

Liber F F Thomas Gill aged 23 yeares or thereabouts sworne sayth, That hee fownd Two of M^r Cuthbert ffenwicks mares; & fownd in each of them one shott & th^e marks of seuerall other shott, but could not find them, & Likewise where they did Leape ouer th^e ffence hee fownd some Blood uppon th^e Rayles, of th^e s^d ffence in Clarks Plan-tāon & further sayth not.

John Hynyn aged 26 yeares or thereabouts sworne sayth, That hee saw Thomas Clark wth his Gun in his hands dryue Two of M^r ffenwicks mares out of th^e Corne ffeild, That hee heard Two Guns goe of & saw both th^e s^d mares bleeding, where th^e mares went ouer th^e ffence it was bloody, & rubbed ouer wth dirt, And th^t wthin Two howres after hee fownd both those mares Dead, & much Blood where they Lay, That hee saw Bristow shott taken out of them, & further sayth not.

Susan Hynyn aged 23 yeares or thereabouts sworne sayth, That shee did see Thomas Clarke take up his Gun from of th^e Grownd in his Corne ffeild & brought it to his howse th^t morning th^t th^e Two mares were fownd Dead. Afterwards Clarke asked this Depon^t whither a man might not shoote in his owne grownd? And th^t hee did shoote, further sayth not.

The Exāion of John Bogue taken before mee Thomas Sprigge this 10th of July 1665, sayth,

That some time in June last Cuthbert fenwick came to mee desyring mee to goe wth him & Looke uppon those mares w^{ch} hee heard were shott, And Comming to them wee fownd Two mares dead neare to Tho: Clarks Corne ffeild ffence. Both mares I did see opened & there fownd in them Two small shotts, (called Bristow shott) in th^e sides of th^e mares Bellys, And to th^e best of my Judgm^t I did see Blood uppon th^e ffence where they did say they came ouer & th^e Print of horses ffeete, both wthin & wthout th^e ffence where they did Leape ouer.

John Bogue

This examināon was deliuered to th^e Jury but th^e exam^t being in th^e howse sick, was not taken & sworne to Viua Voce

[p. 95] John Ellis called to th^e Barre. Presentm^t Read (Viz^t)

Presentm^t The Jury for th^e Right hon^{ble} th^e Lord Prop^r doe p^rsent That John Ellis of Kitt Martins Poynt in S^t Maries County uppon th^e ffift day of July 1665 att West S^t Maries in th^e County afores^d wth fforce & armes one shirt of th^e ualue of Three shillings ffelloniously did steale Contrary to th^e peace of his s^d L^p his rule & dignity.

The prisoner pleads not guilty & putts himselfe uppon his Country.

John Cully examined uppon oath this 25th of July 1665, sayth, That John Ellis stole a shirt from him, & th^t th^e s^d Cully Challenged itt uppon his back, & further sayth not.

By me Philip Caluert

The marke of
John — Cully