- Decr 1st 358 Names of governor and council—*Barbary Wingbrough* arraigned for a witch but acquitted. p 368, 9 who should pay the witnesses referred to assembly
- 368 Judgment where servant required medical attention and was neglected by his master
- 1657, 8
- March 17 p 373 *Peter Knight* added to the quorum for *Gloucester*
- 374 Destruction of indians, our friends, to be prevented
- 19 380 Legacy to widow no bar to dower
Peter Ashton added to the quorum in *Northumberland*
- 383 *flect v Tabb*. Question of law between 2 patents for *flects* Bay
- 384 Patent for lands sealed declared void
- 388 What words are not scandalous
- 388, 9 Appointments of commissioners and sheriffs
- 390 Sheriff appointed for *Rappahannock*
- 402 Sheriff appointed for *Lower Norfolk*
- 403 Sheriff appointed for *Isle of Wight*
- 403, 4 Commissioner for *Northumberland*
- 407 Surveyor and sheriff for *Northumberland & York*
- 408 Sheriffs for *Warwick, Nanfemond & Henrico*
- May 20 409 New commission not having come, whether Governor should grant warrant for execution (Qu. whether this is 1657 or 1658)
Reference to be granted and represented to royal highness
- 410 Case of an *irishman* improperly kept in service
- 1658
- June 12 431 persecution for treason against the lord protector
(No entry of later date)
After 17th of *October* 1660, *Sr W^m Berkeley* acted as deputy treasurer. See book marked N^o 2 1660 to 1664 p 28 to 33. He was acting as governor Aug^l 4. 1660 p 64
House and land in *James city* which belonged to the country fold. Deed of the 5 of *Oct^r* 1661 on p 558, 9 of book of judgments and orders 1664 to 1670—other end. Also p 561, 2, 3, 564, 5, 6

[244] Gen^l Ct book marked N^o 2 1666 to 1664

1661

- April* 19th p 1 pceeding for opprobrious words against the queen
 “ 30 p 28 King having given Sr W^m Berkeley governor p^mission to go out of the country, governor and council made choice of *ffrancis Morrison* in his absence
- May* 15 p 28, 9 Major *Henry Norwood* the treafurer having impowered Sr *William Berkeley* he appointed Col^o *ffrancis Morrison* and Mr *Tho^s Ludwell* to execute the office of treafurer in his place. They appointed Col^o *Miles Cary* Escheater General p 37. *Henry Randolph* acted as his deputy p 273 &c to 303 then *Jn^o Stringer* Escheater. Exam to p 347 also 416 &c Power from the treafurer of *Sept.* 1662 p 126, 7, 8. *Richard Lee* made deputy treafurer in *Westmoreland* March 28, 1663. Mode of collecting quitrents 199, 200. Will of *Rich^d Lee* 210 to 14.

1661

May 16, Catalogue of books of records p 49, 50

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- 1663
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- 1663/4
21 *March* Names of governor & council p 424. *Geo. Gwillern* appointed sheriff of *Nansemond* p 425 *Jno Michael* in the commission for *Northampton*
- 1663/4
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- 1664
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- Sept* 26 p 464, 5, 6. Important order to have as many indians as possible located in one place and land enough laid off for them
- “ 28 p 467. Value of guns taken from indians to be paid them
- “ “ p 468 Mr *Thos Bowler* added to commission for *Rappahannock*
- “ “ p 469 Judgment for division of land by a jury
- “ 30 p 469 Sheriff of *James city* fined for arresting member of court and assembly; plaintiff in the action fined also 470
Last order in this book 5th Oct^o 1664. Adjournment then to 20th of *November*
- [250] Genl C^t Judgments and orders 1664 to 1670
- Commence at a General court held at *James city* the 22^d day of *November* 1664. Names of governor and council of whom *Miles Cary* is one Court sat morning and afternoon

- 1664
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- Novr* 23^d p 4. Commiffioners added for *Rappahannock* p 55 *Lancafter* p 70, 137 *Isle of Wight* p 137, 167 *Charles city* p 260 *Northumberland* p 267 & 269 *Nanfemond* p 270 *Lancafter* p 282 *Warwick* p 295 *Lower Norfolk* p 311 *Nanfemond* p 18 Sheriff for *Westmoreland*. p 19 *Isle of Wight* p 19 *Nanfemond* p 22 *Surry* p 55, 270 *Lancafter* p 64 *Surry* p 70 *Warwick* p 120 *Westmoreland* p 130 *Charles City* 198 Sheriffs to remain in office p 254 *Middlefex* p 255 *Gloucefter* 256 *Isle of Wight* p 258 *Henrico* p 259 *Westmoreland & Stafford* p 267 *Nanfemond* 280 *Warwick*
- p 5 Judgment for killing a horfe for lefs than half the value altho' act of affembly directed treble
- 5 Cafe remanded to *Lancafter* court with direction to take care that the jury can write
- Novr* 24 p 6 Comm from the king confirming comm of *Thos Stegg* as aud^r genl read in open court (Comm in previous book)
- p 7, 8. Judgments by default at pceding general court now confirmed (defendant not appearing)
- p 8, 9 Interpreter to live near *Pamunky* indians
- p 9 *Surry* commiffioners for not building ftocks, prifon and pillory
- Nov* 26 p 11 Judgment for a filly
- p 12 Collector of feveral rivers to purchafe powder
- “ How fhips to be entered and cleared
- 1665
March 21 p 13, 14 Governor had p^rogative of ejectiong minifters. Order where minifter had been badly treated by p^rt of the veftry p 216
- p 15 Peculiar judgment againft a man for forcibly carrying another out of the colony
- p 18 Judgment for flandering clerk of a court
- March* 25 p 23 Two ferries [?] to be kept at *James city*
- 23, 4 Interpretation of late act giving liberty to plant and make what tobacco they can either by feconds or ground leafs
- p 24 Anfwer directed to p^ropofition fent from Col^o *Morrifon* concerning the coming in of fhips
- June* 21 p 25 Regulation for the fecurity both of the fhips and country
- p 25, 26 War now between *England* and the *dutch*, commands of the king received and meafures taken for defence
- Aug^t* 1 p 27. fine for contemning warrant in the king's name
- Oct^o* 12 p 30 Judgment againft a runaway fervant
- p 33 Debt incurred by a burgefs in the fervice, to be paid by his county
- 14 p 35 Indian allowed to patent for land p 113 children of a negro
- p 37 Negro to be free after ferving 7 years
- 16 p 39 *Alice Stephens* accused as a witch but not cleared [*fic*]
- 17 p 42, 3 Indictment againft a man and woman for murdering child. Grand and petit jury. Peculiar judgment
- 19 p 47 Cafe of piracy. Pirate fent to *England* for trial. And indians in his fhip declared free
- 20 p 38 Complaint by the Queen of *Pamunky*
- 24 p 57 Judgment for defaming a juftice
- 26 p 58, 9 Severe judgment for taking a prifoner out of fheriff's cuftody

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- March 28 p 67, 8 King's direction that no ships shall depart from this country until 1st April and then go in one fleet under an admiral carried out by postponing departure till last of April
- p 68, 9 In case of ships taken on their return by *dutch* men of war, whether duty on exports shall be refunded. p 145 Some Refunding. See also p 117 of book from 1670 to 1677
- p 71 No land to be surveyed within 5 miles of an indian town
- 29 p 73 Judgment for dishonorable words spoken against Majr Genl *Bennett*
- p 75 Measures taken for expeditious building of fort at *point comfort*
- p 76, 7 The colony thought the fort had better be built at *James city* but took measures for building it at *point comfort* in obedience to the king's command. also p 81 *Miles Cary* a son named *Tho^s Cary* or *John Cary* p 199, 297
- p 78, 9 Duties formerly paid the captain of the fort converted to the building and defence of the same
- June 6 p 79 No master of ship to depart without license from the governor
- p 81 Ship built in *Virginia*
- p 83 to 8 preceding against *Robert Morris* master of the ship *King David* for violating *english* statutes. p 86 to 88 Petition of *Morris*
- July 10 p 89 Information of the arrival of an enemy's man of war and measures taken
- p 90, 91 further measures p 92 Power to Majr Genl *Smith*. p 91, 2 application for a frigate
- p 90 In consequence of murders by the indians contrary to treaty of peace, war of extermination directed against them. p 93 Persons removed off a plantation near[?] them
- 92 Regulation for the speedy transmission of public letters & other dispatches p 92
- Octo 24 p 97 County of *Nansemond* to pay expense of criminals sent up for trial
- 26 p 102, 3 Particular judgment for defamation of the governor p 133, 4 one of the council
- p 105 Concerning churches of *Stratton Major* Parish in *New Kent*
- 29 p 107 Disposition of estate of decedent where no creditor or distributor appeared
- p 109 Judgment of death for stabbing
- 31 p 113 Bounds of Glebe for *James city* Parish
- p 114 Glebe of *christ church* in *Lancaster*
- 1667
- April 19, p 127 Concerning lands and heirs of *Richard Kemp* p 274, 5
- p 128 Contractor for church of *York* Parish required to go on and build it
- p 134 *Thos Ludwell* secretary to enter and clear ships
- p 138 *Edward Matthews* on his knees asked forgiveness of *Thomas Stegge*
- June 21 p 146 Sea fight in *Virginia* between Captain *Robert Conway* and the *dutch*
- 146 Governor to provide 20,000 pounds of biscuit to be always ready
- 147 Guns to be mounted at *Point comfort* and gunner appointed
- “ Guns to be carried there from burnt ship *Elizabeth*
- “ Sailing of ships deferred till the 27th
- Sept 28 p 164 Justice of the peace fined for plundering ships in late invasion p 182 further order
- 1668
- April 17 p 175 Land granted *Pamunky* indians on the north of *James* river confirmed to them

