

goodie Michell are not you the woman that swom ouer unto M^r Pillses Liber A
sontime in June last past and further sayeth not :

M^{is} Elenor Beane sworne and examined in open Court sayeth that
goodie Michel was asked by M^r Enock Doughtie wheather she did not
swime ouer unto M^r Pillses and further sayeth not

Hew neale sworne and examined in open Court sayeth that hee
knows nothing of the aboue mentioned discours not any thing els
apertainin unto the aboue specified Action and further sayeth not :

no cause of action appearing unto the board it is ordered that the
plantiue shoold bee nonsuited

M^r Thomas Hussey Plantiue } The Plantiue Aresting the defen-
John Wheeler Ensigne Defendant } dant in an Action of the Case Pre-
fereth his Petition as followeth

To the Worshipfull Commissioner of Charleses Countie the
humble Petition of Thomas hussey Sheweth :

Whearas your Petitioner baught a Parcell of Land of John [p. 152]
Wheeler the 29th of december last past at which time the sayd Wheeler
did bind himselfe his heirs Executors Administrators or Assignes to
deliuer your petitioner a Patten in your Petitioners owne name or a
patten in his name with a sufficient bill of sayle for the sayd land
between the date your Petitioner baught the land and the last of may
last past as appeareth by a Condition from under his hand the sayd
Wheeler breaking his Articles to your petitioners much damage your
petitioner finding a fit opertunitie and supposing by his neglect that
hee was desirous to keep the land sent a letter to him by M^r Haggat
desiring him to send mee my bills by the first Opertunitie but your
Petitioner neuer receaued any answer but by accident heard that M^r 385
Scales was desiered by the sayd Wheeler to tell your petitioner that
hee woold not make Childerens bargains so that your petitioner sup-
poses by his neglect in performing his Condition and by his message
hee woold force your Petitioner to performe accordin as your peti-
tioner hath past his bills and hee performe when hee pleases thearfor
your petitioner desierys your worships to take the Premisses into your
serious Considerations and to grant your petitioner an order for his
bills if it may bee if not to grant an order that the sayd Wheeler shal
performe his Condition with Damage and Cost of suit and your
petioner shal as in dutie bound pray

and for the proof of his petition the Plantiue Produceth the agrement
which is as followeth

I John Wheeler of the prouince of Mariland doe by thees Presants
sell unto Thomas Hussey unto him his heirs Executors Administra-
tors or Assignes all that parcell of land liing on the South side of
Matawoman Creeke ioyning upon the land that was formarly Tho: