lost and damages as the said Thomas Cornwaleys shall have adjudged to him in default of his said Proof.

Thos: Hebden

27th Octobr 1638

This day came both parties and the said Thomas Hebden affirmed his allegation and produced for his Witness John Cooke servant who was sworn and testified that he was present at the agreement between James Fitches and Thomas Hebden for partnership in the 8th of Febr and that afore the said agreement the said James Fitches in the hearing of the Deponent had acknowledged and affirmed that the survivor of them two (meaning James Fitches and Thomas Hebden should have all (meaning the others Estate) and that Thomas Hebden being in danger of sickness had left all by will to James Fitches, and that since the said agreement he had heard the said James Fitches acknowledge that the survivor of them should have all and he further testifies that since the agreement mentioned, he heard the said Thomas Hebden tell the said James Fitches of a bargaine of the Plantation which he desired to make with one Randell Rebes to which James Fitches dissented and hereby the Bargaine was stopped.

There was produced a Nonpart of the Defts Robert Ford and a witness who testified that he heard the said James Fitches said the said agreement complaine of the said Thomas Hebden touching some Accompts being thereto to which the Deponent answering that need you trouble your self so much in it seeing Thomas Hebden saith he is to half of all you have. The said James Replied as it was making strange at it well let him look to himself if he play the knave with me I can play the knave wth him I can deale with him as he deals with me. He further testified that some few days before his death comeing in to him after Thomas Hebden had been with him the said James Fitches told the Deponent that he had secured with Thomas Hebden and that Thomas Hebden had frankly acknowledged 700lb of Tobacco and that when he remembred him of sundry other things he excused himself that he had forgot them and that they amounted to upwards of 900lb weight. and that since he had remembred some other would

it up a Thousand and after ward that at another time he told the Deponent that now he had made an end and that he had a note under his hand for 1000lb wt and that at the making of his

his will this Deponent heard him tell the said Thomas Cornwaleys that there was 1000lb of Tobacco due to him from Thomas Hebden but he would have but 500 of him.

17th April 1639.

This day Thomas Gerrard and Henry Hooper Chirurgions deposed upon their corporall Oaths touching the Last will and Testament of Richard Lee who deced at St Johns on the Last day of March this present year in manner and form following. That is to say that the said Richard Lee being of perfect and sound mind and memory though weak in body and wished by the said Thomas Gerrard to declare his mind how he would dispose of his Estate after his death did answer and say first that his will was that Humphry and Anne his maids should be free. Item he willed that Mrs Lewger should have a Sattin Petticoat which was his wives worth 10li Item that the remainder of all his Estate after all charges de-praid should be sent to Mrs Haberstained in England. Item he entreated Mr Lewger and Mr Egerton to be his Executors.

Taken before me — Thomas Gerrard
John Lewger Secretary — Henry Hooper

Eodem Die, adjudicatum est hoc testamentum fuisse Nuttimo Testamento Dicti Richardi Lee.

6th October 1639.

Richard Duke Serv. to Mr Pulton made oath that John Speed Late Capt Winters Servant deced lying upon his death bed said to this Deponent that his will was that Richard Brown his fellow servant should have all such Tobacco as was owing to him the said John Speed and that out of the same he desired the said Richard Brown to pay such Debts as he ought as far as his Tobacco would reach.

This was proved for the will of John Speed and the said Richard Brown admitted to be Executor.

Henry Bishop and Simon Denie being Greeting.

Cuiletius Ses To — Leonard Leonardson Late of St Leonards hundred within the Province of Maryland Planter at St Leonards ad 24 March 1640 did make and ordain his Last Will and Testament and the same did cause to be written and after the writing thereof and hearing the contents of it did approve