

Liber P C same to the Comp.^{lt} itt would be a Very great Courtesie to the Comp.^{lt} and he the Comp.^{lt} would pay him for his Charges in buying rights and proveing the same and in Surveying and Pattenting the same and other Charges thereabouts and for courtesie he takinge the same upp a Considerable quantity of tobacco And that before the Comp.^{lt} would acquaint the Defend.^t where the Land lay, he caused the Defend.^t to make him a promise and engagem.^t to sell him his right and title of the said Land when Pattented And that when the Comp.^{lt} had made the Defend.^t acquainted where the land lay and had shown the Defend.^t and M.^r Charles Boteler then Deputy surveyo.^r some marked trees which he said was the utmost bounds of a Tract of Land called Brooke Court to which the land lay adjoynd, that the Defend.^t demanded of the Comp.^{lt} if that Land was not part of Brooke Court formerly Granted to Robert p. 136 Brooke Esq.^r he the Comp.^{lt} positively affirmed itt was not, and desired the Defend.^t but to take itt upp and Patten itt in his owne name and assigne but his right and title to the Comp.^{lt} itt would be sufficient for him And that the Defend.^t needed not trouble himselfe about the title of the Land or the bounds thereof that he the Comp.^{lt} would runn the hazard of all other person or persons as should Clayme any right or Title to the said Land, which the Comp.^{lt} said he could not take upp himselfe because he was not naturalized being a Dutchman borne and that thereupon the Defend.^t did att the sollicita^on of the Comp.^{lt} and meerely to doe him a kindness procured the said Land to be Surveyed and Pattented in his the Defend.^{ts} owne name And did in persuance of the agreement between the Comp.^{lt} & Defend.^t by a writeing under their hands bearing date the Thirteenth day of ffebruary One thousand six hundred seaventy One for the Considera^on therein Expressed bargaine sell assigne and sett over all his Right Title and interest to the said parcell of Land, with a Clause of reentry thereunto upon the non payment of six thousand pounds of tobacco to the Defend.^t or his assignes And the Defend.^t further saith that the said Land was att the Comp.^{lts} request Pattented in the Defend.^{ts} name And that he denied that ever told the Comp.^{lt} that he the said had a good right and title to the said Land and would make the Comp.^{lt} a good Estate of the same, or that the Defend.^t did ever perswade the Comp.^{lt} to buy the same And that the Defend.^t did take the same upp att the Comp.^{lts} request, and was by agreem.^t what Pattented to sell the same to the Comp.^{lt} as aforesaid And that he Confesed that he sold the same to the Comp.^{lt} for six thousand pounds of Tobacco And that the Comp.^{lt} being indebted to the Defend.^t in Eleven hundred sixty seaven pounds of tobacco more passed bill to the Defend.^t for seven thousand One hundred sixty seaven pounds of tobacco And that the Comp.^{lt} not paying according to his bill put the same in suite And the Comp.^{lt} being then not