

th^e s^d Richard & Contrary to th^e peace of th^e Right Hon^{bl} th^e Ld. Proprietary, whereupon th^e said Richard saith hee is damnified & hath lost to th^e value of nine hundred pounds of tobacco & thereupon hee bringeth his suite Liber F

And th^e s^d Robert Tote Defend^t by his Attorney John Jones comes & defends th^e force & injury, & saith hee is not guilty in such manner & forme as is within exprest & putts himselfe upon th^e Countrey

Whereupon th^e plaintife Richard Dod desires these evidences to be sworne

Richard Morris aged about 38 yeares sworne & examined in open Court saith hee knowes not whose bull it is nor knowes not th^e marke & further saith not

James Cox aged about 31 yeares sworne & examined in open Court saith that hee did see a bull killed at Robert Totes being marked on th^e Right ear with a Crop & three slits in th^e Crop & one of th^e slits allmost growne up, & a hole in th^e left eare with a peice taken out allmost at th^e root of th^e s^d eare to th^e best of my Remembrance & th^e top of th^e s^d eare being taken of, but whose bull it is I know not, & further this Deponent saith not

Thomas Baker sworne & examined in open Court saith that about foure yeares agoe there was a small blacke pied bull used my pen, being marked with a Crop in th^e Right eare & three slits in th^e Crop, & in th^e left ear a hole & two litle peices taken out of th^e underside of th^e eare like to a figure of three which is Richard Dods proper marke th^t hee ownes, & a litle while agoe I happened to be at Roberts Totes Richar Dod requested mee to Looke upon th^e eares of th^e s^d Bull then killed, which eares to th^e best of my remembrance was marked with one Crop on th^e Right eare & three slits in th^e Crop & one of them allmost grown up, & in th^e left eare on hole & a peice taken out of th^e s^d eare almost at th^e root of th^e Eare, & th^e top of th^e eare taken of, but whether it was Richard Dods bull or not your Deponent knowes not & further saith not.

Richard Roe sworne & examined in open Court on th^e behalfe of th^e Defend^t saith, that Richard Dods people, John Kimborow & John Warder Did kill a blacke pied bull at M^r Cresseye's pen, & hee never knew any other th^t Richard Dod had, & further saith not

A jury being impannelled by th^e Sherife & th^e jury haveing heard th^e examination of th^e Wittnesses (viz) Thomas Corker foreman Robert Inglesby William Boyden James hay John Muñ Meverell Hulse Philip Browne George Taylor Thomas Witter Henry Barnes Francis Adames & John Wheeler which jury brought in this ensue- [p. 33]
inge verdict.

Wee find for th^e Defendant, that there is noe Cause of action, with Cost of suite.