

Liber D sometimes watched to see that none came to discover them the next was Melchor Kirkman Jerard FitsGerard Thomas Skiff John Smith Christo^r Enibuson Derick Enibuson Andreas Peterson and Jasper [p. 149] Elieson and further this Deponent saith that these servants had told him that they had brought home and eate with out the knowledge or permission of their said Master one hogg and one shoate but what marke they had this Deponent knoweth not and further cannot say

Examined and Sworne before
me this Day the second of
February Anno Domini 1668
Jerome White

Tho: 2 Miller
his marke

[p. 150] Daniell Johnson Pl^t came to prosecute the suite by him Com-
menced ag^t John Barnes

John Barnes Came also & appeared to def^d the suite Commenced
ag^t him by Daniell Johnson

Whereupon the p^l^{ts} Declara^on was reade vizt [*blank space follows*]

The Def^d saies he is not guilty of tresspass specified in th^e Declara-
con & of this he puts himself on th^e Country & the s^d Pl^t likewise
Whereupon there was a jury impanelled who retired

Mary Wheeler aged forty years sworne & saith th^t th^t yeare my
husband went th^e march my husband owed Daniell Johnson an h^h^d
of tobacco & I was weeding of a tobacco bed wⁿ Daniell Johnson
came & asked me if there was any tobaco ready & I told him I would
give him notice wⁿ there was any ready & I follow'd th^e Cart as fast
as I could & I meett M^r Barns who s^d he had order from Daniell
Johnson to rec^e an h^h^d of tob^b & he rec^d & Marked & weighed Itt &
further saith not

[p. 151] John Paine aged thirty four years sworne & saith That M^{rs}
Wheeler came to my house to demand an h^h^d of tob^b for Daniell
Johnson & it came onweigh'd or marked in a Cart & M^r Barns s^d he
had an ord^r for it & he weigh'd it & gave a receipt for itt & M^r
Barns said after he had weighd itt Neighbo^r Paine will yo^u let me
have rome for it till I can send for it & there came Daniell Johnson
in a short time after & scartched Barns mark out & I was comeing
from th^e water side & I mett him & he told me th^t he had put out
that mark & marked it wth his owne wth a Vengeance & he bid me
not d^d it to Barnes for he owed him not soe much & th^t he ordered
it for another Marchant & M^r Barns came wⁿ I was not att home
& tooke it away & I went after him to W^m Simpsons & told him M^r
Johnson ordered me to keep it & I tooke my Canow & went & ac-
quainted M^r Johnson wth itt & he asked me where th^e Constable did
live & I told him I knew not & further saith not.

Francis Adams aged twenty five or twenty six yeares sworne &
saith th^t there was an h^h^d of tob^b intended for Dani: Johnson