

The same day Comm: ab above

Robert Hopkins pt<sup>r</sup>  
vs  
Thomas Davie plant<sup>r</sup> def<sup>r</sup> } in an action of the C<sup>o</sup>

The pt<sup>r</sup> and def<sup>r</sup> being called appeared

The Declaration read

Sheweth that Thomas Davie plantor was attorced to infringe unto  
Robert Hopkins in an action of the C<sup>o</sup> or

And whereupon the said Robert Hopkins for himselfe saith  
That he the said Thomas Davie did on the last day of may  
in the xxviij<sup>th</sup> year of the Dominion of the R<sup>o</sup> Hen: the 6<sup>th</sup>  
Cocillius or Amoy Domini one Thousand six hundred  
seventy and three Assure upon himselfe and promise  
to deliver unto the plaintiffe the next day following being  
the first day of April in the year aforesaid one yearling  
heifer, the plaintiffe the same day being the first day of  
April demanded the said yearling heifer of him the  
said Thomas Davie, But he the said Thomas Davie fraudulently  
intending to deceive him the said Hopkins denied to  
deliver the said yearling heifer and first day the pt<sup>r</sup>  
saith he is damaged and hath dammage to the value  
of foure hundred pounds of tobacco and hereupon he  
bringt his sute &c;

The def<sup>r</sup> pleads and saith he ownt him none  
desires that he may prove it;

Joseph Taylor Thomas Halstorne & George Lane being  
att<sup>r</sup> by C. Rolfe of the pt<sup>r</sup>  
Summoned by writ of Subp<sup>a</sup> appear & were sworn  
The