

Liber A. cerning ffancis Jarvise and otherwise. ffor a full and finall end of all differences betweene them. The said ffancis Brookes doth hereby sell and deliver to the said Willm one yearling Heifer on S<sup>t</sup> Georges side croppt on the right Eare and the left Eare slitt and half taken away And the said Willm Edwin in consideracōn thereof doth release and acquit the said M<sup>r</sup> Brooks of all Accōns debts & demands vnto this day. And the said M<sup>r</sup> Brooks in like manner acquitteth and dischargeth the said Willm Edwin w<sup>itnes</sup> their hands the day and yeare first aboue written

The marke of  
ffancis ꝛ ꝛ Brooks  
William Edwine

Testor Tho: Hatton

At a Court held at  
S<sup>t</sup> Maries 25<sup>o</sup> die Jan- Present { Willm Stone Esq<sup>r</sup> Governor  
uary 1649 { M<sup>r</sup> Tho: Hatton Secretary

John Court plte m<sup>r</sup> Richard } The Plaintiff declared against the  
Husbands Marriner def<sup>t</sup> } def<sup>t</sup> vppon twoe severall Accōns. By  
one whereof hee chargeth the def<sup>t</sup> for deteyning from him a  
servant w<sup>ch</sup> hee bought of him to the value of 2000<sup>l</sup> Tob: &  
Cask & damages And by the other for 294<sup>l</sup> of Tob: & Caske  
w<sup>ch</sup> hee having got into his possion doth wrongfully deteyne  
from him. To w<sup>ch</sup> the def<sup>t</sup> denyeth that hee made any absolute  
Bargaine with the plte for the servant being his Cabbin Boy  
but onely condicōnall in case the said Boy were willing thereof  
And for any Tob: hee had of the Plaintiffs aboard his Shipp  
hee was ready to deliver the same vnto him Wherevppon the  
Plte p<sup>duced</sup> one of his witnesses whose testimony is as followeth

The deposicōn of M<sup>r</sup> Cuthbert ffenwick being sworne &  
examined the same day in open Court on the pltes behaulf  
is as followeth viz:

The said depon<sup>t</sup> saith that hee was p<sup>r</sup>sent when there was  
some speech betweene the Plaintiff and defend<sup>t</sup> touching the  
pltes buying of a servant of the def<sup>t</sup> and heard the said def<sup>t</sup>  
agree to sell the plte his Cabbin Boy for 1600<sup>l</sup> of Tob: & Cask  
as hee taketh it, in case the said Cabbin Boy was willing there-  
to And without this exceptcōn soe farr as this depon<sup>t</sup> remem-  
bers hee did not heare the said defend<sup>t</sup> agree to sell the said  
Cabbin Boy to the Complte W<sup>ch</sup> Agreem<sup>t</sup> and Proviso before  
mencōned was soe made and expressed as aforesaid before the  
plte put any of his Tobacco aboard the def<sup>s</sup> Shipp to bee paid  
for the said Boy. And further saith not

Cuthb: ffenwick

But the plte wanting one of his witnesses who had beene  
sumōned prayed that the further hearing of the Cause might