

Liber  
P. C. R.  
Cole v. Gills'  
Estate

To the hon<sup>bte</sup> the Governo<sup>r</sup> & Councill

The humble Pet<sup>n</sup> of James Langworth Attorney of Robert Cole  
Humbly Sheweth

That whereas M<sup>r</sup> Benjamin Gill, late of this prouince Deceased, hath formerly obteyned an Order for an Extent agst the Land of M<sup>r</sup> James Neale in Consideraõn of 16000<sup>l</sup> of Tob & Cask, or thereabouts, being payd by the fores<sup>d</sup> Gill, for the use of M<sup>r</sup> Neale as will appeare uppon Record. His humble request is That yo<sup>r</sup> hon<sup>rs</sup> will graunt the Adm̄istrato<sup>r</sup> the Benefitt of that Order Soe th<sup>t</sup> he may bee in a Capacity of receauing the Tob due from the s<sup>d</sup> Neale, to the deceased or his heyres & he shall pray &c:

Referred to the next Prouinciall Court.

To the hon<sup>bte</sup> the Gour<sup>r</sup> & Councill &c:

Eltonhead v.  
Anketill

The humble Pet<sup>n</sup> of Jane Eltonhead Sheweth

Vid.  
Anderton's  
depos<sup>n</sup> infra  
fol. 137

That yo<sup>r</sup> Pet<sup>rs</sup> late husband Will<sup>m</sup> Eltonhead Esq<sup>r</sup> being in the late troubles sentenced to Death, by the p<sup>ty</sup> then in opposition to his L<sup>ps</sup> Gouverm<sup>t</sup> did some time before his death call unto John Anderton Gent<sup>n</sup> & w<sup>th</sup> intent to make his last will & Testam<sup>t</sup>, Did say unto him the s<sup>d</sup> Anderton, That he left all his Lands, w<sup>th</sup> all his other goods & Chattles to her disposing, for the good of her, & her Children, & desyred her to allow unto Robert ffenwick & Richard ffenwick some part of the Lands, according to her discretion, as by the Oath of the s<sup>d</sup> Anderton uppon Record appeareth, Now soe it is th<sup>t</sup> yo<sup>r</sup> Pet<sup>r</sup> in her distressed Condiçõn, being desyrous to secure her selfe of the s<sup>d</sup> Estate humbly prays, That this hon<sup>bte</sup> Court will according to Equity Consider of the s<sup>d</sup> Nuncupatiue Will, & decree th<sup>t</sup> the s<sup>d</sup> Lands, may by the s<sup>d</sup> Will passe unto her, to be disposed of, according to the directions therein conteyned, as well as the goods & Chattles w<sup>ch</sup> by the s<sup>d</sup> Will are undoubtedly uested in her And yo<sup>r</sup> Pet<sup>r</sup> shall pray &c:

Whereuppon the Court in Equity, Considered the strict imprisonm<sup>t</sup>, wherein the s<sup>d</sup> Will<sup>m</sup> Eltonhead was deteyned before his death, & att the time of his making the s<sup>d</sup> Will & the impossibility of obteyning pen, inke or paper to make a formall Will, as in Law is requyred for the passing of Lands by Testam<sup>t</sup> by reason of the strieght & unlawfull imprisonm<sup>t</sup> of the Testato<sup>e</sup> And decree That the s<sup>d</sup> Jane Eltonhead shall possesse the s<sup>d</sup> Land, in as full, free, & large Estate as if the s<sup>d</sup> Will<sup>m</sup> had conceaued his Will in writing, And declare that all the heyres att Law of the s<sup>d</sup> Will<sup>m</sup>, are for euer barred all Claime to the s<sup>d</sup> Lands, as heyres to the s<sup>d</sup> Will<sup>m</sup>.

p. 136

Calu<sup>t</sup> County. Command Jane Eltonhead of Caluert County, That shee hould plea to ffrancis Anketill of the s<sup>d</sup> County, of a parcell of Land, commoly called Anketills neck, Bownded w<sup>th</sup> Two Creeks & the path, that leads from her the s<sup>d</sup> Eltonheads howse unto