- 22^d p 187, 8 Widow to have legacies and thirds p 221
- 23^d p 190 Decifion that by a devife to . . . the fee paffes although the word *heirs* be omitted and appealed to the affembly
- 28 p 205 Land taken up adjoining what a man owned before not to lapfe for want of feating
- p 206, 7 Complaint of the fhip *Virginia Berkeley* having trafficked unlawfully in *Spain*
- Sept 21 p 210 *David Manfell* allowed to keep 2 indians to work and hunt for him
- p 210, 11 In cafe of Captn *Giles Brent* order of *Stafford* county dated 27th of *May* 1668 reverfed the court having 21 years experience of his fidelity in not feducing any *ꝑ*ffons to the *Roman Catholic* religion
- p 216 opinion of the court that where debtor remaineth in prifon his eftate may be taken

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- 1663
Sept 1 Indictment againft *John Gunter, William Bell* & others for treason—laid the 6th of *September* in the 15th of *Charles* 2^d at *Newmans* land in *Gloucefter*. Attempt of fervants to get a year of their time and if refufed to go out of the country as appears by the depositions p 1 to 5
- 1664
ffeb 28 Inftuctions for his majefty's fubcom^r of prizes in *Virginia* whilft in hoftility with the *dutch* p 1 to 12
- “ “ Inftuctions for the ftore houfe keeper of his majefty's plantation of *Virginia* p 12 to 15
- 25 Commiffion to Sr *W^m Berkeley* as fubcommiffioner p 15, 16. Commiffioner to be ftorehoufe keeper p 16.
- Jan. 13 Order from the king that fhips muft return from *Virginia* in company p 17
- 1665
Novr. 4 ffurther order on fame fubject p 18, 19
- 15 Kings—letter on fame fubject p 20
- 1664, 5
Jan 27 Letter from the king containing information of the ftate of things between *England* and the *dutch* and directing forts in *Virginia* and other meafures for the p^rtection of the fhipping p 21, 22
- 1666
May 1st Sr *W^m Berkeley's* p^rclamation p^rcribing mode and time in which fhips fhould faid from *Virginia* p 22, 3, 4 From the admiral, vice admiral and rear admiral on the fame fubject p 24
- Jan 10 Information of the firing of *London* and that the feas are fo full of pirates that no fhip can go home in fafety: and order in confequence p 25. Nature of the information received p 26
- Sept. 10 Embargo at this time. Mode in which fhips were p^rmitted to come to *Virginia* p 26, 27, 28, 35. Certain fhips made free fhips 71, 2, 3
- Novr 13. Letter from the king or by his *Majefty's* command p^rcribing times when fhips are to fail from *Virginia*. 24th of *March*, 24th of *June* & 24th of *Sept* p 29, 30
- 1667
June 24 Sr *W^m Berkeley's* p^rclamation in accordance with that letter p 31, 2, 3 King's licenfe of the 13th of *December* 1664 to *John Brown* who had patent for refining fugar in *Scotland* to trade to *America* p 33, 4. *Brown's* letter of the 1st. of *ffeb.* 1664. King's letter of the 16th of *Jan* 1662/3 p 41, 2

- Octo.* Letter from *Jn^o Bowler* giving some information p 37, 8, 9
 " 24 Letter from the Genl of *Jerfey* ifland p 42
 1668
Jany 4 Commiffion appointing commiffioners for *Surry* county p 69 *April* 16,
Middlefex p 75
Novr 18 Refolutions for the fettlement of commerce to and from his majefty's
 plantations in *America* and other places to the port of *New York* and
 the reft of his royall highnefs's territories. Dated at *ffort James* in
New York on *Manhatan* ifland the 18th of *November* 1668 p 70
 1667
June 24 Commiffion to *Thos Ludwell* as Efcheator for the whole colony p 74
 1666
Sept 3 Letter from *W^m Drummond* then of *Carolina* p 94, 5
 1672
June 25 Directions from the Duke of *York* that particular men bound on a voyage
 to *Virginia* are not to be impreffed p 165. Authority from Prince
Rupert of the 29th of *June* p 166. Inftuctions from the Duke of
York of the 3^d of *January* 1672, p 166, 7. Other inftuctions of the
 15th of *Jany* p 168 Order of court at *James city* *May* 23^d 1672 p. 168.
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 1673
May 7. Concerning fort which *Drummond* was to build at *James city* p 173
Aug^t 8. Channel from *point Comfort* to *Sandy point* p 173
Oct^o 21. Order of court marked *vs Richard Clark* for mutiny p 174
 1666
June 1 Authority from the county of *Albemarle* in the p^ovince of *Carolina* to
William Drummond & *Thos Woodward* to treat about ceflation with
Maryland p 219 Letter from the governor of *Maryland* of the 26th
 of *June* 1666 appointing *ffifons* to treat p 219. Articles concluded
 upon the 12th of *July* 1666 p 219 to 222. . . . of 24th of *Novr* 1666
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 Book in general court office N^o 3 1663 to 1668
 p 3 Letter of *March* 22^d 1663/4 from *S^r W^m Berkeley* to the governor of
Maryland about tobacco
 p 4, 5 Letter of *Oct^o* 2^d 1664 from *S^r W^m Berkeley* to governor of neigh-
 boring p^ovince defiring him to deliver up difturbers of the public
 peace
 1665
April 3^d p 22 Order that no fhip fhall depart until fhe have 3 more in company
 1664/5
March 12 p 40 Inftuctions to commander of the *Olive branch*
 1665
Novr 9 Cafe of piracy and mode of p^oceeding p 61
 1666
Aug^t 14. Affembly to meet *Oct^o* 22 p 95, 6
Sept 19 Letter from *S^r W^m Berkeley* to *W^m Drummond* p 99

- 1664 Concerning the churches in *Stratton Major* Fifth p 154 to 183
- 1665
- Nov^r 4 King's instructions as to mode in which ships should sail 249 to 251
- Jan^y Concerning *Sandy point* 336
- 1666
- May 12 Conference between the commissioners of *Virginia* and *Maryland* p 346, 7
Articles concluded upon the 12th of *July* 1666 p 348 further articles
of the 11th of *December* 1666 p 352 to 356
- 1667
- Sept^r 24. Court language. Man writes that he is prevented from coming to court by
the *extreme torment of the griping of the guts* p 442
- 1668
- March 19 King's commission to *Edmond Scarburgh* as surveyor general
- [256] Gen^l Ct. judgments and orders 1664 to 1670
- 1668
- Sept^r 24 p 219 Judgment for defaming under Sheriff p 222 Lands delivered up by
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Col^o *Cary* containing bequest for his 3 daughters and question
propounded by his son *Thos Cary* and decided by the court
p 228 Judgment for a negro for her freedom p 306
p 230 Judgment against a minister marrying a servant
- Nov 24 p 244 Judgment for calling a woman and her children witches p 253 *Edon*
craved
p 247 Judgment of *Nansmond* court in case of flander
- 25 p 251 Judgment for breaking prison that *Edy* be banished to *Barbados*.
Other side p 647
“ “ Application of *Thos Hunt* to be paid for maintaining the bridge and
repairing the dam over *Pohatan* Swamp
- 1669
- April 1 p 261, 2 Ordinary keepers not to trust feamen
p 267 Case of a justice of the peace and doctor speaking opprobious [*sic*]
words of the governor
274 Case of a man complaining that wife, child and goods are detained
from him
- 23^d p 276 *Richard Awborne* sworn clerk to the council
276 *Hannah Warwick*'s case extenuated because she was overseen by a
negro overseer
286 Judgment for murder
297 Indian brought in to be free after serving 5 years
- Oct^o 28 312 Case of *Henry Smith* of *Accomack* charged with Rapes & to appear
at *James city* the 10th of *feby* next See about this case other side
p 643 and p 12 of judgments & orders 1670 to 1677
(This the last order in this book)

