The following is the affidavit of Thomas Dula 9

State
vs
Thos Dula & Ann Mettow } In this case Deft Thos Dula maketh oath that he can not as he is advised & believes have a fair & impartial trial if tried jointly with his Co defendant Ann Mettow for the reason that as he is informed & believes that there are important confissions of his Co defendant Ann Mettow which will be given in evidence in this case. if there is a joint trial & which confissions will greatly predjudice the minds of the Jury — against this affiant } Thos C Dula
Sworn to & Subscribed before me this 19th day of Octo 1866
C L Summers Clk.

State
vs
70 Thomas Dula } Murder Plea not guilty
The following Jury to wit

1 J A McFarland 5 Wm Clarke 9 S J Brown
2 John S Morrison 6 George W Webber 10 W A Morris
3 Edwin Falls 7 Thomas Davidson 11 John C Barkley
4 John A Haynes 8 A C Sharpe 12 Jacob Parker

Being chosen tried & sworn say they find the Prisoner at the Bar guilty of the felony & murder whereof he stands charged

Rule for a new trial. Rule granted
Rule discharged
The prisoner remanded into the custoday of the Sheriff.