Die Martis 2.do Septembris — Vno Pettycoate which ye s: Sara bequeathed to Leonard Jones his wife & that ye said Katherine should see her decently buried. By which words (taken all together) they averred ye said Katherine by Intention in law became Ex.tx & ought to have Action not only of ye goods bequeathed to Sara Jones by James her husband, but also of ye Remainder of ye goods of ye said James vnadministred by Sara with ye will of ye said James annexed & therefore pray ye Action to Andrew Jones the heire at Law to ye said James) might be revoked & Action of ye goods of ye said James & Sara be committed to ye s: Katherine And ye s: Deponent confessing ye will of ye said James Jones denyed that ever Sara made any Nuncupative will or that if she had made one she could dispose of ye said goods and chattelles vndivided betweene him ye said Andrew & her ye said Sara whereupon & vpon full hearing of ye Parties & their Procurators & vpon due Consideracon had of ye depositions of ye Witnesses It appeared to ye Iudge that although ye said Sara at diverse times in ye hearing of diverse of ye Witnesses had spoken words importing great Kindness to ye said Katherine yet none of them swore any thing that savored of a determinate resolucon at any time to make her heire saving Joane Watts who swoare that she ye said Joane & Dorothy Philips & Katherine Lewell were in ye Roome when Sara Jones made ye said Katherine Ex.tx which testimony



Die Martis 2.do Septembris — weighed not much. First in Regard Dorothy Phylips swoare she knewe of no will made by ye said Sara nor doth she feare that she heard ye said Sara in ye Resence of Katherine say any thing tending that way, and Joane Watts likewise swoare though she swoare that in ye Absence of Katherine she heard her ye said Sara say all she had was to little to make Katherine satisfaccon. Next because ye said Joane Watts in ye hearing of Morgan Jones Minister of ye Gospell says to Elizabeth ye wife of ye said Morgan that Katherine Lewell had given her a black hood allready & would give her many things more if she ye said Katherine gett ye day Against Andrew Jones her master. Whereupon & for that one Witnesse was not Enough to prove a Nuncupative will vpon Coste ye Act for provenling of Perjurye & for that the sayd pretended words were spoken by ye Decd Sara sines ye said Act took place & were inforced, & that ye said words were not spoken before three Witnesses nor any one Required to take notice of them, nor were reduced into writing within six dayes after the decease of ye said Sara as ye Act requires ye Iudge declared ye said Sara to have dyed intestate & ye said James Jones thereby to be now become Decd, as into state & Confirmed ye Adm.con of ye goods of ye said James Jones to be rightfully committed to Andrew as his heire at Law & next of his blood within this Province And as to ye