

COUNTY COURT CLERK

Minutes, County Court

Vol. _

Date. *Sept. 1837 - Oct. 1841*

John Menau
George Lanier In Case

(Summons)

State of Tennessee

To the Sheriff of Overton County Treating
You are hereby commanded to Summon George Lanier to appear
before the Honorable Circuit Judge at the Court house in Spring Hill
on the 11th Monday of October next, then and there to answer John
Menau of a plea of Trespass on the Case to his damage five
hundred Dollars have you then there this Writ, Witness James Maxwell
Clerk of said Court at Office the 11th Monday of June 1857.

James Maxwell.

Ordered

Spd 11th Sept 1857.

Came to hand on the same day Spd. vacated on the 15th Sept
1857.

A. Kersey & Shiff

(Bond) I acknowledge myself indebted to George Lanier in the
sum of \$500. to be void on condition John Menau presents an action
this day commenced by him in the Circuit Court of Overton County against
said Lanier with effect as in case he fails that he pays all cost
and damages. Given under my hand and seal this 11th Sept 1857.

J. Hutton Sec

Declaration

State of Tennessee

Overton County

June Term A.D. 1858

John Menau by Attorney complains of George Lanier
summoned to answer him of a plea of Trespass on the Case to his
damage \$500 that on the 10th day of April 1857 in the County and State
aforesaid the defendant being then and there a common carrier the
plaintiff delivered to him the following goods to wares and merchandise
to wit Eighty eight pounds of good feathers in a new bag, four bed
quills, four counterpane, two bed ticks, two kindles ticks, two pillow
ticks, eight, Cambridge Shirts, seven Cambridge shirts, three new
blanket, of the value of one hundred dollars. And the defendant then
and there agreed with and promised the plaintiff for consideration
then and there agreed upon taken the plaintiff defendant that he said
defendant would carry said goods, wares and merchandise from there
(the place of delivery) to Memphis in the State of Tennessee and deliver
them to Robert Lawrence and Edwards Commission Merchants in
Memphis in good order. For the use of Nathaniel S. Menau in a reasonable
time thereafter now the plaintiff avers that he did deliver said
goods, wares and merchandise to the defendant in good order and
that the defendant did not carry them to Memphis in good order and
delivered them to Robert Lawrence Edwards Commission Merchants
for the use of Nathaniel S. Menau in a reasonable time though often
requested but on the contrary thereof has hitherto wholly failed and
refused and still fails and refuses to the plaintiff's damage \$500.

C. H. Hickey (Clerk)
 John W. H. Hickey (Clerk)
 John W. H. Hickey (Clerk)
 L. B. Morgan (Clerk)
 J. H. Hickey (Clerk)

It is therefore considered by the Court that the defendant go hence through without day and recover against the plaintiff the costs of suit as this behalf expended.

Joseph Cooper
 vs
 William Baswell

In Case

(Verdict)

State of Tennessee

To the Sheriff of Carter County, Tennessee
 Summoned William Baswell to be and appear before the Honorable Judge of the Circuit Court at the Court house in Georgetown on the fourth Monday of October next there and there to answer Joseph Cooper sum of a plea of Trespass in the Case to his damage five thousand dollars having on this third day of September James Maxwell Clerk of said Court at Office the fourth Monday of June 1837.

Under oath - I do depose and say that I am the said William Baswell who on the 23rd day of Sept. 1837, came into the Court at Office the fourth Monday of June 1837.

I acknowledge myself indebted to William Baswell in the sum of \$500. to the word and conclusion that Joseph Cooper is a false and malicious man and that this day Commenced by him in the Circuit Court of Carter County against said Baswell with effect as in case he fails to show that he pays all costs given under any law and seal this 23rd Sept. 1837.

(Declaration)

State of Tennessee

Carter County

October Term 1837

Joseph Cooper by attorney complains of William Baswell summoned to answer him of a plea of Trespass in the Case to his damage \$5. For that whereas the said plaintiff is a true good honest just and faithful citizen of said State and as such hath always behaved and conducted himself and until the committing the several grievances by the said defendant as herein after mentioned was always respected and esteemed amongst all his neighbors and all other good and worthy citizens of said State to whom he was in any way known to be a friend of good name

James and credit to wit on the 14th day of September 1837 in the County of said State whereas also the plaintiff has never been guilty nor suspected of being guilty until the speaking of the scandalous words herein after mentioned of any Larceny or any other felony whatever by means of which the plaintiff had before the committing the several grievances by the defendant friends after mentioned obtained deservedly the good opinion and credit of all his neighbors and others to whom he was known to wit on the day and year aforesaid in the County of said State yet the said defendant while knowing the premises but greatly envying the plaintiff contriving and intending to injure him in his good name fame and credit and to bring him into public scandal infamy and disgrace. And to cause it to be believed by the said neighbors and others to whom he was known that he had been guilty of the heinous crime of Larceny and to subject him to the pains and penalties by laws inflicted upon those who are guilty of Larceny hereafter to wit on the 14th day of September 1837 in the County and State aforesaid the said defendant did falsely maliciously and maliciously utter speak and loudly proclaim of and concerning the plaintiff now the plaintiff meaning State that he was guilty of the crime of Larceny and the said defendant further contriving and intending as aforesaid afterwards to wit on the day and year aforesaid in the County aforesaid falsely maliciously and maliciously did utter speak and loudly proclaim of and concerning the plaintiff now the plaintiff meaning State that he was guilty of the crime of Larceny. By means of the said several grievances by the said defendant the said plaintiff has been greatly injured in his good name fame and reputation and brought into public scandal and infamy and as such with and amongst all his neighbors and others to whom he was acquainted and the said plaintiff hath been damaged to wit on the day and year aforesaid in the County aforesaid \$3000. Therefore the case

Shew

And the defendant by her attorney comes and defends the wrong he and for show says the plaintiff his action against him ought not to have and maintain because he says that he before to wit on the first day of January 1837 in the State and County aforesaid the said plaintiff did then and there steal take and carry away out of the hands and possession of William Stout of the proper goods and chattels of him the said William Stout and black hogg of the value of one dollar wherefore he is guilty as of the words spoken and declared as and this he is ready to verify. Wherefore the case

Order of Record made at Term Term 1838.

For reasons disclosed by the affidavit of the plaintiff the trial of this cause is continued until the next Term of this Court.

October Term 1838

This day came the parties by their attorneys and there came also a Jury of good and lawful men to wit, Reardon P. Glesley, Eldin D. Miller, Robert Channing Nelson, Harwood Thomas B. Weynter John Lygon John S. White Oliver Delgen, Lewis Mullins James Poyor Joseph Copeland and John Lord who being sworn and sworn the jurats to speak upon the issue joined whereupon it appearing to the Court that there is not time to get through with the trial of this cause on this day the jurors are therefore permitted to disperse to meet here in Court at half after eight o'clock tomorrow morning.

This day came the parties by their attorneys and there came also the Jury empanelled and sworn in this cause on yesterday of this Term who say they cannot agree in their verdict whereupon the jurors agreed and from rendering their verdict are respited and permitted to disperse to meet here in Court tomorrow morning at nine o'clock.

This day came the parties by their attorneys and there came also the Jury empanelled and sworn in this cause on yesterday of this Term who say they cannot agree in their verdict whereupon the jurors agreed and from rendering their verdict are discharged and by consent the trial of this cause is continued until the next Term of this Court.

February Term 1839

By consent of the parties the trial of this cause is continued until the next Term of this Court.

March Term 1839

For reasons disclosed to the Court in the affidavit of the plaintiff the trial of this cause is continued until the next Term of this Court upon the payment of the costs of the last and the present Term. It is therefore considered by the Court that the defendant recovers against the plaintiff the costs at the last Term and at the present Term of this Court expended.

October Term 1839

For reasons disclosed to the Court in the affidavit of the plaintiff the trial of this cause is continued until the next Term of this Court upon the payment of all the unpaid costs up to this time. It is therefore considered by the Court that the defendant recovers against the plaintiff all the unpaid

cost in this cause expended up to this time.

February Term 1840

This day came the parties by their attorneys and there came also a Jury of good and lawful men to wit, John H. Miller Benjamin Walker Isaac Riley Thompson A. Case Robert H. Goodpastor Franklin Sikes Thomas C. Webb John A. Hyman Abraham Keight John Foster John Jordan and Samuel Phillips who being sworn and sworn the jurats to speak upon the issue joined upon this date to say that they find the issue for the plaintiff and as to the plaintiff's damage are ordered to pay reasons of the speaking of the words in the plaintiff's declaration mentioned to him dollars besides costs. It is therefore considered by the Court that the plaintiff recovers against the defendant his damages as aforesaid in full as aforesaid assessed and also the costs herein expended.

Ordered by the Court that the defendant pay none of the plaintiff's attorneys in this cause except Thomas Brown William Alfred and Adam W. Cunningham and that the defendant pay the costs of all of his own attorneys hereafter taken against the plaintiff except Thomas Brown Allen Brown William Stout and Joshua Wright and it is ordered by the Court that the costs of all of the attorneys hereafter taken in this cause except such as attend at the trial of this cause and prove their attendance be thrown from the bill of costs.

Car. Pyrtle

Verdict

John Reilly Nancy Reilly & Margaret L. Sanderson.

Petition

State of Tennessee }
Overton County } To Dick H. Coffey and Patrick Pool
as to any two acting Justices of the peace in and for said County of Overton. The Petition of John Reilly Nancy Reilly and Margaret L. Sanderson would represent to your Honors that on the 13th day of Dec. 1839, the said Thomas J. Reilly executed his promissory note to Cass. Partridge for the sum of two hundred and eighty two dollars and fifty seven cents payable one day after date and that said Cass. Partridge on the 13th day of Dec. 1839 sued out a warrant from under the hand and seal of J. Bullock a Justice of peace founded upon said note which warrant states that the plaintiff requires security in this case that in virtue of said warrant which Reilly Deputy Sheriff arrested the said Thomas J. Reilly and cited him to appear before Gabriel Roberts Esq. on the 19th of the said month and on the day of said arrest the said John Reilly Nancy Reilly and Margaret L. Sanderson agreed to stand as security for the appearance of Thomas J. Reilly before the said Gabriel Roberts on said 19th of Dec. 1839. petitioners state that the said Deputy Sheriff

8. expressly stated that of said Thomas J. Reely should make his appearance before said Justice (the Justice) on the said day. Let for trial that the said Reely should be released from all liability. Your petitioners state that they are informed and believe that the said Thomas J. Reely did appear before the said Justice the Justice on the day as aforesaid let for trial and continued before said Justice from about 11 to 12 o'clock till late in the evening of the same day and appeared it on the ground that the 3 days of grace had not expired when he left and they are informed and believe that Judgment was not rendered until after said Thomas J. Reely had left there. They state that said Justice the Justice on said 19th of Dec. 1839. rendered Judgment against the said Thomas J. Reely and the said John Reely, Nancy Reely and W. C. L. Armstrong as the debtors for the appearance of said Thomas J. Reely for the debt and costs of suit without giving petitioners the said debtors any notice that Judgment would be taken against them.