How privy examination of a *feme covert* was taken in 1667—other side of book
p 568, 9

Other side p 586 *Henry Corbin* member of the council abused by *W^m Goodloe* master
of a ship. Deposition at large
p 610 Oath of clerk of the council

[257] 1670 Col^o *Miles Cary* late of *Warwick* county, by his will amongst several
bequests and legacies, directed a sale to be made of his two houses in the city of *Bristol*
in the kingdom of *England* one of them situated in *Ballame* Street and the other house
situated in *Saint Nicholas* street and that the produce of money, they should be sold for
should

should be equally divided between his three daughters, to wit *Anne, Bridget and Elizabeth Cary*. *Emanuel Wills* married *Elizabeth Cary*. And they by a deed of the 11th of *April* 1670 conveyed to *William Bassett* of the county of *New Kent* all their interest in the said houses. Gen^l Ct. will book N^o 2 p 3

By a deed of the 19th of *May* 1670 it is recited that a marriage was to be solemnized between S^r *William Berkeley* Kn^t Gov^r & captain general of *Virginia* and *Frances Stephens* widow of *Samuel Stephens* Esq^r late gov^r of *Carolina* and S^r *W^m Berkeley* covenanted with *Alexander Culpeper* and *Anthony S^r Leger* to convey for her benefit during her life estate in *England* of the yearly value of six hundred pounds sterling money of *England*. Gen^l Ct. will book N^o 2 p 22 and 30. The marriage it may be inferred took place soon after the date of this deed; for it was acknowledged in court the 21st of *June* 1670. *Id.* 30, 31

In 1670 the vestry and inhabitants of *Trinity* Church in the county of *Lancaster* presented to the governor M^r *Benjamin Doggett* to officiate in the two churches of that Church. Gen^l Ct. will book N^o 2 p 37

Complaint in 1670 of the misconduct of one *Peter Atherton* alias *William Nelson* a preacher. Gen^l Ct will book N^o 2 p 55 to 58 (This may have to be copied) [But was not copied.]

1670 proceedings against ships for violating laws to prevent frauds in the customs. Nature of laws of *England* recited in the complaints. Gen^l Ct. will book N^o 2 p 77 to 93. also p 109 to 111. Order of the King in council p 212. See also 224.

Power of the 8th of *December* 1670 from the Earl of *S^t Alban*, *John Lord Berkeley*, S^r *W^m Morton* &c to present to the governor & council of *V^a* letters patent of the 8th of *May* granted to them. Gen^l Ct. will book N^o 2 p 95, 6. The letters patent are p 98 to 107. Letter of the king p 108. Petition to governor & council p 197. Instructions to *Thomas Kirton* p 251, Deed with *Kirton* p 381. Revocation of *Kirton's* powers 498, 9. Exam 529, 530

1671 Governor exercised power of reprieve till next session of genl court. p 97 Reprieve by the king 224

21st of *Oct^r* 1670. Order of the king in council that no felons or other condemned persons shall any longer be transported to *Virginia*. p 119. Also 216, 17

By a deed of the 3^d of *April* 1670 Sir *William Berkeley* for £25 sterling conveyed to *Henry Randolph* of *Henrico* all that the remains, foundation and brick works of a certain house or messuage that was burned of 40 feet long and 20 feet broad being the westernmost part of the ruined fabrick or buildings adjoining to the old State house which said ruined messuage was formerly in the occupation of *Richard Bennett* Esq^r together with the land whereon the said ruined messuage standeth, situated lying and being upon the river side in *James city*. p 154

[258] The old state house was a brick building forty feet long and twenty feet wide, and on each side of it there was another building of the same length and width. *Henry Randolph* became proprietor of the three, and conveyed them by three deeds of the 7th of *April* 1671. The conveyance for the middle building is to *Nathaniel Bacon* and the executors of Col^o *Miles Cary*, describing it as *one messuage house or tenement of brick building of 40 feet long and 20 wide being the middle part of that fabrick of building where was the old State house, together with the lands whereon standeth the said house or messuage, situate, lying and being on the river side in James city*. To *Thomas Swann* of the county of *Surry* was conveyed *one messuage, house or brick building of 40 feet long and 20 wide being the easternmost end of that pile of building whereof the old state-house was part and next adjoining thereto, which messuage was formerly in the occupation of Thomas Bayly, with all the lands whereon the said messuage standeth, situate, lying and being upon the river side in James city*. The other tenement being that purchased by *Randolph* of Sir *William Berkeley* was conveyed to *Thomas Ludwell* of the county of *James city*, by the following description: *one messuage or tenement of brick building of 40 feet long and 20 feet*

feet wide being the meffuage of ¶t of that fabrick pile of building which contains three tenements, the middlemoft whereof was the old State houfe which meffuage was formerly in the occupation of Richard Bennett Esq^r fituate, lying and being on the river fide in James city Gen^l Ct. will book N^o 2 p 155. 6, 7. Ludwell afterwards got a patent for a half acre of land adjoining this tenement, and reconveyed this tenement (with the Land fo adjoining) to St William Berkeley on the 17th of March 1672 for £150 fterling. p 337, 8

1671 Sir W^m Berkeley p^moted the making of falt (Exam this p. 176)

Oath of the clerk of the council. p. 182

Grant from Charles the fecond to Peter Jennings of the office of Attorney general of Virginia. 15th of September 1670 p. 193. Appraifement of the eftate of Col^o Peter Jennings bears date 7th of April 1672. p 301 Grant of adminiftration 23rd March. Book of orders 1670 to 1677 p 126

1670/71 Curious cafe of libel of John Lord on John Vaffall. p 219. Dedimus on this occafion. *Ib.* Depofitions 220, 221. Alfo cafe againft Richard Price 243, 4 (*Bull v. P*)

Deed to W^m Drummond reciting order of the 7th of June 1638. Exam it 226, 7

Oath of a councellor of State. 231, 235

1671 Commiffion from Charles the 2^d Novr 17th in 23^d of his reign appointing Alexander Culpeper furveyor general of Virginia. Appointment by Culpeper of Thomas Ludwell his deputy, 238, 9. Like appointment of Philip Ludwell 9th April 1675 p 546, 7. Surveyor's oath 547. Philip Ludwell fubftituted Thomas as deputy Secretary p 557

Commiffion at large appointing commiffioners for Weftmoreland county containing various recitals. 29th March in 24th of Charles 2^d p 246. Commiffion for juftices of Gloucefter 253. For Accomack 393 Commiffion to officer of Militia, p 249

[259] Gen^l Ct. will book N^o 2

1672

p 253. Courfe of the governor upon intelligence of the war between England and Holland. p 255 Communication from the king rec^d 24th of June 1672.

p 256 p^lclamation of the governor. p 257 another. p 258, Order of the council, 4th July 1672. p 259 appointment by the governor of St Henry Chicherly to be Lieutenant General. p 395 Report of the governor & council to the king. p 531 Information of treaty Aug^t 5. 1675

Kings directions for veffels to return from Virginia ¶iodically viz 24th of March 24th of June and 24th of September. p 254 (rec^d 24th of June) p 335

Inftuctions to the officers and commanders of fhips and veffels p 391, 2.

p 341 Inventory of eftate of John Pate taken the 25th of April 1672. Very large. Examine it.

p 392 Summons iffued by the governor the 18th of Auguft 1673 for the affembly to meet on the 30th of October (copy it)

p 407 Evidence of a private donation to the ¶ifh of Martin's Brandon

p 420 p^lbats, adminiftrations and licenses in 1672, 3

p 427 Under what circumftances a jury was granted or refufed. 1674.

p 441, 2 Under what circumftances a minifter displaced or reftored. 1674.

p 445 p^lclamation of the governor concerning a mutiny in New Kent to refift a levy 18th of Novr in the 26th of Charles 2^d

p 456, 7, 8. Concerning the killing an indian in Rappahannock in 1674. The king's grant of the 25th of feby in the 25th year of his reign (1674) to Lord Arlington & Culpeper is in Gen^l Ct. deed book N^o 3 p 28 to 34

