

RECORDS AND FILES
OF THE
QUARTERLY COURTS
OF
ESSEX COUNTY
MASSACHUSETTS

VOLUME VI
1675-1678

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2
CAMERA NO.
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CATALOGUE NO.
873954

4614

Mr. Frances Wainwright v. Mathew Stanly. Debt. Verdict for plaintiff.

Mr. John Giffard v. Edward Richards. Nonsuited.

John Hathorne v. Mr. John Giffard and Margaret, his wife. Battery. Verdict for defendant. After being sent out again, the jury brought in a verdict for plaintiff. Appealed to the next Court of Assistants.*

John Hathorne v. Mr. John Giffard and Margaret, his wife. Slander. Verdict for defendant. After being sent out again, the jury brought in a verdict for plaintiff. Appealed to the next Court of Assistants.†

John Hathorne v. Mr. John Giffard. Slander. Verdict for defendant. After being sent out again, the jury brought in a verdict for plaintiff. Appealed to the next Court of Assistants. Mr. John Giffard bound, with Andrew Peeters and Symon Tuttle, as sureties.‡

asked John Acie why he was so set against him as to be Thomas Remington's chief counsellor, etc. Sworn in court.

Abraham Jewet deposed.

Sammuell Plats, sr., and Philip Nellson deposed that John Pickard told them that all the troubles in their town were caused by Mr. Shepard, and if it had not been for him, said Pickard would not have been fined so much in John Acie's action. Further he told them that he being at a meeting with the selectmen, they thought it best to choose the old selectmen to serve again, considering the difficulties of the division of the commons. Sworn in court.

*Writ, dated Mar. 17, 1674-5, signed by John Fuller,§ for the court, and served by Nathaniell Ballard,§ constable of Lin, by attachment of the dwelling house and land, a stack of hay, cart wheels and utensils of defendant.

John Hathorne's bill of cost, 3li. 2s. 6d.

William Bassitt, Edward Richards and Samuella Johnson deposed concerning John Hathorne of Lyn, deputy marshal, levying the execution, etc. Sworn in court.

†Writ, dated Mar. 17, 1674-5, signed by John Fuller,§ for the court, and served by Nathaniell Ballard,§ constable of Lyn.

William Bassitt, Edward Richards, aged about sixty years, and Samuella Johnson, aged about thirty-five years, deposed. Sworn in court.

‡Writ, dated Mar. 17, 1674-5, signed by John Fuller,§

§Autograph.

John Hobs v. Robert Bartlet, surety for Sam. Rowland. Verdict for plaintiff.

Robert Dutch v. John Clarke. Debt. Verdict for defendant.*

Edward Phelps acknowledged judgment to Philip Cromwell.

Hugh March had his license renewed for a year, also his license for liquors.

Daniell Clarke had his license renewed for a year.

John Stone of Beverly had his license renewed for a year.

Ezekiell Woodward had his license renewed for a year, also his license to draw liquors.

Edward Hassen had his license renewed for a year, also his license for liquors.

Ens. Jo. Gould acknowledged judgment to Robert Pane, in bar iron.

Mr. Thomas Baker acknowledged judgment to Mr. Robert Paine, in bar iron.

for the court, and served by Nathaniell Ballard,† constable of Lyn.

*Writ: Robert Dutch, sr. v. John Clarke; debt; forfeiture of a bond for not performing an award made by Ens. John Gould, Robert Lord, jr., and John How; dated Jan. 30, 1674; signed by Robert Lord,† for the court; and served by Robert Lord,† marshal of Ipswich.

Robert Duch, aged about twenty-six years, deposed that several days after John Clarke should have paid deponent's father ten shillings in boards according to an award, etc. Lues Zakerias deposed the same. Sworn in court.

Robert Lord, marshal, deposed that he sent John Clerk word by his brother Freeman Clarke to deliver the boards, etc. Sworn in court.

Freeman Clarke, aged about seventeen years, deposed. Sworn in court.

Steven Crose, aged about twenty-seven years, deposed that he carried about 180 feet of merchantable boards to Goodman Duch. Sworn, Mar. 23, 1674, before Daniel Denison.†

Phillip Matton, aged about twenty years, deposed that his master Jo. Clarke carried the boards according to the award of the arbitrators, Jo. Gold, Jo. How and Marshal Lord. Sworn in court.

