

RECORDS AND FILES
OF THE
QUARTERLY COURTS
OF
ESSEX COUNTY
MASSACHUSETTS

VOLUME II
1656-1662

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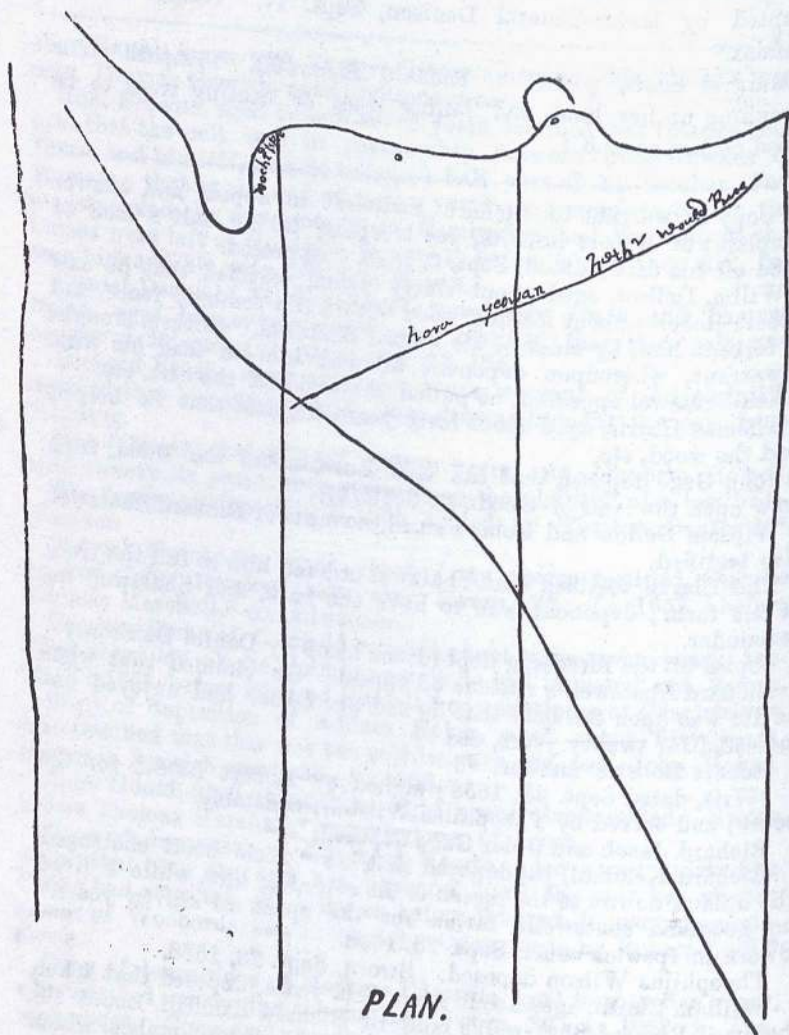
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PLAN FILED WITH THE PAPERS IN THE CASE OF MARGARET SCOTT,
WIDOW, V. RICHARD SHATSWELL.

The inscription on the original plan reads: "here goodman shechwell
would Run."

Robert Payne, executor to John Ward v. Humphrey Griffin. Debt, due by bond. Verdict for plaintiff.*

Mr. Robert Payne v. Humphrey Griffen. Debt on bond. Defendant acknowledged judgment.

Mr. Symon Brodstreet v. Thomas Mayhew. Debt. For breach of covenant in not paying an annuity and other sums of money, expressed in a writing, and for forbearance for divers years. Verdict for plaintiff; but no judgment entered on account of defendant being out of this jurisdiction.†

Mr. Willim. Bartholmew, attorney to Mr. Tho. Potter and Mr. Thomas Davis of London v. Capt. John Allen. Debt due by bill. Nonsuited.

Francis Ursellton fined for drunkenness, swearing and cursing. Wit: Marke Bachelour, Peeter Whithaire and Willim. Reiner. Bound to good behavior.

Richard Hutton fined five shillings for suffering some to drink too much liquor in his house.

Granted to Daniell Clarke, administration on estate of Andrew Creeke. Amount of inventory‡ was insufficient to pay bills, by 40s.

to the cove of reeds and all the other coves to the great pond between the island and reedy marsh bridge. Sworn in Ipswich court, Sept. 28, 1658.§

*Writ: Humphrey Griffin of Ipswich, butcher, ordered to appear on complaint of Mr. Robert Payne, executor of John Ward of Ipswich, chirurgeon; debt; signed by Robert Lord;|| and served by Theophilus Wilson,|| constable, Sept. 23, 1658, by attachment of house, barn and corn.

†Bond of Humphrey (his mark) Griffin,¶ dated, Oct. 16, 1652. Wit: John Payne|| and Walter (his mark) Roper.

‡Writ, dated, 14: 7: 1658; served by attachment of goods in the hands of Mr. Hezeciah Usher in Boston, 21: 7: 1658, by Rich. Wayte,|| marshal of Suffolk county.

