

558. *Richard & Isaac Lessee of*
Robert Hunnicutt & Ann his wife
Sarah Binns & Jean Binns } In Judgment
vs
Albriagton Jones defendant

This day came the parties by their
attornies & thereupon a case was ^{by them} agreed to be argued in lieu of a
special verdict in these words to wit "We agree that Matthew
Jones died grandfather to the lifors of the plaintiff in his lifetime
was seised of & in the tenements in the declaration mentioned with
the appurtenances in his demer as of fee, & being so seised thereof
on the twenty eighth day of January in the year of our lord
one thousand seven hundred and twenty seven made his last will
& testament in writing & by the same gave and devised the tenements
aforesaid with the appurtenances in these words following to wit
"I give to my daughter Margaret all the land that lies on the
road on east side to Doctor Browne including the land on
Applewhaiter neck & Chinkapun neck & her heirs & for want of
such heirs to my daughter Agathy" We also agree that the
said Margaret pursuant to the said devise entered into the
tenements with the appurtenances & held and enjoyed the same
according to the intention of the last will aforesaid. We also
agree that the said Margaret was married to one Thomas
Binns by whom she had issue three daughters Nanny, wife
of Robert Hunnicutt, Sarah Binns, Jenny Binns, the lifors
of the Plaintiff. We further agree that the said Thomas
Binns died being seised and possessed of the aforesaid tenements
in right of his wife only in his lifetime & in the lifetime of his
wife the said Margaret on the day of one thousand
seven hundred & for & in consideration of the sum of twenty
five Pounds by a certain indenture bargained & sold the said
tenements with the appurtenances to the said Albriagton Jones
the defendant To have & to hold &c. & if the law be for the plaintiff
we agree that judgment be given for them ^{done & shippings agreed} if for the defendant
for the defendant — And the cause is continued till the next
court to be held for this county for the matters of law arising
thereupon to be agreed.

Arthur Cobb stands bound by recognizance to appear here this
day to answer the complaint of Henry Wilson against him for
breach of the peace accordingly whereupon the said
Henry Wilson took the oath required by law On consideration whereof
it is ordered that the said Arthur Cobb be committed to the
custody of the sheriff of this county then to remain until he
shall give security for his good behaviour for the space of twelve
months next ensuing & thereupon the said Arthur together
with John Johnson & Benjamin Newsom his securities