†Autograph.

John Creasy chose Joseph Bacheler as his guardian, and it was allowed.

Robert Ingolls, presented for fornication before marriage, was sentenced to be whipped or pay a fine, and his wife was to appear at the next Salem court.

Robert Lavis, presented for cutting wood in the street, on the public fast, was dismissed with costs.

pillow, rug, blanket, bedstead, 7li. 10s.; 10 pair of sheets, 6li.; 30 yards of Cotton & Lining Cloth, 3li.; 3 yards of Cotton & Lining Cloth, 12s.; 2 pair of pillowbeares, 12s.; 4 bordclothes, 1li. 4s. 2 Corse bordclothes, & six napkins, 8s.; 2 Trunkes, 12s.; 1 Chist, 1li. 5s.; 4 Joynt stoles, 8s. 4d.; Chaires, 12s.; 1 table, 14s.; 2 tables, 1li.; 2 old Chists, 2 old boxes, 3s.; 2 whells, 6s.; 1 pr. Cards, 2s.; 3 yd. Cearsie, 1li. 15s.; 2 grosse butons, 8s.; a psell silke, 16s.; 16 bushels Indian Corne, 2li. 8s.; 2 old brasse, 1li.; 1 old bras pot, a skillet & Chafeing dish, 12s.; 2 Iron pots & a skillet, 13s.; 1 bell metell mortar & pestill, 8s.; 1 small bras scelles & waits, 8s.; 1 frying pan, 1s.; warming pan, 6s.; 12 platers, 3li. 7s.; 2 basons, one Culender & 2 pots, 24s.; 6 peces of old puter, 14s.; 2 small puter pots & a Chamber pot, 8s.; 6 porengers, 7s.; fouer puter Candell stickes, 8s.; 4 sasers, 2s.; 1 Lanthorn, 2 dripin pans & 2 Candellstickes, 9s.; Earthen weare, 8s.; 3 old tables & an old Cobart, 1li.; 7 Chaires, 12s.; Iron ware, 18s.; small bag Cotton, 4li. 17s.; 7 Lod hay, 7li.; 1 horse & an old mare, 3li.; 2 Cowes, 7li.; 1 hog, 2li.; 4 paier sheares, 2 Irons, 10s.; one smothering Iron & heats, 2s.; 1 pr. bellows, 1s.; books, 1li. 10s.; 1 gun & sword, 1li.; 4 spones & 2 old small Cupes, 2li.; Monie, 90li.; 15 Akors of upland & An Acre of Salt marsh, 76li.; the house & ground belonging, 130li.; the Cloths, 5li. 10s.; total, 386li. 18s.

Debts owing Richard Prince: Capt. Georg Corwin, 5li.; Mr. Graves, 2li. 2s. 6d.; Nath. Beadell, 2li. 8s. 4d.; James Powland, 19s. 6d.; Capt. Price, 3li. 6s.; Mathew Standly, 1li.; John Gardner, 1li. 10s.; Thomas Gardner, 1li. 10s.; Daniell King, 1li. 4s. 9d.; John Grafton, 3li.; John Watters, 12s.; Francis Scurrie, 1li.; Tho. Ives, 1li.; Samuell Willyams, 1li.; Capt. More, 2li. 7s.; Jacob Barnie, 19s.; Samuell Pittman, 1li. 10s.; John Brown, 1li. 17s.; Mark Bacheler, 10s.; Mr. Bartholmu, 5li.; Robart Hodg, 18s.; Abraham Bartholmu, 11s.; Sam. Gachell, 16s.

Richard Prince debtor: to Willyam Brown, senr., 5li. 1s. 5d.; Phillip Cromell, 4li. 15s. 6d.; Willyam Brown, 2li.; Manasah Merston, 5s.; John Holmes, 1li.; total, 13li. 1s. 11d.

