

Be it remembered that was sent here from the General Court, according to the act of General Assembly in such case made & provided, certain action depending in the said General Court, between Alexander Leckie assignee of John Rowand junr. and John C. Coche deft. together with the papers therein the proceedings in which suit follows in these words, to wit, at a General Court, held at the Court House in the City of Richmond, on the day of 17, came the said plt. by Alex. Campbell his attorney brought into the said Court, his certain bill against the said deft. in custody of a plea of debt, which is in these words, to wit, The district of West. Rich. north? & south? & East. set. Alexander Leckie assignee of John Rowand complain of John Catechy Coche in custody of a plea that he render to him the sum of £445. 5. 8. specie which to him he owe from him unjustly detain &c. Thereupon the s. plt. by Alex. Campbell his attorney say that whereas the s. deft. on the 15. day of March 1786. at the County of by his certain written obligatory called a bond sealed with the seal of of the s. deft. &c. the Court here shown whose date is day & year af. acknowledged himself to be held & firmly bound to the plt. in the full & just sum of £445. 5. 8. specie as af. to be paid to the said plt. whenever thereunto by the s. plt. the s. deft. should be afterwards required. and whereas afterwards, to wit, the same day & year af. at the County of the s. Rowand did assign the same to the plt. of w<sup>th</sup> the deft. then there had notice yet the s. plt. saith that the s. deft. the af. sum of £445. 5. 8. have not paid altho' often so required. But the same to pay have hitherto refused & still with refuse whereby the s. plt. says that he are injured & have damage £10. current money of this Common-wealth & thereof he brought this suit & being pledges to prosecute the same &c. Alex. Campbell p. g. Pleades &c. John Doe & Richard Roe — And the writing obligatory in the declaration mentioned follows in these words, to wit, I know all men by these presents that I John Catechy Coche of the County of north? & State of Virginia am held & firmly bound unto John Rowand of the said County in the full sum of four hundred forty five pounds five shillings eight pence specie to which payment were truly to be made I bind myself my heirs & assigns. & assigns. firmly by these presents. Witness my hand & seal this 15. day of March in the year of our Lord 1786. — The condition of the above obligation is such that if the above bound John Catechy Coche his heirs & assigns or assigns shall well pay or cause to be paid unto the said John Rowand his heirs & assigns. or assigns two hundred twenty two pounds twelve shillings & ten pence like money on or before the 1. day of April ensuing then above obligation to be void otherwise to remain in full force & virtue in law. Witness, signed, sealed & delivered, in presence of us

Byrnes Prichard, James O. Ball

John C. Coche

Seal

And the assignment thereon in the declaration mentioned is in these words, to wit, I assign the within to Alexander Leckie for value rec.

Nov. 1788. . . . . P. B. Capias  
Sept. 1789. . . . . A. B. Capias

April 1790. . . . . B. order or deft. & def.  
May. . . . . B. O. or deft. & def. Conf.  
Sept. . . . . B. O. set aside pay for say. & conf.

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland, at Northumberland Court House, on Monday the 4. day of April 1791, Thomas Karney came into Court, undertook for the deft. that in case he shall be cast in this suit he will pay & satisfy the costs and condemnation of the Court, or render his body to Prison in execution for the same or that he the said Thomas Karney will do it for him. — And at the same Court, on Thursday the 7. day of April 1791, This day came the parties by their Attornies, & thereupon came also a Jury, to wit, Wm. Hunt, Edward Wall, Thomas Sarrell, Kibell Alexander, Stephen Self, Robert J. Keath, Nathaniel Buller, Vincent Parrot Thomas Keene, George Simpson, John C. Lutton & Robert Ferguson, who being elected tried & sworn well & truly to try the issue joined upon their oaths do say that the deft. hath not paid the plt. in the declaration mentioned as the plt. by applying hath alleged & they do assign the damages of the plt. by occasion of the detention of the said debt, to one penny. Therefore it is considered by the Court, that the plt. recover against the deft. four hundred forty five pounds five shillings eight pence the debt in the declaration mentioned together with his damages af. in form af. assessed, this costs by him about his about his suit in this behalf expended, & the deft. in money &c. But this Judgment is to be discharged by the payment of two hundred twenty two pounds twelve shillings & ten pence with legal interest thereon to be computed from the 1. day of April 1786, till paid & the damages & costs.

Richard Kipkins dec<sup>d</sup> for a Judgment for £400. with legal interest thereon, to be computed from the first day of January one thousand seven hundred eighty six till paid with all costs, which sum with interest &c. was recovered of me by Riddle Colquhoun & Co. at the last circuit Court, as the security of Rich<sup>d</sup> Kipkins dec<sup>d</sup> = Sam<sup>r</sup> see your most ob<sup>d</sup> serv<sup>t</sup> 10<sup>th</sup> Aug<sup>t</sup> Washington - May<sup>r</sup> Tho<sup>s</sup> Stithesley Esq<sup>r</sup> of Rich<sup>d</sup> Kipkins dec<sup>d</sup> - I acknowledge the receipt of the above notice = T. Stithesley March 4<sup>th</sup> 1791. - Test H. Washington - Wilm<sup>ts</sup> do I do

hereby certify that Mr Henry Washington made oath before me that on the 11<sup>th</sup> day of this month he delivered a true copy of the above notice to May<sup>r</sup> Tho<sup>s</sup> Stithesley, that he was witness to the above rec<sup>d</sup> signed by T. Stithesley - Given from under my hand this 8<sup>th</sup> day of March 1791. Richard Buckner - Northumberland September 4<sup>th</sup> 1790. Received of William Augustine Washington the sum of four hundred seventy five pounds seven shillings & one half penny in full of a Judgment obtained by Riddle Colquhoun & Co<sup>s</sup> against the said William Augustine Washington in the district Court, of Northumberland at this present term on a Bond entered into by Richard Kipkins in his lifetime since dec<sup>d</sup> the said William Augustine Washington as his security = Alex<sup>r</sup> Johnston Attorney for Riddle Colquhoun & Co<sup>s</sup> - Test John Heath, Richard Washington, H. Washington

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland, at Northumberland Courthouse, on Tuesday the 5<sup>th</sup> day of April 1791. On the motion of William A. Washington against Thomas Stithesley Esq<sup>r</sup> of Richard Kipkins dec<sup>d</sup> for Judgment for money paid by the said William A. Washington upon a Judgment obtained in this Court, against him as security to the said deceased by Riddle Colquhoun & Company ass<sup>es</sup> of John Rowand, who was assignee of Martin Tappscott. This day came the said William A. Washington by his Attorney, & the said Thomas Stithesley having had legal notice of this motion he was solemnly called but came not. Therefore it is considered by the Court, that the said William A. Washington recover against the said Thomas Stithesley four hundred pounds with legal interest thereon to be computed from the 1<sup>st</sup> day of January 1786, till paid, also two pounds & four pence halfpenny & his costs by him about his motion in this behalf appeared, to be levied of the goods & chattels of the aforesaid Rich<sup>d</sup> & Kipkins dec<sup>d</sup> in the hands of his said Esq<sup>r</sup>. if so much thereof he hath to be administered, but if not, then the costs to be levied of his own proper goods & chattels & the said Thomas Stithesley in money &c.

It was at the Courthouse of Northumberland County for the district composed of the Counties of Richmond, Westmoreland, Lancaster & Northumberland, on Friday the 1<sup>st</sup> day of April 1791. Before Joseph Brantis and Joseph Jones Esquires Judges duly allotted to the said District.

Be it remembered that at the same Court, came William A. Washington & John Farnutley, Jells and Batisby Jones & John Twiberville defts. & the said Jells by Alex<sup>r</sup> Campbelle their attorney brought into the said Court, their certain bill against the said defts. in custody &c. of a plea of ass<sup>es</sup>; which bill follows in these words, to wit, The district of Wilm<sup>ts</sup> Rich<sup>d</sup> & North<sup>th</sup> & Lancaster &c. William A. Washington of the County of Wilm<sup>ts</sup> & John Farnutley of the County of Rich<sup>d</sup> complains of John Twiberville in custody &c. of a plea that they render unto them the sum of thirteen hundred & seventy three pounds ten shillings specie which to them they owe & from them unjustly detain &c. & thereupon the said Jells by Alex<sup>r</sup> Campbelle their attorney say that whereas the said defts on the 1<sup>st</sup> day of January, in the year of our Lord 1788, at the County of &c. by their certain written obligatory called a bond sealed with the seals of the said defts to the Court, here shewn whose date is the day & year afo<sup>r</sup> acknowledged themselves to be held & firmly bound to the said Jells in the full just sum of thirteen hundred & seventy three pounds ten shillings specie as afo<sup>r</sup> to be p<sup>d</sup> to the said Jells whenever thereunto by the said Jells the said defts should be afterwards required - yet the said defts say that the said defts the afo<sup>r</sup> sum of £1373. 10. 0.



firmly bound to the s. p. p. in the full & just sum of thirteen hundred & twenty three pounds ten shillings specie as aforesaid to be p. to the s. p. p. whenever therunto by the s. p. p. the s. p. p. should be afterwards required - yet the s. p. p. say that the s. p. p. the aforesaid sum of £1373.10.0. specie they have not yet paid altho' often so required - but the same to pay, have hitherto refused & will not refuse - whereby the s. p. p. say that they are injured & have damage £300 current money of this Commonwealth. Others of them brought this suit & bring pledges to prosecute the same &c. - pledges to John Doe & Richard Roe - A. Campbell pro. quer. - and the writing obligatory in the declaration mentioned follows in these words, to wit, Know all men by these presents that we Galesby Jones of North? & John Turberville of Westmoreland County are fully & firmly bound unto William A. Washington of the County of Westmoreland & John Farnitrey of the County of Richmond in the just & full sum of thirteen hundred & twenty three pounds ten shillings specie to be paid unto the s. p. p. Wm. A. Washington & John Farnitrey their certain attorney their heirs, exors. admors. or assigns, to which payment well truly to be made, we bind ourselves jointly & severally each of our heirs, exors. & admors. jointly by these presents sealed with our seal & dated this first day of January any. Dom. one thousand seven hundred & eighty eight - The condition of the above obligation is such that if the above bound, Galesby Jones & John Turberville do & shall truly pay or cause to be paid unto the said William A. Washington & John Farnitrey, their certain attorney their heirs

exors. admors. or assigns the just sum of six hundred & eighty six pounds fifteen shillings specie on or before the first day of January next ensuing the date hereof with legal interest thereon, then the above obligation to be void or else to remain in full force & virtue.

Sealed & delivered in presence of  
John Ballantine, James Wilson  
Danl. McCarty, John Rochester

Galesby Jones

Sealed

John Turberville

Sealed

April... 1790... C. Order

May... — C. Order Conf.

Sept. 1790... Office Supd. aside pay. for say.  
and continued

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland at Northumberland, Courthouse, on Thursday the 7<sup>th</sup> day of April 1791, This day came the parties by their attorneys, The debt. Richard Lee waves his former plea. & saith that he cannot deny the action of the p. p. Therefore it is considered by the Court, that the p. p. recover against the debt. thirteen hundred & twenty three pounds ten shillings specie, the debt in the declaration mentioned, their costs by them about their suit in this behalf expended & the debt in mercy &c. But this Judgment is to be discharged by the payment of six hundred & eighty six pounds fifteen shillings specie, with legal interest thereon to be computed from the first day of January 1788, till paid & the Costs.

Treas at the Courthouse of Northumberland County for the district composed of the Counties of Richmond, Westmoreland, Lancaster & Northumberland, on Friday the 1<sup>st</sup> day of April 1791 Before Joseph Prantle & Joseph Jones Requires Judges duly allotted to the said district.

Be it remembered that at the same Court, came John Monroe p. and John Gordon & Thomas Davis (clerk), exors. of Kumer Bralle dec. debt. The said p. by John Heath their attorney brought into the said Court, his certain bill against the said debt. in custody &c. of a plea of debt, which bill follows in these words, to wit, northumb. County, to wit, John Monroe complains of John Gordon & Thomas Davis exors. of Kumer Bralle dec. of a plea &c. that they render unto him the sum of £45. which from him they unlawfully detain in that whereas the said debt. Testator, in his lifetime, on the 4<sup>th</sup> day of September

May... B. Order conf.<sup>80</sup>

paym. & receipt

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland at Northumberland Courthouse, on Thursday the 7<sup>th</sup> day of April 1791. This day came the parties by their attorneys, the debts were their former plea & say that they cannot deny the action of the p<sup>l</sup>. Therefore it is considered by the court, that the p<sup>l</sup>. recover against the debts forty five pounds the debt in the declaration mentioned this costs by him about his suit this behalf expended to be levied of the goods & chattels of the Testator in the hands of the debts. to be administered, if so much thereof they have, if not then the costs to be levied of their own proper goods & chattels of the debts in mercy &c. But this Judgment is to be discharged by the payment of twenty pounds with legal interest thereon to be computed from the 1<sup>st</sup> day of February 1796, till paid, the Costs

198

It was at the Courthouse of Northumberland County, for the district composed of the Counties of Richmond, Westmoreland, Lancaster & Northumberland, on Friday the 1<sup>st</sup> day of April 1791. Before Joseph Prentiss & Joseph Jones Esquires Judges duly allotted to the said District.

Be it remembered that at the same Court, came John Mowroe p<sup>l</sup>. and John Gordon & Thomas Davis, clerks, exors. of Kemmer Brattle dec<sup>d</sup>. debts. The said p<sup>l</sup>. by John Keble his Attorney brought into the said Court, his certain bill against the said debts. in custody &c. of a plea of debt: which bill follows in these words, to wit, North<sup>th</sup> County, to wit, John Mowroe complains of John Gordon and Thomas Davis exors. of Kemmer Brattle dec<sup>d</sup>. of a plea &c. that they render unto him the sum of £50. which from him they unjustly detain; for that whereas the said debts Testator in his lifetime, on the 10<sup>th</sup> day January in the year of our Lord 1773, at the parish of St. Stephens & County of... by his certain bill penal sealed with the seal of the said debts Testator to the Court, now here shown, the date whereof is the same day & year last above mentioned, acknowledged himself in his lifetime to be indebted to the said p<sup>l</sup>. in the just & full sum of £25. current money to be paid to the said p<sup>l</sup>. on or before the first day of January next ensuing the date of the said bill. & the payment well & truly to be made the said debts testator: in his life time bound himself his heirs exors. or assigns in the penal sum of £50. the like money firmly by the s<sup>d</sup>. bill. The said p<sup>l</sup>. in fact saith that the s<sup>d</sup>. debts testator in his lifetime did not pay to the s<sup>d</sup>. p<sup>l</sup>. the said sum of £25. on or before the 1<sup>st</sup> day January according to the form & effect of the said bill: nor hath these debts since his death altho' often requested to pay the same, whereupon an action hath accrued to the said p<sup>l</sup>. to have & receive of the said debts the said sum of £50. yet the s<sup>d</sup>. debts altho' often required the said sum of £50. to the s<sup>d</sup>. p<sup>l</sup>. not paid, but hitherto hath refused & still doth refuse to pay the same - whereupon the s<sup>d</sup>. p<sup>l</sup>. saith he is worse than a damage £20. thereupon he brings suit - John Doe, Rich<sup>d</sup>. Roe. file ages &c. and the bill penal in the declaration mentioned follows in these words, to wit, I Kemmer Brattle of the County of Northumberland Parish of St. Stephens, do promise to pay or cause to be paid to Rodham Kemmer next friend to John Mowroe the full & just sum of twenty five pounds curr<sup>t</sup> money on or before the first day of January one thousand seven hundred & seventy four for the sum of the said Mowroe's plantation adjoining Rosan Warehouse - To the true performance of which payment well & truly to be made to the said Kemmer, his heirs ex<sup>rs</sup> or assigns firmly by these presents in the penal sum of fifty pounds of the like money - In Witness whereof I have hereunto set my hand & seal this 10<sup>th</sup> day of January 1773, sealed & delivered in presence of

David Boyd

Kemmer Brattle

April... 1790... rule for B. Order

Sch<sup>d</sup>... 1790... Office Sec<sup>y</sup> set aside



It was at the Courthouse of Northumberland County, for the district composed of the Counties of Richmond, Westmoreland, Lancaster & Northumberland, on Friday the 1<sup>st</sup> day of April 1791, Before Joseph Pryntis & Joseph Jones Esquires Judges duly allotted to the said District.

Be it remembered that at the same Court, came Alexander Henderson, Robert Ferguson & John Gibson, joint Partners in trade under the firm of Henderson, Ferguson & Gibson, Debtors and Lewis Smith deft. The Debt by A. Campbell their brought into the said Court, their certain bill against the said deft in custody of a plea of debt; which bill follows in these words, to wit, Westm<sup>r</sup> County, Sc<sup>t</sup>. Alexander Henderson, Robert Ferguson & John Gibson joint partners in trade under the firm of Henderson, Ferguson & Gibson, complain of Lewis Smith in custody of a plea that he render to them the sum of five hundred sixty five pounds five pence which he owes from them unjustly detains &c. Thereupon the said Debt. by Alex<sup>r</sup>. Campbell their Attorney say that whereas the said deft. on the 7<sup>th</sup> day of July 1789, at the County of by his certain written obligatory call a bond sealed with the seal of the said deft. His the Court here shown whose date is the day then af<sup>t</sup>. acknowledged himself to be held firmly bound to the Debt in the full just sum of

five hundred sixty five pounds five pence to be paid to the Debt. whenever thereunto by the Debt. the said deft. should be afterwards required. And the said Debt. say that the said deft. the af<sup>t</sup>. sum of £565. 0. 5. hath not paid at this often so required. But the same to pay hath hitherto refused & still doth refuse whereby the said Debt. say that they are injured & have damage £100. current money of this Commonwealth whereof they have brought said Obligation to prosecute the same &c. A. Campbell pro. quer. = Pledges &c. John Doe & Richard Roe — And the writing obligatory in the declaration mentioned follows in these words, to wit, Know all men by these presents, that I Lewis Smith of the County of Westmoreland & State of Virginia am held firmly bound unto Alexander Henderson, Robert Ferguson & John Gibson merchants Partners trading in Grenada in the aforesaid State, under the firm of Henderson, Ferguson & Gibson, in the just & full sum of five hundred sixty five pounds five pence in Gold at the rate of 5<sup>sp</sup>. by the penny weight, or in Spanish milled Dollars at 6<sup>d</sup>. or in other silver Coin in proportion to be paid unto the said Henderson Ferguson & Gibson, their certain attorney, their heirs, executors, administrators, or assigns; to which payment, well truly to be made, I bind myself my heirs, executors, administrators, firmly by these presents, sealed with my seal, & dated this 7<sup>th</sup> day of July Anno Domini, 1789. — The Condition of this obligation is such, that if the above bound Lewis Smith do, shall well truly pay, or cause to be paid unto the said Henderson, Ferguson & Gibson, their certain Attorney executors, administrators, or assigns, the just sum of two hundred & eighty two pounds ten shillings & two pence <sup>1</sup>/<sub>2</sub>. in Gold or Silver Coin at the rate above mentioned, with lawfull interest on the same, for value received from Robert Phillips agent for the said Henderson, Ferguson & Gibson, then the above obligation to be void, or else to remain in full force & virtue.

Sealed & delivered in the presence of  
James Lorimer

Lewis Smith . . . (Seal)

April . . . 1790 . . . C. Order  
May . . . . . C. Order conf<sup>d</sup>

Sept<sup>r</sup>. 1790 . . . Office Jud<sup>s</sup> & signed  
Ray<sup>s</sup> & Court<sup>s</sup> —

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & North<sup>r</sup>.

requested the said sum of £400. specie to the d<sup>r</sup>. p<sup>ts</sup>. not yet paid but hitherto hath refused & still will  
refuse to pay the same wherefore the d<sup>r</sup>. p<sup>ts</sup>. declare they are worse than nought & £50. & thereupon  
they bring their suit - Geo. Heath pro: p<sup>ts</sup>. - pledges v<sup>rs</sup>. John Doe, Richard Roe - And the writing  
obligatory in the declaration mentioned follows in these words, to wit, Know all men by these  
presents that I James Gordon of Lancaster County are held firmly bound unto Bathbert Bullitt  
of Prince William County in the full just sum of four hundred pounds specie to the which pay-  
ment well truly to be made unto the said Bathbert Bullitt his heirs execs. admors. or assigns then  
myself my heirs execs. & admors. jointly by these presents withins my hand & seal this twelfth  
day of January one thousand seven hundred & eighty seven

200

The condition of the above obligation is such that if the above bound James Gordon shall well &  
truly pay unto the said Bathbert Bullitt the sum of two hundred pounds in specie by or before  
as is by law now established on or before the twenty fifth day of next December then the  
above obligation to be void otherwise to remain in full force & virtue -  
Rich<sup>d</sup>. Cary Sen<sup>r</sup>. George Underwood } James Gordon . . . (Sealed)

and the assignment thereon is in these words, to wit, I assign the within bond to Mess<sup>rs</sup>. Anderson,  
Ferguson & Gibson to warrant the debt due & solvency of the obligor upon condition that so soon  
as it becomes due they bring & prosecute a suit for the same withins my hand & seal this 5<sup>th</sup> day  
of Feb<sup>y</sup> 1791 - Bathbert Bullitt (Sealed)

April... 1790... rule for declaration.  
May... Common Order.

June... 1790... C. Order confirmed.

At a district court, held for the district of Richmond, Westmoreland, Lancaster & North  
at north Courthouse, on Friday the 3<sup>rd</sup> day of September 1790. This day came the parties by  
their attorneys, the def<sup>t</sup>. having special bail, in these words to wit, Memorandum That upon  
the 10<sup>th</sup> day of June 1790, Martin Shearman of the County of Lancaster personally appeared  
before me Henry Dawson Gent. one of the Justices of the peace for the d<sup>r</sup>. County of Lancaster  
legally authorized, for taking special Bail within the said County & undertook for James  
Gordon at the suit of Anderson, Ferguson & Gibson ap<sup>ts</sup> of Bathbert in an action of debt  
now depending in the district court, held at north<sup>r</sup>. Courthouse for the district of Richmond  
West<sup>r</sup>. Lancaster & North<sup>r</sup>. counties that in case the d<sup>r</sup>. James Gordon shall be cast in the d<sup>r</sup>.  
suit he the d<sup>r</sup>. James Gordon will pay & satisfy the condemnation of the court, or render his  
body to prison in execution for the same or that he the said Martin Shearman will do it  
for him. Given under my hand the date above mentioned - Henry Dawson (Sealed) -  
Upon his motion it is ordered that the Judgment obtained against him, the bail of his appearance  
at the rules in the Clerk's Office in June last, be set aside, & thereupon the said def<sup>t</sup>. pleads payment  
to which the p<sup>ts</sup>. reply generally the trial of the issue is continued til the next term -  
At which term, to wit, on Thurs day the 7<sup>th</sup> April 1791 - This day came the parties by their  
attorneys the def<sup>t</sup>. waves his former plea & saith that he cannot deny the action of the p<sup>ts</sup>.  
Therefore it is considered by the court, that the p<sup>ts</sup>. recover against the def<sup>t</sup>. four hundred  
pounds specie the debt in the declaration mentioned, & their costs by them about their suit on  
this behalf expended the def<sup>t</sup>. in money &c. But this Judgment is to be discharged by the payment  
of two hundred pounds specie, with legal interest thereon to be computed from the 25<sup>th</sup> day of  
December 1787, till paid, & the Costs -



Plas at the Courthouse of Northumberland County for the district composed of the Counties of Richmond, Westmoreland, Lancaster & Northumberland, on Friday the 1<sup>st</sup> day of April 1791. Before Joseph Prentis & Joseph Jones Esquires Judges duly allotted to the said District.

Be it remembered that at the same Court, came Thomas Reid ap<sup>pe</sup> of Nathan Spriggs p<sup>er</sup> and George W. Yerby def. The said p<sup>er</sup> by John Keath his attorney brought into the said Court, his certain bill against the said def. in custody of a plea of abt, which bill follows in these words, to wit, Comth. of Virg. North. County, to wit, Thomas Reid ap<sup>pe</sup> of Nathan Spriggs complain of Geo. W. Yerby in custody of a plea, that he render unto the s<sup>d</sup> p<sup>er</sup> the sum of £104. 19. 6. which to him he owes, & from him unjustly detains; for that whereas the said def. on the 18<sup>th</sup> day of August in year of our Lord, 1789, at the parish of Verminity ap<sup>pe</sup> by his Bill penal sealed with his seal, & to the Court now here shewn, the date whereof, is same the day & year, acknowledged himself to be indebted to the s<sup>d</sup> p<sup>er</sup> the sum of £52. 9. 9. current money of Virginia for value rec<sup>d</sup> to be paid to the s<sup>d</sup> p<sup>er</sup> on demand & to the said payment, well & truly to be made, he bound himself his heirs execs. & assigns in the penal sum of £104. 19. 6. firmly by the said Bill: the p<sup>er</sup> in fact, saith, that the said def. did not pay to the s<sup>d</sup> p<sup>er</sup> the s<sup>d</sup> sum of £52. 9. 9. according to the form & effect of the said bill; whereupon an action accrued to the s<sup>d</sup> p<sup>er</sup> to demand & have of the s<sup>d</sup> def. the said sum of £104. 19. 6. yet the s<sup>d</sup> def. altho' often required, altogether refused, & still do refuse to the damage of the said p<sup>er</sup> £. therefore he brings his suit & pledges of prosecution In<sup>st</sup> Doe Rich<sup>d</sup> Roe & Keath p<sup>ro</sup>: p<sup>er</sup> and the bill penal in the declaration mentioned follows in these words, to wit, Know all men by these presents that I George W. Yerby of the County of Lancaster Parish of Christ Church am held firmly bound unto Nathan Spriggs of the County of Lancaster the parish of in the full just sum of 149<sup>00</sup> too p<sup>ro</sup> as nine shillings nine pence current money of Virginia on demand for value received

To which payment well & truly to be made I bind myself heirs execs. & assigns in the penal sum of one hundred & four pounds & nineteen shillings & nine pence the like money in witness whereof I do set my hand & seal this eighteenth day of August one thousand seven hundred & eighty nine.

