

Death Agreed with a Certain John Huet and Stephen Luffe the Att<sup>ys</sup> in fact of Thomas Jones and Howell Jones of Monmouthshere in Wails for the purchase of a percell of Land Lying on north side of Wiccocomoco River in Sumersett County late Andrew Jones's between Johnsons Creek and Taylors Hill Gutt Supposed to Contain about Two hundred acres, and Obtained the said Huetts and Luffs Bond dated the Sixteenth day of July Anno Dom Sixteen hundred & Eighty Seven in One hundred and Twenty pounds Sterf penalty for the due makeing over the said Lands as Att<sup>ys</sup> of the said Thomas and Howell Jones when thirty pounds of the said purchase mony should be paid, that the said Edward Day was Immediately put into the possession of the said Land and made Considerable Improvements thereon and dyed in possession thereof.

That Edward Day in his Lifetime paid the said Thomas and Howell Jones the Sume of thirty pounds fourteen Shill<sup>s</sup> and nine pence part of the said purchase mony but dyed Intestate in Sometime after, before he had got the Land made over, according to the Condiçõn of the bond af<sup>d</sup> that the said Edward Day Left a Sufficient Personall Estate in the hands of Mary his Widow and Administra- trix to pay the Residue of the said purchase mony and all his debts of Equall or Superior Nature to the debt due by bond to the said Jones, And that the said Mary Administred the Estate of her De- ceased husband, but Instead of paying the said Debt to Jones by bond paid Sundry Debts of an Inferior Nature, and Left the said bond as she pretended unsatisfied as to the residue, but afterwards got the said Land made over to herself on passing her Own bond for payment of the ballence, and in about two years after the death of her husband Day, was Delivered of a male Child Called Abraham Turnor, being born out of wedlock to whome the said Mary has Conveyed the said Land which (as in the said Petition is alledged) in all Equity and Justice is the proper Estate of Inheritance of Day Scot, and others the Lawfull heirs of the s<sup>d</sup> Edw<sup>d</sup> Day, who Left Issue one Son named Isaac and four Daughters, two of the Daughters dyed Infants, then the Son dyed, by which Elizabeth and Anne the two Daughters Surviving became Coheirs to their Deceased brother, Elizabeth Maryed George Scot the Petitioner, by whom she had the Child mencõned Day Scot, and Dyed, Anne Maryed Philip Todd and had Issue by him and Dyed so that one half of the said Land (as is Suggested) by the said Petition belongs to the said Day Scot, and the other half to the right heirs of Anne. And forasmuch as the truth of the Allegations of the said Petition is made Sufficiently Appear to this Present Generall Assembly, and for that W<sup>m</sup> Round and the aforesaid Mary his wife Late Mary Day, has had due notice of the said Petition to Appear and Answer the same this Session and have made no Defence thereto, It is therefore humbly prayed that it may be Enacted And—Be it Enacted by the right Hoñble the Lord

Liber LL. 4  
Acts

p. 404