

in the said Cause on the pltes behaulf in open Court saith. Liber A.
 That hee the said depon^t being desired by the plte to speake to the dep^t that hee might have the Cowe in question hee accordingly spake with him about it, wishing him not to deteyne the said Cowe for non payment of a small parcell of the debt or to that effect, Wherevppon the said dep^t tould this depon^t that hee intended not to keepe the Cowe if the plte would come to him and give him a Bill for the Remainder of the said debt, and wishes this depon^t to detaine the said Cowe in his custody till hee received a note from him the said deft for the delivery of her to the plte or to that effect, wherewithall this depon^t acquainted the said Complte

Vppon consideracōn whereof and to the end the Court might receive further satisfaccōn therein the Governor was pleased to refer the determinacōn thereof till the next Court

Abraham Johnson Marriner by John Hatch his
 Attorney plte Phillipp Lannd defend^t
 by Reference from the Assembly

} The pltes Attorney produced an Accompt of divers goods w^{ch} the deft bought of

the plte at the rates in the Accompt mencōned amounting in the whole to 2313^t of Tob. by the non payment whereof the plte was much damnified, To the particulars of w^{ch} Accompt the defendant made noe obieccōn saving to a pcell of blew lynnens rated at 20^t of Tob. w^{ch} hee denied to have received of the plte This Court doth therefore order that the defendant shall pay vnto the plte or his said Attorney 2293^t of Tob in Caske and also such damages as vppon prooffe shall appeare to bee susteyned by the plte by the non paym^t thereof in due time

Robert Robins plte
 Thomas Hebden deft

} The pltes suite being for a Cow and her increase w^{ch} hee alleadgeth hee bought of the deft and hath already paid 300^t Tob: pt of the price and is to pay the Remainder being 500^t the next Cropp Yet the deft contrary to his Bargaine hath not delivered the said Cowe to the plte. for prooffe whereof the plte produced his witnesses, their testimonies being as followeth Viz:

The deposicōn of John Maunsell taken in open Court the 2^d of June 1649 being sworne & examined on the pltes behaulf saith.

That hee was p^rsent when Thomas Ebden sould to Robert Robins one Cowe called by the name of Mopus betweene 7 or 8 yeares old and the said Robins was for to pay 300^t of Tob the last shipping and 500^t of Tob this next yeare And further saith that hee heard Robert Robins aske Ebden how hee should have the Cowe delivered vnto him Ebden making Answere that whensoever the said Robins did come p. 255