Joseph Gatchell, for speaking reproachfully and contemptuously against this government, was to stand committed until the next lecture day and then to be whipped or pay a fine and costs to the constable of Marblehead.*

Court hearing the case of Isaack Woodbery, who was chosen by the town of Beverly to serve as constable, but refusing to take the oath, and understanding that he had not taken the oath of fidelity, declared that he is not capable of serving. The clerk was ordered to issue another warrant for the choice of another, and said Woodbery was ordered to appear at the next Salem court to take the oath of fidelity or give his reasons to the contrary.†

*John Holms, aged about thirty-five years, deposed that being in Goodman Prince's house last night, he heard Joseph Gatchell say that "y^e Cause of y^e Judgments of God upon us by Reason of y^e wars was there murthuring of Quakers I think they were William Robenson & Marmaduk Stevenson." Sworn in court.

Salem presentment. Wit: John Batchelder of Wenham and John Holmes of Salem.

†Reasons of Isaack Woodbery† for not taking the constable's oath: "y^e provedenc of God hath soe ordered It that my Caling Is at sea w^h as I have done heretofore soe I must still atend It In a constant way the greatest part of the year Constantly for the providing for my famely as the word of god Requires therfore not Capcable of Executing the Office In my owne person as the Law title townships: sect. 5: Requirs such must be as are fineable by the towne. 2^{ly} for that I humbly Conceave the choice was not Legall It being but the product of a Combination of such persons as had noe Libertie by Law to voat whoe went about enticing others to voat for me out of a designe they had against me as I shall make apear to yo^r worshipps by evidences. 3^{ly} for that this proceeding against me of bringing me befor the worshipful major hawthorne to take the oath wⁿ I had at the time of this choice declared to them I could not serve wheras If I had been legally Chosen and had been able to attend It In my owne person and had then Refused to serve I humbly Conceav that the Law gave them liberty only to fine me: but not to molest or urg me to take the oath. 4^{ly} the like precedent Canot be produced either In Salem or with us for any whose Imploiment Lies wholly at sea, to be chosen to serve In y^e office of a Constable.

†Autograph.

Hood, sr., Richard Hood, jr., Will. Bassett, jr., John Lewis, jr., Robert Engoles, sr., John Engoles, Robert Engoles, jr., Saml. Engoles, Nathl. Engoles, Ben. Ireson, Jonathan Selzby, Saml. Selzby, Ephraim Selzby, Henry Collins, jr., Henry Collins, 3d, Ben. Collins, Robert Rand, jr., Zachary Rand, Richard Richinson, Robert Coats, jr., Thomas Graves, jr., Samuell Graves, Willm. Smith, Mathyas Farnworth, jr., John Farnworth, John Richards, Griffin Harris, Nicholas Hutchens, Ben. Farr, John Blanco, jr., Joseph Collins, John Marks. Sergeant Nathl. Kertland's and John Burrell, sr.'s squadron: John Burrell, jr., Thomas Ivory, Henry Stacey, Moses Chadwell, John Brade, Allin Brade, jr., Allin Brade, 3d, Timothy Brade, Joseph Brade, Joseph Hall, Daniell Needham, Jacob Knight, Nathaniell Ballard, John Tarbox, John Ballard. Mr. Laughton's and Francis Burrell's squadron: Hugh Alley, Samuell Laughton, Samuell Mansfeild, Abraham Roberts, John Coats, Jno. Neck, Robert Drivar, jr., Joseph Burrell, Thomas Laughton, jr., John Daues, Benjamin Redknap, Samuell Jonson, Samuell Tarbox, Elezaer Lynzey, Daniell Jonson, Domingo White, Mr. Samuell Cobbett. William Bassett, sr.'s and Eleazer Lynzee's squadron: Mr. Ralph King, John Ally, Phillip Dory, Richd. Cowdeck, Joseph Fisk, Walter Phillips, sr., Walter Phillips, jr., John Phillips, George Oakes, Samuell Pike, Thomas Purchis, Thomas Haynes, Robert Haynes, Joseph Hibbard. Edward Baker's and William Mirriam's squadron: Joseph Edmunds, Willm. Pasly, Joseph Hollowey, John Edmunds, Joseph Mirriam, Ebenezer Stocker, Josiah Rhoades, Joseph Hutchens, Sam. Edmunds, Daniell Hutchens, John Divan, jr., Edward Baker, Thomas Baker, Peeter Twist, Macam Downing, Henry Dispaw, Edward Dispaw, Macam Macallom, John Glide, Samuell Jenckes, John Jencks, Allester Dugglas, John Chilson, John Severn. Thomas Bancraft's squadron: Edward Marshall, John Peircon, jr., Francis Hutchinson, John Hawckes, Moses Hawckes, Daniell Gowen, Nathl. Gowen, Daniell Eaton, John Coale, Thomas Huchenson, Samuell Stocker, William Clemons, Samuell Penfeild, Nathl. Lewis, John Dean.

