They are. and the indictment read to them as follows to wit

North Carolina } Superior Court of Lawes
Wilkes County } Fall Term 1846

The Jurors for the State upon their oath present, that Thomas Dula, late of the County of Wilkes, not having the fear of God before his Eyes but being moved and seduced by the instigation of the Devil, on the 18th day of June A.D. 1846, with force and arms in the County aforesaid, in and upon one Laura Foster in the peace of God, and the State, then and there being feloniously wilfully, and of his malice aforethought, did make an assault and that the said Thomas Dula with a certain Knife of the value of five cents which the said Thomas Dula in his right hand then and there had and held, her the said Laura Foster, in and upon the breasts of her the said Laura Foster then and there feloniously, wilfully, and of his malice aforethought, did strike thrust and stab giving to the said Laura Foster, then and there with the Knife aforesaid, in and upon the breasts of her the said Laura Foster, one mortal wound, of the breadth of one inch and depth of six inches, of which said mortal wound the said Laura Foster then and there instantly died - and so the Jurors aforesaid upon their oath aforesaid do say that the said Thomas Dula the said Laura Foster in manner and form aforesaid, feloniously wilfully and of his malice aforethought did kill and murder against the peace and dignity of the State.