Petitioners state that said Judgment is oppressive, unjust and illegal in the that said note as they believe had three days to run after it expires to be payable before Judgment could be legally rendered upon it and because said officer has no lawful authority to make said writ and because the plaintiff did not file with the Justice who issued the warrant previously an affidavit stating any facts that would authorize the issuance of a bail warrant in which they are informed and believe that no affidavit was filed with said Justice of any kind previous to the issuance of said warrant. Petitioners John Reely, Nancy Reely and W. C. L. believe that said Judgment is illegal as against them for the above reasons and because they were not subsequently notified that Judgment would be rendered against them until they showed cause why it should not. Your petitioners pray your Honorships to Grant them writs of Certiorari & Supersedeas calling said Cause into the Circuit Court of Owen County and in the mean time suspending all further proceedings upon said Judgment that the same be re-examined in said Court and law and Justice administered. This is the first and only application for an injunction or Supersedeas in this Cause.

Nancy Reely
John Reely
W. C. L. Armstrong
By James Reely agent

State of Tennessee
Owen County
Personally appeared before me Clerk
to Capps and acting Justice of the peace for said

James H. Reely the agent for the petitioners in the foregoing petition and made oath that the facts stated as from the knowledge of Petitioners he believes to be true and those facts as stated by them from information he believes are true. J. H. Reely
Sworn to before me this 8th day of February 1840.

Doak H. Capps J.P.

Patrick Pool J.P.

To the Clerk of the Circuit Court of Owen County Tennessee
Your writs of Certiorari and Supersedeas according to the prayer of the foregoing petition upon his giving bond and Security as the law directs Sworn under our hands and seals this 8th day of February 1840.

Doak H. Capps J.P.
Patrick Pool J.P.

(Endorsed) Filed in my office 8th Feb. 1840.

James Marshall clk

Bond

Know all men by these presents that the John Reely, Nancy Reely and W. C. L. Armstrong and Thomas Reels and J. S. Sewell are held and firmly bound unto Carr Poytts in the sum of Five hundred dollars which payment well and truly to be made and done we bind ourselves and heirs executors and Administrators jointly and severally firmly by these presents sealed with our Seals and dated this 8th day of Feb. 1840. The condition of the above Obligation is such that whereas the above bound John Reely, Nancy Reely and W. C. L. Armstrong hath this day prayed for and obtained writs of Certiorari and Supersedeas to remove a Judgment which the above named Carr Poytts recovered against them before Gabriel Reels Esquire for the sum of \$12.50. besides costs of suit into the Circuit Court of Owen County Tennessee the said John Reely, Nancy Reely & W. C. L. Armstrong shall well and truly prosecute this said writ of Certiorari in its effect as in Case they fail therein that they pay and satisfy the Judgment and whatever costs may be adjudged against them therein by said Court then the above Obligation to be void else remains in full force and Virtue.

J. H. Reely kin
agent for Capps.

Thos. Butler head

J. S. Sewell head

By J. Marshall att in fact

Certiorari

State of Tennessee

To Gabriel Reels Esquire Greeting
Whereas it was returned by you in rendering Judgment in the suit Carr Poytts against Nancy Reely, John Reely and W. C. L. Armstrong that the said plaintiff should recover a Judgment for \$12.50 against the said

Defendant and we being informed upon the petition of the defendant that manifest error hath intervened in the rendition of said Judgment and we being willing that the Error aforesaid shall be corrected have removed said writ into our Circuit Court for Eastern County etc. Therefore hereby Command you that you return all the papers relative to said writ together with this writ to our next Circuit Court to be held at the Court house in Swainsboro on the 4th Monday in February next so that said Court may take such steps in said writ as may be necessary for the correction of the Error aforesaid Herein fail not hence that there this writ holdeth James Maxwell Clerk of said Court at Office the 4th Monday in October 1839.

James Maxwell clk.

Endorsements - Apr 10th July 1840

The within writ changed February 19th 1840

Order of Grand February Term 1840

On motion of the plaintiffs attorney the defendants Petition in this Cause is Dismissed. It is therefore considered by the Court that the plaintiff recover against the defendants the Costs herein expended -

James Harrison Administrator of James Owens

Ex parte -

Petition to Sell Slaves.

Petition

State of Tennessee

To the Honorable Judge of the Circuit Court sitting at Swainsboro

Sheweth said State -

The petition of James Harrison Sheweth that James Owens deposited this life estate in the County of Owsen that Administration upon his State was granted to petitioner by the County Court of Owsen This Estate is not much indebted and can be paid out of the debts and the Estate there are four negroes belonging to the estate to wit Charles Healy Cady Casper and a small Boy named Charles. Petitioner is very desirous to settle all the matters of the estate he states that said Slaves cannot be divided among the distributives without sale there are four law distributives the premises considered may please your honor to grant that said Slaves be decreed to be sold and such other and further thing as is the premises would be right

James Harrison

Sworn to in open Court

the 29th Oct. 1839

James Maxwell clk.

Order of Grand October Term 1839

As it remanded that on the 29th day of October 1839 this Cause came on to be heard before the Honorable Brounfield L. Ridley Judge presiding upon the petition ex parte Sworn to by petitioner from which it appeared to the Court that James Owens died seized and possessed of five negroes to wit Charles Healy Cady Casper and a small Boy named Charles and that the same are not susceptible of equal division amongst the heirs and distributives of the estate of the said James Owens without sale whereupon the Honorable Court thinks fit and accordingly does order adjudged and decreed that it be referred to the Clerk and Master of this Court to report whether said negroes are susceptible of equal division amongst the heirs and distributives of said Estate without sale and whether it is manifestly to their interest to sell the Slaves and that he return his report together with the fees to morrow morning and all other matters and reserves until the coming in of said report.

As it remanded that on the 3rd day of the Term this Cause came on for hearing before the Honorable Brounfield L. Ridley Judge presiding upon petition order of reference and the report of the Clerk and Master unexcepted to from which it appeared that the negroes mentioned in the interpleading decreed cannot be divided among the distributives without sale and that it would be manifestly for their interest that they should be sold and the money divided among them. It is therefore ordered adjudged and decreed that the Clerk and Master proceed to sell said Slaves upon a credit of twelve months taking bond and undoubted security except the sum of fifty dollars which he is required to raise in cash out of the sale of said negroes to be applied to the payment of the costs and expenses of the proceeding first advertising the time and place of sale 20 days at three of the most public places in Owsen County and that he report the same to next Court and all other matters are reserved till the coming in of said report.

Decree at February Term 1840

As it remanded that on the 5th day of the Term this Cause came on for hearing before the Honorable Abraham Caruthers Judge presiding upon the report of the Clerk and Master unexcepted to from which it appeared that on the 3rd day of Decr 1839 having first advertised the time and place of sale for the space of twenty days as directed in the interpleading Decree did proceed to sell the Slaves therein mentioned to the highest bidder at the Court house door and that William Mayfield became the purchaser of the negro man named Charles for the sum of four hundred and

Shewed dollar and fifty cents and that Thosmt M Ann Strong became the purchaser of the negro Girl Katy for the sum of Seven hundred and one dollars and James M Offord became the purchaser of the negro Boy Cepher for the sum of Seven hundred and Twenty two dollars and Joseph Barnes became the purchaser of the negro boy Charles for the sum of Seven hundred and fifty three dollars and John Mayfield became the purchaser of the negro Girl Edy for the sum of Seven hundred and fifty nine dollars and fifty cents and that all of said purchasers have given notes with undoubted Security for the sum paid by them. It is therefore ordered adjudged and decreed by the Court that said report be in all things confirmed and that the bill to said negroes be divested out of the heirs and distributees of James Dennis deceased and vested specially in said purchasers and it is further adjudged and decreed that the Clerk and Master be allowed for his services the sum of \$30. And that Abram Cutshaw the Solicitor in this case be allowed for his services the sum of \$30. and that said allowances and the costs of this proceeding be paid out of the proceeds of said negroes and that the Clerk and Master hand over the notes to James Harrison the petitioner and take his receipt therefor retaining the expenses and costs as aforesaid.

Penny Dennis

Petitioner for Decree

James M. Harrison Administrator of James Dennis deceased
Zachariah Eldridge and his wife Polly John M Dennis
James Dennis Leba J Dennis James B Dennis
Bancro Charles Catharine J Dennis George M B Dennis
Andrew J B Dennis Thomas J M Dennis Daniel P
Dennis Sarah J Dennis and William Dennis heirs at
law of James Dennis deceased.

Petition

State of Tennessee
To the Judge of the Circuit Court holding in Livingston
in said State - The petition of Penny Dennis widow of
James Dennis deceased Sheweth to your Honor that her
husband James Dennis departed this life in the County
of Overton, Intestate, Seized and possessed of between five
and six hundred acres of land all in one body situated
in said County. Petitioner states that James Harrison is
the Administrator upon the estate and that the following
are the heirs at law of the said James Dennis to wit
Zachariah Eldridge and his wife Polly John M Dennis

Leba Dennis Leba J Dennis James B Dennis Bancro Charles
Catharine J Dennis George M Dennis Andrew J B Dennis Thomas
J M Dennis Daniel P Dennis Sarah J Dennis and William
Dennis. Petitioner states that the said Eldridge married Polly
Dennis the daughter of the said James Dennis that the
said William Dennis sold all his interest in the Estate of the
said James Dennis to John Taylor that all of the said parties
above named are Citizens of said County Tennessee that the
said - all the children and heirs at law of the said James
Dennis above named are minors except Zachariah Eldridge
and his wife Polly John Dennis and the said William Dennis
who has sold his interest in the Estate to the said John
Taylor and that they have no regular Guardian The premises
considered petitioner prays a writ of Decree to the end that
she may be endowed with and third part of said land and
such other and further relief as in the premises she may be
entitled to and as is duty bound she will ever pray.

J. C. Cutshaw

I acknowledge the Service of notice in the case self to in
the within petition and agree that the Court shall now proceed
to decree in the case and award a writ of Decree to Penny
Dennis the petitioner 31st Oct. 1837 James Maxwell

Guardian Ad Litem

Answered

The Special Answer of James Harrison to the petition of
Penny Dennis filed in the Circuit Court of Carroll County
against the respondent and others. The respondent swears and
recurring the usual exceptions to his answer to said Petition
answers and says that he is the Administrator upon the Estate
of the said James Dennis deceased as charged in the petition
petition that he is willing that should be attached to him as far as
for his two petitions he claims he is entitled to decree and will in
no way resist his application for the same James Harrison
swears to before me in open Court 30th Oct. 1837
James Maxwell, &c

Verdict at October Term 1837

As it remonstrated that on this the 5th day of the same this Court
came and for hearing before the Hon. able Springfield & Pulley
Judge presiding upon petition and it appearing to the Court
that James Dennis departed this life intestate in the County
of Overton that the petitioner is his widow and that said Dennis
did seized and possessed of between five and six hundred
acres of land situated in said County and that James Har-
rison has been duly appointed Administrator upon the
estate of said Dennis and that the other defendants are
the heirs at law of said Dennis or are jointly interested
with them in said land by themselves or Guardian Ad Litem

And it appearing that they have all appeared and answered
or waived any other or further notice of this proceeding and
agree that the Court shall now proceed to decree in the premises.
The Court therefore thought fit to order adjudge and decree
and do so accordingly decree that a writ of Dower be awarded
the petitioner directed to the Sheriff of Quarter County Command-
ing him to summon five freeholders unconnected with the
parties and that they go upon the premises and endorse this petition
on with one third part of said land and that they put her in
possession thereof.

