

injury to land or Cuddeus, and
would not have taken any sand
away if he thought he was doing
any wrong. And that for over
the value of the sand taken was
returned already, and more in
the shape of tile brick for
ditching. The land of Fry was
to follow, but the land from which
the sand was taken was useless,
any good soil there was left on
the land.

James Fry states that
the statement of McArthur is true,
that Fry told McArthur to take
the sand, and he was led
to believe he would do so, the
value for the goods of the taxman
being returned as an equivalent,
and in this case McArthur
returned far more than he took
away. Threewick sent you a
copy of the statement made, and
would under the circumstances have
dismissed the case, only Smith
found fault with for so doing,
and thought I would place the case
fully before the notice of the
Department for instruction. Fry
offered to pay the dues if required
to do so, and intimated to me
that some 18 months ago some other
Cuddeus could do so. He
made