

Liber
P. C. R. going & ueiwing the Colt, M^r Mathews asked him for his priuate marke; & Bogue instantly replied, hee could not see it, saying how perhaps it might bee growne out. And then M^{rs} ffenwick requested of M^r Mathewes that shee might take up that Colt saying th^t shee should bee willing for M^r Starkeys sake to endeauou^e to cure the hurt in his legge. W^{ch} hee willingly condescended unto. And thereupon M^{rs} ffenwick tooke up that Colt, not clayming any Interest in it as her owne but as belonging to M^r Starkey, Now soe it is th^t M^{rs} ffenwick deteyneth that Colt from yo^e Pet^e (hee being the lawfull Executo^r of the s^d M^r Starkey) though hee hath since demanded the same of her: Being assured by euident testimonies, w^{ch} hee is ready to produce in Court th^t That Colt soe deteyned by her, did formerly belong to the s^d M^r Starkey, Conceiuing himselfe much iniured therein, through her s^d Detinew; neyther will shee yett redeliuer the same, unlesse by Order of this hon^{bte} Court shee bee compelled thereunto

Hee humbly therefore requests That yo^r hon^{rs} will take Cognizance of the Case a releiue yo^r Pet^r

And hee shall pray &c:

To the Petⁿ of the p^{lf} the dēft (by M^r Attorney graff) denyeth what is alleaged in the Petⁿ, Whereuppon the p^{lf} produceth these his testimonies.

Vid. fol. 240 M^r Thomas Mathews sworne in open Court Sayth That he uerily beleiueth th^t the Colt now in dispute came of M^r Starkeys mare.

M^{rs} Hester Mathewes sworne allso in open Court sayth, That shee saw M^r Starkeys mare defend this Colt now in dispute agst a gelding th^t followed & beate him.

Marks Pheypo Sayth That he saw a reddish Colt wth Three white feete follow a Mare, th^t was accounted M^r Starkeys Mare, But whither it was her Colt or not he cannott tell.

Nicholas Keytin Sayth th^t hee saw a Roane Mare called M^r Stark-eyes Mare & a Red yowng horse wth Three white feete, & a white streake downe the forehead in company wth her.

Bryant Daly Sayth th^t hee saw a Mare & a Colt, w^{ch} was told him was M^r Starkeys (w^{ch} is the horse now in dispute) & M^r Mathewes horse did often stryue to beate th^t Colt from the Mare, but could not.

p. 176 Thomas Hawker Sayth that euer since hee knew the mare w^{ch} was M^r Starkeys, hee saw the Colt now in dispute follow M^r Stark-eyes mare & thereuppon hee allwayes accounted it to belong to M^r Starkey.

Barnaby Jackson Sayth, th^t hee knew th^t M^r Starkey had a horse Colt and there being another horse Colt somthing like M^r Starkeys: hee neuer knew one Colt from the other.