Decree at February Term 1840.

As it is remembered that on this day being the 25th day of February
1840 being the 2nd day of the Term The Sheriff returned into
Court the following report to wit. The undersigned being uncom-
municated with the parties either by affinity or consanguinity
and entirely disinterested having been summoned and duly
sworn by the Sheriff of Quarter County as a Jury to allot
and set off to James Dennis his Dower out of the real
estate of James Dennis his deceased husband after having
duly considered and fully understood the whole matter do
hereby assign to the said James Dennis for his Dower
the following described land with the erections and Improv-
ements thereon to wit. A Tract of land in the County of
Quarter on the States of Ashburns Creek containing one hundred
and seventy two acres and one half and bounded as follows
beginning at a white oak and poplar corner to a fifty acre
tract conveyed to said James Dennis by George W. Harris and
running with a line of said tract North 45° East 48 poles
to two Dogwoods Thence north 53° West 74 poles to a poplar
tree near a cave spring Thence North 80° West 8 poles to an
elm and white oak Thence North 28° East 18 poles to a single
hickory and hosi-briano Thence north 7° East 54 poles to a
poplar Thence North 69° West 36 poles to a hickory near the Road
leading from Ashburns Creek to morrow Thence South 33° West
24 poles to a gum and Dogwood corner to a tract of 100 acres
conveyed to said James Dennis by John Dennis Thence with
the lines of said tract West 103 poles to a stake Thence South
24° East 112 poles to a small oak Thence South 60° East 70
poles to a small oak Thence South 35° East 20 poles to a
small hickory Thence South 15° West 26 poles to a black
oak Thence South 41° East 43 poles to a white oak Thence north
62° East 60 poles to a dogwood and the West side of said Road
is a line of the before mentioned 50 acre lot set conveyed
by said Dennis Thence with said line South 28° East 37
poles to the beginning as laid down in the annexed plat
which is an approved plat and third of the real estate
of the said James Dennis deceased. Given under our

hands and seals this 28th day of January 1840. Josiah Stewart (Clerk)
William Sedwell (Clerk)
John W. Miller (Clerk)
Lewis Glover (Clerk)
James W. Miller (Clerk)

The Jury was 3 days in attesting the Dower offered James
W. Miller made the Dower. At Beckley A. J.
upon this writ of Dower is the following Endorsement to wit.
I executed the within writ by summoning John W. Miller
William Sedwell Josiah Stewart Lewis Glover and James
W. Miller who executed the writ on the 27th and 28th day of
January as the law directs the Dower was freehold and
was Dower.

At Beckley A. J. J. Beckley A. J.
J. Beckley A. J. J. Beckley A. J.
which report being unexcused to is by the Court in all things
affirmed. Whereupon it is ordered adjudge and decreed that
the title to the one hundred and seventy two acres and half acres
of land to be allotted and assigned to the said James Dennis
by the Jury and Sheriff as presented to be set in the said James
Dennis for and during his natural life and if further
adjudged and decreed by the Court that the defendants recover
against said James Dennis the costs that said James Dennis
incurred and the Jury are allowed two dollars each and
the Jurymen two dollars and fifty cents.

Henry D. Riddle } In Case
William Morris and Robert H. Johnson
vs
James Dennis

State of Tennessee
To the Sheriff of Quarter County Greeting
You are hereby commanded to summon William Morris
Robert H. Johnson to appear before the honorable Court at
the Court house in Livingston on the 4th Monday of February
next there and there to answer Henry D. Riddle of a claim of
Trespass on the Case to his damages and hundred and fifty
dollars Morris said not have them there the 4th Monday James
Maxwell Clerk of said Court at office the 3rd Monday of
October A. D. 1836. James Maxwell Clerk
He acknowledges himself indebted to the defendants in the
above suit in the sum of five hundred dollars to be paid
on condition that the plaintiff prosecute an action of Trespass
on the Case this day commenced by him in the County
Court of Quarter County with effect as in Case he paid the sum
that he pay and satisfy all costs and damages that may be adjudged
against him thereon Given under my hand and seal this 28th day
of January 1837.
Henry D. Riddle (Clerk)
J. Beckley A. J. J. Beckley A. J.
James W. Miller (Clerk)

Enclosures

Spured 3rd January 1837. James Maxwell Clerk
 Came to hand the same day Spured Entered an Affidavit
 Morris 21st of January 1837 and Robert Ketchum and from
 L. Callahan Ship

Alia Summons

State of Tennessee

To the Sheriff of Chautau County greeting
You are hereby commanded to summon as afore said
to now now William Davis and Robert Hetchum to appear
before the Honorable Circuit Court at the Court house in
Livingston on the fourth Monday of June next then and
there to answer Henry D Bellis, of a plea of a Trespass
on the case to his damage and hundred and fifty dollars
Heirs said but have then there the said William James
allanwell Clerk of said Court at office the 4th Monday of
February AD 1837. James Maxwell, etc

Endorsements

Spd. 11th March 1837. The Willing has been executed
on William Morris as appears from the Sheriff's return
came to hand the third. Same, Maxwell, Clerk
day of April 1837. Executed on William Morris
and Robert. He has not found in my County
S. Callaghan Esq.

Order of Record - July Term 1840

It appearing, that two Deeds has Intervened, at which
no Steps was taken in this Cause It is therefore Considered
by the Court that this Suit ~~be~~ discontinued and that
the Plaintiff pay the Costs of Suit herein expended

John M. Alexander assignee of Nathaniel Goodrich Rec^d
 Pleasant L. Watthall Sec^y Lm. Debt

Signatures

State of Tennessee

To the Sheriff of Overton County Greeting. You are
hereby commanded to Summon Pleasant T. Mattheall
to appear before the Honorable Circuit Court at the Court house
in Lexington on the 4th Monday in October next there and
there to answer John M. Alexander Officer of Newcastle
Haddock No. of a writ of Sub. of \$5. 35. which to him he
Owes and from him unjustly detains to his damage of \$200. herein
paid not have there there this 4th of the month of June
1859. James Mandel Clerk of said Court at Office the 4th Monday of June
1859. James Mandel Clerk

I acknowledge myself to owe and stand indebted to P. T. Whitall in the sum of five hundred dollars to the Order
Our Condition that He Goodrich Receives as a house

Didt with effect this day commenced by Against the said Whallall
 in the Circuit Court of Christian County as in case they fail therein
 that they pay all costs that may be adjudged against them therein
 by said Court Given under my hand and Seal this 31st day of
 August 1839. *A. C. Williams*

Endorsements

1st 21st August 1839. Came to hand 31st August 1839. Executed
3rd day of September 1839. W. P. Goodbar & Son

Note

\$538.⁵⁵ No Philad. August 8th 1836.
Six months after date I promise to pay to the order of Harshill
Knoblock No Five hundred thirty eight Dollars ⁵⁵/₁₀₀ without
defalcation for Value Received D. J. Knottall

Enclosures, Pay to John M. Alexander for Keaselline Roadwork Dec
Recd. Dec. 1st 1838 One hundred & forty two 5/100 dollars C. S. M.

Declaration

State of Tennessee

Quartown County Oct Term 1839.

Solus 10. Alexander a partner of Reasellins
Headstock the by attorney Complaint of Pleasant T. Chittenden
Summoned to answer him of a bill of \$538.⁷⁵ The
which to him he owes and from him unjustly detains to his
damage He shew that at Philadelphia in the County of Pennsylvania
on the 8th August 1836 the defendant by his promissory note of that
date signed by him now here shew to the Court promised to pay
within the date of said note to pay Reasellins Headstock
the an aid of \$538.⁷⁵ without deduction per Value Recd. and
afterwards on the day of the said Reasellins Headstock
transferred said note to the plaintiff which assignment is here
shown to the Court now the plaintiff avers that the defendant
though often requested did not pay said sum of money
six months after the date of said note but to pay the same on
any part thereof the said defendant has wholly failed and neglected
and still fails and refuses to the plaintiff's damage \$500
Therefore he Sues A. Chittenden att'd

Имя

And the diff. comes and defends the wrong and injury when
He and his fellow says a chi now because he says he has
well and truly paid the debt in the flesh. Declaration now
toward and of this puts himself upon the country

Order of Records February Term 1840

This day came the parties by their attorneys and there came also a Jury of good and lawful men to wit John McMillen Benjamin Wallace Isaac Riley Thompson D. Grace Thomas

Wm. Donald Robert M. Goodpasture Franklin Ashkin Thomas C. White John A. Reynolds Abraham Hayter William Basswell and Hardin P. Ogleby who being elected true and sworn the truth to speak upon the Oath I now found upon their Oath do say that they find the Oath for the plaintiffs for the sum of Four hundred and thirty dollars and sixty five cents, and do assess the plaintiffs damages occasioned by the detention of his debt to twenty seven dollars and twenty seven cents. It is therefore considered by the Court that the plaintiffs recover against the defendant the sum of four hundred and thirty dollars and sixty five cents. The balance of the debt is the plaintiffs Declaration mentioned together with his damages assessed and also the costs herein expended.

Timothy H. Bryson John Rodman and Isaac B. Keylin
Pleasant S. Blatthall 3 In Debt

Summons

State of Tennessee

I, the Sheriff of Carter County, Georgia, do hereby command to summon Pleasant S. Blatthall to appear before the Honorable Circuit Court at the Court house in Lexington on the 10th Monday in October next there and there to answer Timothy H. Bryson John Rodman Isaac B. Keylin of a filed of Debt of \$402.40 which to them he owes and from them unjustly detains to their damages of \$200. Keylin said not have that time that said Blatthall, James Manwell Clerk of said Court at Office the 10th Monday of June A.D. 1837. James Manwell Clk. I acknowledge myself to owe and stand indebted to P. S. Blatthall in the sum of two hundred and fifty dollars to be paid and conditions that Timothy H. Bryson & others first and action of Debt with effect as in case said therein that they pay all costs and damages that may be adjudged against them therein by said Court given under my hand and seal this 3rd day of August 1839. A. Gullows Clk.

Order of Court

Spd. 3rd August 1839 - Cause to heard 3rd August 1839
Presented 3rd day of September 1839 W. P. Goodbar Doff

State

\$402.40 Philad. 11 Aug. 1836.

Two months after date I promise to pay to the order of

Bryan Rodman & Keylin Eight hundred & two dollars ⁴⁰/₁₀₀ without deduction for Value received P. S. Blatthall

Declaration

State of Tennessee

Carter County 3 Oct. Term 1839

Timothy H. Bryson John Rodman and Isaac B. Keylin by attorney Counselors of Pleasant S. Blatthall summoned to answer them of a filed of Debt of \$402.40 which to them he owes and from them unjustly detains to their damages of \$200. That on the 11th August 1836 at Philadelphia in the County of Carter aforesaid the defendant by description of P. S. Blatthall by his promissory note of that date had shown up the Court promised promissory two months after the date thereof to pay the plaintiffs merchants trading under the name and title of Bryan Rodman and Keylin \$402.40 without deduction for Value received now the plaintiffs aver that the defendant did not pay them said sum of money two months after the date of said note but to pay the sum on any first thereof though often requested the defendant has hitherto wholly failed and refused and still fails and refuses to the plaintiffs damages of \$200. Therefore they sue A. Gullows Clk.