Witnessed by William Prent,  
Thos. Hubbard, John Flower

the word sum interlined before  
signed & the word pence

Geo. W. Yerby

Sealed

and the aforementioned is in these words, to wit, 1789. Septem<sup>r</sup> 3<sup>o</sup>. I do assign the within Bill to Thomas Reid or his order for value received of him.

Witness, William Forhes.

April... 1790... Common Order.

May... — ... C. Order conf<sup>d</sup>.

Nathan Spriggs—

Sept<sup>r</sup>... 1790... Office Ind<sup>d</sup> at aside  
pay<sup>d</sup> for say: V<sup>er</sup>minity.

At a distinct Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland at north Courthouse, on Thursday the 7<sup>th</sup> day of April 1791. This day came the parties by their attorneys the deft. William Gibson waves his former plea & saith, that he cannot deny the action of the p<sup>er</sup>. Therefore it is considered by the Court, that the p<sup>er</sup> recover against the deft. one hundred & four pounds & nineteen shillings & nine pence the debt in the declaration mentioned, this costs by him about his suit in this behalf expended, the deft. in mercy &c. But this Judgment is to be discharged by the payment of lib<sup>r</sup> two hundred nine shillings nine pence &c. with legal interest &c.

Richmond, Westmorland, Lancaster & Northumberland, on Friday the 1<sup>st</sup> day of April 1791. Before Joseph Prentiss & Joseph Jones Esquires Judges duly allotted to the said District.

Be it remembered that at the same Court, came Betty Parrott p<sup>la</sup>. and John H. Fallen & William Davenport d<sup>fts</sup>. & the said p<sup>la</sup>. by John Heath her attorney brought into the said Court, her certain bill against the said d<sup>fts</sup>. in custody &c. of a plea of debt which bill follows in these words, to wit, Comth. of Vig<sup>o</sup> North<sup>o</sup> County, to wit, Betty Parrott complainant of John H. Fallen & William Davenport in custody &c. of a plea, that they render unto the said p<sup>la</sup>. the sum of £110. in gold & silver as it passes in Virginia, which to her they owe from her unjustly detains; for that whereas the said d<sup>fts</sup>. on the 18<sup>th</sup> day of January in the year of our Lord 1787, at the parish of County of by their certain bill penal sealed with their seals &c. to the Court, now here shown the date whereof is the same the day & year, acknowledged themselves to be indebted to the s<sup>d</sup>. p<sup>la</sup>. the sum of £55. for value rec<sup>d</sup>. to be paid to the s<sup>d</sup>. p<sup>la</sup>. on the 1<sup>st</sup> day of Decem<sup>r</sup>. next &c. the s<sup>d</sup>. payment well truly to be made, they bound themselves their heirs exors. & assigns, in the penal sum of £110. firmly by the said bill: & the p<sup>la</sup>. in fact, saith, that the s<sup>d</sup>. d<sup>fts</sup>. did not pay to the s<sup>d</sup>. p<sup>la</sup>. the s<sup>d</sup>. sum of £55. on the said day of according to the form & effect of the s<sup>d</sup>. bill; whereupon an action accrued to the s<sup>d</sup>. p<sup>la</sup>. to demand & have of the s<sup>d</sup>. d<sup>fts</sup>. the s<sup>d</sup>. sum of £110. yet the s<sup>d</sup>. d<sup>fts</sup>. altho' often required, the s<sup>d</sup>. sum of £110. to the s<sup>d</sup>. p<sup>la</sup>. hath not yet paid, but the same to her to pay hath altogether refused, & still doth refuse to the damage of the s<sup>d</sup>. p<sup>la</sup>. found therefore she brings her suit, John Doe Rich<sup>d</sup>. Roe pledges of firs. John Heath pro. p<sup>la</sup>. — And the bill penal in the declaration mentioned follows in these words, to wit, We the subscribers do promise to pay or cause to be paid unto Betty Parrott her heirs or assigns the full & just sum of fifty five pounds in Gold & Silver as it passes in Virginia, on or before the first day December next ensuing for value rec<sup>d</sup>. to which payment well truly to be made we bind ourselves our heirs exors. & assigns, in the penal sum of one hundred & ten pounds of the like money In witness whereof we have hereunto set our hands & seals this 18<sup>th</sup> day January 1787.

Test, Daniel Sarlock, Martha Taylor }  
April... 1790... abates by return as to Davenport  
VB Order vs Fallen & Security;  
May... — B. Order conf. vs Fallen & Secy.

John H. Fallen  
William Davenport  
Sept<sup>r</sup>... 1790... Office Tied<sup>d</sup> set aside payment  
for evy & continued

At a district Court, held for the district of Richmond, Westmorland, Lancaster & Northumberland at North<sup>o</sup> Courthouse, on Thursday the 7<sup>th</sup> day of April 1791. This day came the parties by their attorneys & the d<sup>ft</sup>. John Gordon waives his former plea & saith that he cannot deny the action of the p<sup>la</sup>. Therefore it is considered by the Court, that the p<sup>la</sup>. recover against the d<sup>fts</sup>. one hundred & ten pounds the debt in the declaration mentioned, their costs by her about her suit in this behalf expended, & the d<sup>fts</sup>. in money &c. But this Judgment is to be discharged by the payment of forty eight pounds fourteen shillings & ten pence with legal interest thereon to be computed from the 10<sup>th</sup> day of May 1790, & paid & the Costs.

Thus at the Courthouse of Northumberland County for the district composed of the Counties of Richmond, Westmorland, Lancaster & Northumberland, on Friday the 1<sup>st</sup> day of April 1791. Before Joseph Prentiss & Joseph Jones Esquires Judges duly allotted to the said district. Be it remembered that at the same Court, came Newton Bonyman & Sarah his wife



At a district court, held for the district of Richmond, Westmoreland, Lancaster & North  
at North? Courthouse, on Thursday the 7<sup>th</sup> day of April 1791. This day came the deft. by his  
attorney, for his motion, it is ordered that the Judgment obtained in this suit in the Clerks Office  
at the rules & the order for a writ of enquiry of damages be set aside - whereupon the p<sup>l</sup>ts. not  
appearing altho' solemnly called, it is considered by the court, that this suit be dismissed, & that  
the deft. recover against the s<sup>d</sup>. p<sup>l</sup>ts. his costs by him about his defence in this behalf expended.  
& the p<sup>l</sup>ts. in mercy &c.

It was at the Courthouse of Northumberland County for the district composed of the Counties of  
Richmond, Westmoreland, Lancaster & Northumberland, on Friday the 1<sup>st</sup> day of April 1791. Before  
Joseph Prentiss & Joseph James Esquires Judges duly allotted to the said district.

Be it remembered that at the same Court, came Humphrey W. Caustland p<sup>l</sup>t. and  
Richard Lee deft. & the said p<sup>l</sup>t. by Francis Brooke his attorney brought into the s<sup>d</sup>. Court his  
certain bill against the said deft. in custody &c. of a plea of debt; which bill follows in these  
words, to wit, Westmoreland County s<sup>d</sup>. Humphrey W. Caustland complains of Richard Lee in  
custody &c. of a plea that he render to him the sum of forty one pounds eight shillings and  
three pence sterling with interest thereupon at the rate of ten p. c<sup>t</sup>. from the 23<sup>rd</sup> day of  
September in the year of our Lord 1788, according to the form of the Act of Assembly in such case  
made & provided to which to him he owes unjustly detains &c. for that whereas the said Richard Lee  
on the s<sup>d</sup>. 23<sup>rd</sup> day of September in the year afo<sup>r</sup>. made his bill of exchange in writing with his own  
hand subscribed bearing date the same day & year to Mess<sup>rs</sup>. Alex. & Benj<sup>n</sup>. Coutie merchant in London  
directed & by the said bill required the s<sup>d</sup>. Alexander & Benjamin Coutie at sixty days after sight of  
said s<sup>d</sup>. bill of exchange the second & third of the same tenor & date not paid to pay unto William  
Barrett or to his order the afo<sup>r</sup>. sum of £41. 8. 3. sterling money of Great Britain for £57. 19. 6.  
currency, here to wit, at the County of rec<sup>d</sup>. & the s<sup>d</sup>. Wm Barrett by an endorsement on the said  
bill with his own hand subscribed endorsed or ordered the s<sup>d</sup>. sum of £41. 8. 3. sterling to be  
paid to the s<sup>d</sup>. p<sup>l</sup>t. & the same so indorsed to the s<sup>d</sup>. p<sup>l</sup>t. did then & there deliver which s<sup>d</sup>. bill after-  
wards, that is to say on the 18<sup>th</sup> day of March in the year 1789, at London afo<sup>r</sup>. for want of  
payment of the same by the s<sup>d</sup>. Alex<sup>r</sup>. & Benj<sup>n</sup>. Coutie was according to the customs of merchant  
in London duly protested the charges of which proteste am<sup>t</sup>. 10 p. c<sup>t</sup>. sterling of all which p<sup>l</sup>ms  
the s<sup>d</sup>. Rich<sup>d</sup>. Lee afterwards, to wit, on the 3<sup>rd</sup> day of April in the year of our Lord 1790, at the  
County afo<sup>r</sup>. had notice by which the force of the Act of Assembly afo<sup>r</sup>. an action hath accrued to the  
s<sup>d</sup>. p<sup>l</sup>t. to demand & have of the s<sup>d</sup>. Rich<sup>d</sup>. Lee the s<sup>d</sup>. sum of £41. 8. 3. at the rate of 10 p. c<sup>t</sup>. p. annum  
yet the s<sup>d</sup>. Richard Lee the s<sup>d</sup>. sum of £41. 8. 3. interest as afo<sup>r</sup>. or any part thereof to the s<sup>d</sup>.  
p<sup>l</sup>t. altho' often required have not yet paid but the same to pay & therein hath altogether refused  
& still doth refuse to the damage of the s<sup>d</sup>. p<sup>l</sup>t. of £100. Whereupon he brings suit &c. - John  
Doe & Richard Roe - pledges &c. - Francis Brooke pro. p<sup>l</sup>t. - and the protest of the  
Bill of exchange in the declaration mentioned follows in these words, to wit, Such a £41. 8. 3.  
sterling Virginia 23<sup>rd</sup> Sept<sup>r</sup> 1788, at sixty days sight pay this my first of exchange second  
and third not paid to the order of William Barrett forty one pounds eight shillings three pence  
sterling for fifty seven pounds nineteen shilling five pence in current money here in? & place  
to acc<sup>t</sup>. of Richard Lee - To Mess<sup>rs</sup>. Alexander & Benjamin Coutie merchant London - 26. 7. 11. 1789  
1789 - Endorsed - Wm Barrett

On the 10<sup>th</sup> day of March in the year of our Lord one thousand seven hundred eighty nine at the request of Mess<sup>rs</sup> Hunter Mackenzie & Co. of London merchants I William Dunbar Notary publick, duly admitted & sworn, dwelling in London exhibited the original bill of exchange before copied to a Gentleman at the house of Mess<sup>rs</sup> Alexander & Benjamin Bonte upon whom the same is drawn, & demanded payment of its contents (the time therein limited for payment being elapsed since the same was presented for acceptance) whereunto the said Gentleman answered that the said Alexander & Benjamin Bonte would not pay the contents of the said Bill for want of effects. Whereupon the said Notary at the request afo<sup>re</sup> have protested & they these presents do solemnly protest, against the drawer & the Indorser of the said Bill & all others concerned, for exchange, re-exchange & all costs, damages, interest & charges, already incurred, & to be hereafter incurred, for want of payment of the contents of the said bill Thus done & protested at London afo<sup>re</sup> in the presence of William Bliff & Hanson Trar

Sealed noting non acceptance... 2/6  
 protest non payment... 8/1  
 10/6

In Testimonium Veritatis  
 William Dunbar, Not. Pub.

Sept<sup>r</sup>... 1790... rule for declin.  
 Oct<sup>r</sup>... —... Court for declin.  
 Nov<sup>r</sup>... —... Priviledged.

Dec<sup>r</sup>... 1790... Priviledged  
 Jan<sup>r</sup>... 1791... s<sup>th</sup> impard.  
 Feb<sup>r</sup>... —... Nil Debit.

At a district Court held for the district of Richmond, Westmoreland, Lancaster & Northumberland, at North<sup>th</sup> Courthouse, on Friday the 8<sup>th</sup> day of April 1791. This day came the parties by their Attornies, the deft. acknowledges the action of the Petition of the plt. Therefore with the assent of the plt. it is considered by the Court, that he recover against the deft. forty one pounds eight shillings & three pence sterling the debt in the declaration mentioned, & ten shillings six pence sterling for the costs & charges of protest with interest on the said debt to be computed after the rate of 10. per centum per annum from the 23<sup>rd</sup> day of September 1788, till this day, & from this day after the rate of 5. per centum per annum till paid. This costs by him about his sent in this behalf expended, & the deft. in mercy &c. The plt. agrees to stay the Execution of this Judgment until the 10<sup>th</sup> day of August next ensuing.

Now at the Courthouse of Northumberland County, for the district composed of the Counties of Richmond, Westmoreland, Lancaster & Northumberland, on Friday the 1<sup>st</sup> day of April 1791. Before Joseph Proutie & Joseph James Esquires Judges duly allotted to the said district.

\* Be it remembered that at the same Court, came Robert Ferguson plt. and Kelsey Wildy deft. & the said plt. by John Heath his attorney brought in the said Court, his certain bill against the said deft. in custody &c of a plea of trespass, assault & battery which Bill follows in these words to wit, North<sup>th</sup> County, to wit, Robert Ferguson complainant of Kelsey Wildy in custody &c for that whereas the s<sup>d</sup> deft. on the day of in the year of our Lord 1790, at the parish of St. Stephens & County afo<sup>re</sup> with force & arms, to wit, swords, staves & knives on the said Robert made an assault & him then & there beat, wounded & wilfully treated so that his life was despaired of, & other enormities to him did against the peace & dignity of the Commonwealth, & to the damage of the s<sup>d</sup> Robert five hundred pounds & therefore he brings his suit - Heath pro. plt. - Int. Doe & Roe, pledges &c.

Sept<sup>r</sup>... 1790... rule for declin.  
 Oct<sup>r</sup>... —... C. Order

Nov<sup>r</sup>... 1790... B. Order confirmed  
 with writ of enquiry.

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & North<sup>th</sup> at North<sup>th</sup> Courthouse, on Friday the 8<sup>th</sup> day of April 1791. This day came the parties by their Attornies & on the motion of the deft. it is ordered that the Judgment & the order for a writ of inquiry of damages obtained in this suit in the Clerks Office at the rules be set aside, & thereupon he pleads not guilty. Whereupon came a Jury, to wit, Tho<sup>s</sup> Kiddall, Tho<sup>s</sup> Davis, William Kaydon, Presley Saunders, George Garner, John S. Westerton, George Epton, Thomas W. Knight, John Crutcher, William Walker, Spencer Hall & George Bean, who being well & truly sworn well & truly to try the issue raised upon their oaths do say that the deft. is guilty in manner & form as the plt.



attorneys on the motion of the deft. it is proved that the plaintiff is entitled to a writ of mandamus of damages obtained in this suit in the clerk's office at the rates he set aside. Thereupon he pleads not guilty. Whereupon came a Jury, to wit, Tho. Kiddall, Tho. Davis, William Kaydon, Presley Saunders, George Garner, John S. Hesterson, George Eason, Thomas W. Hughes, John Brubaker, William Walker, Spencer Ball & George Bean, who being well & truly sworn well & truly to try the issue joined upon their oaths do say that the deft. is guilty in manner & form as the plt. against him hath complained. They do assess the damages of the plt. by occasion thereof to thirty five pounds. Therefore it is considered by the Court that the plt. recover against the deft. his damages aforesaid in form aforesaid assessed. This costs by him about his suit in this behalf expended. The deft. in money &c.

Pleas at the Courthouse of Northumberland County for the district composed of the Counties of Richmond, Westmoreland, Lancaster & Northumberland, on Friday the 1<sup>st</sup> day of April 1791. Before Joseph Prentiss & Joseph James Esquires Judges duly allotted to the said district.

204  
Be it remembered that at the same Court, came Eliz<sup>a</sup> Flood administratrix of Nicholas Flood dec<sup>d</sup> p<sup>er</sup> and John Smith deft. & the said p<sup>er</sup> by Alex<sup>r</sup> Campbell their attorney brought into the said Court, their certain bill against the said deft. in custody &c. of appeal of writ, which bill follows in these words, to wit, The district of North<sup>th</sup> Richm<sup>d</sup> County, to wit, Eliz<sup>a</sup> Flood administratrix of Nicholas Flood dec<sup>d</sup> complains of John Smith in custody &c. of appeal that he render to them the sum of £136. 11. 6. which to them he owe upon their unjustly detain &c. Thereupon the said p<sup>er</sup> by Alex<sup>r</sup> Campbell their attorney say that whereas the d<sup>ft</sup> on the 10<sup>th</sup> day of August 1790, at the County of <sup>Richm<sup>d</sup></sup> by his certain written obligatory call'd a bond seal'd with the seal of the d<sup>ft</sup>. & to the Court here shown whose date is the day & year aforesaid acknowledged himself to be held firmly bound to the d<sup>ft</sup> p<sup>er</sup> in the full & just sum of £136. 11. 6. to be paid to the said p<sup>er</sup> whenever thereunto by the d<sup>ft</sup> p<sup>er</sup> the d<sup>ft</sup> should be afterwards required - yet the said p<sup>er</sup> saith that the d<sup>ft</sup> the aforesaid sum of £136. 11. 6. he have not paid altho' often so required but the same to pay further refused & still doth refuse whereby the d<sup>ft</sup> p<sup>er</sup> say that they are injured & have damage £20. current money of this commonwealth of they bring said & bring pledges to prosecute the same &c. pledges &c. John Doe & Richard Roe - & Campbell pro: given - and the writing obligatory in the declaration mentioned follows in these words, to wit, I know all men by these presents, that I John Smith of the County of Richmond am held firmly bound unto The administrators of Nicholas Flood dec<sup>d</sup> in the just & full sum of one hundred & thirty six pounds eleven shillings & six pence current money to be paid unto the said administrators their certain attorney their heirs executors or assigns; to which payment, well & truly to be made, I bind myself my heirs, executors & assigns, firmly by these presents, sealed with my seal, & dated this 10<sup>th</sup> day of August anno dom. 1790 - The condition of the above obligation is such, that if the above bound John Smith his heirs or executors do shall well & truly pay, or cause to be paid, unto the said administrators their certain attorney, their heirs, executors or assigns, the just sum of sixty eight pounds five shillings & nine pence like current money of Virginia with lawfull interest from the date thereof then the above obligation to be void, or else to remain in full force & virtue.

Sealed & delivered in the presence of,





That at the Court house of Northumberland county for the district composed of the counties of Richmond, Westmoreland, Lancaster & Northumberland, on Friday the 1<sup>st</sup> day of April 1791. Before Joseph Bruster and Joseph Jones Esquires Judges duly allotted to the said district —

Be it remembered that at the same Court, came William Morris on his motion against James Tapscott adm<sup>r</sup>. of James Braine dec<sup>d</sup>. for a Judgment for money paid by the said Morris as security for the said dec<sup>d</sup>. obtained by the adm<sup>r</sup>s. of William Rice dec<sup>d</sup>. and the proceedings therein follows in these words, to wit, March 21<sup>st</sup> 1791. W<sup>th</sup> James Tapscott, sir please to take notice that I shall move to the district Court, held for North<sup>th</sup> County on Saturday the second day of April next for a Judgment ag<sup>t</sup> you as adm<sup>r</sup>. of W<sup>th</sup> James Braine dec<sup>d</sup>. amounting to the sum of twenty six pounds seven shillings & two pence which sum I paid upon an Execution obtained in d<sup>ist</sup> district Court, ag<sup>t</sup> me as security for the aff<sup>rs</sup> James Braine, by the adm<sup>r</sup>s. of William Rice dec<sup>d</sup>. = William Morris — and at the same Court, held for the district aforesaid on Saturday the 2<sup>nd</sup> day of April 1791. on the motion of William Morris against Elizabeth Braine & James Tapscott adm<sup>r</sup>. & adm<sup>r</sup>. of James Braine dec<sup>d</sup>. for Judgment for money paid by the said William Morris upon an Execution sued out of the said Court, upon a Judgment obtained therein against him as security to the said dec<sup>d</sup>. by Richard Rice & Thomas Walker adm<sup>r</sup>s. of William Rice dec<sup>d</sup>. — This day came the parties by their attorneys, on hearing the evidence together the arguments of the said parties it is considered by the Court, that the said W<sup>th</sup> William Morris recover against the said Elizabeth Braine & James Tapscott the sum of twenty one pounds two shillings & eight pence this costs by him in this behalf expended. to be levied of the goods & chattels of the said James Braine dec<sup>d</sup>. in the hands of his said adm<sup>r</sup>. & adm<sup>r</sup>. if so much thereof they have to be administered, but if not then the costs to be levied of their own proper goods

206 and chattels and the said debts in money &c. It appearing to the Court they have had legal notice of this motion —

Northumberland County, to wit, Alexander Henderson, Robert Ferguson & John Gibson, merchants Dumfriess complain of John Monroe sent in custody &c. that he render unto them the sum of five hundred & thirty eight pounds 14/8<sup>ths</sup> which to them he owes & from them he unjustly detains for that whereas the said deft. on y<sup>e</sup> 13<sup>th</sup> day of January in the year 1789. at the parish of Washington County aforesaid by his certain writing obligatory, sealed with g<sup>d</sup> seal of the of the d<sup>ist</sup> deft. there now in Court produced acknowledged himself to owe to be justly indebted to the said p<sup>ts</sup>. in the full just sum of £538. 14/8<sup>ths</sup> when he should be thereunto afterwards required. nevertheless the said deft. tho<sup>ugh</sup> often requested the said sum of £538. 14/8<sup>ths</sup> to the said p<sup>ts</sup>. has not yet paid but hitherto has refused still doth refuse to pay the same wherefore the said p<sup>ts</sup>. declare they are worse & have damage &c. Thereupon they bring sent J<sup>no</sup> Doe Richard Roe pledges &c. — and the writing obligatory in the declaration follows in these words, to wit, Know all Men by these presents, that I John Monroe sent<sup>d</sup> of the County of Westmoreland & State of Virginia, am held & jointly bound unto Henderson, Ferguson & Gibson merchants Dumfriess in the full & full sum of five hundred & thirty eight pounds fourteen shillings & one half penny specie at its present passing value & as by Law now established to be paid unto the said Henderson, Ferguson & Gibson their certain attorney, their heirs, exec<sup>s</sup>, adm<sup>r</sup>s. or assigns; to which payment, well truly to be made, I did myself my heirs exec<sup>s</sup>, adm<sup>r</sup>s. firmly by these presents, sealed with my seal, & dated this 13<sup>th</sup> day of January anno. Dom. 1791. — The Condition

North? County, to wit, Alexander Henderson, Robert Ferguson John Gibson merchants Dumfries  
 Complain of William Mowse sent in custody & that he render unto them the sum of £44.6.4.  
 which to them he owes & from them unjustly detains for that whereas the said deft. on y<sup>e</sup> 5<sup>th</sup>  
 day of May in the year 1789, at the parish of Washington County aforesaid by his certain writing  
 obligatory sealed with y<sup>e</sup> seal of y<sup>e</sup> s<sup>d</sup> deft. there now in Court, produced acknowledged himself  
 to owe & to be justly indebted to the s<sup>d</sup> p<sup>ts</sup>. in the full just sum of £44.6.4. which he should  
 be thereunto afterwards required. nevertheless the s<sup>d</sup> deft. tho' often requested the s<sup>d</sup> sum of £44.6.4.  
 to the s<sup>d</sup> p<sup>ts</sup>. has not yet paid but hitherto has refused & still does refuse to pay the same  
 wherefore the s<sup>d</sup> p<sup>ts</sup>. declare they are worse & have damage & thereupon they bring suit.  
 Jas. Doe Rich. Doe - pledges &c. And the writing obligatory in the declaration mentioned  
 follows in these words, to wit, know all men by these presents, that I William Mowse sent  
 of the County of West? State of Virginia am hold jointly bound unto Alexander Henderson, Robert  
 Ferguson & John Gibson merchants & partners trading in Dumfries, in the aforesaid state under the firm  
 of Henderson, Ferguson & Gibson in the just & full sum of forty four pounds six shillings & four  
 pence in Gold at the rate of 57.84<sup>th</sup> by the penny weight or in Spanish milled dollars at 6/10 or in  
 other silver coin in proportion to be paid unto the said Henderson, Ferguson & Gibson, their certain  
 attorney, their heirs, executors, administrators, or assigns; to which payment well & truly to be made, I bind myself  
 my heirs, executors & administrators, jointly by these presents sealed with my seal, & dated this 5<sup>th</sup> day of May  
 anno Domini 1789 - The Condition of the above obligation is such, that if the above bound William  
 Mowse sent as & shall well & truly pay, or cause to be paid, unto the said Henderson, Ferguson & Gibson  
 their certain attorney, their heirs, executors, administrators, or assigns, the just sum of twenty two pounds three  
 shillings & two pence in Gold or silver at the rates above mentioned with lawful interest on the same  
 for value received from Robert Phillips agent for the aforesaid Henderson, Ferguson & Gibson at Halifax  
 then the above obligation to be void or else to remain in full force & virtue -  
 sealed & delivered in the presence of  
 Back with Butcher

W<sup>m</sup> Mowse . . . 

