

Subtly to borrow and to fraud the said horse into the said
 Joseph in as good condition as he received his hath not but the said
 horse he did receive both lame and gauged on the back of him
 so that the said Joseph is utterly deprived of the use and benefit
 of the said horse whereupon the said Joseph saith that for want
 of the use of the said horse and advantage which might accrue
 thereby he saith that he the horse is and damaged hath to the value
 of the thousand pounds of tobacco and thereupon he brings the
 this suit Homologous of the said Joseph Doct. R. R.

And the Defendant William Scott by Griffith Jones his Attorney
 Pleads non Assumpsit in Mansuetudine Juris and prays it
 may be Enquired of by the Country Jones Defendant

And the Court in like manner Homologous

Command is therefore given to the Sheriff to raise twelve good
 and lawfull men of his Bailiwick to come before this Court to
 trye the Issue Joyntly betwix the said Pet. and Defendant which
 Jury are as followeth

Robert Norrett	Robert Bishop	John Knott	} Jurors
Thomas Ford	Michael Miller Junr	Thomas Portley	
Stephon Whotton	Thomas Hise	Thomas Godwin	
Sam. Waller	John Morideth	James Heyest	

which Jury being duly sworn to trye the Issue Joyntly as above
 and having heard the Declaration and plea as before said to
 the Petitioner as well on behalf of the Pet. as the Defendant the
 Court gave them their charge who withdrew themselves to consider
 on the point and then returned with their Verdict
 viz. that of the Jury sine for the Defendant

Therefore it is considered by this Court that the Defendant William
 Scott do recover from the Pet. Joseph Lambert as well the value of
 the thousand pounds of tobacco for a Non suit as also the sum of