Plea

And the said Court & Defends the wrong and injury when he and for said says so he now because he says he has well and truly paid the Debt in the 3rd Declaration mentioned and of this puts himself upon the Country Robert Goodbar Doff

Order of Record February Term 1839

This day came the parties by their attorney and there came also a Jury of good and lawful men to wit John C. Miller Benjamin Blatthall Isaac Riley Thompson & Grace Thomas H. W. Donald Robert M. Goodpasture Franklin Ashkin Thomas C. White John A. Reynolds Abraham Hayter William Basswell and Hardin P. Ogleby who being elected true and sworn the truth to speak upon the Oath I now found upon their Oath do say that they find the Oath for the plaintiffs and do assess the plaintiffs damages occasioned by the detention of their debt to one hundred and forty five dollars and seventy eight cents besides costs of suit. It is therefore considered by the Court that the plaintiffs recover against the defendant the sum of Eight hundred and two dollars and fourteen cents together with their damages aforesaid in form aforesaid assessed and also the costs herein expended.

Ray, Thomas No 3

In Debt

John Lewis Alfred C Lewis & Thomas Butler

Summons

State of Tennessee

To the Sheriff of Davidson County, Tennessee, you are hereby commanded to summon John Lewis Alfred C Lewis and Thomas Butler to appear before the Honorable Circuit Court at the Court house in Livingston on the 4th Monday of October next then and there to answer Ray, Thomas No 3 of a plea of Debt that they render unto the said Lewis hundred dollars which to them they owe and from them unjustly detained to their damage of 200 dollars. Return fail not have this then this Court Clerk James Maxwell Clerk of said Court at 10 o'clock the 4th Monday of February 1839.

James Maxwell, Ck.

I acknowledge myself to owe and stand indebted to John Lewis Alfred C Lewis and Thomas Butler in the sum of two hundred dollars to be paid on condition that Ray, Thomas No 3 presents an action of Debt with effect this day commenced by them in the Circuit Court of Davidson County against the said defendants and in case they fail therein that they pay all costs and damages that may be adjudged against them therein by said Court. Given under my hand and seal the 24th day of June 1839.

W. B. Richardson Esq.

Endorsements

Spaid 22nd June 1839 - Given to hand 22nd June 1839
Executed this 25th June 1839 in field N. B. Goodpastor Esq.

Pled

2500.00 Livingston September 28th 1838.

Five months after date I promise to pay to the Order of Alfred C Lewis Two hundred dollars for Value Received payable at the Bank of Tennessee. John Lewis

Endorsement

Pay to Ray, Thomas No 3. Alfred C Lewis. Thomas Butler
Lunas Will 35
Lunas Will 30

Declaration

State of Tennessee

Davidson County Circuit Court October Term 1839.

Ray, Thomas No 3 by attorney Complains of John Lewis Alfred C Lewis and Thomas Butler who are in Court by summons of a plea of Debt that they render unto said plaintiffs Two hundred dollars which to them they owe and from them unjustly detained - Swears that heretofore to wit on the 28th day of September 1838 at Livingston in the County aforesaid the said John Lewis

by his certain writing obligatory sealed with his seal and now shown to the Court here the date whereof is the day and year aforesaid bound himself and furnished his mouth after the date thereof to pay the order of Alfred C Lewis five hundred dollars at the Bank of Tennessee for Value received and then and there delivered the same to the said Alfred C Lewis and afterwards to wit on the day and year aforesaid the said Alfred C Lewis and the said Thomas Butler in the County aforesaid by their instrument duly signed by them upon said writing obligatory assigned and indorsed the same to the said plaintiffs and the plaintiffs aver that afterwards to wit on Saturday the 30th day of March 1839 the day on which said note became payable the same was duly presented at the said Bank for payment but neither the said John Lewis or any one else for him did as would then and there pay the same and so the said writing obligatory was thus and there finished for non payment of all which the said defendants then and there had due notice. By means whereof and by force of the Statute in said case made and provided an action hath accrued to the plaintiffs to demand and have of and from the said defendants the sum of money said writing obligatory specified according to the tenor and effect thereof yet the said defendants although often regarded so to do have not as yet paid to the plaintiffs the said sum of money in said writing obligatory specified as any part thereof but to pay the same in any part thereof they the said defendants have hitherto wholly neglected failed and refused and still do refuse so to do wherefore the plaintiffs swear that by reason of the non payment of said sum of money called for in said writing obligatory and by reason also of the expenses incurred in getting said writing obligatory paid as aforesaid they have sustained damage to the amount of \$300 and therefore they sue N. B. Richardson attorney for plaintiffs.

Pled

And the defendants say they have paid the debt mentioned in the plaintiffs Declaration and that they are ready to verify
A. Bullard

Replication and Issue N. B. Richardson attorney for plaintiffs

Order of the Court - 11th day June 1840

This day came the parties by their attorneys and there came also a Jury of good and lawful men to wit John McMillen Benjamin Walker Isaac Riley Thomas Lewis R Grace Thomas Will Combs Robert M. Goodpastor Franklin Ashkin Thomas C Webb John A Reynolds Abraham Boyles William Caswell and Hardin P. Oglesby who being elected

thine thine this writ return James Maxwell, clerk of said Court at office the 10th Monday of June 1839.

James Maxwell clk.

I acknowledge myself security for the prosecution of this writ 14th August 1839.

A. Cullen Esq.

Endorsement

14th August 1839. Come to hand 17th August 1839.

Executed 3rd day of September 1839.

W. P. Goodhue Esq.

Recd

1839. Philad. August 17th 1839.

See receipt after date I promise to pay the order of Messrs. Lloyd & Abbott two hundred and eighty seven dollars without deduction for Value Received

P. S. Bluthall

Declaration

State of Tennessee

Carroll County

Oct Term 1839.

Richard A. Woods and James Abbott by attorney complains of Pleasant S. Bluthall summons to answer them up a plea of Debt of \$287.⁴⁹ For which to them he owes and from them unjustly detains to their damage. He, for that on the 17th August 1839, at Philadelphia in the County of Carroll aforesaid the said defendant by description of P. S. Bluthall by his promissory note of that date now here shown to the Court promised and covenanted after the date of said note to pay the plaintiff's merchants trading under the name and style of Messrs. Lloyd and Abbott \$287.⁴⁹ For for Value Recd. Now the plaintiff says that the defendant did not pay this said sum of money this month after the date of said note but to pay the same as any part thereof the said defendant has withheld wholly failed and refused and still fails and refuses though often requested to the plaintiff's damage and by said dollars and therefore they sue.

Sheweth also.

Plad - And the said by attorney comes and defends the wrong and injury which he and for plus says the plaintiff's said value ought not to have because he says he has well and truly paid the debt in the plaintiff's declaration mentioned and of this the said Bluthall swears the County Nelson Goodhue for Oath.

Order of the Court July Term 1840

This day came the parties by their attorneys and there came also a jury of good and lawful men to wit: John McNeill, Benjamin White, Isaac Kelly, Thomas B. Cray, Thomas B. McWhorter, Robert W. Goodpastor, Franklin A. Adams, Thomas B. White, John A.

Negros Abrahams Bayles, Williams, Caswell and Harding Plesley who being elected tried and sworn the truth to speak upon the Oath found upon their Oath to say that they find the issue for the plaintiff and do assess the plaintiff's damage, sustained by the detention of this debt to fifty and dollars and seventy five cents besides costs of suit &c. therefore considered by the Court that the plaintiff recover against the defendant the sum of two hundred and eighty seven dollars and fifty and cents the debt in the plaintiff's declaration mentioned together with their damages aforesaid in form aforesaid assessed and also the costs herein expended.

Pleasant W. Armstrong

In Covenant

Alfred C. Sevier

State of Tennessee

In the Sheriff of Carroll County Telling - Summons Alfred C. Sevier to appear before the Honorable Court and Judge at the Court house in Livingston in said State on the fourth Monday of October next thousand three hundred and thirty nine of a plea of Covenant broken to his damage twenty seven hundred dollars have given him then this writ which James Maxwell clerk of said Court at office the 10th Monday of June 1839.

I acknowledge myself security for the above said in the sum of \$250. brought by Pleasant W. Armstrong in Covenant against Alfred C. Sevier in the Court and for Carroll County to his Oath and conclusion he prosecutes the same with effect as in case he fails that he pays all costs which may be had and paid the 16th Sept. 1839.

Endorsement

Sept 16th Sept. 1839.

Executed 17th Sept. 1839.

Thos. R. Harris Esq.

Declaration

State of Tennessee

Carroll County

October Term 1839.

Pleasant W. Armstrong complains of Alfred C. Sevier summons to answer him of a plea of Covenant broken to his damage. For that on the 9th day of January 1839 in the County of Carroll aforesaid the said defendant by description of A. C. Sevier by his Covenant of that date signed and sealed by him and now here shown to the Court for the consideration of two thousand dollars to him in hand paid by the plaintiff to the defendant Benjamin Solo, Alvin and George into the plaintiff three negroes slaves to wit: Thomas a boy about fourteen years, old, white a boy about fifteen years a girl about thirteen years old and the said defendant for himself and his heirs covenanted with the

plaintiff his heirs and assigns that the title to said three negroes now superior to all other titles and that they the said negroes now free from all encumbrances and that they were sound and healthy sensible and slaves for life and that he said defendant would warrant and defend the title of said negroes to the plaintiff his heirs and assigns against the claim of all persons whatever. Now the plaintiff avers that the defendant hath not kept and performed his said Covenant to wade and entered into as aforesaid but hath broken the same in this to wit in the County aforesaid that he did not deliver said three negroes to the plaintiff to wit he did not deliver the said Girl Francis to the plaintiff nor was the said defendant's title to said negro Girl Francis superior to all other titles but the same was defective in this that an action of Detinue had been brought against said defendant by Elizabeth Lewis and Lewis for the recovery of said Girl Francis in which action the said Elizabeth Lewis Lewis recovered said Girl of and from the defendant so that the plaintiff avers that the title of the defendant was not superior to all other titles. And in assigning a further breach of said Covenant the said plaintiff avers that the said negro boy (below) was not sound and sensible but on the contrary thereof at the time of making of said Covenant (aforesaid) was labouring under a disease commonly called fits and also had little or no use of his brain and hand which was occasioned by some permanent disease or malformation by reason whereof the said boy was rendered of little or no value so the plaintiff avers that the defendant to his said defendant performs his said Covenant according to the true intent meaning force and effect thereof though often requested has refused wholly failed and refused and still fails and refuses to the plaintiff's damage \$225.00. therefore he sues.

A. Levens Attorney

Plaw

And the said defendant by Attorney Comes and for first says he has well and truly kept and performed his said Covenant in the plaintiff's declaration and of this he puts himself upon the country. (Below) Woodall for Deft. And the plaintiff likewise. A. Levens att.

