

Robert Clarke Esq Plantiue M^{is} Verlinda Stone Defendant Liber B

The Plantiue declares against the defendant in an action of debt [p. 251]
for the suruay of fue hundered Acres of land which Remayneth
unsatisfied as yet and thearfor hee humbly Craueth order of Court
for the sayd debt with Cost and Charge of suit &^c

Whearupon the defendant Confeseth a iudgment with Promis of
satisfying the sayd debt himself It is thearfor order that the defend-
ant Pay unto the Plantiue too hundered and (65) fifty pounds of
tobacco and Caske and Cost and Charge of suit &^c

It is ordered that the Attachment obtained by M^r Francis Pope
Continued till the next Court which was against John Kerby

M^r Meekes Presents this ensuing demands unto the Courte in writ-
ing (Viz^t)

Gent

I humbly intreat your Opions wheather a dead mans Estate sued
to an order and the order demanded the Execution afterwards ought
not to ly on the dead mans Estate and who ought to pay the Cost
thearof

It is the Opinion of the Court that an execution beeing taken out
against a dead mans estate the heirs or Executor or Administrator
ought to pay the Charge of the Execution and all further Charges

John Cherman Presents this ensuing Petition

To the Worshipfull Commissioners of Charleses Counti the
humble Petition of John Cherman Sheweth [p. 252]

That Whearas your Petitioner was the last Court but one adiudged
un Capable of an oath for a mistake by him Committed and that no
intent nor nothing of Malice or inderect meanes can bee alleaged but
only his mistake which hee doth not Remember any other then
accidentall and if so doth hear present himself as truly Penitent and
Asshamed for his mistake so taken and whearas your sayd Peti-
tioner is much disturbed boath in mind and person during the sayd
orders Continuance

Your Petitioner thearfor humbly desireth (A Reflection may bee
Cast on his forepast behaiour it beeing both honest and iust) and
the small Valew of the Mistacke beeing Considered hee humbly Begg
a Restauration of his birth Right so fare as to bee Recorded Capable
and so hee shall Pray &^c

Whearas M^r Robert Hundly the last Court was ordered by the
Court (upon Richard Lambes deniing his indentur and his Crauing
a Referance to this Court) hear to proue the sayd Lambe to haue