And the p<sup>ts</sup>. note for the confession of the Judgment aforesaid follows in these words, to wit, I do  
 hereby agree that Judgment shall be entered against me in a suit Henderson &c. against me in  
 the district Court, of North? -  
 Test Alex<sup>r</sup> Johnstone

W<sup>m</sup> Mowse

P<sup>l</sup>as at the Courthouse of Northumberland County for the district composed of the Counties of Richmond,  
 Westmoreland, Lancaster and Northumberland, on Friday the 15<sup>th</sup> day of April 1791. Before Joseph Prentiss  
 and Joseph Inces Esquires Judges duly allotted to the said district -

Be it remembered that there was sent hove from the General Court according to the act of General  
 Assembly in such cases made & provided, the record of a Judgment of the County Court of Westmoreland  
 recovered by John Milton against Mungo Harvey on the 29<sup>th</sup> day of July 1788, for £38.10.0. with  
 interest & costs, which record follows in these words, to wit, At a Court held for Westmoreland County the  
 29<sup>th</sup> day of July 1788. John Milton p<sup>l</sup>. vs. Mungo Harvey deft. Upon a verdict taken on a writ of Fieri  
 Facias sued out of this Court by the p<sup>l</sup>. against the deft. Mungo the 6<sup>th</sup> day of December 1787 for £  
 38.10.0. specie with legal interest thereon from the 29<sup>th</sup> day of November 1786, till payment & 1/4<sup>th</sup> of  
 1/2<sup>th</sup> of 1/6<sup>th</sup> the Costs in the writ aforesaid mentioned - This day came the p<sup>l</sup>. by his attorney, & having  
 been proved to the Court that legal notice hath been given to the deft. Therefore it is considered by the  
 Court, that the p<sup>l</sup>. recover against the deft. seven hundred sixty two pounds eleven shillings & nine



only before continued held for Westmoreland County the 20<sup>th</sup> day of November 1788. On the motion of James Garner to quash the execution of Elegit, issued against him by John Timberville after a capias ad satisfaciendum. Approved to the Court to be served on the said Garner the deft. Released from the Sheriff's custody by order of the Jll. on hearing it is ordered that the execution be quashed. From which opinion the deft. John Timberville by his Attorney offered his exceptions in these words "John Timberville adv. James Garner. Vol this day came the deft. by his Attorney upon a motion to quash an Elegit which was issued at the suit of the deft. Returned because it appeared to the Court by the Evidence of the Sheriff that a Capias ad satisfaciendum had issued at the suit of the said deft. & that the said Sheriff had executed the said writ. & discharged the said deft. out of custody at the request of the said deft. & the Court, being of opinion that the said Elegit should be quashed the said deft. by his Attorney did except for the following reasons first because the said Court, has no Jurisdiction in the said matter. Secondly because the said writ of Capias executed was not returned & produced to the Court which exceptions were received by the Court & sealed. from which opinion of the said Court, the said deft. by his Attorney prayed an appeal to the next Session of the General Court, to be held in the City of Richmond, & on his entering into bond to prosecute the same, the said appeal is granted him. Alcey, Jas. Beland, C. & C. —

At a district Court held for the district of Richmond, Westmoreland, Lancaster & Northumberland, at Northumberland Courthouse, on Saturday the 9<sup>th</sup> day of April 1791, upon an appeal from an order of the County Court, of Westmoreland made the 20<sup>th</sup> day of November 1788, whereby it was ordered that the appellants writ of Elegit against the appellee should be quashed &c. This day came the parties by their Attorneys. Thereupon the transcript of the record of the order aforesaid being seen & inspected it seems to the Court here, that the said order is erroneous, in this that the said County Court, admitted improper evidence. Therefore it is considered by the Court, that the same be reversed &

208  
annulled & that the appellant recover against the appellee his costs by him about his appeal in this behalf expended &c.

Deas at the Courthouse of Northumberland County for the district composed of the Counties of Richmond, Westmoreland, Lancaster & Northumberland, on Friday the 1<sup>st</sup> day of April 1791. Before Joseph Pauter & Joseph Jones Esquires Judges duly allotted to the said district.

Be it remembered that a writ brought here by a writ of Error from the County Court, of Richmond the record of a Judgment recovered by Rawleigh Downman against William Lee in March 1789, for his costs, which record follows in these words, to wit, Richmond County ss. Be it remembered that on the 5<sup>th</sup> day of October 1787, William Lee sued out a Capias on Rawleigh Downman in these words, to wit, The Commonwealth of Virginia to the Sheriff of Richmond County greeting: we command you that you take Rawleigh Downman if he be found within your bailiwick, & him safely keep so that you have his body before the Justices of our Court of quarterly Sessions, at the Courthouse of the said County on the 15<sup>th</sup> Monday in November next to answer William Lee of a plea of ass for three hundred & ten pounds sterling with interest & charges of protest on a protested bill of Exchange, & damage nine hundred pounds & have then there this writ. Witness, Henry Peachy Clerk of our said Court, at the Courthouse aforesaid the 5<sup>th</sup> day of October 1787, in the 12<sup>th</sup> year of the Commonwealth. Henry Peachy which was returned by the Sheriff ad. this return in these words, to wit, Executed on Rawleigh Downman & George L. Lockhart but is appearance bail. Thaddeus Williams, C. & C. And at rules held for the said County on the first Monday in December 1787, the cause aforesaid was

change, recharge, costs, damages & interest, already suffered & to be suffered for want of payment of the said Bill. Thus done & protested in London aforesaid in the presence of Benjamin Hammoth & Matthew Brown Witnesses. Faithfully extracted from the entry of the original protest in the protest Book of Mr. Tudman dec<sup>r</sup> the 6<sup>th</sup> of January 1786 - (Sealed) Benjamin Hammoth Not<sup>l</sup> pub<sup>l</sup> successor to Mr. Tudman - and his declaration in these words, to wit, Richmond, to wit, William dea complains of Rawleigh Downman in custody for this, to wit, that whereas the said Rawleigh on the 12<sup>th</sup> of July 1775, in the County aforesaid according to the usage and custom of Merchants; made his certain bill of exchange in writing, with his hand subscribed, bearing date the same day & year. The same bill of exchange, to one Cyrus Griffin Esq<sup>r</sup> drawn by which said bill of exchange the same Rawleigh required the said Cyrus to pay to one said son Mose or order the sum of £310. Sterling for £356. 10. current money here received at sixty days after sight of the said bill & place it to account of said Rawleigh, & the said said son afterwards, to wit, the day & year above mentioned in the County aforesaid by his indorsement on that bill of exchange, made according to the use & custom of merchants, ordered the contents of the said bill to be paid to the said William & the said William in fact saith, that he afterwards, to wit, the 26<sup>th</sup> day of October 1775, shewed to the said Cyrus, the bill aforesaid with the indorsement thereon aforesaid made, & there required him to accept the said bill which said Cyrus would not accept the said bill, but to accept it on the said £310. Sterling on the same bill mentioned over to pay them & there totally refused, of which said premises the said Rawleigh afterwards, to wit, the day of in the year had notice, by reason of which

209  
said premises, he the said Rawleigh according to the custom of Merchants became liable to pay to the said William the said £310. Sterling in the bill of exchange aforesaid mentioned, together with the costs & charges of protest, nevertheless the said Rawleigh, altho' often required the said £310. Sterling & costs & charges aforesaid, to pay to the said William, hath altogether denied, & still doth deny to pay to the said William to his damage of the said William of some hundred pounds, & therefore he bringeth suit. Pet. Dec. Rich<sup>d</sup> Doe. p<sup>ro</sup>. p<sup>ro</sup>. - Washington p<sup>ro</sup>. p<sup>ro</sup>. - and the said deft. altho' arrested, & appearing, & being is entered for the fell. against the said deft. George Glascock his security for three hundred & ten pounds sterling the debt in the declaration mentioned with lawful interest thereon to be computed from the 26<sup>th</sup> of October 1775, at the rate of 10 per cent p. annum to the 26<sup>th</sup> day of October 1777, from the 26<sup>th</sup> of April 1777, at the rate of 5 p. cent p. annum till payment together with the charges of protest & costs, unless the deft. shall appear at the next rules to be held on the first Monday in April next and answer this suit - At which day came the fell. aff. by his attorney, & the deft. still failing to appear the Conditional Judgment obtained by the fell. against the s<sup>d</sup> deft. last March rules is confirmed, for three hundred & ten pounds sterling the debt in the declaration mentioned, with lawful interest thereon to be computed from the 26<sup>th</sup> day of October 1775, at the rate of 10 p. cent p. annum to the 26<sup>th</sup> day of October 1777, from the 26<sup>th</sup> of April 1777, at the rate of 5 p. cent p. annum till payment together with the charges of protest & costs - and at a Court, of quarterly sessions held for Richmond County the 6<sup>th</sup> day of May 1788, came the parties aforesaid by their attorneys for the motion of the deft. it is considered that the office Judgment obtained by the fell. against the s<sup>d</sup> deft. at rules in April last be set aside, whereupon George Glascock the security for the deft. by John Heath his attorney aforesaid defends the force saying when v<sup>er</sup> for plea saith that the fell. his action aforesaid ought not to have maintain because he saith that the deft. hath well truly paid unto the fell. the debt in the declaration mentioned at the time the same became due & payable of this he putteth himself upon the Country & the s<sup>d</sup> fell. likewise therefore the trial of the issue is continued till the next Court of o<sup>r</sup> sessions in the said County of Richmond



herewith annexed is a true copy of the record, process & Judgment in the suit aforesaid - Given under our seals in Session assembled for the County of this 4<sup>th</sup> day of August 1790 - John Smith Esq. Walter Tomlin Esq. Robert Mitchell Esq. Robert Tomlin Esq. -  
 April 1791... alias, writs of Habeas Corpus - Sept. 1790... Cont. - Apr. 1791... 4<sup>th</sup> day of August 1790...  
 At a distinct Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland at Northumberland Courthouse, on Saturday the 9<sup>th</sup> day of April 1791. Upon a writ of Error to a Judgment of the County Court, of Richmond recovered by the deft. against the plt. the 4<sup>th</sup> day of March 1789, for Costs - This day came the parties by their Attornies; & thereupon the transcript of the record of the Judgment aforesaid being seen & inspected, it seems to the Court here that there is no error in the said Judgment. Therefore it is considered by the Court, that the same be

affirmed & that the deft. recover against the plt. his costs by him about his defence in this behalf expended.

Pleas at the Courthouse of Northumberland County for the district composed of the Counties of Richmond, Westmoreland, Lancaster & Northumberland, on Friday the 1<sup>st</sup> day of April 1791, Before Joseph Prentiss Joseph Jones Esquires Judges duly allotted to the said District -

But it remembered that was sent here by a writ of Error from the County Court, of Richmond the record of a Judgment recovered by Samuel Hephkins against William Lee in March 1789, for his costs, which record follows in these words, to wit, Richmond County 5<sup>th</sup> on the 5<sup>th</sup> day of October 1787. William Lee sued out a Capias against Samuel Hephkins in these words, to wit, The Commonwealth of Virginia, To the the Sheriff of Richmond County greeting, and Command you that you take Samuel Hephkins gent. if he be found within your bailiwick & him safely keep so that you have his body before the Justices of our Court of quarterly Sessions at the Courthouse of the said County on the first Monday in November next to answer William Lee of a plea of trespass on the Case damage five hundred pounds, & have then & there this writ. Witnesses, LeRoy Peachey Clerk of our said Court, at the Courthouse at the 5<sup>th</sup> day of October 1787, in the 11<sup>th</sup> year of the Commonwealth - LeRoy Peachey - which was Executed by the Sheriff aforesaid, this return in these words, to wit, Executed & Chichester Tapscott appearance bail - Vincent Braunham S. S. R. - And at December rules 1789, came the plt. aforesaid by Bushrod Washington his attorney & put in his account upon which the Capias aforesaid was given in these words, to wit, - I<sup>st</sup> Mr. Samuel Hephkins of Virg<sup>a</sup> in acc<sup>t</sup> current with William Lee 1773. Dec<sup>r</sup> 24<sup>th</sup> To Merchandize by the Friendship Roman £48. 6. 6.  
 1776. June 30<sup>th</sup> To Interest to the 24<sup>th</sup> Interest £51. 18. 11

By balance £51. 18. 11  
 1776. June 30<sup>th</sup> To balance bro<sup>t</sup> down & due £51. 18. 11  
 To wit from the 24<sup>th</sup> inst<sup>l</sup> till paid

London June 30<sup>th</sup> 1776. E. E. William Lee - and his declaration in these words, to wit, Richmond, to wit, William Lee complains of Samuel Hephkins being in the custody of the Sheriff for that, to wit, that whereas the said Samuel on the day of in the year of our Lord one thousand seven hundred & at the County aforesaid was indebted to the said plt. in the sum of £200. lawful Money of Virginia, for divers goods wares & merchandizes before that time sold & delivered by the s<sup>d</sup> plt. to the s<sup>d</sup> deft. at the special instance & request of the said deft. The the s<sup>d</sup> deft. being

delivery thereof, when he the s<sup>d</sup> deft. should afterwards be therunto requested, the s<sup>d</sup> plt. avers that the s<sup>d</sup> last mentioned goods wares & merchandizes so as af<sup>o</sup> sold & delivered were reasonably worth at the time of the sale & delivery thereof other £400. of like lawful money that is to say at Richmond af<sup>o</sup> where of the s<sup>d</sup> deft. afterwards that is to say on the same day & year last above mentioned them had notice from the said plt. yet the s<sup>d</sup> deft. in no wise regarding his af<sup>o</sup> several promises & undertaking made in manner af<sup>o</sup> but contriving and fraudulently intending, craftily & subtilly to deceive & defraud the s<sup>d</sup> plt. in this behalf have had not as yet paid, or in any wise satisfied the af<sup>o</sup> several sums of Money or any part thereof to the s<sup>d</sup> plt. altho' he the s<sup>d</sup> deft. afterwards that is to say on the day of in the year of our Lord one thousand seven hundred & fifteen afterwards was requested by the s<sup>d</sup> plt. to pay him the af<sup>o</sup> several sums of Money, but hath hitherto wholly refused & still refuses to pay or in any wise satisfy the same to the s<sup>d</sup> plt. to the damage of the s<sup>d</sup> plt. of five hundred pounds & thereof he brings suit &c. In Dec. Rich. Roe - pro. B. Washington for the plt. and the s<sup>d</sup> deft. altho' arrested & not appearing. Judgment is entered for the plt. against the s<sup>d</sup> deft. & C. Rich. Tappin est. his security for what damages the plt. hath sustained by occasion of the non performance of his assumption in the declaration mentioned, unless he shall appear at the next rules to be held on the 1<sup>st</sup> Monday in January next and answer this suit - or which day came the plt. af<sup>o</sup> by his attorney & the deft. still failing to appear. The Conditional Judgment obtained by the plt. against the s<sup>d</sup> deft. last December

211  
Rules is confirmed, for what damages the plt. hath sustained by occasion of the non performance of his assumption in the dec<sup>r</sup> mentioned which are to be ascertained by a Jury of bystanders upon a writ of Enquiry at the next Court of quarterly Sessions to be held on the first Monday in March next - In the mean time at rules held at the Court house of the s<sup>d</sup> County on the first Monday in February preceding the Court of quarterly Sessions in March af<sup>o</sup> came as well the plt. by B. Washington agent of the plt. the Judgment obtained by the plt. against the deft. last January rules, with the writ of Enquiry is set aside, whereupon the s<sup>d</sup> deft. defends the force & urgency whereof he saith that the plt. upon himself in manner & form as the s<sup>d</sup> plt. against him hath declared. of this he putteth him- self upon the Country, & the said plt. likewise. whereupon the trial of the issue is referred till the next Court of quarterly Sessions to be held for the County af<sup>o</sup> on the first Monday in March next - At quarterly Sessions held for the said County on the first Monday in March 1789, at which day came the parties af<sup>o</sup> by their Attornies af<sup>o</sup>. & thereupon came also a Jury, to wit, Jonathan Williams, William Leathins, George Lefson, Thomas Lydon, John Smith, John Robins, William Briskey, Tobias Purpelle, Robert Farnitrey, Edward Wack, Thomas Franklin & Charles Jones, who being duly sworn the truth to speak upon the issue joined, upon their oaths do say that the s<sup>d</sup> deft. did not assume upon himself in manner & form as the s<sup>d</sup> plt. against him in his declaration hath alleged. Therefore it is considered by the Court that the plt. take nothing by his bill, but for his false clamour he is in survey &c. & the deft. go hence without day & recover against the s<sup>d</sup> plt. his costs by him about his defence in this behalf expended, whereupon the plt. af<sup>o</sup> by his attorney tendered to the Court, a bill of Exceptions to the opinion of the Court in disallowing the account, with the oath & certificate, produced by the plt. to support his action af<sup>o</sup> to go as evidence to the jury which he prayed might be signed & sealed by the presiding Magistrate, of the Court which was accordingly done, in these words to wit, William deo Against Samuel Hopkins, In case, at this day came the parties by their Attornies, & a Jury being



contained in the book of accounts mentioned referred to in say the said affidavit to be hereunto  
also annexed, dated in London the 22<sup>nd</sup> day of May in the year of our Lord, one thousand seven  
hundred twenty seven.

Sealed

Recd

to which said account with the oath Certificate aforesaid, the said deft. by his attorney did

212

Object the Court, being of opinion, giving Judgment that the said account with the oath Certificate  
aforesaid was not legal evidence, & should not go with the Jury, the said plt. by his attorney did  
except to the said opinion of the Court, & did tender to the presiding Magistrate of the said Court,  
this his Bill of Exceptions to be sealed which is done &c. — Ro. Warneley Carter — *Secd*  
In obedience to the writ of the Court the district Court to us directed commanding us to certify  
under our seals, the record process & Judgment in a suit lately determined in Richmond  
County Court, between William Lee plt. Samuel Kipkins deft. We do hereby certify that the  
writing hereunto annexed is a true copy of the record, process & Judgment in the suit aforesaid  
given under our hands in Session aforesaid for the County aforesaid this 4<sup>th</sup> day of August  
1790. John Smith *Secd*. Walker Tomlin *Secd*. Robert Mutchill *Secd*. Robert Tomlin *Secd*.  
April ... 1790 ... alias writs of Error ... Sept. ... 1790 ... Court  
and certiorari ... April ... 1791 ... Sub. Dues Treas.

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & North<sup>do</sup>  
at Northumberland Courthouse, on Saturday the 9<sup>th</sup> day of April 1791. upon a writ of Error  
to a Judgment of the County Court, of Richmond recovered by the deft. against the plt. the  
4<sup>th</sup> day of March 1789. for Costs — This day came the parties by their attorneys, & thereupon the  
transcript of the record of the Judgment aforesaid, being seen & inspected, it seems to the Court  
true that there is no error in the said Judgment. Therefore it is considered by the Court, that  
the same be affirmed, & that the deft. recover against the plt. his costs by him about his defence  
in this behalf expended &c.

Pleas at the Courthouse of Northumberland County for the district composed of the Counties of  
Richmond, Westmoreland, Lancaster & Northumberland, on Friday the 1<sup>st</sup> day of April 1791.  
Before Joseph Priestly & Joseph Jones Esquires Judges only allotted to the said district —

Be it remembered that there was sent here from the County Court, of Northumbor<sup>do</sup>  
the record, of a Judgment recovered by William Efford against Jesse Alexander for 5<sup>l</sup>. this  
costs which Judgment was superseded by a writ of Supersedeas issued from the said district  
Court, which said record follows in these words, to wit, Pleas of the Commonwealth of  
Virginia before the Worshipful Justices of the peace for the County of North<sup>do</sup> at the  
Courthouse on Wednesday the 16<sup>th</sup> of March in the year of our Lord 1791. Be it remembered  
that heretofore, to wit, on the 13<sup>th</sup> day of August 1791, came Jesse Alexander sued out of the  
said Court his certain writ against William Efford of a plea of Covenant broken which  
writ is in these words, to wit, The Commonwealth of Virginia to the Sheriff of North<sup>do</sup> County  
greeting you are hereby commanded to take William Efford if he be found within your  
bailiwick & him safely keep so that you have his body before the Justices of our Court of

that the same be inquired of by a Jury of bystanders at the next town to be held for the said County upon at this day, to wit, at a Court, held for the said County at the Court-house, upon Wednesday, the 16<sup>th</sup> of March 1791, came the said Jesse Alexander by his attorney aforesaid, & thereupon came also a Jury to wit, Thomas Parkham, doct<sup>r</sup> Jones Charles Rich

Thomas Ashburne, John Bundale, Presly Bacherill, John Way, William Norris, Joseph Pope, Thomas W. Hughlett, & Chichester Glasgow & John Palmer, who were elected tried & sworn well truly to inquire of damages between the parties, in this suit, whereupon the s<sup>d</sup> Jesse Alexander having failed to file his declaration on the motion of the said William Efford by William Brown gent. his attorney, it is considered by the Court that the said Jesse Alexander be non suited & that the said William Efford go home hence without a day & that he recover against the said Jesse Alexander 5<sup>l</sup> damages this costs by him about his defence in this behalf expended & the said Jesse Alexander in money &c. and at a Court continued that for the said County on the 18<sup>th</sup> day of the same month the fell. by his attorney tendered his bill of exceptions which was received by the Court, sealed signed & ordered to be made part of the record in this cause which said bill of exceptions follows in these words to wit, Be it remembered that upon the trial of this cause after the Jury had been impanelled & sworn to inquire of damages upon a writ of enquiry the deft. by his attorney did then & there pray of the Court, to award a nonsuit for the want of declaration it appearing to the Court, that none had been filed in the suit aforesaid altho' the fell. attorney was then & there ready with a declaration & offered the same to the Court, which their Wardships refused & ordered their Clerk to enter a Judgment of nonsuit to which opinion of the Court the fell. by his attorney did then & there except & prayed the majority of the magistrates then in session to sign & seal this his bill of exceptions which is accordingly done this 18<sup>th</sup> day of March 1791. John Rogers Seal William Lee Seal William Nelson Seal Geo. Blackwell Seal  
Basts of fell. 180<sup>l</sup> 20<sup>s</sup> 20<sup>d</sup> at 12<sup>s</sup> 6<sup>d</sup>.  
95<sup>l</sup> at 10<sup>s</sup> 5<sup>d</sup>.  
225<sup>l</sup> 8<sup>s</sup> 16<sup>d</sup>.  
Costs of deft. 111<sup>l</sup> 10<sup>s</sup> 20<sup>d</sup> at 10<sup>s</sup> 5<sup>d</sup>. 45<sup>l</sup>.

Also by Teste, Tho. Pollard DC.

At a district Court held for the district of Richmond, Westmoreland, Lancaster & Northumberland, at Northumberland Courthouse, on Saturday the 9<sup>th</sup> day of April 1791, upon a writ of Superadeas to a Judgment of the County Court, of Northumberland recovered by the deft. against the fell. the 16<sup>th</sup> day of March last past for 5<sup>l</sup> damages for a non suit & the Costs. This day came the parties by their attorneys, & thereupon the transcript of the record of the Judgment aforesaid, being seen & inspected, it seems to the Court, here that the said Judgment is erroneous in this that the County Court, permitted the deft. to move for a nonsuit before the writ of enquiry of damages was set aside. Therefore it is considered by the Court, that the same be reversed & annulled & that the fell. recover against the deft. his costs by him expended in the prosecution of this writ aforesaid here. And it is ordered that the cause be sent back to the said County Court, for a new trial to be had therein between the parties.



judgment recovered by Thomas Hinton assignee of John Hinton Junr. who was assignee of Charles Rogers against Rawleigh Tapscott Esq. of Henry Tapscott dec. for £175. current money of Virginia & 132. Tobacco & 18. the costs which judgment was superseded by a writ of Superseas issued from the said district Court, which said record follows in these words, to wit, Proceedings in a suit before the Commonwealths Justices of Lancaster County, Between Thomas Hinton afo. of John Hinton Junr. who was afo. of Charles Rogers pl. against Rawleigh Tapscott esq. of Henry Tapscott dec. def. In debt. The Commonwealth of Virginia to the Sheriff of Lancaster County, greeting, you are hereby commanded to take Rawleigh Tapscott esq. of Henry Tapscott dec. if he be found within your bailiwick then safely keep so that you have his body before the Justices of our said County Court, of Lancaster at the Courthouse on the first day of the quarterly Session in August next to answer Thomas Hinton afo. of John Hinton Junr. who was afo. of Charles Rogers of a plea of debt for three hundred fifty pounds damage twenty pounds there there this writ. Witness James Gordon Clerk of our said Court, at the Courthouse aforesaid this 25. day of May 1789. in the 13. year of the Commonwealth - James Gordon - June 29. 1789. Executed by John Carpenter S. C. - Lancaster County rule August 1789. The pl. by his attorney appeared filed his declaration against

244

the said def. the said def. by his attorney prayed a special imparlance which was granted him. The cause is continued till the next rule to be held for the said County. The 6th declaration is in the following words, to wit, Lancaster County So. Thomas Hinton Sen. afo. of John Hinton Junr. who was afo. of Charles Rogers complains of Rawleigh Tapscott Esq. of Henry Tapscott dec. in custody & of a plea that he render unto him the sum of three hundred fifty pounds current money which he owes unjustly detains for this, to wit, that where as the said def. at the parish of Christ Church County afo. on the 28. day of October Anno. Dom. 1784. by his certain writing obligatory sealed with the seal of the said def. known in Court, produced acknowledged himself to be bound unto the said Charles Rogers in the afo. sum of £200. current money to be paid to the said Charles Rogers his heirs or assigns on or before the 25. day of December then next ensuing the date of the same, the s. Charles Rogers afterwards, to wit, on the 19. day of Nov. 1784. by his certain assignment indorsed on the same, did assign the same to the s. John Hinton Junr. with due notice to the said Rawleigh Tapscott & the said John Hinton Junr. afterwards, to wit, on the 26. day of November 1784. did assign the same to the s. Thomas Hinton Senr. with due notice to the s. def. nevertheless the s. Rawleigh Tapscott altho' often requested hath never paid the s. sum of £250. either to the s. Charles Rogers or to the s. John Hinton Junr. or the s. Thomas Hinton Senr. or any of them but hitherto hath refused still doth refuse to pay the same wherefore the s. pl. saith he is injured that damage to the value of £20. therefore he brings suit & A. pro. quer. Res. Doe Rich. Roe, p. 9 - The bond is in the following words to wit, Know all men by these presents that I Rawleigh Tapscott of the County of Lancaster esq. of Henry Tapscott dec. am lawfully bound unto Charles Rogers of the County afo. a legatee of the s. dec. in the full just sum of three hundred fifty pounds current money of Virginia to be paid to the said Charles Rogers his heirs or assigns I bind myself my heirs & firmly by these presents sealed with my seal & dated the 28. day of October 1784 - The Condition of the above obligation is such that if the above Rawleigh Tapscott esq. & shall well truly pay or cause to be paid to the s. Rogers legatee, or his heirs or assigns the full sum one hundred twenty five pounds lawful money of Virginia, it being in full of the legacy left him by Henry Tapscott dec. on or before the 25. day of December in the year one thousand seven hundred eighty five then the above obligation

rule day, to wit, the 24<sup>th</sup> day of October next at the rule to be held at the Clerks Office then to  
plead — at which 2<sup>d</sup> 24<sup>th</sup> day of October in the year a<sup>d</sup>. came the parties a<sup>d</sup>. by their Attornies  
a<sup>d</sup>. the s<sup>d</sup> deft. was ruled to plead at the next rule to be held at the Clerks Office for the s<sup>d</sup>  
County on the 21<sup>st</sup> day of November next — at which s<sup>d</sup> 21<sup>st</sup> day of November in the year a<sup>d</sup>.  
at the rules for the s<sup>d</sup> County a<sup>d</sup>. came the s<sup>d</sup> Hinton a<sup>d</sup>. of John Hinton Junr. who was a<sup>d</sup>.  
of Charles Rogers by his attorney a<sup>d</sup>. but the s<sup>d</sup> deft. who solemnly called came not but made  
default — and now at this day, to wit, the (2<sup>nd</sup> day of March Court), at a Court of quarterly Session  
held for the s<sup>d</sup> County by adjournment, came the s<sup>d</sup> Hinton a<sup>d</sup>. as a<sup>d</sup>. the s<sup>d</sup> Tapis cott being  
again solemnly called came not but made default, whereupon upon the prayer of the plt.  
by his attorney it is considered by the Court, now here that the plt. a<sup>d</sup>. as a<sup>d</sup>. recover against  
the s<sup>d</sup> Tapis cott a<sup>d</sup>. of Henry Tapis cott dec<sup>d</sup>. the sum of £350. current money of Virginia the  
costs to be discharged (except as to the costs) by the payment of £175. of the like money with interest  
to be computed thereon from the 25<sup>th</sup> day of December 1785, till payment of the s<sup>d</sup> deft. in Court  
money &c. The costs are 132<sup>th</sup> 70b. 1/8. Teste. James Gordon C. L. C. Sep<sup>r</sup>. 1790. in a  
district Court, held for the district of Richmond, Westmoreland, Lancaster & North<sup>th</sup> at North<sup>th</sup> Courthouse, on  
Saturday the 9<sup>th</sup> of April 1791. Upon a writ of Superseas to a Judgment of the County Court, of Damers-  
ton recovered by the deft. vs. the plt. the day of March 1790. for £350. to be discharged by the payment  
of £175. with legal interest thereon to be computed from the 25<sup>th</sup> day of Dec<sup>r</sup>. 1785, till paid of the costs —  
This day came the parties by their Attornies thereupon the transcript of the record, of the Judgment  
a<sup>d</sup>. being seen & inspected it seems to the Court here, that there is error in the s<sup>d</sup> Judgment, in this,  
that the deft. did not state in his declaration the act of assembly authorising assignments of Bonds  
bills & notes. Therefore it is considered by the Court, that the same be reversed & annulled, that the plt.  
recover against the deft. his costs by him expended, in suing forth & prosecuting his writ a<sup>d</sup>. here. It is  
ordered that the proceedings had in the s<sup>d</sup> County Court, be set aside up to the original writ, in the s<sup>d</sup>  
cause, that the same be sent back to the County Court, for further proceedings therein to be had &c.