Order of Return Helwaney Term 1839

For reasons shew'd to the Court in the affidavit of the plaintiff an Attachment is awarded against the body of Samy Newwood a witness in the said.

This day came the parties in person and the plaintiff

disrupted his suit and says he intends no further to prosecute the same and the defendant assigns the payment of the cost. It is therefore considered by the Court that the plaintiff recover against the defendant the cost so assigned as aforesaid.

The Bank of Tennessee

vs

Joseph Gore and Benjamin J. Bledsoe

State of Tennessee

To the Sheriff of Overton County Greeting. You are hereby commanded to summon Joseph Gore and Benjamin J. Bledsoe to appear before the Honourable Circuit Court at the Court house in Livingston on the fourth Monday in June next then and there to answer the Bank of Tennessee of a plea that they render unto them two hundred dollars which to him they owe and from him unjustly detain to his damage \$200. Return fail not how then shew this debt, which James Maxwell Clerk of said Court at Office the fourth Monday of February 1839.

James Maxwell Clerk

I acknowledge myself to owe and stand indebted to Joseph Gore & Benjamin J. Bledsoe in the sum of two hundred dollars to be paid on Condition that the Bank of Tennessee prosecute an action of Debt for \$200. with effect this day commenced by her in the Circuit Court of Overton County against the said Gore and Bledsoe. As in case this said debt that she satisfy and pay all costs and damages that may be adjudged against her then and there under my hand and seal this 13th day of June. 1839.

C. H. Kuhlman Clerk

Endorsements

Spd. 15th June 1839. Came to hand 18th June 1839. Executed as Benjamin J. Bledsoe 17th June 1839. Joseph Gore and the 20th June 1839. W. L. Goddard & Shipp.

Alias Summons

State of Tennessee

To the Sheriff of Overton County Greeting. You are hereby commanded as heretofore to summon Joseph Gore to appear before the Honourable Circuit Court to be held for the County of Overton at the Court house in Livingston on the 4th Monday of Oct^r next then and there to answer the Bank of Tennessee of a plea that they render unto him five hundred dollars which to him they owe and from him unjustly detain to his damage \$100. Return fail not how then shew this debt which James Maxwell Clerk of said Court at Office the 4th Monday of June 1839.

James Maxwell Clerk

Endorsements

Spd. 3rd July 1839. Came to hand 5th July 1839.

I acknowledge myself to owe and stand indebted to Messrs Huddellston & others in the sum of Three hundred dollars to be void and Conditions that the Bank of Tennessee presents an action of Debt with effect this day commenced in the Circuit Court of Carter County by and against the said Huddellston & al. as in case show forth therein that the said party and pay all costs and damages that may be adjudged against her therein given under my hand and seal this 10th day of Sept. 1839.

Wm. McClain

Endorsement

Given 10th Sept. 1839. Came to hand this the 10th Sept. 1839.
Consented in full 16th Oct. 1839. T. H. Harris

Note

350. Dated Aug. 8th 1839.

Six months after date I promise to pay John Mongold or order at the Bank of Tennessee at Nashville Three hundred and fifty dollars Value Received

Wm. Huddellston
Monroe

Endorsed
John Mongold Monroe
Gives T. Huddellston Monroe

B. I. Blodgett

Declaration

State of Tennessee

Carter County } Circuit Court October Term 1839

The President and directors of the Bank of Tennessee by their attorney complainant Wm. Huddellston & others Mongold vs. T. Huddellston and Benjamin I. Blodgett who are in Court by summonses of a plea that they render unto them the sum of Three hundred and fifty dollars which to them they owe and from them unjustly detained. And this that heretofore to wit on the 8th day of January 1839 at Livingston in the County aforesaid the said Wm. Huddellston by his certain promissory note of that date bound himself and promised six months after the date of said promissory note to pay to the said John Mongold or order at the Bank of Tennessee at Nashville the said sum of Three hundred and fifty dollars and the said John Mongold then and there issued said promissory note to the said Wm. Huddellston and the said Wm. Huddellston then and there issued said promissory note to the said Benjamin I. Blodgett and the said Benjamin I. Blodgett then and there issued said promissory note to the plaintiffs. Which said promissory note and said Endorsement and here to the Court shown and the plaintiffs aver that on the 11th of July 1839 the day on which said note became due and pay all the same

was duly presented at said Bank for payment and payment thereof was duly demanded but neither the said Wm. Huddellston or any and also for him did or would pay the same and to the said promissory note was then and there duly protested for non payment of all which the said defendants then and there had notice by means whereof and by force of the Statute in such case made and provided an action hath accrued to the plaintiffs to demand and have from the defendants the sum of money in said promissory note specified according to the tenor and effect thereof. Yet the said defendants although often requested to do have not as yet paid the plaintiffs the said sum of money in said promissory note specified as any part thereof but to pay the same as any part thereof they the said defendants have hitherto wholly neglected and refused and still neglects and refuses to do wherefore the plaintiffs say that by reason of the non payment of said sum of money called for in said note and by reason also of the expense incurred by said plaintiffs in getting said promissory note protested as aforesaid they have sustained damage to the amount of \$100 dollars and therefore they sue

Stokes & McClain

Plea

And the defendants by attorney come and defend the wrong and injury to and for filed say the plaintiff action now because they say they have not and truly paid the debt in the Declaration mentioned and of this they put themselves upon the Country

Richardson & al. for Defs

And the plaintiffs do the likewise. Stokes & McClain.

Order of Record February Term 1840

This day came the parties by their attorneys and there came also a Jury of good and lawful men to wit John McMillan Benjamin Blackwell Isaac Wiley Thompson R. Bruce Thomas R. L. Donald Robert W. Goodpastor Franklin Adams Thomas C. Webb John A. Reynolds Abraham Mayles William Baswell and Hardin P. Clesby who being elected tried and sworn the truth to speak upon the issue joined upon their oath do say that they find the issue for the plaintiffs damages occasioned by the detention of this debt to fifteen dollars Twelve and a half cents besides costs of suit. It is therefore ordered by the Court that the plaintiffs recover against the defendants the sum of three hundred and fifty dollars the debt in the Declaration mentioned together with their damages aforesaid in favor aforesaid assessed and also the cost herein expended.

George M. Ashburn

Charles M. Allen

Affidavit

Warrant

State of Tennessee

Quenton County

To any lawful officer to execute &c
You are hereby commanded to summon Charles M. Allen to appear before said Justice of the peace in and for said County to answer Washington Ashburn in a plea of Debt and by account under a warrant then under my hand and seal this 16th of August 1839.

Undermined

The within Undermined and let for trial before Mr. Hayles on Saturday next at his same house Alfred Tate Court by consent this cause to be tried in the house of Lewis Henson on the 1st Monday in September next this the 23rd of August 1839 Judgment for C. M. Allen \$6.75
Living Warrant \$1.50 Mr. Brown Attorney \$0.25
Sant. Thephard Attorney \$0.25 Judgment \$0.25
Summoring 6 witnesses \$7.96 1/2
H. P. Oglesby \$7.46 1/2
Mr. Hayles

The plaintiff prays an Appeal to the next Circuit Court to be holden for the County of Quenton at the Court house in the Town of Livingston on the 2nd Monday of October next which is granted accordingly.

Bond

Know all men by these presents that we G. M. Ashburn and William Brown are held and firmly bound to Charles M. Allen his heirs Executors &c in the sum of six dollars and twenty cents well and truly to be paid to the said Allen next to the View of the said George M. Ashburn shall prosecute with effect an appeal by him taken from a Judgment rendered against him for the sum of six dollars including expenses and interest and the further sum of \$3.25 costs accrued thereon in favour of the said Allen before Doak & Claflin Wardens P. Oglesby and William Hayles Throop the Justices for said County to the next Circuit Court as is in the prayer for an appeal. The Petition of this Bond I cannot understand an account of the plaintiff of the Debt. James Maxwell clerk

Order of Record, October Term 1839.

For reasons disclosed to the Court in the Affidavit of Robert Allen, the defendant's agent the trial of this cause is continued until the next Term of this Court upon the payment of the costs of this Term.

It is considered by the Court that the plaintiff recovers against the defendant the costs herein at this Term expended.

February Term 1840

This day came the parties by their attorneys and there came also a Jury of good and lawful men to wit Isaac Swallow John A. Reynolds Isaac H. Bilkenny John Bilkenny Carter Dick Isaac Bilkenny William P. Lewis Daniel A. Richardson Jeremiah H. Crabtree Andrew Jackson Benjamin Carr and Nelson Davis who being duly sworn and sworn well and truly to try the matters in controversy between the parties upon this writ do say that they find for the defendant. It is therefore considered by the Court that the defendant recover thereof with costs and recovers against the plaintiff together with Williams Brown his security for the appeal in this cause the costs herein expended.

George M. Ashburn

Preston Speck

Affidavit

Warrant

State of Tennessee

Quenton County

To any lawful officer to execute &c
You are hereby commanded to summon Preston Speck to appear before said Justice of the peace in and for said County to answer Washington Ashburn in a plea of Debt and by account under a warrant then under my hand and seal this 16th of August 1839.

Undermined

Committed & let for trial before William Hayles Esq. the 23rd of August 1839. & Tate Court
This cause laid over an affidavit to be tried in Livingston on the first Monday in September next this the 23rd of August 1839.
This Warrant being returned for trial on the 2nd day of September 1839 and after examining by Wardens P. Oglesby and Hayles and James Pick also considered that the plaintiff shall recover a Judgment for six dollars and fifty six and a fourth cents Debt and the further sum of Living up Warrant \$1.50 Summoring 4 witnesses \$0.00 to Williams Brown attorney \$0.50 Shepherd & Belsay Lawyers \$0.25 This the above date

James Pick

H. P. Oglesby

The defendant prays an appeal to the next Circuit Court to be holden for Quenton County in the Court house in the Town of Livingston on the 2nd Monday of October next which is granted.

Bond

Know all men by these presents that the Prestons Speck and Charles M. Allred are held and bound to George M. Ashburn in the sum of Six dollars and fifty six p^{ts} cents with and truly to be paid to the S^r George M. Ashburn his heirs executors administrators and assigns but to be void if the said Speck shall prosecute and appeal by him taken from a Judgment which the said Ashburn receives against him for the sum of Six dollars and fifty six p^{ts} cents principle and the further sum of Two dollars and twenty five cents costs of suit therein in favour of George M. Ashburn before Jacob H. Coffey, Richard P. Eglesby and William Bayles Justices in and for said County to the next Circuit Court as is in the prayer for the appeal but if the said Speck shall fail to prosecute said appeal with effect then to pay the said Ashburn the sum of Six dollars and fifty six p^{ts} cents together with all costs that may be adjudged against him in said Court given under our hands and seals this 10th day of September 1839.

Preston Speck
C. M. Allred

Order of Record October Term 1839.

An affidavit of the defendant the trial of this Cause is continued until the next Term of this Court upon the payment of the costs of the Term. It is therefore considered by the Court that the plaintiff recover of the defendant the costs herein expended at this Term.