447, 8 Complaint of Philip Ludwell againft Giles Bland and anfwer of Bland. 1674

p 487. appointment of Bland collector feb 12. 1674/5

488 King's letter concerning mode of collecting cuftoms

489 Inftuctions from the commiffioners for managing the cuftoms to Giles Bland collector

- 544 Governor's fummons to *Bland* to appear before him to fuftain the truth of charges againft collectors (See p 530) Seizure of fhip by *Bland* 542, 3. Collectors oath 548. *Bland's* complaint 548 to 553. Concerning the *Phoenix* 564. Complaints againft *Bland* 603, 4. Letter from the king of *Decr* 1st in 27th year and letter from the cuftom houfe at *London* p 613 to 617
- 494 Major Gen^l *Richard Bennett's* will dated 15th of *March* 1674
- 531 Upon the death of *Edward Digges* auditor of public accounts, the king commiffioned in his place *Nathaniel Bacon* one of the council, *May* 1st 1675
- 554 Grant by the king the 4th of *Novr* in the 27th year of his reign (in *latin*)
- 559, 60 Questions of law p̄pounded from *Virginia* and answered by Lord Chief Juftice *Vaughan*. *September* 1674. Other opinions to 563
- 592 to 596 Complaint againft *Simon Gibfon* by his wife 1675, 6
- 617 King's orders about engines to p̄fs fugar cane. *Jany* 1675, 6
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619. Houfe of burgeffes joins in the requeft. *June* 9th 1676
- 636 Submiffion of *John Langfton*. *July* 31, 1677
- 638 Cafes of *Robert Jones* and others
- 653 King's power to p̄don all except *Bacon*. *Od^o* 10th in 28th year
- 655 King's p̄don to the governor & affembly *Od^o* 10th in 28th year
654. Charter of fame day
657. Commiffion of the 6th of *Novr* to inquire concerning treason.
- P. 649 Commiffion to *Herbert Jeffres* as Lieu^t governor. 11th of *Novr* 1676. Cert. of his qualifaftion 652
- P. 641 Inftuctions to *Herbert Jeffreys* as Lieu^t governor. 11th of *November* 1676
- P. 639. Recommendation by *Herbert Jeffreys* Gov^r of *Thos Ludwell* as president of the council in his abfence. *Jany* 29. 1677.
662. p̄clamation by *Jeffreys* of the 27th of *April* 1677.
- 668 Kings inftuctions of 15th *May* 1677
- 667 Another of the 22^d of *August* 1677
- 671 Communication of *James Bray* one of the council of State.
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- 621 to 626. Inftuctions to *Philip Lightfoot* furveyor general of his majeftys cuftoms. *Novr* 8th 1676
- 627 4th of *Od^o* 1676. Appointmen^t of *Philip Lightfoot*
- 637 Complaint againft collector the 30th of *May* 1677
- 637 Concerning the erection or repair of a houfe for the governor to refide in and alfo a Statehoufe. *May* 31. 1677
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- 20 Dutch ship ordered to be seized p 11 also 14, 15. Another case 17, 18
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- 11 Sentence of banishment for lying, blasphemy, forgery & mutiny p 31
- 12 Widow of *Thos Lunsford* kn^t allowed land at *Port Tobacco*
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- March 28. Col^o *Edward Digges* receiver of king's rents p 135
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- March 15 Sentence of death for murder p 172 (2 entries) p 205, 290. Banishment p 310
- 16 Punishment of servant for abusing his master
- 1673
- April 22 Important order reciting king's commands to put the colony and ships trading to it in best posture for defence against the States general of the United provinces and measures taken thereupon p 178, 9, 80
- May 27. Arrangements for building a fort at *James city* p 191. two entries p 192 also 225
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- July 2 p 197 Authority to Major Genl *Smith* agent for *Virginia* in *England* to purchase as many shares as he can in the patent from *Rappahannock* to *Potomac*
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- Novr 8. p 217 Justice done to an indian
- 1674
- April 4 p 222 Order for protection of *Nottoway* indians
- 7 p 226 In case of defamation, heavy fine & forgiveness to be asked also p 309
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- 9 p 23 [*sic*] Sentence for abuse of Col^o *Nathl Bacon* one of the council
- Sept^r 25 p 243 Sentence of death against an indian for murder
- 28 p 245 Order for protection of indians on *eastern shore* and quiet enjoyment by them of their lands p 249
- p 246 Servants punished for running away (2 entries) 1 also for stealing a boat
- 29 p 249 Where marriage was without license, order both against the minister and the husband
- Oct^o 5 p 258 On complaint of *Thos Ludwell* Secretary of abuses by *Giles Bland*, order to take him in custody p 270 *Bland* reflects on the court. p 270, 71 Hearing and judgment at large p 273 Sheriff to attend *Bland* to court
- Novr 18 p 259 Order prescribing places of militia musters; & that militia officers shall not sell by retail
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- 1674/5
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- June 15 order to proceed against conventicles in *Nansemond* p 285
- Order *vs* a father under act for not baptizing children
- 19 declamation read in court about negroes & the *Guinea* trade
- Ja: Minge* appointed to survey the lands of *Nathl Bacon* Esq^r in *Henrico*
- Oct^o 7 Letter of *Bland* to Governor (of which a copy was stated by *Bland* to have been sent to his majesty's commissioners of customs) produced in court. *Bland* committed to custody until he give security for his good behaviour and suspended from his office of collector of the customs. p 303. (See also 2 short entries 302 & entry 304, 318 (2 entries) other cases of *Bland* 336, 7
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- 1675, 6
- March 22^d Wife treated badly by her husband allowed either to go to *England* or stay with him p 340, 41
- After proceedings on 22^d of *March* 1675/6, next those of the court martial commencing *Jany* 11 1676/7 which are mingled with other proceedings to the end of the volume p 395 Latest date 22^d of *December* 1677. All these matters to be carefully examined especially those relating to *Bacon's* rebellion

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- 1677/8
ffeb 9 p 1 Com^s to treat with the indians
March 28 p 10 Sloop condemned. *March* 29 p 13 p 26
April 4 p 23 Petition of Queen of *Pamunky*
March 20 p 27 Upon apprehension of war between *England* and *France* meafures taken for defence of the country—defence of shipping—and fupport of foldiers (three orders) p 27, 28
June 5 p 29 Governor not being able to come to court, *Thos Ludwell* chosen p^{resident} of the council
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 38 Courfe taken with certain foldiers for trial
 39 pceedings in M^{rs} *Drummond's* petition (2 entries) p 61
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 42 Sentence of banifhment for living amongft the heathens Others banifhed.
Sept 21 p 43 p^{vision} for foldiers raifed againft the indians (2 entries)
 44 Punifhment of thofe refufing to deliver up horfes &c to be ufed *vs* the indians
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 Concerning the ftrange indians—alfo p 46 difpofition of plunder taken from the indians 46, 30 indians of queen of *Pamunky* to be ready—p^{sent} to indians in fervice—Right acknowledged to indian woman taken in hoftility
Sept 30 p 54 pceeding for bringing more negroes from *Africa* than ought to have been brought under contract. Another entry p 55, 84
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 63 Order about prifoners sentenced to banifhment
 61, 7^{ty} charged with mifdemeanor ordered to build ftocks & whipping poft
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 69 Ag^t a minifter for folemnizing marriage without licenfe
 24 73 Rule upon appeals. Not to embrace new matter. Rule on bills in chancery p 119 Judgment for injury done pl^{ts} houfe & goods in time of late rebellion
 25 75 Ag^t *Matthew Tomlin* for fpeaking words tending to mutiny Information by *W^m Sherwood* atty genl *vs* *Danl Clarke* for faying the Duke of *York* would have taken the rebellious oaths which *Bacon* impofed *Cafe vs Collins* 114, 118, 120 See information on other fide of book 211, alfo 211, 12. Evidence 212, 13

- 78 Cafe of *Nath Blacon vs Thos. Whalley* who for his treason & rebellion hath privately departed the country
- 79 Strong meafures to be taken for apprehending *Robin* a negro who had ravished a white woman Master having declared before his death that negro should be free freedom declared
- Novr 27 p 80 Sentence for violent affault upon an indian If indians continue invasions, war to be vigorously p̄secuted

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Charles city 84
Herbert Jeffreys L^t Gov^r and *Thomas Needles* commissary being both dead examination as to . . . of kings money on hand p. 81
- p 84 fine for entertaining *quakers*