25<sup>th</sup>  
Takes at the Courthouse of Northumberland County, for the district composed of the counties  
of Richmond, Westmoreland, Lancaster & Northumberland on Friday the 1<sup>st</sup> day of April  
1791. Before Joseph Prentiss & Joseph Jones Esquires Judges duly allotted to the said district.

Be it remembered that at the same Court, came James Dedrusina, Julia's Couras  
Ridder & James Clark p<sup>ts</sup>. and George Lee Turberville deft. of the said p<sup>ts</sup>. by Alex. Campbell  
their attorney brought into the said Court, then certain bill against the said deft. which bill  
follows in these words, to wit, Virginia West<sup>th</sup> County sc<sup>d</sup>. James Dedrusina Julia's Couras  
Ridder & James Clark joint partners in trade under the firm of Dedrusina, Ridder & Clarke  
complain of George Lee Turberville in custody &c. for that whereas the s<sup>d</sup> deft. on the 30. day  
of June 1788, at the parish of Boyle in the County a<sup>d</sup>. was indebted to the s<sup>d</sup> p<sup>ts</sup>. in the sum  
of £ for goods wares & merchandizes by the s<sup>d</sup> p<sup>ts</sup>. to the s<sup>d</sup> deft. sold & delivered at his  
special instant request being so indebted the s<sup>d</sup> deft. in consideration thereof afterwards, to  
wit, on the same day & year at the parish & County a<sup>d</sup>. undertook & then & there faithfully  
promised the s<sup>d</sup> p<sup>ts</sup>. to pay them the s<sup>d</sup> sum of £ when he the s<sup>d</sup> deft. should be afterwards  
thereunto required. yet the s<sup>d</sup> deft. not regarding his promise & undertaking made in form  
a<sup>d</sup>. but continuing fraudulently intending craftily & subtly to deceive & defraud the s<sup>d</sup> p<sup>ts</sup>. in  
this behalf hath not paid the s<sup>d</sup> sum of £ or any part thereof to the s<sup>d</sup> p<sup>ts</sup>. altho' often



accrual may be...  
Janf... 1791... Bout for Linder  
Feb... — — — Same.

March... 1791... deumren joined.

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland, at Northumberland Courthouse, on Saturday the 2<sup>nd</sup> day of April 1791. John Timberville came into Court, & undertook for the deft. that in case he shall be cast in this suit he will pay & satisfy the costs & condemnation of the Court, or render his body to prison in execution for the same, or that he the said John Timberville will do it for him. — And the same Court, on Saturday the 9<sup>th</sup> day of April 1791. This day came well the p<sup>ts</sup>. by their attorney, as the deft. in his proper person & the said deft. withdraws his demurrer & says that the p<sup>ts</sup>. have sustained damages by occasion of the nonperformance of the ap<sup>pr</sup>isment in the declaration mentioned to thirty pounds seven shillings & five pence. Therefore it is with the assent of the p<sup>ts</sup>. considered by the Court, that they recover against the deft. his damages aforesaid in form aforesaid & confessed their costs by them about their suit in this behalf expended, and the deft. in money &c.

216  
Pleas at the Courthouse of Northumberland County for the district composed of the Counties of Richmond, Westmoreland, Lancaster & Northumberland, on Thursday the 1<sup>st</sup> day of September 1791. Before Richard Barker Esquire Judge duly allotted to the said district.

Be it remembered that at the same Court, came William Lammont p<sup>ts</sup>. and Thomas Oliver deft. The said p<sup>ts</sup>. by J. Heath his attorney brought into the said Court, his certain bill against the said deft. in custody &c. of ap<sup>pr</sup>isment of debt, which bill follows in these words, to wit, County to wit, William Lammont complains of Andrew Morgan & Thomas Oliver in custody &c. of a plea that they render unto him the sum of £42..10. which to him they owe from him unjustly detain for that whereas the s<sup>d</sup> defts. on the 12<sup>th</sup> day of March in the year of our Lord 1789, at the parish of & County aforesaid by their certain bill penal sealed with their seals to the Court, now here shown the date whereof is the same day & year acknowledged themselves to be indebted to the s<sup>d</sup> p<sup>ts</sup>. in the sum of £21..5. to be paid to the s<sup>d</sup> p<sup>ts</sup>. on the said payment well & truly to be made, the s<sup>d</sup> defts. bound themselves their heirs &c. in the penal sum of £42..10. jointly by the said bill, & the s<sup>d</sup> p<sup>ts</sup>. in fact saith that the s<sup>d</sup> deft. did not pay to the s<sup>d</sup> p<sup>ts</sup>. the s<sup>d</sup> sum of £21..5. on according to the form & effect of the s<sup>d</sup> bill whereupon an action hath accrued to the s<sup>d</sup> p<sup>ts</sup>. to demand & have of the s<sup>d</sup> defts. the s<sup>d</sup> sum of £42..10. yet the said defts. altho' often required the s<sup>d</sup> sum of £42..10. to the s<sup>d</sup> p<sup>ts</sup>. have not yet paid but the same to to pay & altogether refused & still do refuse to the damage of the s<sup>d</sup> p<sup>ts</sup>. pounds therefore he brings his suit — In p<sup>ts</sup>. Doe Rich. Doe pledges &c. — And the Bill Penal in the declaration mentioned follows in these words, to wit, We Andrew Morgan of Frederick County & Thomas Oliver of Lancaster County do oblige ourselves our heirs &c. to pay or cause to be paid unto William Lammont of Richmond County the full just sum of twenty one pounds five shillings current

as well the felt. by his Attorney as the deft. in his proper person. The said deft. acknowledges the felt. action therefore with the assent of the felt. it is considered by the Court, that he account against the deft. forty two pounds ten shillings the debt in the declaration mentioned this Costs by him about his suit in this behalf expended, & the deft. in money. But this Judgment is to be discharged by the payment of twenty one pounds five shillings with legal interest thereon to be computed from the 12<sup>th</sup> day of March 1789. til paid the Costs.

It was at the Courthouse of Northumberland County, for the district composed of the Counties of Richmond, Westmoreland, Lancaster & Northumberland, on Thursday the 1<sup>st</sup> day of September 1791, Before Richard Parker Esquire Judge duly allotted to the said district.

Be it remembered that there was sent here from the General Court, according to the act of General Assembly in such case made & provided, a certain action depending in the said General Court, between Ewren Summers felt. and William Saunders deft. together with the papers therein the proceedings in which suit follows in these words, to wit, At a General Court, held at the Courthouse in the City of Richmond, on the day of 17, came the said felt. by J. Taylor his Attorney brought into the said Court, his certain bill against the said deft. in custody &c. of a plea of trespass on the case; which bill follows in these words, to wit, Your County Set. Ewren Summers merchants & partners complain of William Saunders in custody &c. for that whereas the said deft. on the day of 17 at the County af. was indebted to the s<sup>d</sup> felt. in the sum of £150. as well for divers goods Wares & merchandizes by the s<sup>d</sup> felt. to the s<sup>d</sup> deft. at his special instance & request before that time sold & delivered, as for sundry sums of money by the said felt. to the s<sup>d</sup> deft. at his like special instance & request before that time lent & advanced to & for his use paid laid out & expended & being so indebted he the s<sup>d</sup> deft. afterwards to wit, the same day & year at the County af. in consideration thereof assumed upon himself & to the s<sup>d</sup> felt. then & there faithfully promised that he the s<sup>d</sup> deft. the af. sum of money to the said felt.

would well & truly pay whenever he should be afterwards thereto required. yet the s<sup>d</sup> deft. at his often required the af. sum of money or any part thereof to the s<sup>d</sup> felt. hath not paid but the same to pay hath refused & still doth refuse to the damage of the s<sup>d</sup> felt. £150. & there of they bring suit &c.

Taylor, p. g. —

Feb. 1786. .... non assumpsit.  
Apr. — .... Cont?  
Dec. — .... Cont?  
Apr. 1787. .... Cont?  
Oct. — .... Cont?  
Apr. 1788. .... Cont?  
Dec. — .... Cont?

Sept. 1789. .... Cont?  
Apr. 1790. .... Cont?  
Sept. — .... Cont? & cam<sup>d</sup> to take depositions  
Apr. 1791. .... Cont. <sup>2</sup>

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland, at Northumberland Courthouse, on Friday the 2<sup>nd</sup> day of September 1791. This day came the deft. by his Attorney & the felt. being solemnly called came not nor is their suit further prosecuted. Therefore it is



in the declaration mentioned follows in more or less words  
 William Brown of Lancaster County & Thomas Waddy of Northumberland each of us are held specially  
 bound unto John Heath in the just & full sum of fifty two pounds eighteen shilling current money of  
 Virginia, to be paid unto the said John Heath his certain attorney his heirs execs. admors. or assigns to  
 which payment well truly to be made we bind ourselves each of us & each of our heirs execs. admors.  
 jointly by these presents sealed with our seal & dated this 22<sup>nd</sup> day of December Anno Domini one thousand  
 seven hundred seventy two - The Condition of the above obligation is such that if the above bound Wm.  
 Brown & Thomas Waddy do & shall well truly to pay or cause to be paid unto the s<sup>d</sup>. John Heath his  
 certain attorney his heirs execs. admors. or assigns the full & just sum of twenty six pounds some  
 shillings of the like money on or before the 25<sup>th</sup> day of April next with interest thereon from the date  
 hereof in case the same is not then paid then the above obligation to be void or else remain in full  
 force & virtue -

Sealed & delivered in presence of  
 Thomas Heath, Perry Waddy &c. }

and the assignment of the said writing obligatory in the declaration mentioned follows in these words, to wit  
 I John Heath do assign the within bond to Mr. Nicholas Flood for value received of him as witness

William Brown

Tho. Waddy

John Heath

John Heath

218

My hand this 24<sup>th</sup> day of December 1792.  
 Witness present, Sam<sup>l</sup>. Williams.  
 Sept<sup>r</sup>. 1789... C. order of deft. Brown & Waddy.  
 Oct<sup>r</sup>. ... rule to declare.  
 Nov<sup>r</sup>. ... further rule to declare.  
 Dec<sup>r</sup>. ... further rule to declare.  
 Jan<sup>y</sup>. 1790... Cont<sup>d</sup> for declaration.

At a district Court, held for the County of Richmond, Wm. Brown of Lancaster & Northumberland  
 at Northumberland Courthouse, on Friday the 2<sup>nd</sup> day of September 1791. This day came the parties by  
 their attorneys; Thompson came also a Jury, to wit, Richard Brown, John Carter, Charles Fallon, John  
 B. Langston, Peter W. C. Lanahan, Thomas Pollard, Newman B. Brown, John Downing, James Kelly,  
 Thomas Cavender, William Lattimore & Richard R. Brancroft, who being sworn well truly  
 to try the issue joined upon their oaths do say that the defts. have not paid unto the p<sup>l</sup>ts. the debt in  
 the declaration mentioned as the p<sup>l</sup>ts. by replying have alleged, & they assess the damages of the p<sup>l</sup>ts.  
 by occasion of the detention of the said debt to one penny. Therefore it is adjudged by the Court, that the  
 p<sup>l</sup>ts. recover against the defts. fifty two pounds eighteen shillings the debt in the declaration  
 mentioned together with their damages aforesaid in form aforesaid & assess their costs by them about  
 their suit in this behalf expended, & the defts. in money &c. But this Judgment is to be discharged by  
 the payment of those pounds ten shillings with legal interest thereon to be computed from the 20<sup>th</sup>  
 day of August 1788, till paid, & the damages & the Costs.

John Heath

1790... Cont<sup>d</sup> for declaration.  
 declaration made for p<sup>l</sup>ts.  
 paym<sup>t</sup> m<sup>d</sup>. & p<sup>l</sup>ts.  
 Cont<sup>d</sup> for declaration.

1791... Cont<sup>d</sup> at p<sup>l</sup>ts. costs.

Held at the Courthouse of Northumberland County, for the district purposes of the Counties of  
 Richmond, Westmoreland, Lancaster & Northumberland, on Thursday the 1<sup>st</sup> day of September 1791.  
 Before Richard Parker Esquire Judge duly allotted to the said District.

Be it remembered that there was here from the General Court, according to the act of General  
 Assembly in such case made & provided, a certain action & demand in said General Court, between

in the County of Essex ad. was indebted to the s. Arch. Trustee the full. in the sum of £ 35. of lawful money of Virginia, for divers goods, wares & merchandizes, by the full. before that time sold & delivered to the deft. at his special instance & request & being so indebted, the deft. in consideration thereof afterwards, that is to say, on the day & year last above mentioned, at the parish ad. in the County ad. undertook & then & there faithfully promised to the full. that he the deft. would well truly pay the s. sum of £ 35. to the full. when he the deft. should be thereunto required; & whereas also, afterwards that is to say, on the same day & year ad. at the parish ad. in the County ad. in consideration that the full. had before that time sold & delivered to the deft. at his special instance & request, divers other goods, wares & merchandizes, he the deft. undertook, & then & there faithfully promised to the full. that he the deft. would when he should be there thereunto requested, well truly pay to the full. so much money as the goods wares & merchandizes last above mentioned, were at the time of the sale & delivery thereof, reasonably worth. & the full. in fact saith, that the goods wares & merchandizes last above mentioned were at the time of the sale & delivery thereof, reasonably worth other £ 35. of like lawful money of Virginia, that is to say, at the parish ad. in the County ad. whereof the deft. afterwards, that is to say, on the same day & year last above mentioned, at the parish ad. in the County ad. had notice. & whereas also, the deft. afterwards, that is to say, on the same day & year ad. at the parish ad. in the County ad. was indebted to the full. in another sum of £ 35. of the lawful money of Virginia, for so much money by the full. for the use of the deft. at his special instance & request before that time paid & expended & being so indebted, he the deft. afterwards, that is to say, on the same day & year ad. at the parish ad. in the County ad. undertook & then & there faithfully promised to the full. that he the deft. would well truly pay the s. other sum of £ 35. to the full. when he the deft. should be thereunto afterwards required: nevertheless the

def. not at all regarding his s. several promises & undertakings so made aforesaid in form aforesaid but contriving, & fraudulently intending, craftily & subtilly to deceive & defraud the full. in this behalf, hath not paid to the full. the s. several sums of money, or any of them or any part thereof, altho' to pay the same to the full. the deft. afterwards, to wit, on the same day & year last above mentioned at the parish ad. in the County ad. was requested by the full. but the deft. hath hitherto entirely refused & still doth refuse to pay the same to the full. to the damage of the full. £ 35. therefore he brings suit. pledges of prosecution John Doe & Richard Roe - & Randolph for the full. —

|                                                    |                                     |                 |                                                              |             |
|----------------------------------------------------|-------------------------------------|-----------------|--------------------------------------------------------------|-------------|
| 1788. Mr. Thomas Doleys <sup>the account</sup> Dr. |                                     |                 | 1790                                                         |             |
| Aug. 10.                                           | To bal. due J. Bond this date       | 3. 17. 2 1/2    | Aug. 5. To 8 yd. cotton 10 lb. 9 1/2 yd. 0 1/2. 0. 10. 2 1/2 |             |
| 20.                                                | To 78 rum                           | 0. 0. 9         | To 1/4 bro. thread                                           | 0. 0. 6.    |
| Sept. 15.                                          | To 250 lb. nailes                   | 4/4 0. 1. 2 1/2 | 8. To Wm. Miskell                                            | 0. 8. 0.    |
| 20.                                                | To 1 full                           | 0. 3. 0.        | 20. To rum 1/2 60. 8. nailes 2 1/4                           | 0. 1. 6 1/2 |
| Oct. 13.                                           | To 2 bro. sugar                     | 7 1/2 0. 1. 3.  | Feb. 6. To brandy                                            | 0. 1. 3.    |
| 14.                                                | To 2 ball. & self                   | 0. 5. 3.        | 7. To Wm. Miskell                                            | 0. 8. 7 1/2 |
| Dec. 3.                                            | To 2 1/4 loaf sugar                 | 1/6 0. 3. 4 1/2 | 14. To 1 spard                                               | 0. 3. 9.    |
| 1789. Jan. 7.                                      | To 1 cuttice 1/1 doz. needles 3 1/2 | 0. 1. 3 1/2     | 19. To Alexander Harsh                                       | 0. 3. 9.    |
| 14.                                                | To 1 coffee 1/6 1/4 1/2 1/2 1/2     | 0. 3. 0.        | Mar. 12. To brandy                                           | 0. 4. 0.    |
| 19.                                                | To 1 bottle mustard                 | 0. 1. 6.        | 28. To 2 1/2 yd. 0 1/2. 6 1/4                                | 0. 1. 6 1/2 |
|                                                    |                                     |                 | To 1/4 bro. thread                                           | 0. 0. 6.    |



At a district Court, held for the district of Richmond, Western and Lancaster Shires Northumberland at Northumberland Courthouse, on Friday the 2<sup>nd</sup> day of September 1791. This day came the parties by their attorneys, & thereupon came also a Jury, to wit, William McCarty, William Garlington, Edward Rogers, George Pickens Junr, Dennis McCarty, Isaac Mott, James Gannor, Thomas Kirkham, Daniel Brown, Daniel Jackson, Thomas Thomas & Charles Bailey, who being elected tried & sworn well & truly to try the issue joined between the parties upon their oaths do say that the dec<sup>d</sup> in his lifetime did assume upon himself in manner & form as the pet. against him hath complained & also that he did assume upon himself within five years of the pet. suing out his original writ in this cause as the pet. by replying hath alleged. & they do assess the pet<sup>r</sup>'s damages by occasion of the s<sup>d</sup> dec<sup>d</sup> in his lifetime his non performance of the said assumption to seventeen pounds one shilling.

these words, to wit, The Commonwealth of Virginia, to the Sheriff of Westmoreland County, greeting. you are hereby commanded to take Augustine Mosley if he be found within your bailiwick, then safely keep, so that you have his body before our Justices of our said Court, of Westmoreland at the Courthouse on the last Tuesday in this month to answer Thomas Sanford of a plea of Detinue for a mare of the value of £15. damage £20. Thane then here this writ. James Island clerk of our said Court, at the courthouse of the 8<sup>th</sup> day of November 1786, in the 11<sup>th</sup> year of the Commonwealth. *(Sd)* Island - Executed. Robert Sanford Esq. November rules 1786. Special imparlance. December rules 1786, rule to plea. Jan<sup>y</sup> rules 1787, further rule. May rules 1787, non detinet. March Court 1788. Continued for deft. Westmoreland, to wit, Thomas Sanford complains of Guss Mosley in custody of a plea that he render to him one mare of the value of £15. which the s<sup>d</sup> Guss unjustly detains from him, for this, to wit, that whereas the said Thomas on the day of in the year of our said in the County of was possessed of the s<sup>d</sup> Mare of the value of £15. as of his own property, being so possessed afterwards, to wit, on the day<sup>th</sup> year of in the County of from his possession casually lost the s<sup>d</sup> Mare, which s<sup>d</sup> Mare afterwards, to wit, on the same day & year in the County of came to the hands & possession of the s<sup>d</sup> Guss by finding & still continues in the possession of the s<sup>d</sup> Guss by which an action has accrued to the s<sup>d</sup> Thomas to demand & have of the s<sup>d</sup> Guss the s<sup>d</sup> Mare, yet the s<sup>d</sup> Guss tho' often required, the s<sup>d</sup> Mare of the value of has not delivered but to deliver the same to the s<sup>d</sup> Thomas hath hitherto altogether refused to deliver & doth still refuse & detain the same to the damage of the s<sup>d</sup> Thomas of £20. Therefore he brings suit v<sup>o</sup> John Doe Rich<sup>d</sup> Roe filed pro. - Rich<sup>d</sup> Was Kingston pro. q<sup>ue</sup> - Westmoreland County s<sup>c</sup>. May quarterly Court. 1788. Thomas Sanford pl<sup>t</sup>. vs. Augustine Mosley def<sup>t</sup>. In detinue This day came the

parties by their attorneys, & thereupon came a jury to wit, Thomas & others, & others were sworn to try the issue joined (the Court excepted to the deft. waiving his law, compurgators being neither demanded or refused. The deft. excepts to the opinion of the Court, upon their oath do say that the deft. doth detain the Mare in the declaration mentioned, & that the s<sup>d</sup> Mare is of the value of nine pounds. & they do assess the pl<sup>t</sup>. damage by occasion of the detention of the s<sup>d</sup> Mare to five pounds besides his costs. Therefore it is considered by the Court, that he sh<sup>d</sup> recover against the deft. the Mare as<sup>d</sup> if to be had, but if not then the value aforesaid, together with his damages as<sup>d</sup> in form as<sup>d</sup> assessed this costs by him about his suit in this behalf expended, & the said deft. in murr<sup>y</sup> &c. From which Verdict & Judgment the deft. by his attorney offered his exceptions to the Court, in the following words, compurgators being neither demanded nor refused the deft. offered to wage his law & the question being proposed to the Court, it was determined by the Court, that the deft. could not wage his law. to which the said deft. by his counsel then & there excepted, which exceptions were received by the presiding Magistrate & sealed from which opinion of the Court, the said deft. by his attorney prayed an Appeal. Upon his entering into bond to prosecute the s<sup>d</sup> Appeal was granted, & also, Teste Jo<sup>h</sup> Island Clerk Westmoreland s<sup>c</sup>. I do hereby certify that the foregoing are true copies of the record & proceedings in the aforesaid of Thomas Sanford, against Augustine Mosley. —

Richard Lee *(Sd)*

mo<sup>o</sup>... 1789... Cont?

def<sup>t</sup>... 1790... Cont?

apl... 1790... order for Anteriori.

apl... 1791... Subpoena Duces Tecum.

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland, at



obligatory, sealed with his seal, & to the court, now here shown, the date whereof is on the same day & year as<sup>d</sup> acknowledged himself as executor to be held firmly bound unto the said John Reed Standish Forde in the just & full sum of £40. 4. 11. lawful money of Virginia, to be paid unto the s<sup>d</sup> John Standish their certain atty. exors. admors. or assigns, when he the s<sup>d</sup> deft. should be thereto afterwards required. Nevertheless, the s<sup>d</sup> deft. after often required, the s<sup>d</sup> sum of money to the s<sup>d</sup> p<sup>ts</sup>. has not paid, but the same to them to pay, neither has refused still does refuse, to the damage of the s<sup>d</sup> p<sup>ts</sup>. £20. & therefore they bring suit, & John Doe & Richard Roe, pledges of prosecution - J. L. Maird - And the writing obligatory in the declaration mentioned follow in these words, to wit, Know all Men by these presents, that I Andrew Morgan of Richmond County exor. of Daniel Morgan dec<sup>d</sup> am held firmly bound unto John Reed Standish Forde of the city of Philadelphia merchant in the sum of forty pounds four shillings eleven pence lawful money of Virginia, to be paid the said Reed Forde their certain attorney, exors. admors. or assigns, to which payment well truly to be made I bind myself my heirs, exors. & admors. firmly by these presents. Sealed with my seal dated the 7<sup>th</sup> day of October in the year of our Lord 1789. The Condition of this obligation is such, that if the above bounden Andrew Morgan his heirs, exors. admors. or any of them, shall do well & truly pay, or cause to be paid, unto the above named Reed Forde their certain attorney, exors. admors. or assigns, the just sum of twenty pounds two shillings five pence half penny on or before the first day of January next ensuing with interest from the date hereof without any fraud or further delay, then the above obligation to be void, or else to be remain in

full force & virtue.