February Term 1840

This day came the parties together with their attorneys and there came also a Jury of good and lawful men to wit Mark Hopfeland, Smiths Martin, Mathaniel Savage, George C. Wheeler, James Barnett, William Bragg, John D. Surin, Edmund M. Lyers, John M. Dennis, Thomas H. Page and Perkins Lumpkin, who being sworn to give true and lawful verdict and truly to try the matters in controversy between the parties upon their oaths do say that they find for the defendant and so have thereof without day and recover against the plaintiff the costs herein expended.

The State

Commissary R. Daugherty
State of Tennessee

County of Shelby Term of the Circuit Court in the year eighteen hundred and forty.

The grand Jurors for the State of Tennessee elected and sworn to and charged to enquire for the body of the County of Davidson in the State aforesaid upon their oath present that Cornelius R. Daugherty a free man upon the first day of February eighteen hundred and forty with force and arms in the County of Davidson in the State of Tennessee was then and there openly notoriously and publicly drunk in the presence and view of several good citizens of said State and in the face of the County openly notoriously and publicly the common nuisance of the County in contempt of the law of the land and against the peace and dignity of the State.

Whitney Channing Foreman of the Grand Jury
William Donaldson William Rootman John Hamner
Henry Morrison George M. Hill John M. Pined
Baty Phillips Rufus M. Langford Smiths Mallock
Abraham Rootman John L. Lillard George M. Hill

Verdict

State of Tennessee

To the Sheriff of Davidson County Greeting
You are hereby commanded to take the body of Cornelius R. Daugherty and him safely keep so that you have him before the Honorable Circuit Court at the Court house in Livingston on the 10th Monday in June next then and there to answer the State of Tennessee upon a charge of Drunkenness and not have them there this 10th Monday in February 1840.

Sp^d 10th March 1840. Executed the 6th day of June 1840 the defendant being bound by the State.

Bond

That Cornelius R. Daugherty and Thomas Martin acknowledge and swear to and stand indebted to the State of Tennessee in the sum of Two hundred and fifty dollars each to be paid of each respective goods and chattels lands and improvements jointly but to be void and voidable that said R. Daugherty make his personal appearance before the Honorable Circuit Court to be held at the Court house in Livingston on Wednesday after the 10th Monday in June next then and there to answer the said State of Tennessee of Two charges of unlawful Drunkenness and not depart until legally discharged given under our hands and seals this 6th day of June 1840.

C. R. Daugherty
Thomas Martin

Order of the Court June Term 1840

This day came the attorney General as well as the defendant in person and the defendant being charged upon the presentment says he is guilty in manner and form as therein charged. It is therefore considered by the Court that for such his offence he make his fine by the payment of Five dollars and that he pay the costs of this prosecution. Whereupon came John S. Daugherty into open Court and acknowledged himself the defendant's security for the fine and costs aforesaid and agrees that Executions shall issue against his goods and chattels lands and Tenements lawfully with the defendant for the fine and costs aforesaid.

The State

Carrabus N. Daugherty

Presentment for Drunkenness

State of Tennessee

Overton County, February Term of the Circuit Court, in the year Eighteen hundred and forty-

The Grand Jurors for the State of Tennessee, do hereby Enfranchised Sworn and charged to Enquire for the body of the County of Overton in the State aforesaid upon this oath, present that Carrabus N. Daugherty, German upon the first day of January Eighteen hundred and forty with force and arms in the County of Overton in the State of Tennessee was then and there openly, notoriously and publicly drunk to the pursuit and view of several of good Citizens of said State and in the face of the Country openly, notoriously and publicly to the common nuisance of the County in Contempt of the law of the Land and against the peace and dignity of the State.

Witness my hand and the seal of the said Court this 10th day of January 1840.

William Donaldson	William Holman	John M. Pierce
Henry Hinson	George H. Hill	John M. Pierce
Baty Phillips	Rufus M. Langford	Smith Mallock
Shelton Holman	Isaac Sedford	George H. Ray

Copies

State of Tennessee

To the Sheriff of Overton County, Greeting. You are hereby commanded to take the body of Carrabus N. Daugherty, to be found in your County and him safely keep so that you have him before the Circuit Court at the Court house in Livingston on the 10th Monday day after the 10th Monday in June next. There can there be answer the State of Tennessee upon a charge of Drunkenness. Said not have him there this 10th Monday in June next. Clerk of said Court at Office the 10th Monday in February 1840.

James Marshall Clerk

10th March 1840. Executed the 5th day of June 1840

McDonaldson

Order of the Court June Term 1840

This day came the attorney General as well as the defendant in person and the defendant being charged upon the presentment says he is guilty in manner and form as therein charged and for his bad acts himself upon the grace and mercy of the Court. It is therefore considered by the Court that for such his offence he make his fine by the payment of Five dollars and that he pay the costs of this prosecution. Whereupon came John S. Daugherty into open Court and acknowledged himself the defendant's security for the fine and costs aforesaid and agrees that Executions may issue against his goods and chattels lands and Tenements lawfully with the defendant for the collection of the same.

The State

John Mayfield

Presentment for Gaming

State of Tennessee

Overton County, February Term of the Circuit Court in the year Eighteen hundred and forty-

The Grand Jurors for the State of Tennessee, do hereby Enfranchised Sworn and charged to Enquire for the body of the County of Overton in the State aforesaid upon this oath, present that John Mayfield, German upon the first day of January Eighteen hundred and forty with force and arms in the County of Overton in the State of Tennessee did then and there unlawfully gamble by betting upon a certain Game of Hazard and cards called Cards more of the value of Five dollars Bank notes of the value of Five dollars upon the Game aforesaid contrary to the form of the Statute in such case made and provided and against the peace and dignity of the State.

Witness my hand and the seal of the said Court this 10th day of January 1840.

William Donaldson	William Holman	John M. Pierce
Henry Hinson	George H. Hill	John M. Pierce
Baty Phillips	Rufus M. Langford	Smith Mallock
Shelton Holman	Isaac Sedford	George H. Ray

Copies

State of Tennessee

To the Sheriff of Overton County, Greeting. You are hereby commanded to take the body of John Mayfield and him safely keep so that you have him before the Circuit Court at the Court house in Livingston on the 10th Monday day after the 10th Monday in June next.

June next then and there to answer the State of Tennessee upon a charge of unlawful gaming said not have then then this about sitting James Maxwell Clerk of said Court at office the 1st Monday in February 1840

James Maxwell Clerk

Endorsed Spd. 5th March 1840.

Came to hand. Executed appearance bond taken 19th April 1840.

W.D. Goodhue Shff

Bond. Mr John Mayfield and James Maxwell acknowledge ourselves to owe and stand indebted to the State of Tennessee in the sum of Two hundred and fifty dollars each to be levied on respective goods and chattels lands and Tenements jointly but to be void on condition that the said John Mayfield make his personal appearance before the Honorable Circuit Court to be held at the Court house in Livingston on Wednesday after the 1st Monday in June next then and there to answer the said State of Tennessee of a charge of unlawful gaming and not depart until legally discharged given under our hands and seals this day of 1840

John Mayfield and
James Maxwell

Orders of Court. June Term 1840

This day came the Attorney General as well as the defendant in person and the defendant being charged upon the presentment says he is guilty in manner and form as charged and for his trial puts himself upon the grace and mercy of the Court it is therefore considered by the Court that for such his offer he makes his fine by the payment of Five dollars and that he pay the costs of this prosecution. Whereupon Court Stephen Mayfield put upon Court and acknowledged himself the defendant's security for the fine and costs aforesaid and agrees that execution may be had against his goods and chattels lands and Tenements jointly with the defendant for the collection of the same.

The State

Presentment for Gaming

William Mayfield

State of Tennessee

Carlow County

February Term of the Circuit

Court in the year Eighteen hundred and forty. The Grand Jurors for the State of Tennessee Charles Cunningham Second and charged to Eugene for the body of the County of Carlow in the State aforesaid upon their oath present that William B. Mayfield appeared upon the first day of January Eighteen hundred and forty with force and arms in the County of Carlow in

the State of Tennessee did then and there unlawfully gamble by betting upon a certain game of hazard and adding called Poker money of the value of five dollars Bank notes of the value of five dollars and property of the value of five dollars upon the game aforesaid contrary to the form of the Statutes in such cases made and provided and against the peace and dignity of the State. Chatteris Cunningham foreman of the Grand Jury William Donaldson William Coleman John M. Price Henry Hanson George W. Hill Smith Mallock Betsy Phillips Rufus W. Langford George W. Ray John W. Coleman Lipo Loford Silas Mainard

Copies

State of Tennessee

To the Sheriff of Carlow County Feeling you are hereby commanded to take the body of William Mayfield to be found in your County and him safely keep so that you have him before the Honorable Circuit Court at the Court house in Livingston on the first Wednesday after the 1st Monday in June next then and there to answer the State of Tennessee upon a charge of gaming said not have then then this about sitting James Maxwell Clerk of said Court at office the 1st Monday in February 1840. James Maxwell Clerk

Endorsed - Spd. 5th March 1840. Came to hand. 3rd March 1840. Executed appearance bond taken 19th May 1840.

W.D. Goodhue Shff

Bond. Mr W. Mayfield and James M. Henry acknowledge ourselves to owe and stand indebted to the State of Tennessee in the sum of Two hundred and fifty dollars each to be levied on our respective goods and chattels lands and Tenements jointly but to be void on condition that the said W. Mayfield make his personal appearance before the Honorable Circuit Court to be held at the Court house in Livingston on Wednesday after the 1st Monday in June next then and there to answer the said State of Tennessee of a charge of unlawful gaming and not depart until legally discharged given under my and hands and seals this day of 1840

William Mayfield and
James M. Henry

Orders of Court June Term 1840

This day came the Attorney General as well as the defendant in person and the defendant being charged upon the presentment says he is guilty in manner and form as charged and for his trial puts himself upon the grace and mercy of the Court it is therefore considered by the Court that for such his offer he makes his fine by the payment of Five dollars and that he pay the costs of this prosecution. Whereupon Stephen Mayfield put upon Court and acknowledged himself the defendant's security for the

June next then and there to answer the State of Tennessee upon a charge of unlawful gaming said not have then then this about sitting James Maxwell Clerk of said Court at office the 1st Monday in February 1840

James Maxwell Clerk

Endorsed Spd. 5th March 1840.

Came to hand. Executed appearance bond taken 19th April 1840.

W.D. Goodhue Shff

Bond. Mr John Mayfield and James Maxwell acknowledge themselves to owe and stand indebted to the State of Tennessee in the sum of Two hundred and fifty dollars each to be levied on respective goods and chattels lands and Tenements jointly but to be void on condition that the said John Mayfield make his personal appearance before the Honorable Circuit Court to be held at the Court house in Livingston on Wednesday after the 1st Monday in June next then and there to answer the said State of Tennessee of a charge of unlawful gaming and not depart until legally discharged given under our hands and seals this day of 1840

John Mayfield and
James Maxwell

Orders of Court. June Term 1840

This day came the Attorney General as well as the defendant in person and the defendant being charged upon the presentment says he is guilty in manner and form as charged and for his trial puts himself upon the grace and mercy of the Court It is therefore considered by the Court that for such his offer he makes his fine by the payment of Five dollars and that he pay the costs of this prosecution. Whereupon Court Stephen Mayfield put upon Court and acknowledged himself the defendant's security for the fine and costs aforesaid and agrees that execution may be had against his goods and chattels lands and Tenements jointly with the defendant for the collection of the same.