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- April 22 p 86 Upon death of *Daniel Parke*, *Philip Ludwell* appointed Secretary
- 24 Order in case of *Sandys*—L^d *Culpeper* then hourly expected p. 89 W^m *Sherwood* declared incapable of being returned a burges p 89, 102
- 26 Col^o *Jo^s Bridger* & Col^o *Augufine Warner* appointed to swear speaker & burgesses p 92
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- 29 Prisoner in execution released after payment of debt is obtained from others p 93
- Howard & Beverley* for trespass in time of the rebellion p 95
- 30 *Henrico vs Chamberlayne*. Justice suspended p. 97, 109
- May 8 *Burt[?] vs Burt* He a terrible fellow. She to have a separate maintenance being ill treated & he arrested for seditious words p 98, 9
- Another case of ill treatment of wife p 122
- 24 Question whether lands were held in joint tenancy or tenancy in common p 103 . . . vs *Matthews* p 122
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- 27 Sentence of death for petit treason (last entry on p 106)
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- 30 Col^o *Hill vs Bland*. Question of construction of act of assembly deferred to future court p 108
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 29 Question on Col^o *Burnham's* will whether act of parliament requiring 3
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Gen^l Court Bonds &c 1677 to 1682

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 1, 2, 3 King's letters patent of the 8th of *July* in the 27th year of his reign appointing
Thomas Lord Culpeper Lieu^t & Gov^r Gen^l of *Virginia* to take effect after
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 47 The king's letter to *Jeffreys* of the 27th of *December* 1677, relating to his com-
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 54 The king's letter of the 22^d of *October* 1677 on behalf of M^{rs} *Drummond*
 55 *Herbert Jeffreys* sick in *June* 1678 and the council had to choose a president
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- 141 *William Sherwood* attorney general files information for scandalous words in *March* 1677. Answer thereto p 142
- 154 Commission from the king appointing *Sr Henry Chicherly* deputy governor Dated the 28th of *ffebry* 1673/4. Produced at *Middle plantation Novr* 30. 1678 p 154 Proclamation by *Sr Henry Chichely* of 30th of *Decr* 1678 continuing *ffifons* in office p. 155 On the 27th of *Sept*r 1679 he commissfnd *Edward Hill* to be attorney general p 202 concerning *ffifions* p 202 Proclamation of 26th of *Sept*r 1679 fixing 20th of *Novr* for meeting of the assembly p 203 King's letter of the 1st of *April* 1679 mentioning appointm^t of *Tho^s Lord Culpeper* as governor & suspending all suits relating to the late rebellion p 204. Order of the council thereupon 23^d of *Sept*r 1679 p 204, 5 Commission produced at *James city* 10th of *June* p 282 *Lord Culpeper* was acting 10th of *June* 1680 p 254. . . . by *Chicherly* 30th of *April* 1680 p 281. Commission of *Lord Culpeper* produced in court the 10th of *May* 1680. p 283 Gov^r sworn that day his oath p 283 Oath of councillors p 283 Names of the councillors p 284. *L^d Culpeper* on same 10th of *May* 1680 directed that *ffifons* who followed *Bacon* during the time of the rebellion should not be admitted into offices of trust. Also on same day assembly ordered for 8th of *June*. Summons issued and list of tithables directed p 284, 5 Proclamation same day that officers continue in office p 286. Further order concerning sheriffs 286 Secretary directed to examine the original grants & report what quit rents were payable 287 Quantity reported at 3 millions of acres 287. Various appointments of escheator general 292 Letter of *Lord Culpeper* to governor of *North Carolina* stating that inhabitants of *Blackwater* will be listed as tithables in *Virginia* & letter to sheriff of *Lower Norfolk* to list them p 293, 4 [267] Proclamation of *L^d Culpeper* of *July* 8, 1680 repealing various acts p 294 Commission of 26th of *July* 1680 to *Nicholas Spencer* to agree with petitioners for escheated lands p 297. *Joseph Bridger* commissioned as commander in chief of certain militia forces so as to be ready for the indians p 297, 8 Major Gen^l *Albrham Wood* added to the council 298, 373 Proclamation of the 2^d of *August* 1680 commanding sheriffs to collect quit rents p 301. Instructions of *August* 3^d 1680 for the collector of the 2^s a hoghead p 301, 2. Instructions for Auditor *Bacon* p 302 Commission of the king dated the 21st of *March* in the 31st year of his reign appointing *Nicholas Spencer* Secretary in the place of *Thomas Ludwell* deceased p 303 Commission of the 6th of *July* 1680 to the justices for *James city* p 308 Names of Militia officers for each county p 308, 9, 10, 11. Commission of the 3^d of *August* in the 32^d year of the king's reign to take into custody all the estate of the rebel *Nathaniel Bacon Jr* who had been attainted p 312 Bond of the appointee p 326
- The governor naturalized *ffifons* p 331, 334, 5, 336, 410
- Oath of clerk of a county court p 335. *April* 16. 1681
- Commission from the king to *William Blathwayt* as surveyor & auditor general in *America* p 337, 8 *June* 30 in 32^d year of his reign. More full commission 19th of *May* p 338 to 342
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- p 8 Salary of *W^m Blathwayt* in 1681 as surveyor and Auditor general of the king's revenues
- p 13, 14 Lord *Culpepers* power of the 17th of *Nov^r* 1676 to *Philip Ludwell* to act as his deputy in the office of Surveyor general.
- p 22 Deed of the 10th of *September* 1681 from Lord *Arlington* to Lord *Culpeper* for rights under the king's grant to them of the 25th of *February* in the 25th year of his reign. That grant is p 28 to p 34
- p 36 Commiffion from Lord *Culpeper* of the 28th of *May* 1683 to *Roger Jones* to cruife for pirates.
Instructions to him p 37
- p 37 Lord *Culpepers* letter of the 29th of *May* 1683 appointing *Joseph Bridges* [*Bridger*] deputy in the office of vice admiral p 37
- p 57, 8 Lord *Culpeper's* commiffion of the 2^d of *May* 1683 appointing *George Brent* receiver general north of the *Rappahannock*
- p 71 *W^m Leigh* as attorney in the general court in 1683. Power to confels judgment
- p 84 Deed from *Philip Ludwell* and dame *ffrances Berkely* his wife p 84 to 87 To be examined from p 87.

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*Hening's Statutes
at Large, vol. II.*

COPIED FROM *HENING'S STATUTES*, VOL. II, PAGES 545-560.

Att a Court Marhall held on board cap^t. *Jno. Martins* ship in *York River*,
January 11th 1676-7.

[ffrom a book in the office of the gen. c^t. label'd *deeds & wills*, from 1670 to 1677
No. 2, p. 264]

þsent

the Right Honourable Sir *William Berkeley*, Knt. Govenour and captain general
of Virginia. Coll. *Nathl. Bacon*,¹ Coll. *Tho. Ballard*, Coll. *Phill Ludwell*, Coll. *Augustine
Warner*, Major *Robert Beverley*, Coll. *Math. Kemp*, Coll. *Wm. Claiborne*, Coll. *Southy
Littleton*, Lt. Coll. *John West*, Major *Law. Smith*, Cap^t. *Anth. Armeftead*, Cap^t. *Danl.
Jenifer*.

Thomas Hall,
condemned to
be hanged.

Thomas Hall being brought before this court, and accused of
treafon and rebellion againft his majestie; and it appearing by
divers writings under his owne hand that he hath been a most
notorious a^ctor, ayder and affistor in the rebellion, to which the said
Hall confeffeth himself guilty. Therefore the court are unanimously
of opinion and doe adjudge that the said *Hall* deferves death.
Sentance of death therefore paft upon the said *Hall*, to be hanged
upon the gallowes (on the South fhore) by the neck untill he be
dead.

The 12th *January 1676-7.*

Thos. Young.

Thomas Young being brought before this court, and accused of
treafon and rebellion againft his most sacred majestie; and it
appearing that he hath been a most notorious a^ctor, aydor and
affistor in the rebellion, to which the said *Young* confeffeth himself
guilty. Sentence of death therefore paft upon him to be hanged
by the neck upon the gallows until he be dead.

Henry Page.

The fame accusation againft *Henry Page*, and sentance accord-
ingly paft upon the said *Page*.

Jas. Wilson

The fame accusation againft *James Wilson*, and sentance paft
accordingly upon the said *Wilson*.

Att the houfe of *James Bray*, Esq. *January 20th, 1676-7.*

þsent,

the right honourable Sir *William Berkeley*, Kn^t. governour and cap^t. genl. of
Virginia. Coll. *Nathl. Bacon*, Coll. *Phill Ludwell*, Coll. *Tho. Ballard*, Coll. *Ch. Moryson*,
L^t. Coll. *Jno. West*, L^t. Coll. *Edwd. Ramfey*, L^t. Coll. *Hill*. Major *Page*.

W^m. Drummond.

W^m. Drummond being accused of treafon and rebellion againft
his majestie, which appearing by divers oaths, and his own con-
fession, sentance of death therefore paft againft the said *Drummond*
to be hanged by the neck untill he be dead.

