

Description: Petition for probate of the estate of Thomas Osborn (d. 1692)
Henrico Co., VA Wills & Deeds Book 1677-1692, Page 489

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Note: I have also presented page 488 here, as this page has the date of the court session.

Bridget Sugrove being on Grand jury present in order to be Summ'd. & p^{re}sent but by their being returned for two Courts more for money the p^{re}sent is refer'd to next Court & in the Chamberlaine her Master being p^{re}sent was by Court order'd to cause J^o Bridgett there to appear.

Copy

Upon the petition of John Steward Jun^r It is order'd that one of J^o C^ort's of Evan Owen be plac'd out unto him as an Apprentice according to Law the indenture to be sign'd of J^o C^ort in behalf of J^o Court.

The C^ort's Court was Proclaim'd to be held the twentysixth of this present August, untill such day all business enter'd in of Sackett & not read Answer'd is adjourn'd.

Arthur Moreley Leathers Dealer for the Court - having according to Law serv'd Seizure of Sack leather of him adjudg'd not according to Law, and C^ort from whom it was taken Confess'd & taken & therefore it is Order'd that same be taken & sold to the Branch do Apprise of same & that return thereof be made to next Court to be deliver'd of as of Law direct.

The Court is adjourn'd untill the first of October

Examind in Court & Sign'd of Will^m Randolph

Concordat cum Originali

Teste Will^m Randolph C^ort's



At an Adjourn'd Court held at Barona

for the County of Henrico the twentieth day of August by their Masters Justices of the Peace for the sd County in the fourth Year of the Reign of our Sovereign Lord and Lady William and Mary by the Grace of Gods King and Queen of England Scotland France and Ireland Defenders of the Faith &c. And in the Year of our Lord 1692

Capt. Will^m Randolph and Rich^d Kinnon, C^ort's Justices of the Peace
Capt. William Tarrow, and John Woffham

Em Hen^{ry} the 8th August Aⁿo 1692

in the Ordonⁿ Son & heir of m^r Tho^s Orborn does to this Court petitioning
that the Widow of y^e sd^d deced^d may have her part of y^e Land & plantation
of y^e sd^d deced^d ~~offered~~ & laid out of such farms as shall be appointed by
this Court. It is by consent of y^e sd^d Heirs, & m^r Martha Orborn
Relict & one of the deced^d Ordain^d that if y^e sd^d Parties do not between this
& y^e next Court agree betw^en themselves on a Division that then at y^e
Court some farms be appointed to lay out & adv^{an}ce for Lower

Upon the Petition of m^r Martha Orborn Plaintiff of y^e State of her late husband
m^r Tho^s Orborn deced^d may be Apprais^d, Equall parts thereof being by y^e deced^d
Expres^s of y^e Sep^t Will Randolph, Cap^t Treas^r Gov^r, Cap^t W^m Farris, Henry
Randolph are Rem^{ov}ed & appointed on y^e First of Septemb^r next to m^r Tho^s
of y^e house of y^e sd^d m^r Orborn to Apprise & Inventory the sd^d Estate & m^r Tho^s
Cannon is requested there to there to swear the sd^d apprais^r.

Rich^d Dearlove having brought an Action of Mich^l Turpin of y^e Jos^{ph} from
Tuzel & ten per of his bill dated Feb^r 1691 & six hund^d & twenty ~~per~~
of his bill of Acc^t the ~~sd~~ in Court came y^e bill, but puts y^e plt to proof of y^e
acc^t who pretending y^e same to be an Assumpsit & Subj^ony Rich^d Dearlove
for an Evidence who on his Oath declares that he knows no man but that y^e def^t
promised to bear y^e p^{ts} expenses at y^e Ordinary, wch it appears he hath done
of y^e p^{ts} own Confession, that part of y^e petition for y^e acc^t is of consent of y^e
def^t dimisid & Judgem^t granted ay^e him to y^e p^{ts} Party is 100^l due by bill
according to y^e sd^d Specialty inst Court etc Exec^u.

in the Chamber lay^{ng} having Exhibited an Information ag^t Ab^{ra}ham W^m Wood
complaining that notwithstanding many good & wholesome laws made & provid^d
ed in particular of y^e 9th Act of As^semb^{ly} in y^e printed Book of y^e 9th Act of As^semb^{ly}
made Sept^r 17 Aⁿo 1688 for y^e Suppressing & restraint of Ordinaries & Tipling
houses in this Colony except those wch are lawfull & Authorized, Ab^{ra}ham W^m Wood
contrary to y^e sd^d Law & contrary license so to do hath for some years past &
within twelve Months from y^e first of Augst 1692 kept & maintained a common
Tipling or drinking house at his own plantation in this County of Hen^{ry} & there
hath sold drink by Retail to y^e great impoverish^{ment} of y^e people & therefore praying
the Law in such cases made may be put in Execution ag^t y^e sd^d W^m Wood, in
P^{ro}testation attorn^d for y^e def^t in Barr^o hath & produces Authority that the In-
formation can be brought on two severall laws at one time, Secondly that these
laws are made for two distinct purposes & dispose the penalties to severall uses
the one being made ag^t Retailers of Liquors w^out Licen^{se} & disposing of same
half to y^e County & y^e other half to y^e Informer & y^e other being made ag^t
Ordinary keepers Selling in False Measure & disposing of same for y^e use of
the public; that the Inform^r hath not in behalf of either County or public^{ly} entered his
Information, & Lastly that y^e Information is in certain in not affirming any particular
time nor how often y^e def^t had made a breach of one or both y^e sd^d laws both
wch are Required the W^m Wood being by y^e Court considered that according
to the nature of y^e sd^d Information is a commodity & may be sold