

Liber B B To the hon^{ble} Governo^r & Councill.

The hum^{ble} Petⁿ of Abraham Harman Sheweth

That uppon th^e 27th day of Nouemb^r last, William Smith indented wth yo^r Pet^r to saw plank one whole yeare only for th^e use of th^e s^d Smith, yo^r Pet^r not to dispose of any of plank soe sawed wthin th^e time afores^d uppon forfeiture of Ten Thows^d pownds of Tob, The s^d Smith obliged thereby to allow for Euery foote of plank one pownd of Tob. in Cask, moreouer to sell yo^r Pet^r such Toolles as were necessary for his employm^t, & uppon refusall thereof to forfeite th^e like s^um^e of Ten Thows^d pownds of Tob.

Now soe it is yo^r Pet^r on th^e 28th day of January 1663 came to th^e Lodging of th^e s^d Smith, & demanded such Toolles as were Requisite & needfull for p^rsent occasion in yo^r Pet^{rs} employm^t (Viz^t) a Crosse cutt saw, wrest, narrow Axes, & one broad Axe; who replyed yo^r Pet^r should pay for them if hee would haue them. Yo^r Pet^{rs} answer was hee would: & againe demanded them of him, who then was positiue, hee should not haue th^e worth of a hayre of any Toolles belonging to his employment, as can bee proued by Three sufficient witnesses.

Wherefore yo^r Pet^r craues order of this hon^{ble} Court for speedy satisfaction from th^e s^d Will^m Smith hauing forfeyted th^e Penalty in th^e Articles of agreem^t to the greate dammage of yo^r Pet^r wth Costs of suite And hee shall pray &c:

Edward ffuller aged 27 yeares or thereabouts sworne on th^e 29th day of January 1663 Sayth, That whereas there was a Contract made & concluded uppon betweene Abraham of th^e one part & Will^m Smith of th^e other part in w^{ch} Contract was specified th^t th^e s^d Smith was to furnish th^e s^d Abraham wth such Toolles or instruments as the s^d Harmans profession a Sawyer should requyre for the space of one whole yeare, uppon forfeiture of Ten Thows^d pownds of Tob & cask. The s^d Abraham Harman hauing occasion for such Toolles necessary for his employm^t demanded of th^e s^d Will^m Smith on th^e 29th day of January 1663, a Crosse cutt saw, a wrest to sett a Saw wthall, narrow Axes & a broad Axe to hewe th^e Timber wthall in th^e p^rnce of this Depon^t who sayth, That th^e s^d Smith replyed th^t if hee would pay for them he should haue them, Who sayd hee would. Then it was againe demanded by th^e s^d Harman for th^e aboues^d Toolles from th^e s^d Smith, who answered hee should not haue th^e worth of one hayre of Toolles from him. Vppon w^{ch} th^e s^d Harman called this Depon^t as a wittnes, & further this Depon^t sayth nott.

The m^rk of E Edw: ffuller