

Liber was brought in place, & some boards riud' for to couer it, & drawne
P. C. R. allso, And M^r Ouerzee sayd hee would not meddle in it, butt bad
Abrahall goe through wth the bargaine.

Peter Caradin sayth uyon Oath That Seauenty foote of howseing
was agreed uppon to bee built att Hebdens Poynt. This Depon^t
helping to bring in the timber, The twenty foote howse was built by
Beuin; & the fframe of the fifty foote howse brought in place, But
the finishing thereof was neglected by reason of the want of helpe
to attend the Carpenter.

p. 245 To all w^{ch} the dēft Sayth, th^t hee made noe Condiçōn or agreem^t,
for the s^d building wth the p^{ff}: & therefore the p^{ff} ought to seeke his
remedy agst him who sett him to worke.

And the p^{ff} inferreth th^t the dēft was Copartner wth him, who
hyred him.

Edmond Nanfan deposed, sayth, That Richard Abrahall declared,
and shewed him this Depon^t a Condiçōn wth M^r Ouerzee, w^{ch} was
for Ten Cowes, & the Land att Hebdens Poynt, & some other things.

And the dēft sayth th^t there were noe Condiçōns written & signed,
but only certaine Verball Condiçōns of partnership passed betwixt
Abrahall & himselfe, Yett denyeth not but th^t there mought bee some
heads of agreem^t or condiçōns, & w^{ch} might perhaps bee written by
himselpe about their partnership, w^{ch} was intended.

Vppon the Euidences allready gyuen It is Ordered, th^t the dēft
pay unto the p^{ff} six hund^d pownds of Tob forthwth, in consideraōn
of his labour^t allready employed att Hebdens Poynt. And further th^t
the p^{ff} sett up & finish the fifty foote Tob howse, & ryue sticks to
hang Tob on: wth other things necessary to putt Tob in, by the last
day of August next ensuing, Prouided th^t the dēft assist, & find
sufficient help to gett in the timber in place, for the finishing the
same: wth other necessaries according to the former bargaine.

Whereas in the last part of the p^{ffs} Petⁿ or allegaōn, hee sayth th^t
hee appoynted the dēft his Attorney, To w^{ch} the dēft sayth, That hee
hath not receaued any of the p^{ffs} debt in Virginia, And produceth
certaine accompts & Bills of the P^{ffs} (w^{ch} being cast up) amount to
1649^t Tob, w^{ch} he hath payd for the p^{ffs} use as is alleaged, & there-
fore desyres iudgm^t of Court for the same, Whereuppon the p^{ff}
acknowledgeth himselpe in open Court, to owe & stand indebted unto
M^r Symon Ouerzee dēft, in the full summe of One Thowsand five
hund^d fowrty nine pownds of Tob, & Cask, & doth further acknow-
ledge Judgm^t for the same.

The Court adiornd by the Gou^e till tomorrow morning.

Cornewaleys v. Wade Cap^t Thomas Cornewaleys demands warr^t agst Zachary Wade.
warr^t to the Sheriffe to arrest &c: & to putt in security to answer
to the Compl^t of Tho: Cornewaleys in Chancery, Concerning a seru^t
deteyned & belonging to the Estate of Cap^t Will^m Mitchell.