

Liber B Whearupon the defendants P M^r John Hatch entered thear plea and Joyned Issew as followeth (Viz)

Whearas the Plantiue Sayeth that hee hath sarued seauen years according to Act of Assembly wee as the ouerseers of the sayd Estate doe desire that hee may make his declaration good according to the Laws and Customes of this Prouince

Whearupon the Plantiues Attorneys humbly Request that that their Euidences might haue thear oaths giuen them which was granted:

James Johnson Aged forty fiae years or thearabouts sworne and Examined in open Court sayeth that Richard Smith upon his death bedd when hee maed his last will and testament did speake unto Robert Robins who maed his will Saying that hee had four saruants and that hee woold very willingly giue them sumthing that thay might bee faythfull saruants and that hee woold willingly giue euey one of them a sow shoate whearupon hee sayd that too of them had too years apeece to sarue and tow of them four years apeece to sarue whearupon hee further sayd that william Burnam and Nathaniell button had too years apeece and the other too four years apeece and further sayeth not:

[p. 494] William Potter Aged twenty eight years or thear abouts sworne and Examined in open Court sayeth that hee heard Richard Smith say that hee had four saruants tow for tow years apeece and tow for four years apeece nathaniell button and william Burnam for tow years apeece and John the new hand and Jaen for four years apeece and further sayeth not:

Whearupon the Plt alleaging that hee Came into the Contry about the 22th of Aprill A^o 1658 and thearfor ought to haue bin free euer since the 22th of Aprill A^o 1665 and thearfor humbly Request the Court to take it into Consideration that hee hath maed a Crape and to grant them an order of Court for his Corne and Cloaths leauies and Crape

Whearupon it is the Judgment of the Court that the sayd W^m Burnam ought to haue bin free euer since the 22th of Aprill A^o 1665 Whearfor it is ordered that the defendants shall tacke the sayd Burnams Crape to themselues and out of the sayd Richard Smiths Estaet as Ouerseers thearof Pay unto the sayd William Burnam his freedom Corne and Cloaths and out of their owne Estaets thay M^r Pope M^r Hatch & M^r Turnor shall pay unto the sayd Burnam fourteen hundered pounds of tobacco and Caske and his Leuy with Cost and Charge of suit and to James Johnson and william Potter time 180 lb tob: apeece

The Court is Adiourned till th^e 15th of 9^{br} A^o 1665 till 9 of th^e Clocke in th^e morning