§Inventory of estate of Andrew Creeke, appraised by Frances Pabody and Robert Andrews of Topsfield, Sept. 17, 1658: Old clothes, 1li. 3s. 6d.; his sute of better cloths, 2li. 6s.; bandnds, bandstrings & handkerchers, 13s. 6d.; a hatt, 13s. 6d.; a bottle, two knives & a spoone, 1s. 10d.; an ax, 2s.; a shirt, 2s.; a pott & pothookes, 10s.; a baskett & a paille, 1s.; a rapier & a belt, 16s.; a cove in Mathy Stanlyes hands, with a yeares rent almost due. 4li.

§On file with the evidence in this case is a plan which is reproduced on the opposite page, reduced one-half in size each way.

||Autograph.

¶Seal.

Frances Ursselton fined for swearing the second time, and for taking tobacco in the street on the Lord's day.

my talent which god hath put in my hand lik wise I do dessoune taking part with goodman Usilton in any respect of euill but the ocastione of my coming hether was by a sumans of francis Usilton : to geife euedences in this case therfor I hope the honnred cortt will considare my earnest and sears expreshons a[n]d all in way of humbleing of my selfe in what i am found a delinquant in :

"Edmond Bridgs."*

Goodwife Bates deposed that "hearing at my house a great noise And Good^m Useltons tounge in the noise, and knowing that my Husband was gone to Goodm Clarks for a pitcher of small beere, I feared Uselton had or would mischeife my husband in Useltons quarrelsome humor, And I came to the house In all the haste I could make, And when I came I heard Goodwife Clarke cry out O my Husband, And uselton had him by the throat, & nubled him under the throat and abused him like a dogg, and also in wordes very badly, And railed one Goodwife Clarke : saying shee was a deuclish woman, And the diuell was in her and would haue her, And they would not obey but Refused to obey the authority of the Constable, the more he comanded the peace the more they Reuiled him and Refused to depart the house : and said the house was theirs, And after the constable had gott Evin Morris from them, And shut him from them in a parlor they broke open the doore twice, to quarrell as I thinke with Evin Morris so that Good^m Clarke was very hardly put to it to keepe the peace, for Edmund Bridges threw Euin Morris twice against the ground like a dogg," etc. The quarrel lasted three hours and all that time Goodman Clarke gave them no ill language. Sworn in Ipswich court, Sept. 25, 1660, before Robert Lord,* clerk.

Edmund Bridges testified that what Daniel Clarke accused Goodman Ussleton of, namely, laying hands on him, was done after said Clarke had challenged the field of him and after he had made William Smith his deputy; further that Clarke said that Ussleton would not depart the house without more drink, which consisted of small household beer, etc.

William Smith deposed that Ussleton threw Morris upon the ground, holding him by the throat, etc. Also, that Goodman Clark did not challenge Bridges, but told them that they were unmanly fellows to meddle with such a poor fellow, not being ignorant of his weakness and extreme passion, and tried to rid the house of them. Sworn in Ipswich court, Sept. 25, 1660, before Robert Lord,* clerk.

Matthew Stanley deposed that he was asked by Goodman Clarke to help pacify them, but he knew that he was not able and so refused; also, that said Clarke used no unmeet language, etc. Sworn in court.

*Autograph.

Jugg, Capt. White's negro, upon her presentment for fornication, was sentenced to be whipped.

Frances Urselton and his wife were admonished for leaving their children alone in the night in a lonely house, far from neighbors, after having been warned of it. He was to be punished, if any danger came from it.

Whereas there was a return made of a laying out of a way from the north end of Rowley town to Rowley mill and so on to Richard Thurrell's bridge, as the trees were marked, and so on through the farms of Edmond More and Robert Adams, to Trotter's bridge as the trees were, and so on to the meeting-house of Newbury, as Andover way was laid out, and some Newbury people appearing at this court and claiming that there was yet a nearer and more convenient way, it was ordered that the four men previously appointed meet with the Newbury men, view the way mentioned and report to the next Ipswich court, etc.*

Francis Baker deposed that Morris' mouth was very much swollen and bled. He heard Goodwife Clarke cry out, fearing that her husband would be killed. They desired deponent to help quell the disturbance, but he could do nothing on account of a lame hand, etc. Sworn in court.

*" According to that which our Towne propounded unto the honoured Court Sept. 1660 of a neerer and a more Convenient way then that by Rowley mill and by Richard Tharlayes, wee do here againe p^rsent what was then propounded. And according to the Courts order do make report unto this honoured Court, and wee hope that Ipswich men cannot but acknowledg it is a better way and more Leuell then the other, & wee haue measured both, and find it to bee three quarters of a mile neerer wanting but 12 Rods being impartially measured and wee do thus describe this way from Rowley through their ox pasture Runing ouer a parsell of meadow being about 50 Rods unto Rowly Mill riuer with a bridge ouer the Riuer which may cost about ten pounds by M^r Phillips meadow and then through the necke, being very little more then halfe a mile unto the Riuer which is the falls Riuer ouer another bridge, and so running ouer another parsell of meadow about 55 Rods and so through the upland being Edmund Moores pasture and so to the old way by Robert Adams house and ouer Newbury Mill bridge || by y^e meeting house || and going this way wee shall escape 5 or 6 little bridges which of necessity there will bee in the other way with that 84 Rods of marsh which is by Richard Tharlayes bridg withall the uneven ground in the necke betweene the two Riuers which is intolerable for a way for the country in our account, And wee do thinke

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