

That sometime in the yeare of Our Lord anno One thowsand Six hundred thirety Eight or thereabout being then Seruant to the R<sup>t</sup> Hon<sup>ble</sup> the Lord Prop<sup>r</sup> of this Prouince and then under the Comand of Leonard Caluert Esq<sup>z</sup> Leiutenn<sup>t</sup> Generall of the said Prouince went w<sup>th</sup> the said Leiutenn<sup>t</sup> Generall w<sup>th</sup> a party of men to reduce the Island of Kent und<sup>r</sup> the Gouvernm<sup>t</sup> of his said Lōpp being then in actuall rebellion the said Gouverno<sup>r</sup> att that time Caused One Thomas Smyth to be put to death One of the Inhabitants of the said Island and that after he was executed the said Gouverno<sup>r</sup> caused this deponant to make Seizure of his Estate for the use of the Lord Proprietary which was accordingly done but within few dayes after the said Gouverno<sup>r</sup> Comanded this Depon<sup>t</sup> to deliuer the aforesaid Estate unto Jane Smyth the Relict the Relict of the said Thomas Smyth into her possession for the proper use of two young female Children of the aforesaid Thomas Smyth and further this depon<sup>t</sup> saith not

Liber FF

The p<sup>ft</sup>s Attorny then demanded wether or noe it was within the power of the then Gouverno<sup>r</sup> to dispose of and giue away to the said Relict any land or Estate which is once forfeited and seized to the Lord Prop<sup>r</sup> as this land now in dispute and then possessed by the aforesaid Thomas Smyth father to the said Gutrud one of these p<sup>ft</sup>s w<sup>th</sup>out speciall Ord<sup>r</sup> or warr<sup>t</sup> from und<sup>r</sup> the hand and Seale of the said Lord Proprietary

To which the Court answered that if it were not w<sup>th</sup>in the power of the said Leonard Caluert Esq<sup>z</sup> to giue away the same, it then remaines yet forfeited to his said Lord<sup>sh</sup> by the Rebellion of the s<sup>d</sup> Smyth except the said John Woollcott cann proue the title of the said John Gresham to bee good unto the said land who likewise forfeited it for his Rebellion to the said Lord Prop<sup>r</sup> as was alleadg'd to his said lord<sup>sh</sup> which was the grounds for his passing the same to the aforesaid Francis Brook by his said speciall warr<sup>t</sup> as also by his Grant in Confirma<sup>o</sup>n thereof under the Great Seale of this Prouince

[p. 551]

The defend<sup>t</sup> then Crau'd time untill next Prouin<sup>all</sup> Court to proue John Greshams title good to the said land which was granted him, and in the interim the said John Woollcott to haue the use of what Goods and Chattles of his was taken by the sherriffe on the said land to reseize the same

Ordered the Assise be discharg'd from Court

John Edmundson plaintiff Tim <sup>o</sup> Guddrige the Adm <sup>r</sup> of Geo: Richardson defend <sup>t</sup> Jenifer p <sup>r</sup> que <sup>r</sup>	}	The p <sup>ft</sup> sucs the defend <sup>t</sup> as Adm <sup>r</sup> of the Goods and Chattles of George Richard- son deceased in a plea that hee render unto him Six thowsand three hundred pounds of tobacco which he unjustly detaines from him—The de- fend <sup>t</sup> came into Court and in proper person as Administ <sup>r</sup> aforesaid Confesseth Judgm <sup>t</sup> for the aforesaid sume of Six thowsand three hundred pounds of tobacco to the p <sup>ft</sup>
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