Those who have taken the oath of fidelity in Beverlee, Dec. 3, 1677: Lieutenant Paul Thorndike, Richard Stackhouse, ferryman, Andrew Tarris, yeoman, John Sampson, yeoman, Alexander Candide, yeoman, William Leavermore, yeoman, Robert Bradford, fisherman, John Sworton, tailor, John Edwards, Richard Ober, fisherman, William Clearke, fisherman, John Bennett, weaver, William Cleeves, fisherman, Mathew Taylor, carpenter, John Whitefoot, fisherman, John Stone, seaman, Henery Herrick, yeoman, Mordecai Larkum, sr., husbandman, Mordecai Larkum, jr., husbandman, Rice

Edwards, pavior, Samuell Corning, husbandman, Joseph Eatn, tanner, William Simon, husbandman, John Jackson, fisherman, Giles Parnell, fisherman, James Widger, fisherman, James Taylor, fisherman, Humphery Woodberre, fisherman, William Woodberre, fisherman, Robert Cooborne, husbandman, John Salis, fisherman, Solomon Cole, fisherman, Leanard Austin, fisherman, James Patch, seaman, Peter Murrell, fisherman, Jonathan Boyles, carpenter, Joseph Lovett, weaver, Marks Tricker, husbandman, Isaac Woodberre, fisherman, William Hetherd, fisherman, William Ferreman, fisherman, Thomas Stamford, husbandman, William Hooper, fisherman, Thomas Cock, fisherman, Jonas Johnson, fisherman, Richard Haynes, husbandman, Thomas Baker, fisherman, Nathanel Houard, carpenter, Roger Hascole, carpenter, Richard Woodberre, husbandman, William Gill, weaver, John Woaker, tailor, Isaac Hull, cooper, Joseph Batchelor, seaman, Samuell Boleh, yeoman, John Boleh, carpenter, Robert Cue, husbandman, John Herick, husbandman, Thomas Parlo, husbandman, Cornelius Larkum, husbandman, Robert Stanford, husbandman, Gollood Barthrum, husbandman, Richard Thirstle, fisherman, Edward Alfridge, ship carpenter, Anthony Bennett, carpenter, John Knight, husbandman, John Pride, fisherman, George Stanlee, fisherman, Thomas Woodberre, fisherman, Anthony Williams, fisherman, Richard Weaver, husbandman, John Traske, husbandman, Marke Hascole, carpenter, Anthony Wood, weaver, Thomas Club, husbandman, David Perkins, blacksmith, John Wellior, feltmaker, Thomas Blashfield, fisherman, William Hoare, fisherman, John Lovett, cooper, John Lambert, fisherman, Roger Haskin, seaman, William Bath, fisherman, Samuell Harris, fisherman, John Rayment, husbandman, John Tuck, fisherman, Nathanaell Conant, cordwinder, William Chub, carpenter, Andrew Elliott, cordwinder, William Elliott, cordwinder, Zachariah Herick, carpenter, Edmund Grovver, cordwinder, William Bradfort, fisherman, Jeremiah Butman, husbandman, Philip Deland, miller, William Dodge, husbandman, Isaac Davis, husbandman, Christopher Browne, fisherman, John Coy, husbandman, William Rayment, yeoman, John Whitecare, husbandman, Robert Roundy, seaman.

Manchester men who have taken the oath of fidelity before Capt. William Dixie: William Benit, Samll. Alein, Samll. Friend, Samll. Leach, John Sible, Robert Leach, Will. Alein, jr., Moses Benit, Aron Benit, Jenking Williams, John Ellitrop, John Crow, Thomas Bishop, Nicolas Vinson, John Knights, Francis Weenwright, Onesiphorus Allen, Peeter Runno.

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