1679

Ad Jovis 23 January

To the honoble Philip Calvert Esqr chiefe Judge in Testamentary Causes &a

The Humble Petition of John Kirck of Dorchester County &

Most humbly Sheweth to yo. hon: That whereas yo. Petitioner being Adm: of ye ffrancis Cassall late of Dorchester County, was Ordered by yo. hon: that ye widdow and Relict of ye said Cassall should have hor Thirde of ye Land of ye deceased And further it was Ordered that yo. Petitioner should pay out of ye personall estate to ye said Widdow Noun thousand Eight hundred and sixteen pounds of Tobacco for hor thirde and seaventhousand two hundred & eleaven pounds of Tobacco for ye childr part of ffrancis Cassalls the youngest child of ye said deceased, which Tobacco is paid According to yo. hon: Order, Alyd fines I am informed by severall people of good faith that she hath kept & privately sevorall of ye deceased goods sold them which she never brought to an Apprisem: This is ye Earnest desire of your Petitioner that you hon: would be pleased to Cause that a Sacon may issue to ye Sheriff of ye - -der to show cause if any he - - have why she has privately kept ye goods of ye deced & not brought them to any Apprisem in selling ye goods of ye deced & not giving - Petitioner an acct as being Adm: of ye said & - hoping that yo. hon will be pleased to Consider ye premisses yo. Petr as in duty bound shall pray &c

1679

Ad Jovis 8 January

Upon Reading ye foregoing Petition ye said Court Ordered that a Sacon should issue to ye Sheriff of Dorchester County to Cite & summon ye Relict of ffrancis Cassall deceased that she & she personally appeare before ye judge for probate of willsen & Code & an Oath upon Oath what goods she had privately Conveyed away of ye said ffrancis Cassall deceased on ye 27 day of ffebruary next which Sacon passed ye Seale of this Court immediately

Ad Jovis 8 January

Maryland

By vertue of a Commission to me directed from the Honble Philip Calvert Chancellour of the Provinces of Maryland to take the deposition of Capt. John Coabrsath viz

The deposition of John Coabrsath aged forty Eight or thereabouts being sworne before me this 7 day of November 1678 saith that in the yeare 1658 or there the said deponent carried letters from John Billingsly living there in Rehabuck in Nansamum County in Virginia unto his Mother Agatha Billingsley liveing then in ye Citty of Rotterdam in Hollland, and delivered the said Letters to her, and brought an Answer of them to ye said John, and his Mother said unto the deponent at ye same time that if ye said John Billingsly had sould some tobacco unto his brother it had been better for him, and ye deponent saith further that the Reare Admr George Billingsley is ye Sonne of ye said John Billingsly of Virginia & further saith not

Sworne before me
Sam Bourne

(John Coabrsath)