

To the Right hono^{ble} the Leiuetenn^t Generall and the rest of the Councill &c

Liber
P. C. R.
p. 908
Nicholls v.
Nuttall (per
Daniel
Clocker,
attorney)

The humble peticoⁿ of John Nicholls on the behalfe of his daughter Easter Nicholls Humbly sheweth That whereas yo^r peticon^{rs} daughter being a Freewoman borne in this Province, and Cap^t Thomas Cornewallis often pressing yo^r peticon^r that she might come and liue with him to wayte on his wife did at his request and desire putt his said daughter to him he promising him she should doe nothing else but wayte on his wife as by seuerall wittnesses yo^r pet^r can make appeare

Now soe it is may it please yo^r honors that the s^d Cap^t Cornewallis haueing sould most parte of his Estate in this Country to one M^r John Nuttall and yo^r pet^{rs} daughter amongst the rest of his Seruants alsoe Contrary to equity and justice the said Nuttall refuses to deliuer her up to yo^r pet^r without an order of this hono^{ble} Co^{rt}

The p^rmisses considered yo^r pet^r humbly craues an order of this hono^{ble} Co^{rt} for her freedome soe that yo^r poore pet^{rs} daughter may not be made a slaue And he shall pray &c.

Whereupon was p^rduced this Indenture which is as followeth

This Indenture made the second of February 1658 Betweene John Nicholls and Hester Nicholls of the one parte and Thomas Cornewallis and Penelope his wife on the other parte Wittnesseth that the said John and Hester Nicholls doth couenante promise and Grant to and with the said Thomas Cornewallis and Penelope his wife that the said Hester Nicholls shall serue the said Thomas [Cornwaleys] . . . their Assigns shall finde and allowe the s^d Hester meate drinke Apparrell and lodging In Wittness whereof the s^d John Nicholls & Hester Nicholls haue hereunto sett their hands & Seales the day & yeare aboue written

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John Nicholls his marke I HH
Hester Nicholls + her marke

Sealed and deliuered in the p^rsence of Rich. Hoskeys John Abington

Edward West sworne in open Co^{rt} Sayth That Cap^t Cornewallis did promise the said Nicholls that his daughter should doe nothing but wayte on his wife and that he would leaue her with M^{rs} Tilney to teache her to reade and to sowe And make her fitt to wayte on his wife and would take as much care for her as his owne Child and further sayth not.

They putt themselues to the Tryall of a Jury.

warr^t to the Sherr. to impannell a Jury, The sherriffe ret. his writt and warned.

John Hammond	} W ^m Tetttersall	} Rich. Collett		
William Heard			} Peter Carwardine	} Tho: Griffyn
German Gillett			} Geo: Wright	} W ^m Greene
Rich Russell			} Christopher Jones	} Henry Pennington