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whole might not be forfeited for non payment of his Land Rent and therefore
the said Nicholas did bind himself and his heirs to make the said Sale good as by the
said Indenture might appear by virtue whereof the Defend^t. entered into the
Premises and four hundred Acres of Land and became thereof Seized and had
been ever since in possession thereof and that after the Sealing thereof his Excellen^{cy}.
Charles Calvert Esq^r. Cap^t. Generall of this Province & Henry Sewall Esq^r. Secretary
of this Province coming to the Defend^t. thought the Defend^t. would not bring them
living that could prove the Defend^t. bought the said four hundred Acres of Land
of the said William Hawley in his life tyme and that he paid Three thousand
pounds of Tobacco in part of payment for the same though he had not assurance
from Hawley under his hand but producing the said Indenture to them
to know if the same were vailed and good in Law otherwise that he would
procure his Evidence to be sworn & examined in this Court in perpetuam rei
memoriam to prove his Purchase of Hawley in his life tyme his honour the
Governour did then assure the Defend^t. that he had a good title without
having it from W^m. Hawley but the Secretary said W^m. Hawley had
not title to the premises but the same belonged to the heires of Jerome
Hawley deceased and the Governour had then a letter of Attorney from the
Daughter of the said Jerome Hawley whose land it really was and the said
Secretary said if the Defend^t. would give him a Sorrell he would make the
Defend^t. title good to the said four hundred Acres of Land and since he was
advised by all persons that were learned in the Law that his title was good and so
he proceeded not further and hath continued in the Quiet and peaceable possession ever
since and paid the rent and soe wth. the Generall Travorse he concluded his answer
to w^{ch}. Answer of the said Defend^t. the Compt^r. replied and the matter being att
a full & perfect Issue Divers witnesses were examined in the said Cause and the
Depositions duly published according to the Antient and accustomed rules of this
Court and this Cause being tried for a hearing w^{ch}. day was by this Court
appointed for the hearing thereof the said Thomas Mathew the Elder dyed leaving
behind him Thomas Mathew the younger his sonne and heire who presented after
dyed also and soe the said suit abated and this said Thomas Mathew the younger
left behind the Defendant Ignatius Mathew his sonne and heire an infant who
claymed right to the Premises either as heire to the said Thomas Mathew the
elder or by virtue of some other Right by will or otherwise Therefore that
the said suit and all the Proceedings thereupon might stand revived against
the said Ignatius Mathew and that he might sett forth his title to the said
Land and Premises and that the Premises might be decreed to the Compt^r.
& his heires for ever he also prayed the aye and assistance of this Hon^{ble}.
Court and proesse of Subp^o. to be directed to the said Ignatius Mathew to

Appare