Sealed & delivered in the presence of  
Chas<sup>r</sup>. R. Thompson, Rob<sup>t</sup>. Harris.

Apr<sup>l</sup>... 1791... rule for declaration.

May... 1791... Cont<sup>d</sup> for declaration.

Andrew Morgan... 

June... 1791... nonsuit for want of declaration.

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland at Northumberland Courthouse, on Monday the 5<sup>th</sup> day of September 1791. This day came the parties by their attorneys, they consent of the parties the nonsuit obtained in this suit in the Clerk's office at the rules is ordered to be set aside, & the deft. acknowledges the action of the p<sup>ts</sup>. Therefore with the assent of the p<sup>ts</sup>. it is considered by the Court, that they recover against the said deft. forty pounds four shillings eleven pence lawful money of Virginia, the debt in the declaration, their costs by them about their suit in this behalf expended, to be paid of the goods & chattels of the decedent in the hands of the said deft. to be administered of so much thereof he hath, if not then the costs to be paid of his own proper goods & chattels, the deft. in mercy &c. But this Judgment is to be discharged by the payment of twenty pounds two shillings five pence half penny, with legal interest thereon to be computed from the 7<sup>th</sup> day of October 1789, till paid & the Court & the p<sup>ts</sup>. agree to stay the execution of the same twelve months.

T<sup>h</sup>is at the Courthouse of Northumberland County, for the district composed of the counties of Richmond, Westmoreland, Lancaster & Northumberland, on Thursday the 1<sup>st</sup> day of September 1791. Before Richard Baskin & James Kany Esquires Judges duly allotted to the said district.

Be it remembered that there was sent here from the General Court, according to the Act of

your bailiwick them safely keep so that you have their bodies before the Justices of our s<sup>d</sup> County Court at the Courthouse of the said County on the first day of the quarterly session in March next to come Samuel Kephins of a plea of debt for six thousand pounds of Crop Tobacco damage £100. Have then there this writ. Witness, James Gordon Clerk of our said Court, the third day of December 1788 seven in the 12<sup>th</sup> year of the Commonwealth. James Gordon - and the return of the said writ, is in these words to wit, December 13<sup>th</sup> 1788; Represented on James Gordon esq. of Charles Bell dec<sup>d</sup>. Newton Brent J. S. - and at rules held for the said County in the Clerks office in March 1788, came the said fell. by his attorney filed his declaration in this suit which is in these words, to wit, Lancaster County, to wit, Samuel Kephins complains of Elizabeth Bell John Bell James Gordon esqs. &c. of Charles Bell dec<sup>d</sup>. of a plea that they render unto him the sum of six thousand pounds of Crop Tobacco and they unjustly detain from him for that whereas the said Charles in his lifetime, to wit, on the 10<sup>th</sup> day of July in the year of our said 1780, at the County aforesaid made his certain note in writing called a promissary note with his own proper hand subscribed thereto bearing date the same day & year above mentioned then & there delivered the said note to the said Samuel by which said note the aforesaid Charles promised to pay unto the said Samuel Kephins his heirs or assigns six thousand pounds of Crop Tobacco on or before the month of October next ensuing the date of the said note or on failure thereof he the said Charles did agree to pay five p. c. interest thereon from the 12<sup>th</sup> day of June next before the date of the said note that being the date of the contract by reason whereof by virtue of the act of Assembly in that case made & provided the said Charles became liable to pay to the aforesaid fell. the said sum of 6000<sup>l</sup>. Crop Tobacco with interest thereon after the rate of 5 p. c. & an<sup>st</sup>. &c. &c. to the true effect of the said note & being so liable the aforesaid Charles in his lifetime in consideration thereof afterw<sup>d</sup> to wit, the same day & year above mentioned upon himself assumed &c. to the

686  
said Samuel then & there faithfully promised that he the said Charles would pay unto the said Samuel the said sum of 6000<sup>l</sup>. Crop Tobacco with interest as aforesaid according to the true effect of the s<sup>d</sup> note when he should be thereto afterw<sup>d</sup> requested by the said Samuel nevertheless the said Charles in his lifetime or the said defts. since his death altho' after requested have not paid the said 6000<sup>l</sup>. Crop Tobacco to wit to the s<sup>d</sup> Samuel & the said defts. still do refuse to pay the same to the damage of the said Samuel of £100. Therefore he brings suit. L. Prachy for fell. March rules 1788 Common order - April rules, rule to plead - May rules, Denimur Vainder - and at a quarterly Court continued & held for the said County on Friday the 22<sup>d</sup> of August 1788, came the said parties by their attorneys & the matters of law arising on the demimur to the fell. declaration in this suit being argued the Court are of opinion that the demimur aforesaid & the matter therein contained are not good sufficient in law to preclude the said fell. from maintaining his action aforesaid against the said defts. Therefore it is considered by the Court, that the fell. recover against the said defts. six thousand pounds of Crop Tobacco (either at Surinam or Falmouth Warehouses) the debt in the declaration mentioned & also his costs by him about his suit in this behalf expended, to be levied of the goods & chattels of the said Charles Bell dec<sup>d</sup>. at the time of his death in the hands of the defts. to be administered if so much thereof they have but if not then the costs aforesaid to be levied of the proper goods & chattels of the said defts. But this Judgment except the costs may be discharged by the payment of five thousand eight hundred & eleven pounds of the like Tobacco with legal interest thereon to be computed from the 24<sup>th</sup> day of April 1788, till the





1787 Sept 1<sup>st</sup> To ditto on B<sup>o</sup> 958.  
 22828.  
 amt bro<sup>t</sup> from C<sup>t</sup> side 7108.  
 Balance due W. N. 15720.  
 Sept 1<sup>st</sup> 1788 Interest on balance 786.  
 16506.  
 amt bro<sup>t</sup> from C<sup>t</sup> side 2604.  
 13902.  
 Sept 1<sup>st</sup> 1789 To interest on balance 695.  
 14597.  
 amt from C<sup>t</sup> side 1449.  
 13152.  
 Sept 1<sup>st</sup> 1790 To interest on balance to this day 660.  
 " 1<sup>st</sup> 1791 To ditto on ditto to this day 660.  
 Sept 1<sup>st</sup> 1791 To ditto on ditto 2/3 year 440.  
 Balance due W. N. 14912.

By hire of 2 B<sup>o</sup> 5 days a 497. -- 15.0.  
 1/2 mo. 1445.  
 expended in Tob<sup>o</sup> a. 18/ p. C<sup>t</sup> £13. 0. 0 is 1445.  
 By a horse to be valued by W. N. J. A. Thompson Esq. }  
 Sept 1<sup>st</sup> 1788 Sept 1<sup>st</sup> 1789 }  
 Sept 1<sup>st</sup> 1790 }  
 Sept 1<sup>st</sup> 1791 }  
 Tobacco at 18/ per C<sup>t</sup> 1666.  
 Tobacco for horse 1666.  
 By your part Medicine acct. }  
 £23. 15. 6. sett<sup>d</sup> in Tob<sup>o</sup> at 20/ } 2378.  
 int on 2378 from 1782, say 9 years 104.  
 int for the Correll horse 2 years } 166.  
 on 1666 - - - - - }  
 Balance due W. N. 9658.  
 Sept 1<sup>st</sup> 1791 B. Excepted, 14912.30.  
 Willoughby Newton.

Pursuant to an order of the district Court, of North<sup>o</sup> Lancaster Richmond West<sup>o</sup> to us directed we have this day examined the accounts of Willoughby Newton of the Estate of Doctor George Steptoe dec<sup>d</sup> & find a balance due the said Newton of nine thousand six hundred & fifty eight pounds of merchants Croft Tob<sup>o</sup> from the Estate of said Steptoe given under our hands this 7<sup>th</sup> day of September 1791.

Sept 1<sup>st</sup> 1790 rule for declaration.  
 Oct 1<sup>st</sup> 1791 common order.

Nov 1<sup>st</sup> 1790 L. O. 20/ 1/2  
 Apr 1<sup>st</sup> 1791 Referred.

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland at Northumberland Courthouse, on Wednesday the 7<sup>th</sup> day of September 1791. This day came the parties by their attorneys, & the persons to whom all matters in difference between them in this suit was referred this day returned their award in these words, to wit, Pursuant to an order of the district Court of North<sup>o</sup> Lancaster Richmond West<sup>o</sup> to us directed we have this day examined the accounts of Willoughby Newton of the Estate of Doctor George Steptoe dec<sup>d</sup> & find a balance due the said Newton of nine thousand six hundred & fifty eight pounds of merchants Croft Tob<sup>o</sup> from the Estate of said Steptoe given under our hands this seventh day of September 1791.

Batisby Jones.  
 Daniel Mises.  
 J<sup>r</sup> T. Turberville.

Whereupon it is considered by the Court, that the said award be established, & that the full recovery against the debts the nine thousand six hundred & fifty eight pounds of Merchants Croft Tobacco mentioned in the said award, to be loved of the goods & chattels of the said deceased in the hands of the debts if so much thereof they have to be administered.

Done at the Courthouse of Northumberland County, for the district composed of the counties of Richmond, Westmoreland, Lancaster & Northumberland, on Thursday the 1<sup>st</sup> day of September 1791. Before Richard Parker & James Berry Esquires Judges duly allotted to the said district.  
 Be it remembered that there was sent here from the General Court, according to the Act of General



that he made it on behalf of his niece Ann Keath now the wife of the plt. That they were returned considered as her slaves whether the said George Dameron should die with or without making a will - we find that the said John Keath was the father of the said Ann Keath & that he received them as the slaves of the said Ann Keath - we find that the said John Keath as father aforesaid was possessed of the said slaves until the time of his death, which happened before the said Ann attained to the age of twenty one years or was married - we find that he sold Will a slave, & acknowledged that he sold him, who was the property of the said Ann by the consent of the said George Dameron to pay for the purchase of the said slaves, but that his price did not pay for the whole purchase, but left a balance - we find that the said Ann was married before she attained to the age of twenty one years - we find that the said John Keath made an entry in a book that he had given the said slaves to the said Ann because he had sold the aforesaid Will one of her slaves to pay for them - we find that the slaves Mary, Ann, Breehus, London & Randall, are the descendants of one or more of the said female slaves, & of none other as their female parents - we find that the plt. now is possessed of all the slaves in the declaration mentioned, & was so possessed from the time of the decease of the d<sup>r</sup>. John Keath until the time of the dying out of the w<sup>r</sup>d, in this suit, & at all times since - we find that the slave Will came to the said Ann by her Grand Mother - we find that two hundred four pounds eleven shillings was paid Col<sup>d</sup>. Williams Prachy as abut<sup>r</sup>. of Doct<sup>r</sup>.

226

Nicholas died on the 24<sup>th</sup> Nov<sup>r</sup>. 1777, by the said John Keath dec<sup>d</sup>. - we find that on that day he charged the above named George Dameron with eight pounds two shillings & six pence - we find a supplementary Inventory of the estate of the said deceased in the words & figures following, to wit, a supplementary Inventory of the estate of John Keath deceased, Mille a negro wench & child 23 years ago, Jacob a Lad, 17 ditto, Charles ditto 13 ditto, Phillis a wench, 17 ditto, Breehus, Man, 7 ditto, London a boy, 4 years ago, Anne a girl, 4. & an ditto 11, Mary ditto 9. - December 24<sup>th</sup> 1786, John Bro<sup>d</sup>. S. Keath exec<sup>r</sup> of John Keath dec<sup>d</sup>. - At a Court held for Northumberland County the 8<sup>th</sup> day of January 1787, This supplementary Inventory of the estate of John Keath d<sup>r</sup>. dec<sup>d</sup>. was this day returned by John Keath & Rob<sup>t</sup>. Jones Keath the exec<sup>r</sup>s. ordered to be recorded - Teste Bateley Jones & C. Alephy Teste Tho. Pollard & C. we find that the plt. doth detain the slaves in the declaration mentioned - we find an appraisement of the estate of John Keath deceased in the words & figures following, to wit, In obedience to an order of North<sup>h</sup>. County Court, we the subscribers met & appraised the estate of the late dec<sup>d</sup>. Capt<sup>r</sup>. John Keath in current money as followeth Viz<sup>t</sup>. December 4<sup>th</sup> 30. 1783.

|                                                                                                                                                           |                               |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------|
| Isa a Shoemaker £60. George £30. Peter £17. 10. Isaac 15 pounds                                                                                           | £122. 5 <sup>d</sup> . 10. 0. |
| 8 Volumes of Spectators at 25 <sup>d</sup> . 5 <sup>d</sup> . 0 <sup>d</sup> . foot of quality at 4 <sup>d</sup> . Volume 15 <sup>d</sup> .               | 2. 0. 0.                      |
| 1 Great folio Bible with Catts £1. 10. 2 Volumes of Helens lectures £1. 0.                                                                                | 2. 10. 0.                     |
| 2 Volumes of Johnsons Dictionaries 15 <sup>d</sup> . Sundry other books £2. 10. 1 Desk of Leedes £2. 0.                                                   | 5. 5. 0.                      |
| 1 small oval Table £1. 0. 1 square D <sup>r</sup> . 5 <sup>d</sup> . 1 bed of furniture £4. 10. 8 <sup>d</sup> . 1 bed of furniture £8.                   | 13. 15. 0.                    |
| 1 Bed £2. 0. 1 at £8. 1 bed in the passage £6. 1 w <sup>r</sup> d 4 <sup>d</sup> . 9 <sup>d</sup> . 0 <sup>d</sup> . flag & chairs 11/3 <sup>d</sup> .    | 16. 15. 3.                    |
| 1/2 dozen shallow green China plates 4 <sup>d</sup> . 2 d <sup>r</sup> . 4 <sup>d</sup> . 1/2 dozen green China cups & saucers Paul Kirk 6 <sup>d</sup> . | 0. 10. 4.                     |
| 1 Towen 1/6. 1 China 7/6. 1/2 dozen ordinary cups saucers & large dish 3 <sup>d</sup> .                                                                   | 8. 12. 0.                     |
| 2 Mugs 2 <sup>d</sup> . 2 green China 1/6. 1 glass can 1/6. Sundry glass ware 7/6.                                                                        | 0. 10. 0.                     |
| Sundry other ware Bread basket 9 <sup>d</sup> . 1 Tea Chest 1/2. 1/2 dozen large Silver spoons £3. 15.                                                    | 4. 3. 6.                      |

3 Iron pots £1. 2 Old pewter basons 1 pewter dish 5/. 1 Iron spit 3/. 3 flat Irons 6/. 1 Dutch Oven 10/. 1 14" 0.  
 To sundry wooden Ware 10/. 2 flap wheels 18/. 1 Cotton wheel 5/. 1 13" 0.  
 To sundry cotton wool cards 2/. 3 Milk pans 3/. 1 Spice all 1/2 pottle 10/. 0 13" 9.  
 1 large Queens china coffee pot 2/. 1 paper box 4" 3 large Suggs 10/. 0 12" 4.  
 To sundry fishing netts Hooks 5/. 1 case Bottles 18/. 2 Guns 10/ to half of a still £6 7" 13" 0.  
 3 bundle moulds 2 table cloths 18/. 1 pot rack sold pot books 5/. 1 3" 0.  
 1 knife case 3/. 3 chamber pots 2/. 1 tallies counterpane 18/ to 2 or chains 12/. 1 15" 0.  
 To a quantity of Corn at 12/6. 1 barrel. 0 12" 0.  
 To 2 flours 12/. To quantity of boards @ 5/. 1 hundred 2 1 2" 0.  
 1 whip saw 25/ 3 broad hoes at 3/. 9/ 4 D<sup>o</sup> killing hoes at 2/. 3/. 2 1 2" 0.  
 old jointer & cross 2/. 3 raw hides 18/. 2 narrow axes & grubbing 5/. 5" 5" 0.  
 9 tight barrels £2. 5. 5 runn whd. £1. 10. 1 cart wheels £1. 10 20" 5" 6.  
 To a parcel of poplar plank 5/6. to 1 shed horse £20. 0. 0. 31" 0" 0.  
 To 1 small bay Mare £8. D<sup>o</sup> 1 small bay horse £8. D<sup>o</sup> 1 large B. Mare £15. 16" 0" 0.  
 To 1 sorrell Mare D<sup>o</sup> £4. to 1 black Mare £3. to 1 old Roan £3. to 1 old sorrell £3. 26" 10" 0.  
 To 1 bay d<sup>o</sup> £4. to 1 sorrel d<sup>o</sup> £3. to 1 d<sup>o</sup> bay horse colt £6. to 1 black Mare colt £3. 10 13" 10" 0.  
 To 1 small roan colt £1. 10. to 1 yearling aged £5. 1 D<sup>o</sup> £5. 1 black Cow £2 6" 5" 0.  
 D<sup>o</sup> red brindle £2. 1 red side steer £1. 10. 1 red cow small £1. 10. 1 red cow heifer £1. 5 2" 4" 0.  
 1 small yellow heifer 18/. black ditto 12/. 1 brindle ditto 12/. 1 small bull yearling 5/. 6" 4" 0.  
 1 fatted cow £2. 19 heads sheep at 4/ each £3. 16. 1 black sow & five pigs 15/. 6" 2" 0.  
 1 white D<sup>o</sup> 5/4. D<sup>o</sup> 12/6. to 110 feet of lops fodder at 1/ p foot £5. 0. 0. to a quantity of blades at 2/6. p c<sup>o</sup> 1 15" 0.  
 17 shoals at 5/ each

109  
 Ezekiel Boydon, Isaac Gashim, Robert Pinchard— At a Court held for the Northumberland County the 18<sup>th</sup> day  
 of June 1784. This Inventory Appraisement of the Estate of John Keath dec<sup>d</sup> was this day returned ordered  
 to be recorded. Teste Cateley Jones C. C. Joseph Teste Tho. Pollard d. C. = we find the will of Thomas  
 Dameron in these words, to wit, I Thomas Dameron S<sup>on</sup> of the County of Northumberland being sick & weak  
 of body but of sound mind & memory thanks be to God do make this my last will & Testament in manner follow-  
 ing viz. first I commit my soul to God my Creator Every body to the earth its original being fully assured  
 that the sacrifice of Christ is a worthy expiation for all the sins of the faithful & therefore hope that my  
 soul & body will have a joyfull meeting at the resurrection of the just by the merits & mediation & intercession of  
 our compleat redeemer the Lord Jesus Christ Amen, I give to my son George Dameron all the land I now  
 live on with the appurtenances & also the land I bought of John Nichles to have & to hold unto my said son  
 George the heirs of his body lawfully begotten forever, & for want of such heirs I give the said lands to my  
 son Thomas Dameron & the male heirs of his body lawfully begotten, & for want of such issue to my two daugh-  
 ters, Winifred Dawning & Anne Dameron, & the heirs of their bodies lawfully begotten, Item I give to my son  
 Thomas Dameron my negro Woman called Nan & her future increas, Item I give to my Grandson Thomas  
 Dawning this heirs my negro Girl called Winney & her increas. Item I give to my son Thomas Dameron  
 my daughter Elizabeth Dawning after the death or Marriage of my wife Anne Dameron two negroes viz.  
 Robin & Phillis a woman, to be equally divided between them & their heirs. Item I give to my daughter Eliza-  
 Dawning one thousand pounds of Tobacco to be paid by my exec<sup>s</sup> hereafter mentioned, Item I give to my  
 son George Dameron this heirs three negroes viz. Charles, Moses & Killo, & her increas. Item I give to my  
 said son George, one feather bed & heads & furniture, six cows, five pigs six head of hogs one horse & colt



before given away nor natural life or widowhood sales the half of my house hold goods & all my  
 stock & other personal estate not herein before given during her Widowhood or natural life no longer  
 then I give all the rest of my negroes & all my other personal estate not herein before absolutely given to  
 my three children viz. my son George, my daughter Winifred, my daughter Anne their heirs to be equally divided  
 between them when my son George shall attain to the age of twenty one years or married. Item I give to my  
 three children viz. my son George my daughter Winifred my daughter Anne after the death or marriage of  
 my wife Anne Dameron all the negroes & household goods & other personal estate as I gave my said wife the  
 use of during as aforesaid the negroes herein before given only excepted the rest to be equally divided between  
 them their heirs at the death or marriage of my wife. Item it is my will that my estate shall not be apprais-  
 ed. Item I do appoint my said wife Anne Dameron exor. with my friend Capt. George Ball my son George  
 Dameron whom I appoint exor. with my said wife of this my last will & testament. In witness whereof I have  
 signed, sealed & delivered in presence of, Test Jas. Waddy  
 Test So. Mott, Test In. Nicholas  
 Thomas Dameron junr.

at a Court held for Northumberland County the 11<sup>th</sup> day of March 1750/1. This last will & testament of Thomas  
 Dameron dec<sup>d</sup> was presented in Court, by George Dameron one of the exors. therein named who made oath that  
 according to law & the same were proved by the oath of Joseph Mott a witness thereto & ordered to be recorded, &  
 on the motion of the undersigned certificate is granted him for obtaining a probate thereof in due form  
 Teste Tho. Jones Junr. Clk. Cur. — also by Teste Tho. Pollard A. C. — we find that Ann Dameron the  
 daughter of the s<sup>d</sup> Thomas Dameron mentioned in the said Thomas Dameron's will intermarried with the  
 aforesaid John Heath & departed this life sometime before the death of her mother — we find a memorial  
 on paper said to be a bond to be in the hand writing of the said John Heath deceased in these  
 words viz. being for negroes purchased at the said Heath's sale on his request — we find that Mrs.  
 Dameron the wife of the said Thomas Dameron departed this life sometime after the death of the said  
 Ann Heath the wife of the aforesaid John Heath dec<sup>d</sup> — we find that the money arising from the

228

Sale of negro Will, together with as much money as amounted to two hundred some pounds eleven  
 shillings was paid to the debt of Dr. Nicholas Flood in discharge of the debt due for the purchase  
 of the aforesaid negroes Nan, Milly, Phillis & Jack — we find that the s<sup>d</sup> In. Heath departed this  
 life sometime before December 1753, having first duly made his last will & testament in the words  
 & figures following, to-wit, In the name of God amen I John Heath of the County of Northumberland Parish of  
 Wiccamooco considering the uncertainty of this life think it necessary altho' under a tolerable state of  
 health at present to make this my last will & testament in the first place I request my exors. hereafter  
 mentioned as soon as convenient to commit my body to the earth as near my wives & children as possible  
 in as plain & decent a manner as may be; my soul I pray God through my blessed redeemer Jesus  
 Christ preserve — And now touching my small remains of possession in this world my first & earnest  
 request is that the utmost farthing due from me to any person or persons whatever justly claimed  
 may be paid in such a manner as will be the least distressing to the estate hereafter mentioned  
 Item I give unto my loving wife Chloe the tract of land whereon Joseph Tarkleson is now an overseer  
 purchased of George Conway Travers Downman containing near three hundred acres for her natural  
 life also the crop & stock thereon with shornahoe &c forever to her her heirs. Item I give to

Moreover upon the matter of law arising on the special verdict in this cause being argued it seems to the court, that the law is for the plaintiff. Therefore it is considered by the court, that the plaintiff recover against the defendant the following slave to wit, Milley, Sarah, Charles, Phillis, Bachelus, London, Ann Nam, Mary O'Kendall, in the said special verdict mentioned if to be had, if not to be had the sum of £35. the price of Milley, £55. the price of the said Sarah, £55. the price of the said Charles, £45. the price of the said Phillis, £31. the price of the said Bachelus, £24. the price of the said London, £20. the price of the said Ann, £41. the price of the said Nam, £37. the price of the said Mary and £15. the price of the said O'Kendall, &c. &c. his damages by the jury in their special verdict aforesaid assessed, this costs by him about his suit in this behalf expended, the debt in money &c.

From which Judgment the defendant prayed obtained an appeal to the next Court of Appeals, he having with Richard Lee & John James Manned his securities entered into & acknowledged a bond in the penalty of eight hundred thirty seven pounds conditioned as the law directs which appeal was not prosecuted by the order of the court.

It was at the Courthouse of Northumberland County, for the district composed of the Counties of Richmond, Westminster, Lancaster & Northumberland, on Thursday the 1<sup>st</sup> day of September 1771. Before Richard Parker & James Henry Esquires Judges duly allotted to the said district.

