

Liber B and I haue thy Eares upon the poynt of my knife thay ly at my marcie I can haue them when I pleas and more vild word Passed but this deponant at presant Remembereth them not: in the action of Richard dod against John and Joane Neuill

Whearupon the defendant Craueth a referance and the plantiue humbly Craueth an appeale to the prouinciall Court which is granted: and ordered that the whole buisnes bee sent to th<sup>e</sup> Prō<sup>l</sup> Court

Richard Ro and Mary Plantiues } The Plantiue aresting the defen-  
John and Joane neuill defendants } dant in an action of trespasse  
upon assault and battery Prefereth his declaration as followeth

[p. 153] Richard and Mary Roe Plantiues John Neuill and Joane his wife defendants the plantiues declare against the defendants in an action of trespas upon assault and battery for that the defendant in or about the mounth of June last past Viet Armis in and upon the sayd Mary maed an assault and her the sayd Mary did violently beat bruse and Preiudice to the great Preiudice hurt iniury and detriment of her the sayd mary all which the Plantiues are redy to proue and make good whearfor the plantiues sayeth in fact thay are damnified to the valew of three thowsand pounds of tobacco thearfor thay Pray Judgment of this Court and for Cost and Charge of suit and for the Confirmation of the sayd Declaration the Plantiue desireth that Richard dod Thomas baker and Robert cockerill might haue thear oaths giuen them which was granted

Richard Dod sworne and examined in open Court sayeth in the mounth of June or thearabouts beeing in the hows whear hee now liueth walking out of doores towards the fence side hee heard Joane Neuill and mary Roe scoulding at the block hows whear richard Roe did liue but what words past this deponant knoweth not and this deponant see Joane Neuill bring fier and kindell it at the hows side at the kindeling the fier mary Roe pushed her away from it with that Joane neuill did Rise up and set on her John Neuill seeing them to fighting hee Caut up a sticke as this deponant supposeth and strooke at the sayd Mary whearupon to this deponant apprehention shee fell downe with that thay wear both a hauling and pulling of her and with that shee Cryed out murder I hearing of that Called to John Neuill and bid him haue a Care hee did not murder the woman with that I came unto them and see mary Roe most sadly abused and torne about the face and further sayeth not:

Thomas Baker Sworne and Examined in open Court sayeth that sum time in June or thear abouts hee came to the loged hows whear this disturbance that hee hath formarly sworne to happened: and hee saw thear mary Roe Criing and torne or scratcht about the throat and face and bled and sum part of the sid of the hows was then