John Baptista

The fame accusation againft *John Baptista*, and sentance paft
accordingly upon the said *Baptista*,

Att

¹ This was *Nathaniel Bacon* the elder, who adhered to the governor; it was *Nathaniel Bacon* the younger
who headed the opposition to the government, and who was dead at this time.

Att a Court Marfhall held at *Green Spring* the 24th day of *January* 1676-7.

þlent,

Sir *William Berkeley* Kn^t. Governour and cap^t. genl. of *Virginia*. Co'll. *Bacon*, Co'll. *Ballard*, Co'll. *Ludwell*, Co'll. *Claiborne*, Co'll. *West*, Co'll. *Hill*, Co'll. *Ranfey*, Major *Page*.

Jas. Crewes.

James Crewes being brought before the court for treason and rebellion againft his moft facred majeftie, and pleading nothing in his defence, and the court being very fencible that the faid *Crewes* was a moft notorious a^{ct}or, aydor and affiftor in the rebellion; therefore the court are unanimously of opinion, and doe adjudge him guilty of the accusation: Sentance of death therefore paft upon him to returne to the prifon from whence he came, and from thence (on *ffriday* next) to be carryed to the gallows, there to be hanged by the neck untill he be dead.

W^m. Cookfon.

The fame accusation (of *James Crewes*) againft *W^m. Cookfon*; and fentance of death accordingly paft upon him.

John Digby.

The fame accusation (of *James Crewes*) againft *John Digby*; and fentance of death accordingly paft upon him.

W^m. Rookings.

The fame accusation (of *James Crewes*) againft *W^m. Rookings*; and fentance of death accordingly paft upon him.

W^m. Weft.

The fame accusation (of *James Crewes*) againft *W^m. Weft*; and fentance of death accordingly paft upon him.

Jno. Turner.

The fame accusation (of *James Crewes*) againft *John Turner*; and fentance of death accordingly paft upon him.

Henry Weft

banifhed.

His eftate

forfeited.

Henry Weft being found guilty of treason and rebellion againft his majeftie; but for that he hath not been fo notorious as the reft, the court have thought fitt, (out of the compaffion they have) and doe accordingly order, that he be banifhed out of the country for the fpace of feven years, either to *England*, *Barbadoes*, *Jamaca* or any of the iflands, and if he returne within the faid time limited, then to fuffer the rigour of the law for his treason and rebellion. And the court doth adjudge his eftate to be forfeited to his majeftie, except five pounds, which is allowed him to pay his paffage.

Proceed'gs of the court of civil jurifdiction

Att a court held at *Green Spring* the 1st day of *March* 1676-7.

þlent,

Sir *W^m. Berkeley*, Kn^t. Gov'r. &c. Coll. *Nath. Bacon*, Coll. *Phill. Ludwell*, dep'ty fec'ry Coll. *Thos. Ballard*, Coll. *Jos. Bridger*, *Ja. Bray* Efq. Coll. *W^m. Cole*.

Jno. Sanders,
þdoned, but
fined 2000 lbs.
tobacco.

John Sanders being a notorious a^{ct}or in the late rebellion, and by the governour's þclamation of þdon being exempted, butt upon his humble petition and fubmiffion to the governour, he was pleaſed to grant him the benefit of his þclamation of þdon; but for that the faid *Sanders* hath been very a^{ct}ive in the late rebellion, the court have thought fitt and doe order that he be fined two thouſand pounds of tobacco and caske to the countrie, to go towards the ſatisfaction of the ſouldiers, to be paid next yeare.

The

² This was the firft civil tribunal before which any of the adherents to *Bacon* were tried; and this was not held until after the arrival of the king's commiffioners, *Herbert Jeffries*, Sir *John Berry* and *Francis Moryſon*. (See *Burk's Hiſt. Virg.* vol. 2, page 253 *et ſeq.*) Before their arrival, the prifoners were tried by a military tribunal only; but the commiffioners arreſted the bloody ſyſtem of Sir *William Berkeley*.

The 3^d of *March* 1676-7.

John West & Chas. Scarborough admitt'd to the benefit of the king's proclamation.

This day *John West* and cap^t. *Ch. Scarborough* had granted them the benefit of his most sacred majesties proclamation; and did take the oath of obedience to his majestie.

Governor absent.

Char's Scarborough fined 40£. to the governor.

Itt being most evident that captain *Charles Scarborough* hath uttered divers scandalous and mutinous words tending to the dishonour of the right honourable the governour; but the said captain *Scarburg* submitting himself, and being ready to comply with what fine the court shall adjudge against him, *the court have thought fitt and doe order* that the said captain *Scarburg* be fined or amerced fowerty pounds *sterling*, to be paid upon demand to the right honourable the governour, which the said captain *Scarburg* willingly submits to.

Col. *W^m. Kendall* fined 50£. to the governor.

Itt being evident that coll. *W^m Kendall* hath uttered divers scandalous and mutinous words tending to the dishonour of the right honourable the governour; butt the said coll. *Kendall* submitting himselfe, and offering fifty pounds *sterling* as a fine for his foe great crime; and the right honourable the governour desiring the court to pass the same into order, *they have therefore thought fit and doe order* that he pay the said somme upon demand to the right honourable the governour, which he willingly submits to, and hath accordingly performed the same.

Att a court held at *Green Springs* the 8th day of *March* 1676-7.

Present,

Sir *W^m. Berkeley*, Kn^t. Governour, &c. *Herbert Jeffries* Esq. Sir *John Berry*, Kn^t. *Jfra. Moryson* Esq. Coll. *Nath. Bacon*, Coll. *Phill. Ludwell*, dep'ty sec'ry, Coll. *W^m Cole*. His majesties com'rs ³

None but freeholders and housekeepers to be jurors.

It is the judgment of this honourable court that none but such persons who are freeholders and housekeepers are of capacity to be jury men.

Giles Bland condemned to death.

Giles Bland being convicted for divers rebellion treasons and other misdemeanors committed by him against his most sacred majestie; the grand jury brought in their verdict *Billa Vera*, then the jury of life and death were impanneled, who bring in their verdict *guilty, according to the indictment*. Sentence of death therefore past upon him according to forme.—15th instant.

Rob't Jones.

Robert Jones being convicted for divers rebellions, treasons and other misdemeanors by him committed against his majestie; the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in the verdict *guilty according to the indictment*. Sentence of death therefore past upon him according to forme.—15th Instant.

The

³ The fitting of the commissioners at this court corresponds precisely with their account given to the king. See *Bland Ms* pa. 326, *Burk's History Virg.* vol. 2 p. 255.

The 9th of March.

Anthony Arnold.

Anthony Arnold being convicted of divers rebellions, treafons and misdemeanors by him committed against his majestie; the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in their verdict *guilty*, according to the indictment. Sentence of death therefore past upon him according to forme.—15th Infant.

Richard ffarmar.

Richard ffarmar being convicted for divers rebellions treafons and other misdemeanors by him committed against his majestie; the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in their verdict *guilty according to the indictment*. Sentence of death therefore past upon him according to forme.—15th Infant.

Robt. Stoakes.

Robert Stoakes being convicted for divers rebellions, treafons and other misdemeanors by him committed against his majestie; the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in their verdict *guilty according to indictment*. Sentence of death therefore past upon him according to forme.—15th Infant.

The 10th March 1676-7.

present,

Sir *Wm. Berkeley*, Kn^t. Governour, &c. Coll. *Nathaniell Bacon*, Coll. *Phill. Ludwell*, dep'ty fec'ry. Coll. *Wm. Cole*, *R. Wormeley* Esq.

John Ifles.

John Ifles being convicted for divers rebellions, treafons and other misdemeanors by him committed against his majestie, the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in their verdict *guilty according to the indictment*. Sentence of death therefore past upon him according to forme.—15th Infant.

Rc'hd. Pomfrey.

Richard Pomfrey being convicted for divers rebellions, treafons and other misdemeanors by him committed against his majestie; the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in their verdict *guilty according to the indictment*. Sentence of death therefore past upon him according to forme.

The 15th March 1676-7.

present,

the right hon. the Governour, &c. Coll. *Nath. Bacon* Coll. *Phill. Ludwell*, Coll. *Wm. Cole*, *Ralph Wormeley* Esq. Coll. *Jos. Bridger*, Coll. *Thos. Ballard*,

Wm. Hatcher
fin'd in 8000
lbs. pork for the
use of the king's
folds.