The State

Presentment for Gaming

William Mayfield

State of Tennessee

Carlow County

February Term of the Circuit

Court is the year Eighteen hundred and forty. The Grand Jurors for the State of Tennessee Charles Cunningham Second and charged to Eugene for the body of the County of Carlow in the State aforesaid upon their oath present that William B. Mayfield appeared upon the first day of January Eighteen hundred and forty with force and arms in the County of Carlow in

the State of Tennessee did then and there unlawfully gamble by betting upon a certain game of hazard and adding called Poker money of the value of five dollars Bank notes of the value of five dollars and property of the value of five dollars upon the game aforesaid contrary to the form of the Statutes in such cases made and provided and against the peace and dignity of the State. Chawles Cunningham foreman of the Grand Jury
William Donaldson William Coleman John M. Price
Henry Hanson George W. Hill Smith Mallock
Baty Phillips Rufus W. Langford George W. Ray
Abraham Coleman Lipo Loford Silas Mainard

Copies

State of Tennessee

To the Sheriff of Carlow County Feeling you are hereby commanded to take the body of William Mayfield to be found in your County and him safely keep so that you have him before the Honorable Circuit Court at the Court house in Livingston on the first Wednesday after the 1st Monday in June next then and there to answer the State of Tennessee upon a charge of gaming said not have then then this about sitting James Maxwell Clerk of said Court at office the 1st Monday in February 1840. James Maxwell Clerk
Endorsed - Spd. 5th March 1840. Came to hand. 3rd March 1840. Executed appearance bond taken 19th May 1840.

W.D. Goodhue Shff

Bond. Mr W. Mayfield and James McHenry acknowledge themselves to owe and stand indebted to the State of Tennessee in the sum of Two hundred and fifty dollars each to be levied on their respective goods and chattels lands and Tenements jointly but to be void on condition that the said W. Mayfield make his personal appearance before the Honorable Circuit Court to be held at the Court house in Livingston on Wednesday after the 1st Monday in June next then and there to answer the said State of Tennessee of a charge of unlawful gaming and not depart until legally discharged given under my our hands and seals this day of 1840

William Mayfield and
James McHenry

Orders of Court June Term 1840

This day came the Attorney General as well as the defendant in person and the defendant being charged upon the presentment says he is guilty in manner and form as charged and for his trial puts himself upon the grace and mercy of the Court It is therefore considered by the Court that for such his offer he makes his fine by the payment of Five dollars and that he pay the costs of this prosecution. Whereupon Stephen Mayfield put upon Court and acknowledged himself the defendant's security for the

Said and each of said and agree that Carleton may sue against his goods and chattels lands and Tenements jointly with the defendant for the collection of the same.

The State

Peter Smith

Presentment for Drunkenness

State of Tennessee

Overton County

Presentment for Drunkenness

in the year Eighteen hundred and forty.

The Grand Jurors for the State of Tennessee Elect and Empanelled, sworn and charged to Enquire for the body of the County of Overton in the State aforesaid upon their Oaths first and that Peter Smith yeoman upon the fifth day of January Eighteen hundred and forty with force and arms in the County of Overton in the State of Tennessee was then and there openly and notoriously and publicly Drunk in the presence and view of Divers good and worthy Citizens of said State and was in the face of the Country to the State and Common nuisance of the Country in contempt of the law of the land and against the peace and dignity of the State.

Charles Channing Foreman of the Grand Jury.
William Donaldson, William Coleman, Sias Mainard,
Henry Henson, George W. Hill, John M. Prince,
Baty Phillips, Rufus W. Langford, Smith, Mallick,
Abraham Holman, Jeph Seaford, George W. Ray.

Capias

State of Tennessee

To the Sheriff of Overton County, Greeting.
You are hereby commanded to take the body of Peter Smith up to his prison in your County and him safely keep so that you have him before the Honorable Circuit Court at the Court house in Livingston on the first Wednesday after the 1st Monday in June next then and there to answer the State of Tennessee upon a charge of Drunkenness said Smith has then and there that John Mallick James Maxwell Clerk of said Court at Office the 1st Monday in February 1840.

James Maxwell Clk
19th March 1840. Given to hand this 19th April 1840
Executed on the 19th of June 1840 M. W. Seaford Clk
Bond

Peter Smith and Jeph Smith acknowledge Obedience to Law and have Subscribed to the State of Tennessee in the sum of Two hundred and fifty dollars each to be levied on any respective goods and chattels lands and Tenements jointly but to his Voice as Constables that said Peter Smith makes his personal appearance before the Honorable Circuit Court at the Court house in the Town of Livingston

Wednesday after the 1st Monday in June next then and there to answer the State of Tennessee upon a charge of Drunkenness and not depart the Court until legally discharged from under our hands and seals this the 18th. Jeph Seaford Clk
Jeph Seaford Clk

Orders of the Court June Term 1840

This day came the Attorney General as well as the defendant in person and the defendant being charged upon the first presentment says he is guilty in manner and form as charged and for his trial puts himself upon the Oath and mercy of the Court. It is therefore considered by the Court that for such his Offense he make his fine by the payment of Five dollars and that he pay the costs of this prosecution and it is ordered by the Court that the defendant remain in charge of the Sheriff until he pay as herein the fine and costs aforesaid.

The State

Walter Holford

Presentment. Wardens of a Road

State of Tennessee

Overton County

June Circuit Court Eighteen

hundred and forty.

The Grand Jurors for the State of Tennessee Elect and Empanelled sworn and charged to Enquire for the body of the County of Overton in the State aforesaid upon their Oaths first and that Walter Holford yeoman upon the first day of June Eighteen hundred and forty with force and arms in the County of Overton in the State of Tennessee then and there being the Wardens of a public Road and highway leading from Livingston in Overton County to Sparta in White County and being such Wardens as aforesaid did then and there suffer and permit that fire bars of said Road lying between Jeph Coleman and William Mallick in the County of Overton and State of Tennessee to be and remain out of legal repair being a hindrance by divers rocks trees stumps logs gutters and roots and other obstructions for more than fifteen days next before the making of this presentment to the Common nuisance of the Country in contempt of the law of the land and against the peace and dignity of the State.

Joseph Bates Foreman of the Grand Jury.
Levi S. Humphreys, Jeph Seaford, James Gilliland,
Charles Smith, J. M. Seaford, J. M. Seaford,
Baty Holford, W. W. Allen, John Johnson,
John Williams, Elijah C. Mallick.

Capias

State of Tennessee

To the Sheriff of Overton County, Greeting.

humbly commanded to take the body of William Keefe up to be found in your County and humbly keep to that you have been instructed before the Honourable Circuit Court now sitting at the Court house in Livingston then and there to answer the State of Tennessee upon a charge as an Owner of a Road laid out, leave them there this 1st instant James Maxwell Clerk of said Court at office the 1st Monday in June 1840

James Maxwell Clerk
 1st 26th June 1840 Executed N.P. Goodland Sheriff

Orders of Record June Term 1840

This day came the attorney General as well as the defendant in person and the defendant being charged upon the presentment says he is guilty in manner and form as charged in the presentment and for his trial puts himself upon the grace and mercy of the Court. It is then so considered by the Court that for such his offence he make his fine by the payment of one dollar and that he pay the cost of this prosecution whereupon came Mrs. Goodland into a new Court and agrees that execution may issue against his goods and chattels lands and tenements County with the defendant for the fine and costs aforesaid.

The State

Presentment as Owners of a Road

Robert Offiers

State of Tennessee

Overton County

June Term of the Circuit Court
 Eighteen hundred and forty

The grand Jurors for the State of Tennessee Election Commission and charged to Enquire for the body of the County of Overton in the State aforesaid upon their oath present that Robert Offiers notorious upon the first day of June Eighteen hundred and forty with force and arms in the County of Overton in the State of Tennessee then and there being the Owners of a certain public Road lying in the County and State aforesaid and leading from the top of Little Spencer hill to the old Cumberland Road and being such Owners as aforesaid did then and there present said public Road to be and remain out of legal repair for more than fifteen days together being obstructed by debris, two logs hewn hanks geels and other obstructions contrary to the form of the Statutes in such cases made and provided and against the peace and dignity of the State Joseph Bates foreman of the Grand Jury John L. Murphy John Williams Nathl Allen John A. Beale Isaac Johnson E. C. Webb Charles Smith James Pittman Kelly Ward Lewis Bartlett J. R. Keefe and Sam. Callahan

Copies

State of Tennessee

To the Sheriff of Overton County Enquiry - you are hereby commanded to take the body of Robert Offiers up to be found in your County and humbly keep to that you have been instructed before the Honourable Circuit Court now sitting at the Court house in Livingston then and there to answer the State of Tennessee upon a charge as an Owner of a Road laid out leave them there this 1st instant James Maxwell Clerk of said Court at office the 1st Monday in June 1840

James Maxwell Clerk
 1st 26th June 1840 Executed N.P. Goodland Sheriff

Orders of Record June Term 1840

This day came the attorney General as well as the defendant in person and the defendant being charged upon the presentment says he is guilty in manner and form as charged and for his trial puts himself upon the grace and mercy of the Court it is therefore considered by the Court that for such his offence he make his fine by the payment of one dollar and that he pay the cost of this prosecution -

The State

Presentment for Arm keeps

Joseph H. Hon

State of Tennessee

Overton County

February Term of the Circuit Court
 Eighteen hundred and forty

The Grand Jurors for the State of Tennessee Election Commission and charged to Enquire for the body of the County of Overton in the State aforesaid upon their oath present that Joseph H. Hon notorious upon the first day of February Eighteen hundred and forty with force and arms in the County of Overton in the State of Tennessee was then and there a party notoriously and publicly drunk in the presence and view of decent good and worthy citizens of said State and in the face of the County openly notoriously and publicly to the common view and against the peace and dignity of the State. Reuben Thompson Foreman of the Grand Jury John A. Beale William Donaldson Absalom Holman Rufus A. Lafford Smith Malbone Henry Newman William Holman Jesse Lafford George W. May Betsy Phillips George W. Bell Silas Mainard

Copies

State of Tennessee

To the Sheriff of Overton County Enquiry - you are hereby commanded to take the body of Joseph Hon and humbly keep to that you have been before the Honourable Circuit Court at the Court house in Livingston on the 1st

Wednesday after the 1st Monday in June next then and there to answer the State of Tennessee upon a charge of Drunkenness fail not have them there this 1st Whitsunday James Maxwell clk of said Court at Office the 1st Monday in February 1840.

18th March 1840.

