

Liber B B Veitch did know of it, and that to the best of my knowledge there is an yearling and a Calfe of the encrease of this Cow, And that this Cow had both eares Cropt, and did neuer take notice that it had any other marke, And further saith not—

Demetrius Cartwright deposeth in Court saith that that Cow which James Veitch Claimes is of the same marke w<sup>th</sup> the rest of his Cattle (uizt) both eares Cropt and an halfe moone cut out of the upper part of the eare, and that James Veitch did make demand of this Cow, and her encrease, and M<sup>r</sup> Tripp did deny to deliuer them, and further saith not—

James Price deposeth in Court saith that this Deponant was not att home, when the Cattle of Michael Brooks were apprayed, and that James Veitch did desire me to goe into the penn to see the marke of the Cow which he Claimed and I found the marke to be Cropt on both eares and an halfe on the topp of each eare and further saith not

William Euans deposeth in Court saith that James Veitch made demand of a Cow and her encrease that he said was his, of Henry Tripp, and he said he would not deliuer them w<sup>th</sup>out Order of Court and further saith not—

Hen: Tripp upon appeale p<sup>ft</sup>: } the foregoeing appeale und<sup>r</sup> the  
 James Veitch defendt } Clarkes hand of Caluert County  
 uide pet<sup>a</sup> Court being read, which appeale was in Chancery, James Veitch th<sup>e</sup>  
 322 def<sup>t</sup> alleadgeth that the p<sup>ft</sup>: could not appeale in Chancery by reason  
 there was no injunction on it therefore Craues a dismission—

The Court adjournes till afternoone  
 againe mett the Leiutenn<sup>t</sup> Generall alsoe p<sup>r</sup>sent But M<sup>r</sup> White absent  
 by reason of his indisposedness in health

[p. 339] The foregoeing p<sup>ft</sup>: and def<sup>t</sup> againe at the Board appearing Both partyes Ioyne issue, and Craues to haue the merit of the whole Cause, tryed by the Gouverno<sup>r</sup> and Councill which was allowed, now James Veitch p<sup>ft</sup>—

James Veitch p<sup>ft</sup>: } The appeale againe read, to which the def<sup>t</sup>  
 Hen: Tripp defendt } pleads not Guilty And desires John Turners  
 Oath may be taken who in open Court was sworne and saith I heard my Mast<sup>r</sup> Michael Brook say if he had not taken that Calfe for a debt he had not had any thinge he Came into the Country in No-uemb<sup>r</sup> last was twelue months and about that time this was done And further saith not—

The def<sup>t</sup> desires Iudgm<sup>t</sup> of the Court

Coff: William Euans opinion herein, is, that if James Veitch had any property or Claime to the said Cattle he would haue taken some Course to haue had them home in all this time—