William Hatcher being brought before the court for uttering divers mutinous words tending to the disquiett of this his majesties countrey, and it being evidently made appeare what was layd to his charge by divers oaths, and a jury being impannelled to affesse the damages, who bring in their verdict that they award the said *Hatcher* to pay tenn thousand pound of tobacco and caske, which verdict of the jury this honourable court doth confirme; but in respect the said *Hatcher* is an aged man, the court doth order that the said *Hatcher* doe pay with all expedition eight thousand pounds of drest porke unto his majesties commander of his forces in *Henrico* county, for the supply of the souldiers, which if he fayle to doe, that he pay eight thousand pounds of tobacco and caske the next cropp, and pay costs.

Nevelt Wheeler admitted to the benefit of the king's proclamation.

Nevelt Wheeler petitioning to this court to take hold of his most sacred majesties gracious proclamation of pardon and indemnity, and submitting himselfe, the court are of opinion that he have benefit of his majesties pardon allowed him.

Sds. Knowles taken prisoner together with all his goods, servants, slaves, &c.; be committed to prison by the governour and his estate partly given to major *Robert Beverley* and his soldiers, & partly expended among the soldiers; and he being willing to renounce all claim to it is pardoned

Whereas Sands Knowles, of *Kingston Parish* in *Gloucester* county, being in rebellion against his majesty, was, in the month of *October* last, (then in the height of the late horrid rebellion) by virtue of a commission to major *Robert Beverley*, granted by the right honourable the governour, taken prisoner, and with him, divers of his goods, servants, slaves, provisions, and a shallop, seized, taken and carried away by the said *Beverley* and the soldiers under his command, and presented to the right honourable the governour, then at the house of major. gen. *John Custis*, in *Northampton* county, on the *Easterne shore*; who, for the said *Knowles* his rebellious and treasonable practices, committed him to prison, and condemned all his said goods, servants, slaves, provisions, and boate, and ordered and disposed part of the same to be expended, sold, and layd out for provisions, for his majesties soldiers, which was accordingly done, and gave the rest immediately to the said *Beverley* and his soldiers under his command for their encouragement and good service. And whereas the said *Knowles* remains a prisoner, under bayle, to this day, to answer the crimes, rebellions and treasons by him committed against his most sacred majesty, and soe excepted out of the right honourable the governour's general pardon, bearing date the 10th of *February* 1676-7, and grounded upon his majesties most gracious proclamation of pardon; for the crimes, treasons and rebellions by him committed, humbly offering to renounce, acquitt, and discharge all right or claime of him the said *Knowles*, forever hereafter, to any or all the said goods, servants, slaves, boats or provisions, by the said *Beverley*, or any soldier with him, soe taken and carried away, acknowledging the same to be justly lost (by him) and forfeited forever; his said relinquishment of the said goods, &c. was ordered to be entered upon record; and the said *Knowles* his petition granted, and his acknowledgement and humble submission, in open court, put upon record, to the end the king's majesties most gracious pardon may be of full force and effect to him the said *Knowles*, and his remaining estate, he taking the oath of obedience and giving good bond with securitie for his future good behaviour.

Similar order in the case of *Geo. Seaton*.

A similar order was made in the case of *George Seaton*, with this difference only, that four hogsheds of tobacco had been seized by order of the governour, and marked with the broad arrow, but had not been removed, he was therefore permitted by the court to use it, until it should be determined by the king and council whether it was not forfeited by the seizure.

The 16th *March* 1676-7.

present,

the right hon. Sir *W^m. Berkeley*, Kn^t. governor, &c. Coll. *Nath. Bacon*. Coll. *William Cole*, *Ralph Wormeley* Esq.

John Whitson condemned to death.

John Whitson being convicted of divers rebellions, treasons and other misdemeanors, by him committed against his most sacred majesty, the grand jury brought in their verdict *Billa Vera*, and the

the jury of life and death brought in their verdict *guilty according to the indictment*. And sentance of death past upon him according to forme.

W^m. Scarborough.

W^m. Scarborough being convicted of divers rebellions, treasons and other misdemeanors, by him committed against his most sacred majestie; the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in their verdict *guilty according to the indictment*. And sentance of death past upon him according to forme.

The 17th March 1676-7.

W^m. Tiballs & Henry Gee, ordered to appear before the king's commiffioners at *Swans Point*, for scandalizing them and disturbing the peace of the country.

By the right honourable the governour and honourable council of *Virginia*.

Whereas captain W^m. Byrd gave information to this court yesterday that W^m. Tiballs and Henry Gee did utter severall scandalous words tending very much to the prejudice of the right honourable his majesties commiffioners, and the peace and quiett of this country; *this court have therefore thought fitt, and accordingly have ordered* that the said captain W^m Bird, together with the above named persons, and all the evidences doe forthwith goe over to the place of abode, at *Swans Point*, of the right honourable commiffioners, there to be by them examined and to receive such punishment for their offence as they shall think fitt.

Chas. Blanckvile to ask pardon on his knees with a rope about his neck.

Whereas Charles Blanckevile being brought before this court for being active in the late rebellion, who petitioning for the liberty of his majesties most gracious proclamation of pardon; but, in regard the said *Blanckeville* hath lately been very active in stirring up the people to mutiny, by speaking divers mutinous words in the county of *Elizabeth Citty*, *the court have therefore thought fitt, and doe order* that the said *Blanckeville*, in the time of the next county court of *Elizabeth Citty*, upon his knees, with a rope about his neck, ask pardon for his rebellion and treason, according to submission, and pay costs.

The 22^d March 1676-7.

present,

Sir W^m. Berkeley, Kn^t. Gov'r. &c. Sir Hen. Chicheley Kn^t. Coll. Nath. Bacon, Coll. Phill. Ludwell dep. fec. Coll. W^m. Cole, Ralph Wormeley Esq.

W. Tiballs & Hen. Gee fin'd in 1000 lb. pork each for sp'ng disrespectfully of the king's commiffioners.

Whereas W^m. Tiballs and Henry Gee, of *Henrico* county being brought before this court for uttering divers scandalous and mutinous words tending to the disquiett of the country and reflecting upon his majesties commiffioners, and the court desireing the commiffioners to examine the matter and make report who gave report that the charge was sufficiently proved before them, *this court have therefore thought fitt, and doe accordingly order* that the said W^m Tiballs and Henry Gee, each of them pay one thousand pounds of neate porke for the use of his majesties souldiers, and the sherriffe of *Henrico* county is order'd to take security from the said *Tiballs* and *Gee* for the payment of the said Porke in *November* next, and likewise to see if they have not given bond with security for their treason and rebellion, that good security be taken from them

Hook,

Hook, Wifedom & Warr, banished.

Jeremiah Hooke, and *Jno. Wifedom*, and *Thomas Warr* being brought before this court for their being notorious actors, aydors and affistors in the late rebellion, and petitioning rather than to come to a trial for the same that they may be banished, *the court doth therefore order* that they be banished for the terme of seven years, either to *New England, Barbadoes, Jamaica*, or any other of the islands, and not to returne within that time under the forfeiture of being p̄secuted according to law, and that they depart the country within two months, and give good security for their good behaviour dureing their stay in the country.

Tho. Maples & Thos. Baker fined in 1000 Lb. pork each.

Thomas Maples and *thomas Baker* being brought to this court for uttering divers mutinous words tending to the disturbancie of the peace of this countrey, which being sufficiently p̄ved by good oaths, *the court have thought, and accordingly ordered* that the said *Maples* and *Baker* pay one thousand pound of neate porke each of them to the use of his majestie's souldiers & give bond with good security to *Mr. Thomas Marston* for their good behavior, and likewise for payment of the said 2000 lbs. porke in *November* next with costs.

Col. Henry Gooch, fined in 6000 lb. pork.

L. Col. Henry Gooch petitioning to this court, and upon his knees imploring his most sacred majesties gracious p̄don, and the right honourable *Sir William Berkeley*, Knight, his Majesties Governours p̄don, for his treason and rebellion against his most sacred majestie, and desireing that he may pay six thousand pounds of neate porke for the use of his majesties souldiers, *the court have thought and doe order* that he have the benefitt of his majesties p̄delamation of p̄don, and that he give bond with good security for his future good behaviour &c. and that he pay the said somme of 6000 lbs of porke in *November* next, for the use of his majesties souldiers as aforefaid.

Ch'ft Muschamp condemned to ask p̄don with a rope about his neck.

Christopher Muschamp petitioning to this court for the benefitt of his majesties most gracious p̄delamation of p̄don for his treason and rebellion. *The court have thought fitt and doe accordingly order* that (for that the said *Muschamp* hath been very active in the late rebellion) he with a rope about his neck upon his knees at the next court held in *Warwick* county, begg p̄don for his rebellion and treason.