Be it remembered at the same Court, came Vincent Brent plaintiff and George Norris defendant. The said plaintiff by John Keath his Attorney brought into the said Court, his certain bill against the said defendant in custody of a plea of trespass upon the case for a malicious prosecution; which bill follows in these words, to wit, Vincent Brent complains of George Norris in custody of a plea of trespass upon the case &c. for that whereas y<sup>e</sup> said Vincent is a good, true, honest & faithful citizen of the commonwealth that he always from his birth hitherto, behaved & demeaned himself as such, & was always reputed, taken & known amongst his neighbours & acquaintances to be of good fame, name, credit, life & conversation; & always remained free & untainted of from all kind of fraud, felony, theft, robbery & conceit & of from all suspicion thereof; yet the said George well knowing the premises, but contriving & fraudulently intending to hurt & injure y<sup>e</sup> said plaintiff in his good name, credit & reputation of & also to bring his life into danger & to cause him to forfeit all his goods, & chattels upon the day of y<sup>e</sup> year of our said seventeen hundred & twenty at the parish of Christ Church County of Lancaster did falsely & maliciously impute the crimes of Battery & robbery to him y<sup>e</sup> said Vincent then & there falsely & maliciously made oath before James Tappan Esq<sup>r</sup> a Justice of the peace for y<sup>e</sup> County of that the y<sup>e</sup> said Vincent, had beat, wounded & robbed him y<sup>e</sup> said George of six half pence in gold some gold dollar lawfull money of Virginia from y<sup>e</sup> very person of y<sup>e</sup> said George, & thereupon by a warrant from y<sup>e</sup> Justice of falsely & maliciously procured y<sup>e</sup> said Vincent to be arrested for y<sup>e</sup> said battery & robbery supposed to be done by him, & further falsely & maliciously procured him y<sup>e</sup> said plaintiff to be arrested



warrant of prosecution af<sup>d</sup> by reason of which malice & false prosecution of said Vincent is greatly  
hurt & prejudiced in his good name credit & reputation af<sup>d</sup> & fill into great suspicion of af<sup>d</sup> aforesaid  
supposed battery & robbery among many of the good citizens of the commonwealth to whom his im-  
-cune in this behalf was unknown many of his acquaintances have withdrawn themselves from  
him & him his company as a person guilty of such heinous & heinous crimes, & further af<sup>d</sup> said  
Vincent was forced to lay out & expend, a considerable sum of money in defending himself & to  
undergo great troubles & labour to obtain his discharge in this behalf - whereby af<sup>d</sup> said Vincent  
saith that he is greatly prejudiced & hath damage £ 500. In<sup>d</sup> Doe R. Roe pledges &c. &c. Heath pro, fell.  
Sept<sup>r</sup>... 1790... rule for declaration

Act<sup>r</sup>... Common Order

Ap<sup>r</sup>... 1791... Reford B.

note... B.O. conf. with a writ of enquiry.

and the referees appointed in this cause, returned their award in these words, to wit, In obedience to an  
order of the honorable the Judges of the district court, continued & held at Northumberland Courthouse  
on the 8<sup>th</sup> day of April 1791 for the district of Richmond, Westmoreland, Lancaster & Northumberland,  
Counties - By which order all matters of difference in a certain action upon a malicious prosecu-  
-tion depending before the said court was submitted to the final determination of us the subscribers  
we have thereof met at Lancaster Courthouse on Wednesday the 6<sup>th</sup> day of July in the year af<sup>d</sup>  
having previously given the parties due notice of the time & place of such meeting, when it was  
moved to us & acknowledged by the parties that they had notice, to wit, from the 2<sup>nd</sup> of June to the  
6<sup>th</sup> day of July - the parties appeared when the subscribers called upon the parties af<sup>d</sup> to produce their

270

papers. Witnesses &c. to the said subscribers in order for their determination upon the action aforesaid,  
whereupon the said fell. Vincent Brent by Charles Deland Gent. his attorney informed us he was ready  
for trial - But the def<sup>t</sup>. George Morris informed us he was not ready for trial either with witnesses  
papers, or any testimony whatever, & moved that a further time be allowed him till some future  
day which was objected to by the said fell. Attorney - And it appearing to us the subscribers that  
the said def<sup>t</sup>. had not taken any legal or diligent steps for procuring any papers, witnesses, &c.  
Also it appearing by the oath of James B. Carter, a witness who was sworn on behalf of the said  
Vincent Brent that the said George Morris did not intend to come to trial at all before us the  
subscribers, notwithstanding the appointment as by the said order will appear - we the sub-  
scribers did therefore proceed agreeable to the order aforesaid whereupon Summary Witnesses were  
sworn & examined & summary paper writings produced & read together with a copy of the declaration  
filed in the cause - After mature deliberation had thereon, we find that the said George Morris  
had commenced a prosecution ag<sup>t</sup> the said Vincent Brent as the said Brent hath declared ag<sup>t</sup>  
him & we further find that the said prosecution was malicious, & that there appeared to us no  
grounds for commencing such prosecution ag<sup>t</sup> the said Vincent Brent - we do therefore  
determine the damages sustained by the fell. in this cause to be seventy five pounds current  
money of Virginia - which sum we have determined upon by extending an eye of pity upon the  
family of the said def<sup>t</sup>. & we do award & determine that the said def<sup>t</sup>. pay to the said fell. the said  
sum of seventy five pounds together with all costs by him about his suit expended - Given our  
our hands this 6<sup>th</sup> day of July 1791 - James Gordon = In<sup>d</sup> Degges -

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland  
at Northumberland Courthouse on the 14<sup>th</sup> day of July 1791

with witnesses, papers, or any testimony whatsoever moved that a further time be allowed him till some future day which was objected to by the said fllt. attorney, & it appearing to us the subscribers that the deft. had not taken any legal or diligent steps for procuring any papers writings &c. & also it appearing by the oath of James R. Carter a witness who was sworn on behalf of the said Vincent Brent that the said George Harris did not choose to come to trial at all before us the subscribers, notwithstanding the appointment as by the said order will appear - we the subscribers did therefore proceed agreeable to the order aforesaid whereupon sundry witnesses were sworn & examined & sundry paper writings produced & read together with a copy of the declaration filed in the cause - & after mature deliberation had thereon, we find that the said George Harris has commenced a prosecution ag<sup>st</sup> the said Vincent Brent as the said Brent hath declared against & we further find that the said prosecution was malicious, & that there appeared to us no ground for commencing such prosecution ag<sup>st</sup> the said Vincent Brent - we do therefore determine the damages, sustained by the fllt. in this cause to be twenty five pounds current money of Virginia which sum we have determined upon by extending our eye of pity upon the family of the said deft. & we do award & determine that the said deft. pay to the said fllt. the said sum of twenty five pounds together with all costs by him about his suit expended - Given under our hand this 6<sup>th</sup> day of July 1791.

James Gordon.

J<sup>rs</sup> Deppes.

Whereupon it is considered by the Court, that the said award be established, & that the fllt. recover against the deft. the security five pounds current money of Virginia & also costs by him about his suit expended, in the said award mentioned & the deft. in mury &c.

291  
Takes at the Courthouse of Northumberland County for the district composed of the Counties of Richmond, Westmoreland, Lancaster & Northumberland on Thursday the 1<sup>st</sup> day of September 1791 Before Richard Barker & James Henry Esquires Judges duly allotted to the said district.

Be it remembered that at the same Court, came George Harris fllt. and Vincent Brent & Thomas Pollard defts. & the said fllt. by Francis Brooke his attorney brought into the said Court, his certain bill against the said defts. in custody &c. of a plea of trespass assault & battery; which bill follows in these words to wit, Lancaster County, to wit, George Harris complains of Vincent Brent & Thomas Pollard, in custody &c. of a plea that whereas the defts. on the day of in the year of our Lord one thousand seven hundred & at the County with force & arms, to wit, with sticks staves & fists made an assault on the said fllt. & then & there beat-bruised wounded & ill treated him without any probable cause against the will of the said fllt. & the peace & dignity of the commonwealth; to the said fllt. his damage £150. Therefore he brings his suit - John Doe Richard Roe - Francis Brooke for fllt. -

Sept<sup>r</sup>... 1790... rule for dectn.  
act<sup>r</sup>... — — — — — Cont<sup>r</sup> for dectn.

Nov<sup>r</sup>... 1790... Common Order  
Dec<sup>r</sup>... — — — — — L.O. with writ of Habeas Corpus  
Apr<sup>r</sup>... 1791... refused

And the referees appointed in this cause returned their award in these words, to wit, In obedience to an order of the honorable the Judges of the district Court, continued & held at Court<sup>r</sup> Courthouse on the 3<sup>rd</sup> day of April 1791. for the district of Richm<sup>r</sup>, Westm<sup>r</sup>, Lancaster & North<sup>r</sup> Counties. By which



presented to us & acknowledged by the parties. that they had notice, to wit, from the 22<sup>d</sup> of June to the 3<sup>d</sup> 6<sup>th</sup> day of July - the parties both appeared when the subscribers called upon the parties aft<sup>r</sup> to produce their papers & witnesses to the said subscribers in order for their determination upon the action aft<sup>r</sup> whereupon the 6<sup>th</sup> fell George Morris informed us the subscribers that he was not prepared for a trial either with witnesses, papers, or any testimony whatever, & moved that a further time be allowed him till some future day, which was objected to by Charles Delain's gent. attorney for the said def<sup>t</sup>. Vincent Brent who moved a hearing thereupon agreeable to the tenor of the aft<sup>r</sup> order - & it appearing to us the subscribers that the said fell. had not

290  
taken any legal or diligent steps for procuring any papers. Witnesses &c. & it appearing by the oath of James R. Carter a witness who was sworn on behalf of the said def<sup>t</sup>. that the said fell. did not intend to come to trial at all before us the subscribers notwithstanding the appointment as by the said order will appear - we the subscribers did however proceed agreeable to the order aft<sup>r</sup> & do determine that the said suit be dismissed & that the said fell. pay unto the said def<sup>t</sup>. his costs by him expended about his defence in the said suit - & do accordingly award to the said def<sup>t</sup>. his costs aft<sup>r</sup>. Given under our hands this 6<sup>th</sup> day of July 1791.

James Gordon  
W<sup>m</sup>. Beggs

whereupon it is considered by the Court, that the said award be established, that the said suit be dismissed & that the fell. pay unto the def<sup>t</sup>. his costs by him expended about his defence in the said suit, as mentioned in the said award.

~~///~~  
List of slaves the property of Robert Carter of Westmoreland County taken from returns made the first day of January seventeen hundred ninety one, who were then living at the following plantations - namely - Nomony Hall - Arics - Old Ordinary - Taurus, Gemini, Forrest Quarter & Coles point in Westmoreland County - Cancer in Richmond County, Aquarius, Scorpio, Capricorn, Libra, Virgo, Sagittarius in Frederick County, Leo in Loudoun County, Cancer in Prince William County - at W<sup>m</sup>. John Perks's & W<sup>m</sup>. Robert Mitchell's both living in Richmond County.

|                                                  |      |                                           |      |
|--------------------------------------------------|------|-------------------------------------------|------|
| Nomony Hall denoted thus                         | I    | Scorpio denoted thus                      | X    |
| Arics denoted thus                               | II   | Capricorn denoted thus                    | XI   |
| Old Ordinary denoted thus                        | III  | Libra denoted thus                        | XII  |
| Taurus denoted thus                              | IV   | Virgo denoted thus                        | XIII |
| Gemini denoted thus                              | V    | Sagittarius denoted thus                  | XIV  |
| Forrest Quarter denoted thus                     | VI   | Leo denoted thus                          | XV   |
| Coles point denoted thus                         | VII  | Cancer in Prince Will <sup>m</sup> County | XVI  |
| Cancer in Richm <sup>d</sup> County denoted thus | VIII | W <sup>m</sup> . John Perks denoted thus  | XVII |

Tom son of Lucy  
 Sam son of Michael  
 David son of Billie  
 Tom son of Mary  
 Daniel son of Betty  
 James son of Rachel  
 Anthony son of Rachel  
 Billy son of Fanny  
 Abraham son of Mitty  
 James son of Wmmy  
 Harry son of Wmmy  
 Tom son of Judith  
 Appollo son of Kitty  
 Addison son of Sally  
 James son of Pat  
 Timothy son of Sammy

|     |       |                                        |
|-----|-------|----------------------------------------|
| 1.  | IV    | Leirora daught <sup>r</sup> of Sammy   |
| 1.  | V     | Wmmy daught <sup>r</sup> Alice         |
| 1.  | VI    | Karmah daught <sup>r</sup> Mima        |
| 1.  | same  | Wmmy daught <sup>r</sup> Mary          |
| 1/2 | VII   | Sarah daught <sup>r</sup> black Judith |
| 1.  | XII   | Patt daught <sup>r</sup> Sarah         |
| 1/2 | XIII  | Lousica daught <sup>r</sup> Charlotte  |
| 2/3 | same  | Betty daught <sup>r</sup> of Betty     |
| 1/2 | XIV   | Sally daught <sup>r</sup> Aggy         |
| 2/3 | XV    | Rebkey daught <sup>r</sup> Sarah       |
| 3/4 | same  | Nancy daught <sup>r</sup> Dorcas       |
| 1/6 | XVIII | Mark daught <sup>r</sup> Mary          |
| 2.  | I.    | Gerdelia daught <sup>r</sup> Rebkey    |
| 2.  | II    | Leirua daught <sup>r</sup> Betty       |
| 2.  | III   | Teason daught <sup>r</sup> Ariana      |
| 2.  | IV    | Betty daught <sup>r</sup> Mary         |

|     |      |
|-----|------|
| 1.  | III  |
| 1.  | same |
| 1.  | V    |
| 1.  | VIII |
| 1/2 | X    |
| 1/2 | XI   |
| 1.  | same |
| 1.  | XII  |
| 1/2 | XIII |
| 1/2 | same |
| 1/2 | XIV  |
| 1.  | XV   |
| 2.  | II   |
| 2.  | same |
| 2.  | same |
| 2.  | VI   |

N<sup>o</sup> Names of Males

Thaddeus son of Kate  
 Elijah son of Rose  
 Daniel son of Judith  
 Moses son of Molly  
 Aaron son of Molly  
 Alexander son of Mary  
 George son Rachel  
 Tom  
 George son of Mary  
 Newman son Judith  
 Solomon son Luey  
 David son of Lucy  
 Cephas son Betty  
 Tom son of Phillis  
 Paul son of Sam  
 George son of Mary  
 James son of Billie  
 Adam son of Luey  
 Newbin son of Kizziah  
 Diak son of Rachel  
 Kuchison son of Fanny  
 John son of Sally  
 Humphrey son Sarah  
 Sam<sup>l</sup> son of Lucy  
 Emmanuel son of Betty  
 George son of Alice  
 Lazarus son of Alice

years  
old

|    |       |
|----|-------|
| 2. | same  |
| 2. | IX    |
| 2. | X     |
| 2. | same  |
| 2. | same  |
| 2. | XI    |
| 2. | XIII  |
| 2. | XV    |
| 2. | XVII  |
| 2. | XVIII |
| 3. | I     |
| 3. | same  |
| 3. | same  |
| 3. | I     |
| 3. | VII   |
| 3. | same  |
| 3. | same  |
| 3. | VIII  |
| 3. | XI    |
| 3. | XII   |
| 3. | XIII  |
| 3. | same  |
| 4. | I     |
| 4. | II    |
| 4. | same  |
| 4. | same  |
| 4. | III   |
| 4. | same  |
| 4. | same  |
| 4. | same  |
| 4. | III   |

N<sup>o</sup> Names of Females

Mima daught<sup>r</sup> Mary  
 Lucy daught<sup>r</sup> black Judith  
 Rebkey daught<sup>r</sup> Sarah  
 Ariana daught<sup>r</sup> Kizziah  
 Lydia daught<sup>r</sup> Bina  
 Capta daught<sup>r</sup> Betty  
 Molly daught<sup>r</sup> Judith  
 Betty daught<sup>r</sup> Judith  
 Sarah daught<sup>r</sup> Lucy  
 Eliza daught<sup>r</sup> Rebkey  
 Charlotte daught<sup>r</sup> Lett  
 Polly daught<sup>r</sup> Mima  
 Sally daught<sup>r</sup> Billie  
 Kitty daught<sup>r</sup> Mary  
 Kisse daught<sup>r</sup> Sammy  
 Margory daught<sup>r</sup> Mitty  
 Rosa daught<sup>r</sup> of Mitty  
 Loannah daught<sup>r</sup> Aggy  
 Molly  
 Luey daught<sup>r</sup> Little Judith  
 Sally daught<sup>r</sup> great Judith  
 Lett daught<sup>r</sup> Lemima  
 Lykin daught<sup>r</sup> Ariana  
 Crofs daught<sup>r</sup> Dinah  
 Faith daught<sup>r</sup> Pat  
 Lett daught<sup>r</sup> Mary  
 Lett daught<sup>r</sup> Kizziah

years  
old

|    |      |
|----|------|
| 2. | VII  |
| 2. | X    |
| 2. | same |
| 2. | XI   |
| 2. | XII  |
| 2. | XV   |
| 2. | XVI  |
| 3. | I    |
| 3. | II   |
| 3. | same |
| 3. | III  |
| 3. | V    |
| 3. | VI   |
| 3. | X    |
| 3. | XI   |
| 3. | XIV  |
| 3. | same |
| 3. | same |
| 3. | XVI  |
| 4. | I    |
| 4. | same |
| 4. | II   |
| 4. | same |
| 4. | III  |
| 4. | same |
| 4. | VI   |
| 4. | XI   |



|                             |    |      |                              |    |      |
|-----------------------------|----|------|------------------------------|----|------|
| Eliazah son of Betty        | 4. | XII  | Eliza daught. Lucy           | 5. | same |
| John son of Milly           | 4. | XIV  | Peggy daught. Phillis        | 5. | ii   |
| Deck son of Susannah        | 4. | XVI  | Mary daught. Lemimah         | 5. | same |
| Elijah son of Sukey         | 5. | i    | Blake daught. Lucy           | 5. | iii  |
| Sam son of Tamar            | 5. | same | Frances daught. Kate         | 5. | vi   |
| David son of Betty          | 5. | IV   | Phillis daught. Biller       | 5. | same |
| Prince son of Mary          | 5. | VII  | Peggy daught. Mary           | 5. | XI   |
| George son of Molly         | 5. | XI   | Bett daught. Nanny           | 5. | XII  |
| Oliver son of Fanny         | 5. | XIII | Miffo daught. Betty          | 5. | same |
| Pilly son of Betty          | 5. | XV   | Flora daught. Bess           | 5. | XV   |
| John son of Judith          | 5. | XVI  | Penelope daught. Kate        | 6. | i    |
| Kate son of Sarah           | 6. | iii  | Nutty daught. Sukey          | 6. | X    |
| Daniel son Lemima           | 6. | ii   | Nanny daught. Mary           | 6. | same |
| George Weldon son of Beckey | 6. | same | Leanna daught. black Judith  | 6. | XII  |
| Cassius son Ariana          | 6. | same | Joan daught. Rachel          | 6. | XV   |
| James son of Betty          | 6. | IX   | Polly                        | 7. | i    |
| Sam son of Hizziah          | 6. | XI   | Audelia daught. great Judith | 7. | same |
| Sam son of Phillis          | 7. | i    | Frances daught. Sarah        | 7. | iii  |
| John, son of Alice          | 7. | iii  | Hannah daught. Patti         | 7. | VIII |
| Richard son Dinah           | 7. | same | Dina daught. Sukey           | 7. | XIV  |
| David son of Fanny          | 7. | XIII | Rabb daught. Franky          | 8. | VIII |
| John son of Betty           | 7. | XV   | Molly daught. Sukey          | 8. | X    |
| Isaac son of Judith         | 7. | XVI  | Syba daught. Sarah           | 8. | XII  |
| Thaddeus son Prose          | 8. | i    | Nurvy daught. Betty          | 9. | i    |
| Moses son of Sukey          | 8. | same | Diobsa daught. Lucy          | 9. | V    |
| Antohison son Beckey        | 8. | ii   | Judith daught. Minnah        | 9. | IX   |
| Daniel son Betty            | 8. | IV   | Dorcus daught. Betty Banks   | 9. | XIII |
| Felix son of Kate           | 8. | same | Lett daught. Sarah           | 9. |      |

234

| N. Names of Males           | years old | living above | N. Names of Females               | years old | living above |
|-----------------------------|-----------|--------------|-----------------------------------|-----------|--------------|
| Frederick son Lemmy         | 8.        | same         | Betty                             | 9.        | XV           |
| Isaac son Hizziah           | 8.        | XI           | Milly daught. Winny               | 9.        | same         |
| Ralph son of Patti          | 8.        | XII          | Phillis                           | 9.        | XVI          |
| Burkley son of              | 8.        | XVI          | Prose daught. Sarah               | 10.       | i            |
| Burkley son of great Judith | 9.        | i            | Judith daught. John Smith         | 10.       | ii           |
| John son of Phillis         | 9.        | same         | Lucy daught. Mary                 | 10.       | vi           |
| Anthony son Alice           | 9.        | ii           | Lemmy daught. Betty               | 10.       | XII          |
| Solomon son Patti           | 9.        | iii          | Dorcus daught. Fanny              | 10.       | XIII         |
| James son Biller            | 9.        | vi           | Polly daught. Patti               | 10.       | XVI          |
| Picamus son Mary            | 9.        | vii          | Mary daught. Sarah                | 11.       | XIII         |
| Jepe son Sukey              | 9.        | viii         | Charlotte daught. Betty           | 11.       | XV           |
| Sam Jones son Judith        | 9.        | X            | Nancy grand daughter hopest Betty | 11.       | same         |
| Joe son of Kate             | 10.       | iii          | Rose                              | 11.       | XVI          |
| George son of Lemmy         | 10.       | IV           | Betty daught. Rose                | 12.       | i            |
| Harry son of Peggy          | 10.       | V            | Frances daught. Lemmy             | 12.       | IV           |

|                               |          |                                |          |
|-------------------------------|----------|--------------------------------|----------|
| John son of Vegg              | 15. vii  | Polly daughter Miller Solomon  | 17. iv   |
| Ben son of Harry              | 15. ix   | Judith                         | 17. x    |
| Red son of Molly at Virgo     | 15. xi   | Abby                           | 17. same |
| James                         | 16. i    | Sarah daughter of Laster Billy | 17. xi   |
| Henry son of great Judith     | 16. same | Charlotte daughter of Rachel   | 17. same |
| Stephen Scullion              | 16. same | Dina wife of Jack              | 17. xii  |
| Walter orphan                 | 16. ix   | Aggy sister of Sampson         | 17. xiii |
| George son of Rachel at Virgo | 16. xiii | Riziah daughter of Rachel      | 17. xv   |
| Charles son of Rachel         | 16. same | Mary sister of Jerry           | 18. viii |
| Thomas son of Molly           | 16. xv   | Rose wife of Sampson           | 18. ix   |
| Titus                         |          |                                |          |

| N. Names of Males            | years old | place abode | N. Names of Females                             | years old | place abode |
|------------------------------|-----------|-------------|-------------------------------------------------|-----------|-------------|
| Alexander son of Lucy        | 17. i     |             | Mary                                            | 18. x     |             |
| Hamahab                      | 17. vi    |             | Judith                                          | 18. xviii |             |
| George                       | 17. vii   |             | Phely                                           | 18. xi    |             |
| Billy                        | 17. same  |             | Doreas daughter Sarah                           | 19. iii   |             |
| James son of Beck            | 17. ix    |             | Grace from Gainer                               | 19. ix    |             |
| Jack                         | 17. xi    |             | Erie daughter Teanon                            | 20. i     |             |
| Billy                        | 17. xi    |             | Eve wife of Bricklayer James                    | 20. same  |             |
| Sarah                        | 17. xiv   |             | Sucky wife of Priamus                           | 20. vi    |             |
| Henry                        | 17. xv    |             | Harry                                           | 20. xi    |             |
| Sam Jones                    | 18. i     |             | Lucy sister of Sampson                          | 20. xiii  |             |
| Harry son of Teanon          | 18. same  |             | Henry daughter Baptist Billy                    | 20. xv    |             |
| Armistead                    | 18. ii    |             | Henry wife of Geo. Cary                         | 21. iii   |             |
| Isaac Carpenter              | 19. i     |             | Letty daughter Sarah                            | 21. same  |             |
| Daniel                       | 19. vi    |             | Hamahab                                         | 21. x     |             |
| Sam                          | 19. viii  |             | Sally wife of Simon                             | 21. xiii  |             |
| Priamus                      | 20. vi    |             | Aggy                                            | 21. xiv   |             |
| Jerry                        | 20. viii  |             | Pete spinster                                   | 22. ii    |             |
| Sampson                      | 20. ix    |             | Pete spinster                                   | 22. same  |             |
| James                        | 20. xiv   |             | Mary                                            | 22. xi    |             |
| Anthony son of George Rachel | 20. xv    |             | Aggy                                            | 22. xv    |             |
| John Newman                  | 21. i     |             | Ariana                                          | 23. ii    |             |
| Simon Carpenter              | 21. same  |             | Kate                                            | 23. xv    |             |
| Dennis                       | 21. iii   |             | Judith house maid commonly called Little Judith | 24. i     |             |
| Lewis                        | 21. v     |             | Lucy wife of Guy Cooper                         | 24. ii    |             |
| Dick                         | 21. xii   |             | Becky wife of George Weaver                     | 24. same  |             |
| Prestly                      | 21. xv    |             | Fanny former wife of Billy                      | 24. xiii  |             |
| Ben son of Betty             | 22. iv    |             | Milly wife of Abraham                           | 24. xiv   |             |
| Billy Weaver                 | 22. x     |             | Letty daughter of Lucy                          | 25. i     |             |
| Nathaniel                    | 22. xv    |             | Lemina wife of Simon                            | 25. ii    |             |
| George son of Rachel         | 22. same  |             | Billie wife of Sampson                          | 25. vi    |             |



|                              |     |      |                                 |     |      |
|------------------------------|-----|------|---------------------------------|-----|------|
| Harry                        | 23. | IV   | Sasannah                        | 25. | XVI  |
| Glasgow                      | 23. | V    | Judith                          | 25. | same |
| James                        | 23. | X    | Peggy                           | 25. | same |
| Jack                         | 23. | XII  | Mary                            | 25. | VII  |
| Dennis                       | 24. | I    | Petty house maid                | 26. | I    |
| Sampson                      | 24. | same | Mary wife of Prestly            | 26. | VI   |
| Nelson                       | 24. | XII  | Petty wife of Ralph             | 26. | VII  |
| Glasgow                      | 24. | XV   | Franky                          | 26. | XIV  |
| Nath Turner                  | 25. | I    | Alice Spunster                  | 27. | II   |
| Vincent Carpenter            | 25. | same | Hate wife Tom Walker            | 27. | IV   |
| Bobb Hatter                  | 25. | same | Alice daught: Harry             | 28. | III  |
| Prestly                      | 25. | VI   | Mary wife of George             | 28. | VII  |
| Frank Carpenter              | 26. | I    | Black Judith                    | 28. | X    |
| Billy postilion              | 26. | same | Pine wife of Glaston Will       | 29. | I    |
| Paul China                   | 27. | same | Sally Spunster                  | 29. | II   |
| Moses son of Molly           | 27. | XI   | Sarah wife of Willoby           | 30. | I    |
| Simon                        | 27. | XIII | Jenny wife of Tom Butcher       | 30. | IV   |
| Solomon Waiter               | 28. | I    | Rizziah                         | 30. | XI   |
| Prince Weaver                | 28. | II   | Jenny                           | 30. | XV   |
| George Cary                  | 28. | III  | Sucky wife of miller Solomon    | 31. | I    |
| Ralph                        | 28. | VII  | Phillis wife of Sawny           | 31. | same |
| John black Smith             | 29. | I    | Grip                            | 31. | XII  |
| George Weaver                | 29. | II   | Wimpy daughter of baptist Billy | 31. | XV   |
| William son of Baptist Billy | 29. | XV   | Sucky wife of Robin             | 32. | VIII |
| Nary shomaker                | 30. | I    | Petty daughter of baptist Billy | 32. | XV   |
| Argy                         | 30. | XV   | Hate daught: of Mary            | 33. | III  |
|                              |     |      | Pate wife of Liffie             | 33. | same |

