

Wherefore, for the opinion of the threa said Justices, it was adjudged for tha defendant, *postea*.

WOLVERSTON *versus* MERES.

*Hilary Term, 1601.*

Action for words: "Edmond Wolverston is a bankrupt knava." It was adjudged that tha action lay, he shewing that ha was a merchant; and it was affirmed on a writ of error, although it was alleged that he did not say ha was a bankrupt, but a bankrupt knave, which is an adjective, and it may be a bankrupt in knavery.

WATS *versus* BRAINS.

*Michaelmas Term, 1600.*

Appeal of murder for the death of her husband. The defendant pleaded "Not guilty," and upon evidence at the bar it appeared that two days before her husband's death he and the defendant, fighting upon a quarrel then betwixt them, the defendant waa hurt in that fray; and the thi'd day after the plaintiff's husband, passing by the defendant's shop, the defendant pursued him suddenly, and the husband's back being towards him, so as he perceived him not, the defendant struck him upon the calf of his leg, whereof he instantly died. The defendant, to excuse himself, affirmed that he who was slain, when ha came by his shop, smiled upon him and wryed his mouth at him, and therefore for this mocking of him he pursued him.