

nd defendant for said
Turner, as I supposed,
dant sold his timber to
r which the note was

which I had with plain.
whether the note had
nk it must have been

F, in the precise words

ht that the plaintiff at

specting his being in-
note from defendant
of parol testimony.

ension to be back and
said sum, he said he
no from Portland, he
I came down on the
Merlin said if Mr. Tar-
Turner; he said he
Mr. Hall, but I can-
then I spoke to Cham-
e against Turner of

he had with him a
een about a hundred
a lumberman. I in-
ff how he happened
dant had got scared
good for the note.
took Turner for the
sell again. He said
had not the blemish
alled him when pur-
h hurt him for mar-

e?
ould not come back

on that the defen-

te. He told me at
is fall.

nee the offer made

a black color and
d a blemish on his
marketable horse.
horse worth what
se of driving in a
saw the blemish
vant. Reserved.)

about a year ago.
e bought of plain-
sound horse. He
would without the
said horse as a
horse worth what
s. The blemish
Objected to as in-

I don't know how long the defendant had the horse when I first saw him.

THOMAS SOMERS, of Sherbrooke, Laborer. (Objected to by plaintiff. Reserved.)

I know the horse which plaintiff sold to defendant, and knew the horse at the time plaintiff had it. It had a blemish on one of his hind legs. I should say the horse was worth at the time plaintiff had him last spring from eighty to ninety dollars; and if this horse had been without blemish he would be worth a hundred and fifty dollars. This horse was a gelding of a black color.

(Plaintiff declines to cross-examine.)