236

| N. Names of Males | years old. | place of abode. | N. Names of Females           | years old. | place of abode. |
|-------------------|------------|-----------------|-------------------------------|------------|-----------------|
| James             | 31.        | I               | Sarah wife of Geo. Cartman    | 33.        | III             |
| Toby              | 31.        | same            | Nanny wife of Frank           | 33.        | VII             |
| Daniel, Carpenter | 31.        | same            | Pate daught: of Pompey        | 33.        | XII             |
| Baker, gardener   | 31.        | same            | Rachel wife of Billy          | 33.        | XIII            |
| James             | 31.        | XI              | Rabb Spunster                 | 35.        | II              |
| Nelson joiner     | 32.        | I               | Kannah Weaver                 | 35.        | XV              |
| James             | 32.        | VII             | Sary Sary maid                | 36.        | I               |
| George Cartman    | 32.        | III             | Rose wife of Tom postilion    | 37.        | same            |
| Tam               | 33.        | VII             | Petty Banks                   | 37.        | IX              |
| George ditcher    | 33.        | same            | Molly wife of Peter           | 37.        | X               |
| Abraham           | 33.        | XIV             | Petty widow of Glasgow        | 37.        | XII             |
| Jack              | 33.        | XVI             | duty, Seamstress              | 38.        | I               |
| Gay, cooper       | 34.        | I               | Sarah wife of George          | 38.        | XIII            |
| Oliver cooper     | 34.        | XV              | Dina wife of Tom Cary         | 43.        | III             |
| Sawny cooper      | 36.        | I               | Sarah wife of Sam Brutus      | 43.        | X               |
| James Thomas      | 37.        | same            | Polly daught: Mary            | 43.        | XV              |
| Robert Carpenter  | 37.        | same            | Nomour. Ball first day August |            |                 |

Whereas I Robert Carter of Homage Hall in the County of Westmoreland, & Commonwealth of Virginia am possessed as my absolute property of, in & to many negroes & mulatto slaves whose number, names, situations & ages will fully appear by a Schedule herunto annexed. And whereas I have for some time past been convinced that to retain them in Slavery is contrary to the true principles of Religion & Justice, & that therefore it was my duty to manumit them, if it could be accomplished without infringing the laws of my Country, & without being of disadvantage to my neighbours & the Community at large. And whereas the General Assembly for the Commonwealth of Virginia did in the year seventeen hundred & eighty two enact a Law entitled "An Act to authorize the manumission of Slaves" now be it remembered that the said Robert do under the said Act for myself my heirs Executors & Administrators emancipate from Slavery all such my slaves manumitted in the aforesaid Schedule (as are under the age of forty six years) but in a manner & form as hereafter particularly mentioned & set forth, that is to say: that for as much as I have with great care & attention endeavoured to discover that mode of Manumission from Slavery which can be effected consonant to Law & with the least possible disadvantage to my fellow Citizens I have determined to discharge myself from this Act of Justice & Duty by declaring that my Slaves not receive an immediate but a gradual Emancipation in the following manner - viz - Fifteen of my slaves under the age of forty six beginning at the oldest & descending according to their age are hereby emancipated & set free on the second day of January seventeen hundred & ninety two: And fifteen more of my slaves shall be liberated & set free on the first day of January seventeen hundred & ninety three & so annually in every year upon the first day of January (unless when that happens on a Sunday then on the next succeeding day) until the year eighteen hundred & one inclusive

By which means one hundred & fifty of my slaves within the age restricted by the Act aforesaid will be manumitted; Regard still being had in all the subsequent manumissions that the oldest of my slaves be the first emancipated: - And whereas it will be found from the Schedule aforesaid that a large number of my male & female Slaves are at present under the ages of twenty one & eighteen years; I do hereby declare that such every of the male negroes shall be emancipated & set free when he or they shall have attained the age of twenty one years & such every of the Females when he or they shall have attained the age of eighteen years respectively according to the said Schedule. The aforesaid Act of Assembly. In witness whereof I have hereunto set my hand & affixed my seal this first day of August in the year of our Lord seventeen hundred & ninety one  
sealed & delivered in presence of -

Robt. Carter

*[Signature]*

And whereas many female slaves mentioned in the annexed Schedule have been delivered of Children since the first day of January seventeen hundred & ninety one, which Children are



District of North<sup>2</sup> Northumberland County Set<sup>2</sup> Thomas Downing complains of Richard Conway in  
 custody & of a plea, for this to wit, for that whereas the s<sup>d</sup> def<sup>t</sup> on the day of in y<sup>e</sup> year of  
 our Lord 178 at the parish of St. Stephens County of & did contract, bargain sell & deliver unto  
 the s<sup>d</sup> plt. a certain negro slave by name for y<sup>e</sup> valuable consideration of pounds  
 which he y<sup>e</sup> s<sup>d</sup> plt. did pay & advance unto y<sup>e</sup> s<sup>d</sup> def<sup>t</sup>. inconsideration whereof for the better  
 security of the title of the s<sup>d</sup> slave y<sup>e</sup> s<sup>d</sup> def<sup>t</sup>. did execute & deliver unto y<sup>e</sup> s<sup>d</sup> plt. in presence  
 of many witnesses an instrument of writing commonly called & known by the name of a  
 Bill of Sale with a warranty thereto included, by virtue of which he s<sup>d</sup> plt. was possessed of y<sup>e</sup> s<sup>d</sup> slave  
 quietly & without interruption, until afterwards, to wit, on the day of in the year of our Lord  
 17 the s<sup>d</sup> plt. was sued &impleaded at Co. Law in the Worshipful Court of North<sup>2</sup> by a certain  
 Edward Conway the elder brother their at Law of James Conway dec<sup>d</sup>. his father & was recovered a  
 Judgment vs the s<sup>d</sup> plt. for y<sup>e</sup> s<sup>d</sup> negro slave as also damages vs y<sup>e</sup> s<sup>d</sup> plt. for pounds  
 which will more at large appear by the Ind<sup>t</sup> of the Court af<sup>t</sup> here to annexed yet near thereto  
 the s<sup>d</sup> def<sup>t</sup>. not ignorant of the premises & as af<sup>t</sup> did afterwards, to wit, on the day of in  
 y<sup>e</sup> year 1792, did assume upon himself &athfully promise that y<sup>e</sup> s<sup>d</sup> plt. should not be injured  
 by the recovery af<sup>t</sup> but that he the s<sup>d</sup> def<sup>t</sup>. would amply compensate & pay unto y<sup>e</sup> s<sup>d</sup> plt.  
 the value of the negro af<sup>t</sup> & all reasonable damages he the s<sup>d</sup> plt. has sustained thereby -  
 notwithstanding the s<sup>d</sup> def<sup>t</sup>. tho<sup>t</sup> often requested by y<sup>e</sup> s<sup>d</sup> plt. to pay him y<sup>e</sup> value & damages as af<sup>t</sup> hath  
 hitherto refused & still doth refuse to the damage of the s<sup>d</sup> plt. pounds  
 2<sup>d</sup> March 1792. I do hereby agree to confess Judgment for sixty pounds in favour of Capt. Thomas

238

Downing in the suit he hath or may returnable to the ensuing district Court of North<sup>2</sup> do  
 witness my hand & seal y<sup>e</sup> day & year above  
 Teste Thomas Thurst John Wice

Rich<sup>d</sup> Conway Esq

At a district Court held for the district of Richmond, Westmoreland, Lancaster & Northumb<sup>2</sup>  
 at Northumberland Courthouse, on Monday the 2<sup>nd</sup> day of April 1792. This day came the plt. by  
 his Attorney, & the def<sup>t</sup>. by his note in writing having acknowledged the plt's action that the said plt.  
 hath sustained damages by occasion in the declaration mentioned to sixty pounds. Therefore with the  
 assent of the plt. it is considered by the Court, that he recover against the def<sup>t</sup>. his damages aforesaid  
 according to the confession af<sup>t</sup>. His costs by him about his suit in this behalf expended, & the def<sup>t</sup>.  
 in mercy &c.

Pleas at the Courthouse of Northumberland County, for the district composed of the Counties of  
 Richmond, Westmoreland, Lancaster & Northumberland, on Monday the 2<sup>nd</sup> day of April 1792. Before  
 Edmund Winston & John Tylor Esquires Judges duly allotted to the said district.

Be it remembered that at the same Court, came William Grosby plt. and Thomas  
 Plummer & Holland Bayne def<sup>t</sup>s. and the said plt. by John Heath his Attorney brought into  
 the said Court, his certain bill against the said def<sup>t</sup>. in custody & of a plea of debt; which

before the twenty fifth day of December now ensuing then this obligation to be paid of none effect or else to remain in full force power & virtue with interest thereon from the date of these presents in witness whereof we have hereunto set our hands & seals this day & date above written

Test Thomas Sugrue

April rule 1791. Alias  
Sept. B. order

Oct. 1791. C.D. conf.

Thomas Plummer Esq.  
Holland Bayne Esq.

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & North at North Courthouse, on Monday the 2<sup>nd</sup> day of April 1792. This day came the plt. by his attorney & the deft. Thomas Plummer in his proper person acknowledges the plt's action. Thereupon with the assent of the plt. it is considered by the Court that hereafter against the said deft. Thos. Plummer security six pounds current money of Virginia the amt in the declaration mentioned, & his costs by him about his suit in this behalf expended, & the said deft. in money. But this Judgment is to be discharged by the payment of thirty eight pounds like money with legal interest thereon to be computed from the 4<sup>th</sup> day of October 1790, till paid & the costs. & the plt. agrees to stay the execution thereof until the first day of September next.

939

Pleas at the Courthouse of Northumberland County, for the district composed of the Counties of Richmond, Westmoreland, Lancaster & Northumberland, on Monday the 2<sup>nd</sup> day of April 1792. Before James Winston John Tyler Esquires Judges duly allotted to the said district.

Be it remembered that at the same Court came Joseph Rudall Junr. plt. and Thos. as deft. and the said plt. by John Heath his attorney brought into the said Court, his certain bill against the said deft. in custody of a plea of detinuer, which bill follows in these words, to wit, Commonwealth of Virginia North County, to wit, Joseph Rudall Junr. complains of Thomas Rudall in custody of a plea, that he y<sup>t</sup> s<sup>r</sup> Thomas the deft. tender unto him y<sup>t</sup> s<sup>r</sup> Joseph y<sup>t</sup> plt. the negroes slaves following to wit, Lucy of the value of £40. Jane of the value of £50. Adam of the value of £30. Solomon of the value of £20. Isaac of the value of £20. which from him the deft. unjustly detains, for that whereas on the day of in y<sup>t</sup> year of our Lord one thousand seven hundred eighty nine at the parish of St. Stephen in the County of the s<sup>r</sup> plt. was possessed of y<sup>t</sup> s<sup>r</sup> slaves as of his own proper slaves, & being so thereof possessed, the s<sup>r</sup> plt. then & there delivered the s<sup>r</sup> slaves to the deft. to be again allotted to him the s<sup>r</sup> plt. whenever he the s<sup>r</sup> deft. should be thereunto afterwards required, nevertheless the deft. altho' he hath been often required by y<sup>t</sup> s<sup>r</sup> plt. again to deliver to him y<sup>t</sup> s<sup>r</sup> slaves hath not again delivered the s<sup>r</sup> slaves, to the s<sup>r</sup> plt. but hath hitherto refused & still doth refuse again to deliver y<sup>t</sup> same to the plt. & still doth detain y<sup>t</sup> s<sup>r</sup> slaves from y<sup>t</sup> plt. to the damage of the s<sup>r</sup> plt. £250. & therefore he brings suit in. Doe Rich. Roe pledges of prosecution - Heath pro. D<sup>o</sup>

Jan<sup>y</sup> 1790. Cont<sup>g</sup> for plt.  
Feb<sup>y</sup> Same  
Mar<sup>y</sup> dect<sup>g</sup> rule for plea.

April 1790. non defunct.  
May. Sum<sup>o</sup> den.  
Sept<sup>r</sup> Cont<sup>g</sup>

at a district Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland, at



in the 31<sup>st</sup> day of December 1797, and without need in writing, records in the Court, or the Court of the County where one of the parties lived was void, that the slaves not having remained with the donee a longer period than aforesaid he was not within the benefit of the law to restrain the acts for preventing the fraudulent gifts of slaves. That the deft. not having come lawfully to possess the slaves (same excepted) the actions of detinue could not be maintained for them. But the Court instructed the jury, that the gift without deed in writing recorded within eight months after the same given in consequence of such gift, was a good gift of slaves, that the plt. altho the slaves had not remained

240

with him a longer period than before mentioned was within the benefit of the said records so that the action of detinue might be well maintained altho the deft. did not come lawfully by them, to which instruction of the Court, the deft. by his counsel excepted, as being an erroneous instruction, praying that the same might be sealed by the Court but it was sealed accordingly the 6<sup>th</sup> day of April 1791. —

Lo. Pruitts Seal. Jos. Jones Seal.

and at the same Court, on Thursday the 7<sup>th</sup> day of April 1791 on the prayer of the deft. by his attorney, an appeal is granted him from the Judgment obtained against him in this suit yesterday, to the next Court of Appeals, upon his entering into bond with security according to law in the sum of three hundred & twenty pounds, in the Clerks Office. Which said bond follows in these words, to wit, Know all Men by these presents that we Thomas Rudwall & John Gordon are hold firmly bound unto Joseph Rudwall Junr. in the penal sum of three hundred & twenty pounds current money of Virginia to be paid to the said Joseph Rudwall Junr. his certain attorney his executors, assigns or assigns to the which payment well truly to be made we bind ourselves each of us our heirs & assigns of our heirs executors, administrators, jointly & severally firmly by these presents sealed with our seals Dated this 9<sup>th</sup> day of April 1791. The Conditions of the above obligation is such that whereas in an action of Detinue commenced & prosecuted in the district Court, of Northumberland by the said Joseph Rudwall Junr. against the s<sup>d</sup> Thomas Rudwall Judgment did on the 6<sup>th</sup> day of the present month pass for the plt. that he should recover against the deft. Dues of the value of £40. Sale of the value of £50. Adam of the value of £20. Pain of the value of £20. Isaac of the value of £20. & £20 damages from which Judgment the said Thomas Rudwall hath appealed to the Court of Appeals if therefore the said Thomas Rudwall shall effectually prosecute the said appeal & pay the Judgment aforesaid such costs & damages as shall be awarded by the said Court of Appeals in case the Judgment aforesaid shall be affirmed then this obligation to be void otherwise to remain in full force.

sealed & delivered in presence of Thomas Edwards

Thomas Rudwall Seal.  
John Gordon Seal.

and at another Court held for the district aforesaid, on Tuesday the 3<sup>rd</sup> day of April 1792. The transcript of the record of the Judgment of the Court of Appeals pronounced in this cause on the 23<sup>rd</sup> day of November 1791, being laid before the Court in these words, to wit, "This day came the parties by their Counsel & the Court having maturely considered the transcript of the record, the arguments of the Counsel is of opinion that there is no error in the said Judgment. Therefore it is considered that the same be affirmed & that the appellee recover against the appellant damages according to law for retarding the execution thereof & his costs by him about his defence in this behalf expended" whereupon it is considered that the same be made the Judgment of this Court —

the 23<sup>rd</sup> day of November 1791. being laid before the Court in these words, to wit, "This day came the parties by their Counsel & the Court having maturely considered the transcript of the record, & the arguments of the Counsel is of Opinion that there is no error in the said Judgment. Therefore it is considered that the same be affirmed & that the appellee recover against the appellant damages according to law for retarding the execution thereof this costs by him about his defence in this behalf expended" Whereupon it is considered that the same be made the Judgment of this Court.

Meas at the Courthouse of Northumberland County, for the district composed of the Counties of Richmond, Westmoreland, Lancaster & Northumberland, on Monday the 2<sup>nd</sup> day of April 1792. Before Edmund Winston & John Tyler Requires Judges duly allotted to the said district.

Be it remembered that at the same Court, came Mary Bailey fell. and Ebenezer Mops def. The said fell. by B. Washington her attorney brought into the said Court, her certain bill against the said def. in custody of a plea of Trover Conversion; which bill follows in these words, to wit, Westm? Sch. Mary Bailey of the County of Fairfax complains of Ebenezer Mops of the County of Westm? in custody of the Sheriff &c. for this, to wit, that whereas the s<sup>d</sup> fell. on the 1<sup>st</sup> day of April in the year 1787, at the County of Westm? af. within the Jurisdiction of this Court was possessed of a certain negro woman named Frank of the value of £100. as of her own proper goods & chattels being so thereof possessed the s<sup>d</sup> negro woman Frank out of her possession casually lost which said negro woman Frank afterwards, to wit, on the same day & year last mentioned at the County of Westm? af. came to the hands & possession of the s<sup>d</sup> def. also within the Jurisdiction of this Court by finding notwithstanding the s<sup>d</sup> def. knowing the s<sup>d</sup> negro woman Frank to be the property of the s<sup>d</sup> fell. & to her of right to belong contriving fraudulently intruding the s<sup>d</sup> fell. of the s<sup>d</sup> negro to & receive this often required hath not yet delivered but the s<sup>d</sup> negro woman being of the goods & chattels of the s<sup>d</sup> fell. afterwards, to wit, the day & year last mentioned at the County of Westm? within the jurisdiction of this Court, to his proper use converted & disposed to the damage of the s<sup>d</sup> fell. £100. Therefore she brings suit &c. John Doe Rich. Roe p<sup>r</sup> &c. pros. - Washington pro. q<sup>u</sup>ant. April... 1790.... Sep<sup>r</sup>: in p<sup>r</sup>sent. May... 1790.... Rule to Plead.

June... 1790... Judg<sup>t</sup> for want of plea  
died of inquiry.  
Sept<sup>r</sup>:... Cont.

April... 1791... Judg<sup>t</sup> set aside  
not guilty.  
Sept<sup>r</sup>:... Cont.

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland at Northumberland Courthouse, on Tuesday the 3<sup>rd</sup> day of April 1792. This day came the def. by his attorney, & the fell. being solemnly called came not, nor is her suit further prosecuted. Therefore it is considered by the Court, that the fell. by unsuited that the def. go thereof hence without a day, recover against her one hundred & fifty pounds of Tobacco damages by occasion thereof according to law. This costs by him about his defence in this behalf expended & the fell. in m<sup>o</sup>ney &c.



considered by the Court, that the plt. by nonsuited that the def. go thence without a day, recover against her one hundred fifty pounds of Tobacco damages by occasion thereof according to law. This costs by him about his defence in this behalf expended & the plt. in money &c.

Pleas at the Courthouse of Northumberland County, for the district composed of the Counties of Richmond, Westmoreland, Lancaster & Northumberland, on Monday the 2<sup>nd</sup> day of April 1792. Before Edmund Winston & John Tyler Esquires Judges duly allotted to the said District.

Be it remembered that there was sent here from the General Court, according to the act of Guard assembly, in such case made & provided, a certain action depending in the said General Court, between Henry H. Clements plt. against Samuel Kephins def. together with the papers therein the proceedings in which suit follows in these words, to wit, At a General Court, held at the Courthouse in the City of Richmond, on the day of 17 came the said plt. by J. Marshall brought into the said Court, his certain bill against the said def. in custody of a plea of trespass on the case; which bill follows in these words, to wit, County, to wit, Henry H. Clements complains of Samuel

Kephins in custody of a plea for this Court, that whereas the af. def. was indebted to the af. plt. in divers sums of money to wit, on the day of in the year 178 at the parish of in the County of they the s. plt. & def. afterwards, to wit, on the same day & year above said at the parish & County af. at the special instance & request of the s. def. to the s. plt. then & there made did account together between themselves of the af. divers sums of money so due & payable to the s. plt. upon that account he the s. def. was found to be in arrears to the s. plt. in good lawful money of Virginia by he the s. def. being so in arrears in consideration of the premises then & there undertaken unto the s. plt. faithfully promised that he the s. def. would well & truly pay the said sum of money to the s. plt. when he should be therunto required. Yet the af. def. not regarding his promise & undertaking so made in form af. but contriving & intending to deceive the s. plt. in this particular the s. sum of money to the s. plt. or any part thereof altho' often requested hath not paid but the same to him to pay hitherto hath still doth altogether refuse to the damage of the s. plt. &c. &c. Therefore he brings suit &c. John Doe Rich. Doe pledges &c. — J. Marshall for plt.

Sept. 1785... led. & def. Henry Brauham his exor. conf.

Oct. — ... Court?

Apr. 1786... Court?

Oct. — ... Court?

Apr. 1787... Court?

Oct. — ... Court?

Apr. 1788... Court?

Oct. 1788... Court?

Sept. 1789... Court?

Apr. 1790... Court?

Sept. — ... nonsuit. nonsuit set aside cause postponed on the docket &c.

Apr. 1791... D. def. set aside & non assumpsit.

Sept. — ... Court.

as a district court held for the district of Richmond, Westmoreland, Lancaster & Northumberland at Northumberland Courthouse, on Tuesday the 3<sup>rd</sup> day of April 1792. This day came the def. by his attorney, & the plt. being solemnly called, came not, nor is his suit further prosecuted. Therefore it is considered by the Court that the plt. be nonsuited that the def. go thence without a day, recover against him one hundred fifty pounds of Tobacco damages by occasion thereof according to law, this costs by him about his defence in this behalf expended, & the plt. in money &c.

Pleas at the Courthouse of Northumberland County for the district composed of the Counties of Richmond, Westmoreland, Lancaster & Northumberland, on Monday the 2<sup>nd</sup> day of April 1792. Before Edmund Winston & John Tyler Esquires Judges duly allotted to the said District.

Be it remembered that at the same Court, came John Turbinville plt. and James Kelly his attorney brought into the said Court, his certain

him one sum of money of 100 pounds, and about his defence in this behalf expended, & the s<sup>t</sup>. in money &c.

Pleas at the Courthouse of Northumberland County for the district composed of the Counties of Richmond, Westmoreland, Lancaster & Northumberland, on Monday the 2<sup>nd</sup> day of April 1792 Before Edmund Winstone & John Tyler Esquires Judges duly allotted to the said District.

Be it remembered that at the same Court, came John Timberville s<sup>t</sup>. and James Kelly def<sup>s</sup>. The said s<sup>t</sup>. by John James Maund his Attorney brought into the said Court, his certain bill against the said def<sup>s</sup>. in custody &c. of a plea of trespass on the case; which bill followeth in these words, to wit, Weston? s<sup>t</sup>. John Timberville complainant of James Kelly in custody &c. (Northumberland)

242

the Jurisdiction of the district Court, holden for the Counties of Westm<sup>r</sup>? Richm<sup>r</sup>? North<sup>r</sup>? Lancaster of a plea of trespass on the case for that where as the s<sup>t</sup>. s<sup>t</sup>. on the day of 17 at the parish of in the County of in consideration that s<sup>t</sup>. John had then & there retained the s<sup>t</sup>. s<sup>t</sup>. to repair his certain dwelling house known by the name of Hickory Hill in the County of. & also had then & there promised to pay to the s<sup>t</sup>. s<sup>t</sup>. a certain sum of money that is to say the sum of current money of Virginia for the repairing the dwelling house of the s<sup>t</sup>. John as of. & for the finding & providing such materials & things necessary as were then & there agreed between the s<sup>t</sup>. John & the s<sup>t</sup>. s<sup>t</sup>. to be found & provided by the s<sup>t</sup>. s<sup>t</sup>. & to be by him used & employed in & about the repairing thereof in the s<sup>t</sup>. s<sup>t</sup>. then & there undertook & faithfully promised the s<sup>t</sup>. John that he the s<sup>t</sup>. s<sup>t</sup>. would repair the same in a substantial workmanlike manner & finish the same on or before the day of then next: & also the s<sup>t</sup>. s<sup>t</sup>. between the time of his s<sup>t</sup>. promise & undertaking of the s<sup>t</sup>. s<sup>t</sup>. so made as of. & on the s<sup>t</sup>. day of then next did repair the house of the s<sup>t</sup>. John in the County of. & notwithstanding the said s<sup>t</sup>. s<sup>t</sup>. not regarding his s<sup>t</sup>. promise & undertaking so by him made in this behalf as of. but contriving & fraudulently intending craftily & ably to deceive & defraud the said John in this behalf did not repair the s<sup>t</sup>. house in a substantial & workmanlike manner according to his s<sup>t</sup>. promise & undertaking in that behalf made but on the contrary & in repair the same in so careless, negligent, slight, & unworkmanlike manner that the s<sup>t</sup>. house is scarcely fit for habitation or use - to wit in the County of. And whereas the s<sup>t</sup>. James afterwards, to wit, on the same day & year as of at the County of. was indebted to the s<sup>t</sup>. John in £100. lawful money for money by the s<sup>t</sup>. John before that time last & advanced to the s<sup>t</sup>. James at his special instance & request, & being so indebted, he the s<sup>t</sup>. s<sup>t</sup>. in consideration thereof afterwards, to wit, on the same day & year at the County of. undertook & faithfully promised the s<sup>t</sup>. John to pay him the said last mentioned sum of money when he the s<sup>t</sup>. James should be thereto afterwards requested. - Yet the said James not regarding his several promises & undertakings so by him made in this behalf as of. but contriving & fraudulently intending craftily & ably to deceive & defraud the s<sup>t</sup>. John has neither complied with his promises & undertakings as of. or paid to him the s<sup>t</sup>. John as of. the money as of. altho' so to do he the s<sup>t</sup>. James afterwards, to wit, on the same day & year as of. often afterwards at the County of. but he the s<sup>t</sup>. James to finish the repairs of the s<sup>t</sup>. John's house as of. or pay the money as of. hath hitherto wholly refused & still does refuse: to the s<sup>t</sup>. John his damage of £500. & therefore brings suit &c. John Doe & Richard Roe pledges to prosecute - In s<sup>t</sup>. Maund, pro: guar<sup>t</sup>. Capt. James Kelly, ser. Hickory Hill August 5<sup>th</sup> 1789. Yours I rec<sup>d</sup>. upon the road on my way home therefore could not answer it w<sup>th</sup> my boy - My sons servant being here gives me an opportunity of writing to you &c. &c. that I have several times promised you to do.



manner according to his s<sup>d</sup> promise & undertaking in that behalf made but on the contrary through fraud  
 the same in so careless, negligent, slight, & unworkmanlike manner that the s<sup>d</sup> house is scarcely fit for  
 habitation or use - to wit - in the County of? And whereas the s<sup>d</sup> James afterwards, to wit, on the same  
 day & year af<sup>d</sup> at the County of? was indebted to the s<sup>d</sup> John in £100. lawful money for money by the s<sup>d</sup>  
 John before that time last advanced to the s<sup>d</sup> James at his special instance & request, & being so  
 indebted, he the s<sup>d</sup> J<sup>d</sup> in consideration thereof afterwards, to wit, on the same day & year at the  
 County of? undertook & faithfully promised the s<sup>d</sup> John to pay him the said last mentioned sum of  
 his several promises & undertakings so by him made in his behalf as af<sup>d</sup> but contriving & fraudu-  
 -lently intending craftily & subtly to deceive & defraud the s<sup>d</sup> John has neither complied with his  
 promises & undertakings as af<sup>d</sup> - or paid to him the s<sup>d</sup> John as af<sup>d</sup> the money af<sup>d</sup> altho' so to do he  
 the s<sup>d</sup> James afterwards, to wit, on the same day & year af<sup>d</sup> - & often afterwards at the County of?  
 but he the s<sup>d</sup> James to finish the repairs of the s<sup>d</sup> John's house as af<sup>d</sup> or pay the money as af<sup>d</sup>  
 hath hitherto wholly refused & still does refuse to the s<sup>d</sup> John his damage of £500. Therefore  
 brings suit &c. John Doe & Richard Roe pledges to prosecute - Int<sup>d</sup> J<sup>d</sup> Marmad. pro: guarl.