Remains to hand the 9th of June 1840 Executed 11th June 1840

W. H. Crawford del

Order. We Joseph Fox and Sifer Roberts acknowledge ourselves to owe and stand indebted to the State of Tennessee in the sum of two hundred and fifty dollars each to be levied on and respective goods and chattels lands and Tenements County but to be void on condition that Joseph Fox make his personal appearance before the Honorable Circuit Court to be held at the Court house in Livingston on Wednesday after the 1st Monday in June next then and there to answer the State of Tennessee upon a charge of an Drunkenness and not depart the Court until legally discharged. Given under our hands and seals this day of 1840

Joseph Fox del

S. Roberts del

Order of Court At June Term 1840

This day came the attorney General as well as the defendant and his dependant being charged upon the presentment says he is guilty in manner and form as charged and for his trial puts himself upon the good and mercy of the Court. It is therefore considered by the Court that for such his offense he make his fine by the payment of one dollar and that he pay the costs of this prosecution. Whereupon came Edward Robinson into open Court and acknowledged himself the defendant leaving for the fine and costs ordered and agrees that execution may issue against his lands and chattels lands and Tenements County with the defendant for the collection of the same.

The State

Burgess L. Carlock
State of Tennessee

Presentment as Overseer of
a Road

Overseer County of Polk County Term of the Circuit Court in the year Eighteen hundred and forty. The Grand Jurors for the State of Tennessee Elector Enfranchised Sworn and charged to Enquire for the body of the County of Overton in the State of Tennessee upon this 1st Whitsunday present that Burgess L. Carlock appears upon the first day of January Eighteen hundred and forty with force and arms in the

County of Overton in the State of Tennessee was then and there the Overseer of a certain Public Road and highway leading from Monroe up the West fork and being such Overseer did then and there permit that portions of said Road of which he is such Overseer lying and being in the County and State aforesaid to be and remain out of repair being obstructed by trees logs and gullies for more than fifteen days together to the great hindrance of the public contrary to the form of the Statute in such case made and provided and against the peace and dignity of the State. Chatter Channing Foreman of the Grand Jury William Donaldson William Robinson Elias Hamand Henry Robinson George W. Hill Smith Wallcut Sally Phillips Rufus W. Langford George W. Fox Abraham Robinson Sifer Roberts John W. Ford

Copies

State of Tennessee

To the Sheriff of Overton County Greeting You are hereby commanded as herebefore to take the body of Burgess L. Carlock to be found in your County and him safely keep so that you have him before the Honorable Circuit Court at the Court house in Livingston on the 1st Wednesday after the 1st Monday in June next then and there to answer the State of Tennessee upon a charge of an Drunkenness and not depart the Court until legally discharged. Given under our hands and seals this 1st Monday in February 1840 James Maxwell clk

18th March 1840

Remains to hand 1st March 1840 Executed & appeared
before 1st April 1840

W. H. Crawford del

Order

We B. L. Carlock and J. R. Deak acknowledge ourselves to owe and stand indebted to the State of Tennessee in the sum of two hundred and fifty dollars each to be levied on and respective goods and chattels lands and Tenements County but to be void on condition that said B. L. Carlock make his personal appearance before the Honorable Circuit Court to be held at the Court house in Livingston on Wednesday after the 1st Monday in June next then and there to answer the said State of Tennessee upon a charge of neglect as an Overseer of a Road and not depart until legally discharged. Given under our hands and seals this 1st day of April 1840

B. L. Carlock del

Order of Court at June Term 1840

W. H. Crawford del

The State

Jonathan A. Swell

Presentment as Quasars of a Road

State of Tennessee

Quasars County

Versant Court February Term in the

Year Eighteen hundred and forty

The Grand Jurors for the State of Tennessee Elector Comprehended Sworn and charged to Enquire for the body of the County of Quasars in the State aforesaid upon their Oath present that Jonathan A. Swell of said County upon the first day of December Eighteen hundred and thirty nine with force and arms in the County of Quasars in the State of Tennessee then and there being the Quasars of a certain part of a public road from the forks of a certain public road leading from Livingston in Quasars County to Albany in Kentucky is the State line lying and being in the County of Quasars in the State of Tennessee and being such Quasars permitted said road to be and remove out of legal repair for more than fifteen days together said road being obstructed by ditches roots hills banks gullies logs trees roots and numerous for the hindrance and contrary to the forms of the Statute in such case made and provided and against the peace and dignity of the State

Chas. Channing Foreman of the Grand Jury
 George W. Hill Henry Howard Esq. of the Grand Jury
 Smith Mallocke Baly Phillips William Coleman John W. Price
 George W. May Absolom Coleman John W. Price

Deputy

State of Tennessee

To the Sheriff of Quasars County Greeting you are hereby commanded to take the body of Jonathan A. Swell and him safely keep so that you have him before the Honorable Circuit Court at the Court house in Livingston on the first Wednesday after the 1st Monday in June next then and there to answer the State of Tennessee upon a charge as an Quasars of a Road fail not have them their true Oath which James Maxwell Clerk of said Court at Office the 1st Monday in February 1840

James Maxwell Clerk

Jps 10th March 1840.

Bond

We Jonathan A. Swell & Acknowledge Ourselves to and our Surety Indebted to the State of Tennessee in the sum of Two hundred and fifty dollars each to the honor of and respect of goods and chattels lands and Tenements jointly but to be void and conditioned that said Jonathan A. Swell make his personal appearance before the Honorable Circuit Court at the Court house in Livingston on Wednesday after the 1st Monday in June

next then and there to answer the State of Tennessee upon a charge as an Quasars of a Road and not depart until legally discharged from under our hands and Seals this day of 1840

J. A. Swell
A. A. Maxwell

Orders of Records June Term 1840

This day came the Attorney General as well as the defendant in person and the defendant being charged upon the presentment says he is guilty in manner and form as charged and for his bail puts himself upon the grace and mercy of the Court. It is there fore considered by the Court that for such his offence he make his fine by the payment of one dollar and that he pay the costs of this prosecution whereupon Jesse Swell is of said Court advised edged himself the defendant's security for the fine and costs ordered and agrees that Execution may issue against his goods and chattels lands and Tenements jointly with the defendant for the collection of the same.

The State

Wesley Sells

Indictment for an Assault & Battery

State of Tennessee

Quasars County

October Term of the Circuit Court in the year Eighteen hundred and thirty nine. The Grand Jurors for the State of Tennessee Elector Comprehended Sworn and charged to Enquire for the body of the County of Quasars in the State aforesaid upon their Oath present that Wesley Sells of said County upon the fifth day of October in the year Eighteen hundred and thirty nine with force and arms in the County of Quasars in the State of Tennessee in and upon one Preston Robbins in the peace of god and our said State then and there being did smite and assault and beat the said Preston Robbins did then and there beat bruise wound and ill treat and other wrongs and injuries to the said Preston Robbins did to his great damage in value of \$100 the law of the land and against the peace and dignity of the State

William Cullow

Attorney General

Endorsed

Preston Robbins Presented

Preston Robbins a White Slave and sent before the grand Jury to give Evidence in behalf of the State 18th Nov 1839

J. A. Swell Clerk

A True Bill. George Christian Foreman of the Grand Jury

Deputy

State of Tennessee

To the Sheriff of Quasars County Greeting you are hereby commanded, as heretofore to take the body of Wesley Sells up to be found in your County and him safely keep

to that you have him before the Honorable Circuit Court at the Court house in Livingston on the 14th Wednesday after the 1st Monday in June next then and there to answer the State of Tennessee upon a charge of an Assault & Battery fail not have then there this Writ Writup James Maxwell Clerk of said Court at Office the 1st Monday in February 1840.

James Maxwell Clerk
 Apr. 10th March 1840. Came to hand 30th Mar. 1840. Executed and appearance bond taken 11th Apr. 1840. W.P. Goodlaw Shy

Bond
 We Wmly Hills and John Bowls acknowledge ourselves to owe and stand indebted to the State of Tennessee in the sum of Two hundred and fifty dollars each to be paid of our respective goods and chattels lands and Tenements jointly and to be void and condition that said Wmly Hills make his personal appearance before the Honorable Circuit Court at the Court house in Livingston on the Wednesday after the 1st Monday in June next then and there to answer the State of Tennessee upon a charge of an Assault and Battery and not depart until legally discharged. Given under our hands and seals this 11th day of Feb. 1840

Wmly Hills
 John Bowls

Order of Record. June Term 1840

This day came the attorney General as well as the defendant and his friends and the defendant being charged upon the Bill of Indictment says he is not guilty in manner and form as charged and for the trial puts himself upon the Country and the attorney General calls the State and there came as a Jury of Good and lawabiding men to wit Kelly Ward Thomas Allen James Johnson Charles Smith John Williams Samuel Scattallan Lewis L. Thurston Evans Bartlett James Hilliard John R. Beale City John White and James R. Copeland who being elected there and there the Court to speak upon the issue of Law and Justice upon this writ do say that the defendant is guilty in manner and form as charged in the Bill of Indictment. It is therefore considered by the Court that for said his offence he make his fine by the payment of One dollar and that he pay the costs of this said action. Whereupon came Isaac V. Hood and Thomas M. McDonald into open Court and acknowledged themselves the defendants Security for the fine and costs aforesaid and agree that Executions shall issue against their goods and Chattels lands and Tenements jointly with the defendant for the collection of the said -

The State
 Presentment as Counsel of a Road
 Andrew Holman

State of Tennessee
 Quarter County
 February Term of the Circuit Court in the year Eighteen hundred and forty. The grand Jurors for the State of Tennessee do hereby command all persons who are charged to answer for the body of the County of Overton in the State aforesaid upon this writ present that Andrew Holman upon the fifth day of January Eighteen hundred and forty with force and arms in the County of Overton in the State of Tennessee was then and there the Overseer of a certain public road leading from Hillman to Birksville and being such Overseer as aforesaid did then and there pursuant that portion of said Road lying between Hillman and Mill Creek in the County of Overton in the State of Tennessee of which said lot of road he the said Andrew was then and there Overseer to be and demand out of repairs for more than fifteen days being obstructed by divers rocks roots poles logs trees gutters banks and stumps for all the time aforesaid contrary to the form of the Statute in such case made and provided and against the peace and dignity of the State.

Whitman Channing Foreman of the Grand Jury
 Rufus M. Larkins Absalom Holman Henry Henson
 William Donaldson Siles Hamard Saly Phifer
 George H. Hill George M. Ray John M. Pierce
 William Holman Joseph Sedgwick Smith Haddock

Copies
 State of Tennessee
 To the Sheriff of Overton County Greeting you are hereby commanded to take the body of Andrew Holman and him safely keep so that you have him before the Honorable Circuit Court at the Court house in Livingston on the 14th Wednesday after the 1st Monday in June next then and there to answer the State of Tennessee upon a charge as an Overseer of a Road fail not have then there this Writ Writup James Maxwell Clerk of said Court at Office the 1st Monday in February 1840. James Maxwell Clerk

Apr. 10th March 1840.
 Came to hand 30th Mar. 1840. Executed and appearance bond taken 6th April 1840. W.P. Goodlaw Shy

Bond
 We Andrew Holman and Wmly Hills acknowledge ourselves to owe and stand indebted to the State of Tennessee in the sum of Two hundred and fifty dollars each to be paid of our respective goods and chattels lands and Tenements jointly and to be void and condition that said Andrew Holman make his personal appearance before the Honorable