[It would be needles to enumerate all the instances in which fines, forfeitures, banishment and ignominious punishments were inflicted on the unfortunate adherents to *Bacon*. They are very numerous, and may be seen in a book p̄served in the office of the general court labelled *Deeds and Wills from 1670 to 1677, No. 2, pa. 264, et seq.* An instance of each kind is here given.]

It would seem that the punishment of appearing in court, with a rope about the neck, p̄scribed in several cases, both by act of assembly and orders of court, did not meet with the approbation of the people: for we find that that punishment was, in some instances evaded by the connivance of the courts, as in the following: See Book in Off. Genl. Ct. labelled *Deeds and Wills from 1670 to 1677, No. 2, pa. 297, 305.*]

Att

⁴ Several heavy fines, payable in pork, were about this time inflicted. It was found a convenient mode of providing rations for the king's troops who were sent over to quell the rebellion. In the *Bland Ms.* pa. 320 and *Burk's Hist. Virg.* vol. 2, pa. 250, is inserted a paper called a *Review, Breviarie and Conclusion*, signed by *Herbert Jeffreys, John Berry* and *Francis Moryson*, who were the king's commissioners, giving an account of the rise, progress and termination of *Bacon's* rebellion; and notwithstanding they complain of the cruelties of *Sir Wm. Berkeley*, yet we find that the same system of death, confiscation and banishment continued to a very great degree after their arrival. It must be recollected that those commissioners arrived, in *Virginia*, on the 29th of *January* 1676-7. (See *Bland Ms.* pa. 324. *Burk's Hist. Virg.* vol. 2. pa. 353), and that previously to their arrival, several persons had been condemned and executed under sentence of courts martial, which sat on the 11th, 12th, 20th and 24th of *January* 1676-7. See *ante* pa. 545 *et seq.*

Att a general court held at *Middle Plantation, September 28th, 1677.*

present,

the right honourable *Herbert Jeffreys*, Esq. Governour, &c. *Thomas Ludwell* Esq. sec'ry. Coll. *Bacon*, Coll. *Cole*. Coll. *Jos. Bridger*, Coll. *Jno. Custis*,

Thos. Gordon & Jn. Bagwell who were adjudged to appear in *Rappahannock* c't with ropes ab't their necks, were permitted to appear with small tape.

Information being made to this court that *Thomas Gordon* and *John Bagwell*, two persons adjudged by act of assembly for their rebellion and treason to appear at the county court at *Rappahannock* with halters about their necks, and upon their knees, to acknowledge their said treasons and rebellions against the kings majestie, did, in contempt of the said law and the kings majesties authority in this his colony, appear in the said court with small tape (instead of halters) about their necks, which was allowed and accepted of by the magistrates then sitting, not only contrary to, but in high contempt of the good laws and his majesties authority here. *It is therefore ordered by this court* that major *Robert Beverley*, clerk of the assembly doe make present inquiry into the truth of such information, and as he shall find the same, hee is hereby ordered, commanded and impowered to summons all parties soe offending whether magistrates or others, and alsoe such evidences to give the matter as he shall finde needfull to the next assembly, to answer such high contempt before the right honourable the governour and councell, and house of burgeses, to them such contemners, dispisers and flighters of the laws, upon due conviction, may receive conding punishment of their fault.

October 26th, 1677.

W^m. Potts permitted to appear in c't with a *Manchester* binding instead of a rope about his neck.

Whereas William Potts, being enjoined to performe the law for his rebellion and treason, and hee not performing the same, but instead of a halter about his neck, hee wore a *Manchester* binding, *It is ordered* that the sherriffe see the said *Potts* performe the law, with a halter about his neck, next county court at *Rappahannock*. And that *Potts* pay all those persons charges whoe were summoned to appear before the governour and councell concerning the said *Potts*, according to act.

[*Sir William Berkeley* ceased to be governour on the 27th of *April* 1677, at which time he was sent for by the king. He died shortly afterwards, as may be inferred from the following copy of his will. After his death a suit was instituted by the widow of *William Drummond*, who had been executed under a sentence of court martial, against *Lady Frances Berkeley* for a trespass in taking from the land occupied by *M^{rs}. Drummond*, a quantity of corn. The petition of *M^{rs}. Drummond*, the answer of *M^{rs}. Berkeley*, and the whole of the evidence, are preserved in a book in the office of the general court, labelled *Bonds, &c. from 1677 to 1682. No. 2, pa. 80, 87 et seq.* *M^{rs}. Drummond* complains of the cruelty of *Sir William Berkeley*, in the trial, condemnation and execution of her husband, and of the injustice of *M^{rs}. Berkeley* in depriving her of her corn. *M^{rs}. Berkeley* on the other hand, justifies, with great zeal, the conduct of her husband, and endeavours to prove that she was entitled to the corn, in consideration of the labor she bestowed on the plantation of *Drummond*, (who was *Sir W^m. Berkeley's* tenant) and the preparations which she had made for the same crop before *M^{rs}. Drummond's* return to it, and while it lay in a most ruinous state. A verdict was however, found for *M^{rs}. Drummond*. The evidence is not confined to the mere action of trespass, but goes fully into the character of *Sir W^m. Berkeley*, of *Drummond* and his wife, during the rebellion, and discloses many curious facts in relation to those times. It is to be regretted that want of room prevents its insertion entire.]

Sir William Berkeley's Will

[from a book in the office of the gen. court lab. *Bonds, Comm's &c* 1677 to 1682
No. 2, page 140.]

In the name of the Almighty, all Merciful God, Amen.

I Sir W^m. Berkeley, Kn^t. and by his sacred majesties favour, now governour of Virginia, being in perfect health of body and mind, blessed be God, doe make this my last will and testament, not knowing the hower or moment when it shall please God, in his justice or mercy, to call me out of this world. And first I desire God, who gave it, to take my soul into his mercy; and that, for the onely merits and mercies of my blessed Saviour Christ Jesus. My body I give to the earth, from whence it came.

My goods, I thus dispose of. First, I make my deare and most virtuous wife, the Lady Frances Berkeley, my full and whole executrix of all the goods God has blessed me with in this world. Next, with my goods, I give to her all my lands, houses and tenements, whatsoever; and not onely to her, but to avoid all cavill, to her and her heires forever. ^s Next, I give my dear sister, M^{rs}. Jane Davies, one hundred pounds sterling, in case it appears my Dear Wife has three thousand pounds sterling to maintaine her in the quallity of my wife.

Lastly, in contemplation of the friendship and kindnesse of M^{rs}. Sarah Kirkman, that I may be remembered of so virtuous a good woman, I give her tenn pounds to buy her a ring; and tenn pounds to my cozen Francilia, to buy her cloaths for wedding. And I doe further make this declaration, that if God had blest me with a far greater estate, I would have given it all to my Most Dearly beloved wife ^s; for my brother, the lord Berkeley's children, have noe want of that little I can dispose of; and to the rest of my kindred (all but my dear sister Davies) I am farr from haveing any obligations to. I do therefore againe, with my hand and seale, confirme this to be my last will and testament Dated the 2^d of May 1676,

William Berkeley, (Seal)

Upon a review of this will, this 20th of March 1676-7, by Sir Wm. Berkeley, he did, being of perfect memory, publish and declare the same to be his last will and testament, in presence of us.

Nath. Bacon,
Tho. Ballard,
W^m. Cole,

Phill Ludwell dep^{ty} sec^{ry}.
Jos. Bridger,
Robt. Beverley,

The 22^d of November 1678, this will proved in court, and a probate granted the executrix, in the will nominated.

Recorded, $\overline{\text{P}}$ me.

Hen. Hartwell, Clk. Ct.

⁵ This clause was, doubtless, intended as a farcaim on the absurd decisions of the English courts, in which it was held, that unless there were words of perpetuity added to a devise of land, the devisee would only take an estate for life, and the fee would descend on the heir at law. These decisions having become a rule of property have been long adhered to in opposition to the individual opinions of the judges as to their propriety; though they have been greatly narrowed by subsequent determinations.

⁶ It appears from the dispositions of this will, that Sir William Berkeley left no children.—Lady Frances Berkeley, who seems to have been the widow of Samuel Stephens (See ante pa. 321, 322, 323) when Sir Wm. Berkeley married her, after the death of Sir William intermarried with Phillip Ludwell, but still retained her name and title of Lady Frances Berkeley.—A deed from Ludwell and her as his wife, under the name of Dame Frances Berkeley reciting this will, is recorded in the office of the general court. *Deed Book No. 3, pa. 123.*

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THE COLONIAL PRESS
RICHMOND, VIRGINIA
EVERETT WADDEY CO.

