

as aforesaid, said accident would not have happened and that the carelessness and negligence of the Plff and the criminal act of the Plff in permitting said stock to run at large upon said highway, caused and contributed to the accident and injury to his said horse.

Wherefore &c.

*E.H. Gaither*  
Atty for Deft

Atty for Deft

Atty for Deft

I.W. Scott

Deft

Deft