

Hee humbly requests th^t yo^u will passe yo^r Censure thereuppon, & th^t it may bee entred uppon Record, And yo^r Pet^e shall euer pray &c: Liber
P. C. R.

Vppon the fores^d Petⁿ The Gou^e requesteth the Councill then p^ent in Court to declare, each, their Opinion in this Cause.

Coth John Price declareth That hee iudgeth it better for the behoofe of the Children to sell it, then keepe it in their hands.

Cap^t Will^m Stone his Opinion is, That the Exequuto^r hath done well, if hee dispose of it.

M^r Baker Brooke sayth, That he thinketh it the best way for the benefit of the Children, Yett hee doth not thinke it in the power of the Court to order the Sale.

Gouerno^r That it would bee for the Childrens best aduantage if it were sould, But the Pet^r cannot make the Bwyer any assurance of the Tytle to the Land.

Whereas Cornelius Johnson stands indebted unto Henry Thickpenny, in Six hund^d & odde pownds of Tob. as is proued by the Oaths of Michael & Joane Baysey, And the dēft being lawfully summoned, & not appearing, but by his Attorney crauing a Reference, And whereas the s^d suite was respited the last Court, by reason of the Dēfts absence in that Court, It is Ordered th^t the Dēft pay or satisfy unto the p^{tf}, Six hund^d & odde pownds of Tob & Cask, els Exequuōn, Writt. Exeqⁿ &c: fol. 217. Thickpenny
v. Johnson
Vid. fol. 30
& 31
Vid. fol. 39
& 46

Vpon the Petⁿ of the p^{tf}, alleaging That being the Cheife or greatest Cred^e to the Estate of John Crabtree deceased, & entring his caueat agst the s^d Estate in M^r Hattons Record in the time of the last troubles, & since the surrender of the Gouvern^t hath taken out Lrēs of admistraōn of the s^d Estate, Yett during the s^d troubles, Will^m Stephens by far the lesse Cred^e, had Lrēs of Admīstraōn Graunted him, & hath disposed of the s^d Estate, according to the same by Vertue of his Lrēs of admīstraōn the p^{tf} sues, & requesteth the Court, that the s^d Stephens giue his s^d Admīstraōn up, & account to the p^{tf} for the same The Judgm^t of the Court is, (There appearing noe Cause of accōn) That the p^{tf} be nonsuited, & pay Costs to the dēft. Philip Land
v. Will^m
Stephens

The P^{tf} sheweth by Petⁿ, that the dēft engaged himselfe to pay a Debt unto the p^{tf}, w^{ch} one Rob^t Nugent owed her, The dēft sayth that hee engaged not, Only in Case the s^d Nugent lyued wth him, Hee would secure soe much Tob, in his hands for the use of the p^{tf}, yearely (his necessaries & cloathing being first prouided for) as hee made it, till the Debt was satisfyed & payd, But the dēft being kept prisoner att Seauerne, the s^d Nugent went away from him & dyed. Ellionor
Martin v.
Cap^t Nich:
Gwyther
p. 135

The Court see noe Cause of accōn, & thereuppon the p^{tf} is nonsuited