

Whearupon the defendant allegeth that the bargaine is now sufficiently proued on boath sides to bee fulfilled and thearfor humbly Craueth a nonsuit It is thearfor ordered that the plantiue shoold bee nonsuited and pay the Cost and Charge of suit

Liber B
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George harris by his Attorney M^r Thomas Notley Plt
Nathaniell Eton Defendant

The Plt declaers against the defendant in an action of the case as by his declaration more at large will appear folio 154

In Confirmation whearof the Plt: Produceth thees ensuing oaths (Viz) of Edward deane James Lewis and George Bradshaw :

Edward Deane sworne and examined in open Court sayeth that George harris sould four sows with pige to Nathaniell Eton last yeare for a Cow and a Cow Calph by her side and that hee promised him that hee shoold haue the Choyce of all his Cowse as well as hee had the Choyce of all his sows : only one Cow excepted which was a pide Cow : for his brother had a fancie to her but that thear was as good Cows amongst them as shee was and hee woold then haue had him Come and receaued her : before Christmasse last and George bid him againe hould his praeting asking him whether thay woold haue then Calued or not : and hee answered noe but that thay woold haue Calued sumtime about March and then hee might come up and haue her : and also ketch sum fish for by that time thay had Calued the fish woold bee come upe and further when hee came heare for the sows and M^r Burdits man with him George harris was not at home and M^r burdets Man asked Eaton which Cow George harrise shoold haue and hee maed him answer I cannot tell what Cow hee will make Choyce of and that George was to helpe him downe to the Creeke with the sows and the aforsayd Eaton was to send him word when the Cows had Calued: and to helpe him home with that Cow and Calph hee shoold make Choyce of and further sayeth not :

the marke of
Edward + Deane

James Lewis aged 22 years or thearabout sworne sayeth that this deponant heard Nathaniell Eton say that hee had baught four sows of George harrise for a cow and a Calph : and the Calph was to bee a Cow Calph : to the best remembrance of this deponant : and further sayeth not

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this deposition was taken before mee April 11th A^o 1663

Joseph Harrisson

And the sayd Lewis not beeing personally hear present the aforsayd Joseph harrisson at the Plantiues Request declareth upon oath : that the sayd Lewis tooke the aboue mentioned oath the day and year aboue specified befor him the sayd harrisson and further sayeth not :