

To th^e hon^{ble} th^e Gouverno^r & Councell of th^e Prouince of Maryland. Liber B B

The humble Petⁿ of Cuthbert ffenwick Sheweth

That by th^e last Will & Testam^t of Cuthbert ffenwick Deceased yo^r Pet^{rs} ffather, The manno^r of S^t Cuthberts was to bee deuided betweene yo^r Pet^r & his Brothers, Yett soe as there was to bee allowed to yo^r Pet^r one hund^d Acres ouer & aboue an equall share unto yo^r Pet^r & th^t Lying uppon S^t Cuthberts Creeke, That a writt of Partition hath beene lately issued out of this hon^{ble} Court By uertue of w^{ch} a Jury was impanelled to make Partition of th^e s^d Land betweene yo^r Pet^r & his Brothers, That th^e s^d Jury eyther through unskillfullnes on inaduertensy haue allotted yo^r Pet^r not full one hund^d Acres in all, whereas hee ought to haue had one hund^d acres more then any of his Brothers. [p. 178]

Wherefore yo^r Pet^r humbly prayes th^t this hon^{ble} Board will bee pleased to Graunt a new writt of Partition th^t soe by another Jury hee may haue according to his ffathers Will one hund^d Acres more then his Brothers haue, And hee shall pray &c.

Ordered uppon this Petⁿ That a new writt of Partition issue forth, & th^t th^e Surueyo^r haue notice, To th^e end hee may appoynt a day to bee there present, & assist them in th^e Diuiding th^e s^d Land.

This Indenture made th^e Seauenth day of Octob^r in th^e ffifteenth yeare of th^e Reigne of Our Soueraigne Lord Charles &c: & in th^e Two & Thirtieth yeare of th^e Dominion of Caecilius Lord Baltmore Lord & Proprietary of this Prouince of Maryland Betweene Thomas Gerrard of S^t Clements Manno^r in S^t Maries County in th^e Prouince afores^d Esq^o of the one parte, & Thomas Nottley late of Barbados & now of th^e same County merchant of th^e other parte, Wittnesseth That th^e s^d Thomas Gerrard for & in Considera^on of th^e sume or quantity of Thirteene Thows^d pownds of good merch^{ble} Arronoko Tobacco in Cask unto him th^e s^d Gerrard att & before th^e Sealing & deliuey of these p^{nts} by th^e s^d Thomas Nottley well & truly payd, the Receipt whereof th^e s^d Thomas Gerrard doth hereby acknowledge, & himselfe therewth fully satisfyed & payd, & thereof & of Euery parte & parcell thereof doth clearely acquitt Exonerate and discharge th^e s^d Thomas Nottley his heyres Executo^{rs} & Adm^{isto}rs for euer by these p^{nts}, Hath gyuen, graunted, aliened, bargayned, sold, assigned, transferred, Enfeoffed, & confirmed, & by these p^{nts} doth fully clearely & absolutely giue, graunt, bargaine, sell, aliene, assigne, transferre, Enfeoffe & confirme unto th^e s^d Thomas Nottley his heyres & assignes for euer all th^t parcell or Tract of Land, Lying scituate & being in the County afores^d being part & parcell of th^e manno^r of S^t Clements afores^d commonly knowne & called by th^e name of Mannahowicke Neck, being bownded as followeth (to say) Beginning att the Poynt of Land, att th^e mouth of Bramley Creeke [p. 179]