Cap<sup>t</sup>. James Kelly, Sir, Hickory Hill August 5<sup>th</sup> 1789. yours I rec<sup>d</sup> upon the road on my way home  
 therefore could not answer it p<sup>r</sup> boy - My sons servant being here gives me an opportunity of  
 writing to you 'tis true that I have several times promised you to pay you your money other have  
 done the same to me. Thus disappointing me has been the sole cause of my disappointing you -  
 I have a debt due from John Hague on a bond. a suit was brought & a judgment obtained for  
 more money than I owe you - & from his frequent promises I have with held an execution & I  
 can safely swear that I have never (at any one time) had as much money in real specie, now,  
 as would pay you fifty pounds you threaten to sue me. I know not what advantage it will be  
 to you. it will cost me 145<sup>th</sup> p<sup>r</sup> 1000 & 16% lawyers fee & tax of writ. but if you are in  
 immediate want of the money suing is not the way to get it (immediately. the reverse because  
 I am determined (or it is ) that you shall have a sum not under thirty pounds in a few  
 weeks to insure this, if you wont like my word for it, I will put property in y<sup>r</sup> hands in  
 trust of three times that sum - you may have 1500 w<sup>t</sup> of good bacon for seven pence p<sup>r</sup> pound  
 which is low enough or you may have negro or cattle at what any one two, or three shall  
 say they are worth for I want to be clear of you. if you will not wait untill I can send wheat  
 to Baltimore - or will not like either of the above offers I must submit to a law suit. Then  
 I shall certainly be free from any demands from you for 18 months which is as soon as you  
 can expect to receive your money - upon a suit brought to August Court, or to the district Court,  
 the whole balance shall certainly upon the word & honor of Gwiltman be paid you from the  
 produce of this Crop thirty pounds of it. as soon as I can possibly send as much wheat to  
 market - which the weather will admit. Hope to get ready by the 20<sup>th</sup> instant. Have y<sup>r</sup> friend  
 Thos. secret - In<sup>d</sup> Turberville - To Cap<sup>t</sup>. James Kelly, Richmond. To the care of George de Taborville  
 April.... 1790.... rule for decree  
 May - ..... decree. &c. order.  
 June .. - ..... let. conf. with writ of inquiry

Sept<sup>r</sup>... 1790... Court?  
 Apr<sup>r</sup>... 1791... Court?  
 Sept<sup>r</sup>... Court?

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland, at  
 north Court House, on Tuesday the 3<sup>rd</sup> day of April 1792. This day came the parties by their attorneys &  
 thereupon came also a Jury, to wit, Thomas Pinckard, Sittleton Backhouse, John Crockerill, Charles Fattom,  
 Richard Brewer, Richard Meale, Willoughby Mutton, William Ball, Thomas Thomas, Joseph Redman,  
 George Sifson, & Thomas Williams, who being elected and sworn well truly to try the issues joined

produce of this Crop. Thirty pounds of it. as soon as I can possibly send as much wheat to  
Market. which the weather will admit. Hope to get ready by the 20<sup>th</sup> instant. Have of friends  
W<sup>th</sup> sent - P<sup>r</sup> Timberville - To Capt. James Kelly, Richmond. To the care of George de Timberville  
April... 1790... rule for dicta.  
May... .. dicta. &c. order.  
June... .. l<sup>o</sup> conf. with writ of inquiry

Sept<sup>r</sup>... 1790... Court?  
Apr<sup>l</sup>... 1791... O. J<sup>st</sup> & ar. d. H<sup>st</sup>  
Sept<sup>r</sup>... .. Court?

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland, at  
North Court House, on Tuesday the 3<sup>rd</sup> day of April 1792. This day came the parties by their Attorneys &  
thereupon came also a Jury, to wit, Thomas Richard, Silvester Backerill, John Backerill, Charles Fallow,  
Richard Brewer, Richard Meale, Willoughby Moton, William Pull, Thomas Thomas, Joseph Redner,  
George Sison, & Thomas Williams, who being elected tried & sworn will truly to try the issues joined

between the parties upon their oaths do say that the deft. is not guilty in manner & form as the  
plt. against him hath complained, as he in pleading hath alleged. Therefore it is considered by the  
Court, that the plt. take nothing by his bill but for his false clamour he is worthy that the  
def<sup>t</sup>. go thence, hence without a day recover against him his costs by him about his defence in this  
behalf expended.

T<sup>h</sup>as at the Courthouse of Northumberland County, for the district composed of the Counties of  
Richmond, Westmoreland, Lancaster & Northumberland, on Monday the 2<sup>nd</sup> day of April 1792. Before  
Edmund Whistone John Tyler Esquires Judges duly allotted to the said district.

Be it remembered that at the same Court, came Dedrusina Ridder & Clarke merchants plt<sup>s</sup>. &  
George de Timberville def<sup>t</sup>. and the said plt<sup>s</sup>. by A. Campbell their Attorney brought into the s<sup>d</sup>.  
Court, their certain bill against the said def<sup>t</sup>. in custody of a plea of debt, which bill follows in  
these words, to wit, The district of Westm<sup>r</sup>. Richm<sup>r</sup>. North<sup>r</sup>. & Lancaster County S<sup>t</sup>. Dedrusina Ridder  
& Clarke merchants complain of George de Timberville in custody of a plea that he render to  
them the sum of £577. 18. 3. current money which he owe & from them unjustly detain &c. &  
thereupon the s<sup>d</sup>. plt<sup>s</sup>. by Alex<sup>r</sup>. Campbell their Attorney say that whereas the s<sup>d</sup>. def<sup>t</sup>. on the 22<sup>nd</sup>.  
day of July 1788. at the County of s<sup>d</sup>. by his certain written obligatory call'd a bond sealed with the  
seal of the s<sup>d</sup>. def<sup>t</sup>. & to the Court here shewn whose date is the same day & year as acknowledged  
himself to be held firmly bound to the plt<sup>s</sup>. in the full & just sum of £577. 18. 3. current money  
as of s<sup>d</sup>. to be paid to the s<sup>d</sup>. plt<sup>s</sup>. whenever thereunto by the s<sup>d</sup>. plt<sup>s</sup>. the s<sup>d</sup>. def<sup>t</sup>. should be afterwards  
required. Yet the s<sup>d</sup>. plt<sup>s</sup>. saith that the s<sup>d</sup>. def<sup>t</sup>. the s<sup>d</sup>. sum of £577. 18. 3. current money hath  
not paid altho' often so required but the same to pay hitherto refused & still doth refuse whereby  
the s<sup>d</sup>. plt<sup>s</sup>. say that they are injured that the damage £50. current money of this Commonwealth  
& that they brought suit &c. bring pledges to prosecute the same &c. - Pledges &c. In. Dec. Rich. Dec.  
A. Campbell p<sup>r</sup>. quer. - And the writing obligatory in the declaration mentioned follows in these  
words, to wit, Know all men by these presents that I George de Timberville of the County of  
Richmond am held firmly bound unto Mess<sup>rs</sup>. Dedrusina Ridder & Clarke merchants in London  
in the full & just sum of five hundred seventy seven pounds 18/3. cur<sup>r</sup>. money to be paid unto the



seals were my own  
The Condition of the above obligation is such that if the above bound George Lee Timberville of the  
aforesaid County do well truly pay or cause to be paid unto the said M<sup>rs</sup>. Deborahina Ridder  
H Clerk there certain attorney there heirs execs. admins. or assigns the just sum of two hundred  
eighty eight pounds 9<sup>s</sup> 6<sup>d</sup> currency payable on demand with legal interest from the date hereof  
then the above obligation to be void else to remain in full force power & virtue.

signed, sealed & delivered in presence of  
W. Sijson

George Lee Timberville

Sept<sup>r</sup>... 1790... C. Ardr.  
Act<sup>r</sup>... — — C. O. conf?

ap<sup>r</sup>l... 1791... O. Laid<sup>r</sup> just aside & Hagnut  
Sept<sup>r</sup>... — — Cont<sup>r</sup>

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland  
at North. Courthouse, on Tuesday the 9<sup>th</sup> day of April 1792. This day came the p<sup>ts</sup>. by their attorney  
& the def<sup>s</sup>. in his proper person acknowledges the action of the p<sup>ts</sup>. Therefore with the assent of the  
p<sup>ts</sup>. it is considered by the Court that they recover against the def<sup>s</sup>. five hundred & twenty seven  
pounds eighteen shillings & three pence current money the debt in the declaration mentioned & their  
costs by them about their suit in this behalf expended. & the def<sup>s</sup>. in mercy &c. But this Judgment as  
to be discharged by the payment of two hundred eighty eight pounds nine shillings & three pence  
farthing currency with legal interest thereon to be computed from the 25<sup>th</sup> day of September 1788  
till paid & the costs.

Pleas at the Courthouse of Northumberland County, for the district composed of the Counties of  
Richmond, Westmoreland, Lancaster & Northumberland, on Monday the 2<sup>nd</sup> day of April 1792. Before  
Samuel Winston & John Tyler Esquires Judges duly allotted to the said District —

244

Be it remembered that at the same Court, came William Crendson p<sup>l</sup>. and The executors of  
the honorable John Tayloe dec<sup>d</sup> def<sup>s</sup>. and the said p<sup>l</sup>. by John Heath his attorney brought into  
the said Court, his certain bill against the said def<sup>s</sup>. in custody of a plea of this paper upon the  
case; which bill follows in these words, to wit, North<sup>th</sup> County bet. William Crendson & compl<sup>ts</sup>  
of Ralph Womeley J<sup>r</sup>. Francis Lightfoot dec<sup>d</sup>. Mann Page, Richard Borkum, George Plato, John  
Tayloe Borkum, Warner Lewis, Edward Sayd & Thomas Lawson, surviving execs. of John Tayloe dec<sup>d</sup>.  
&c. for that whereas the said def<sup>s</sup>. on y<sup>e</sup> day of in the year of our Lord 1786. at the parish of  
& County a<sup>d</sup> was indebted to the s<sup>d</sup> p<sup>l</sup>. in the sum of pounds for certain services done &  
performed in the capacity of an Overseer at a place called the old house in the County of Richmond  
upon the Estate of y<sup>e</sup> said def<sup>s</sup>. testator for four years at the rate of £40. per annum, at the  
special instance & request of y<sup>e</sup> s<sup>d</sup> def<sup>s</sup>. for y<sup>e</sup> use & benefit of y<sup>e</sup> said def<sup>s</sup>. testator, all enumerated  
in an account here in Court produced, being so indebted afterwards, to wit, y<sup>e</sup> same day, year & place  
a<sup>d</sup> did assume upon themselves to the s<sup>d</sup> p<sup>l</sup>. then & there faithfully promised that they the said  
def<sup>s</sup>. would & well truly pay unto the said p<sup>l</sup>. y<sup>e</sup> said sum of pounds when they  
should be thereunto afterwards requested; Nevertheless the said def<sup>s</sup>. tho' often requested, have  
not yet paid or any wise satisfied y<sup>e</sup> said p<sup>l</sup>. for his services as a<sup>d</sup> still do refuse to pay or  
any wise content him, wherefore he says he is injured & hath damage £200. Therefore he prays,

William Hall, Thomas Thomas, Joseph McDuan, George Sison & Thomas Williams, who being elected tried & sworn well truly to try the issue joined between the parties upon their oaths do say that the defts. did assume upon themselves in manner & form as the pll. against them hath complained, they do assess the damages of the pll. by occasion of the nonperformance of the said assumpsit to one hundred nine pounds seventeen shillings four pence. Therefore it is considered by the Court that the pll. recover against the defts. his damages ass. in form ass. as before this Court by him about his suit in this behalf expended, to be levied of the goods & chattels of the said defts. in the hands of the defts. to be administered if so much thereof they have, but if not, then the costs to be levied of their own proper goods & chattels & the defts. in money &c.

Pleas at the Courthouse of Northumberland County, for the district composed of the Counties of, Richmond, Westmoreland, Lancaster & Northumberland, on Monday the 2<sup>nd</sup> day of April 1792. Before Edmund Wainston & John Tylor Esquires Judges duly allotted to the said District.

Be it remembered that at the same Court, came James Ritchie &c. plls. and Gerard McHenry defts. & the said plls. by A. Campbell their attorney brought into the said Court, their certain bill against the said defts. in custody &c. of a plea of debt; which bill follows in these words, to wit, The District of West? Rich? nor? Lancaster, County, to wit, James Ritchie &c. complains of Gerard McHenry in custody, &c. of a plea, that he render unto the s. &c. the sum of £75.10. which he unjustly detain for this, to wit, that whereas the s. defts. on the day of in the year of our Lord one thousand seven hundred & at aforesaid by his certain writing obligatory, call'd a bill

promised sealed with his seal & to the Court now here shown, the date whereof is the same day & year, acknowledged himself to be held firmly bound to the said Company in the sum of £34.15. to be paid on nevertheless the said defts. & his often requested have not paid the sum of £75.10. to the said Co. but hitherto to pay the same hath refused & still doth refuse, to the damage of the said Co. of £20. Therefore they bring suit, John Doe & Rich? Roe pledges of: A. Campbell p. g. and the bill final in the declaration mentioned follows in these words, to wit, Richmond 4. July 1789. I promise to pay to James Ritchie &c. or their lawful attorney their heirs &c. the just & full sum of thirty seven pounds fifteen shillings one half penny Current for value in goods of them received to which payment well truly to be made I bind myself my heirs ex. &c. in the final sum of seventy five pounds ten shillings like money - Witness my hand & seal.

Test, William Frumtrey

Sept<sup>r</sup>... 1789... L. & O. defts. & J. Hart serj.  
Oct<sup>r</sup>... — rule to declare  
Nov<sup>r</sup>... — further rule to declare  
Dec<sup>r</sup>... — further rule to declare  
Jan<sup>y</sup>... 1790... further rule to declare  
Feb<sup>y</sup>... — further rule to declare

Gerard McHenry  
March... 1790... dicta. rule for plea.  
Apr<sup>l</sup>... — dicta. for want of plea.  
Sept<sup>r</sup>... — O. Red. set aside pay<sup>t</sup> for recy. and continued.  
Apr<sup>l</sup>... 1791... Court?  
Sept<sup>r</sup>... — Court?

at a district Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland, at north. Courthouse, on Tuesday the 3<sup>rd</sup> day of April 1792. This day came as well the plls. by their



have not yet paid altho' often so required. But the same to pay have hitherto refused still do refuse  
 whereby the s<sup>d</sup>. pl<sup>t</sup>. say that he are injured & have damage £10. current money of this County & the  
 therefore he have brought this suit & bring pledges to prosecute the same - John Doe & Richard Roe -  
 pro. guar. Alex. Campbelle - And the writing obligatory in the declaration mentioned follows in these  
 words, to wit, Know all Men by these presents, that I Leroy Edwards of the County of Northumberland & State  
 of Virginia am. held firmly bound unto John Rowan of said County & State in the full just sum of  
 ninety one pounds eight shillings & ten pence specie curr<sup>t</sup> of this State to be paid unto the said John  
 Rowan or his certain Attorney, execs. admors. or assigns, to the which payment well & truly to be made &  
 done, I bind myself my heirs execs. admors. jointly by these presents. sealed with my seal, dated this  
 sixth day of March in the year of our Lord one thousand seven hundred eighty seven - The Condition  
 of the above obligation is such, that if the above bound Leroy Edwards do & shall well & truly pay, or  
 cause to be paid unto the said John Rowan or his certain Attorney, execs. admors. or assigns, the full  
 just sum of forty five pounds 19/5<sup>d</sup> of like money at or upon the first day of January next  
 for the same, then the above obligation to be void, else to remain in full force & virtue in Law.  
 sealed & delivered, in the presence of  
 William Forsyth, Atty<sup>r</sup>. Johnston  
 Apr... 1789. rule for appearance.  
 May --- rule for declaration.

Le. Roy Edwards.

June... 1789... cont. for declaration.  
 July... rule for declaration.

246

Aug<sup>t</sup>... 1789... Imparance.  
 Sept<sup>r</sup>... rule for plea.  
 Oct<sup>r</sup>... cont. for plea.  
 Nov<sup>r</sup>... cont. for plea.  
 Dec<sup>r</sup>... cont. for plea.  
 Jan<sup>y</sup>... cont. for plea.

Feb<sup>y</sup>... 1790... cont. for plea.  
 Mar... cont. for plea.  
 Apr<sup>t</sup>... L. or der.  
 May... C. O. conf<sup>d</sup>.  
 Apr<sup>t</sup>... 1791... paym<sup>t</sup> for the revy.  
 Sept<sup>r</sup>... cont.

At a district Court, held for the district of Richmond, Westmoreland, Lancaster Northumberland,  
 at Northumberland Courthouse, on Tuesday the 3<sup>rd</sup> day of April 1792, This day came as well the pl<sup>t</sup>. by  
 his attorney, as the def<sup>t</sup>. Robert Edwards joint by his Attorney. The said Robert Edwards withdrew  
 his former plea in this suit & acknowledges the pl<sup>t</sup>'s action. Therefore it considered by the Court, that  
 the pl<sup>t</sup>. recover against the def<sup>t</sup>. ninety one pounds eighteen shillings & ten pence the debt in the  
 declaration mentioned. His Costs by him about his suit in this behalf expended. The def<sup>t</sup>. in money  
 &c. But this Judgment is to be discharged by the payment of forty five pounds nineteen shillings  
 & five pence with legal interest thereon to be computed from the 1<sup>st</sup> day of January 1788. till paid.  
 The Costs.

Held at the Courthouse of Northumberland County, for the district composed of the Counties of  
 Richmond, Westmoreland, Lancaster Northumberland, on Monday the 2<sup>nd</sup> day of April 1792. Before  
 Edmund Winston & John Tyler Esquires Judges duly allotted to the said district.

Be it remembered that at the same Court, came Landon Carter s<sup>r</sup>. pl<sup>t</sup>. and Robert Bladen  
 Carter def<sup>t</sup>. The said pl<sup>t</sup>. by Alex. Campbelle his Attorney brought into the said Court, his certain  
 bill against the said def<sup>t</sup>. in custody &c. of appeal of debt, which bill follows in these words, to wit,  
 Westmoreland County, to wit, Landon Carter s<sup>r</sup>. complains of Robert Bladen Carter in custody.  
 &c. plea that he, under to the said bill, the sum of one hundred pounds which to him he owes &c.

hitherto hath refused & still doth refuse to pay the same to him to the damage of the said pl.  
of £ 10. Whereof he bringeth suit, &c. - pledges of priv. In. Doe Mich. Roe - Alex. Campbelle P. V.  
and the writing obligatory in the declaration mentioned, follows in these words, to wit, know all  
men by these presents that I Robert Bladen Carter of the County of Westmoreland am held firmly  
bound unto Landon Carter In. of the said County in the sum of one hundred pounds specie for  
value received to which payment well truly to be made, I do bind my self my heirs, execs  
adversors, assigns, as witnesses my hand Seal this 22<sup>nd</sup> day of June one thousand seven hundred  
Eighty seven. The Condition of the above obligation is such that if the above bound Robert  
Bladen Carter pays or causes to be paid to the said Landon Carter In. the sum of thirty pounds  
specie, when demanded with interest from the date above then the above obligation to be void  
otherwise to remain in full force & virtue.

Robert Bladen Carter *[Signature]*

Westmoreland interlined before signing  
Wm. Son Ball, Esq. Warrley Carter

Sept. 1789. alias, Capias

Apr. 1790. Test. Capias

Sept. — — — C. Order

Oct. 1790. C.D. conf.

Apr. 1791. paym. rep. before

Sept. — — — Court

at a district Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland  
at Northumberland Courthouse, on Tuesday the 3<sup>rd</sup> day of April 1792. This day came as well the  
plt. by his Attorney, as the deft. John James Maund in his proper person & the said deft. John James  
Maund withdraws his former plea in this suit & acknowledges the plt. action. Therefore it is consid-  
ered by the Court that the plt. recover against the deft. one hundred pounds the debt in the decla-  
ration mentioned this Court by him about his suit in this behalf expensed, & the deft. in money &c.  
And this Judgment is to be discharged by the payment of thirty pounds with legal interest there-  
to be computed from the 22<sup>nd</sup> day of June 1787, till paid & the costs -

Pleas at the Courthouse of Northumberland County for the district & shires of the Counties of  
Richmond, Westmoreland, Lancaster & Northumberland, on Monday the 2<sup>nd</sup> day of April 1792. Before Edmund  
Winston & John Tyler Esquires Judges duly allotted to the said District -

Be it remembered that at the same Court, came Robert Beverly esq. ap<sup>te</sup> of Wm. Acordly also  
was ap<sup>te</sup> of Andrew Crauford who was ap<sup>te</sup> of John Monroe who was ap<sup>te</sup> of Wm. Nelson plt.  
and Thomas Hill deft. The said plt. by Alex. Campbelle his Attorney brought into the said Court  
his certain bill against the said deft. in custody &c. of a plea of debt, which bill follows in these  
words, to wit, The district of Westm? Rich? North? Lan? - Westm? &c. Robert Beverly ap<sup>te</sup> of Wm.  
Beverly who was ap<sup>te</sup> of Andrew Crauford, who was ap<sup>te</sup> of John Monroe who was ap<sup>te</sup> of Wm. Nelson  
complains of Thomas Hill in custody &c. of a plea that he render unto the said Wm. Nelson the sum  
of £ 80. which he owes unjustly detains &c. for this, to wit, that whereas the said deft. on the 15<sup>th</sup> day of  
March 1787, at the County ap<sup>te</sup> by his certain writing obligatory called a bond sealed with the seal  
of the s<sup>d</sup> deft. &c. the Court here shown whose date is the day & year ap<sup>te</sup> acknowledged himself to be



do - pledges John Doe "Which Doe - Campbell pro. Duerl - and the writing obligatory in the declaration mentioned, follows in these words, to wit, know all Men by these presents that Thomas Hill of the County of Westmoreland Parish of Washington are held firmly bound unto William Nelson of the Parish County aforesaid in the penal sum of eighty pounds the present Virginia currency to which payment will truly to be made Third my self my heirs &c. firmly by these presents sealed with my self sealed this 15<sup>th</sup> day of March 1787 - Wherein the said Thomas Hill hath hired Charles Daniel two negro carpenters untill the 25<sup>th</sup> day of Dec<sup>r</sup> next ens<sup>g</sup> that he covenanted to pay their taxes for the present year as also to return them well clothed - know the Condition is such that if the above bound Tho<sup>s</sup> Hill his certain Attorney his ex<sup>rs</sup> adm<sup>r</sup> & assignees shall well truly pay or cause to be paid at the expiration of the above term, to wit, on the 25<sup>th</sup> day of next Dec<sup>r</sup> forty pounds specie or the value thereof in country produce also the taxes that shall or may arise. And in default of doing this obligation to be void else, to remain in force.

Test Lewis Smith, W<sup>m</sup> Marshall

Tho<sup>s</sup> Hill . . . . . (Seal)

and the assignments thereon are in these words, to wit, 2<sup>nd</sup> May 1787. I assign the within to Mr. John Mowse this assigns &c. Will. Nelson = July 31. 1787. I do assign the within bond to Mr. Andrew Crawford or his assigns. J. Mowse = Pay the within to Mr. William or order March 4<sup>th</sup> 1788 - Andrew Crawford = Pay the within to Robert Beverly Es<sup>r</sup> or order July 23<sup>rd</sup> 1788. W<sup>m</sup> Beverly April . . . 1790 . . . At Capins  
Sept<sup>r</sup> . . . . . L. order of  
Oct<sup>r</sup> . . . . . Co. D. Long

Apr<sup>l</sup> . . 1791 . . . O. Sud<sup>r</sup> set aside & paym<sup>t</sup>  
Sept<sup>r</sup> . . . . . Cont<sup>d</sup>

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & North<sup>th</sup> at Northumberland Courthouse, on Tuesday the 3<sup>rd</sup> day of April 1792. This day came the parties by their attorneys. The deft. withdraws his former plea & acknowledges the action of the plt. Therefore it is considered by the Court that the plt. recover against the deft. eighty pounds the debt in the declaration mentioned this costs by him about his suit in this behalf expended. The deft. in money &c. Paul

248

This Judgment is to be discharged by the payment of forty pounds with legal interest thereon to be computed from the 25<sup>th</sup> day of December 1787 till paid & the Costs.

Plas at the Courthouse of Northumberland County for the district composed of the Counties of Richmond, Westmoreland, Lancaster & Northumberland, on Monday the 2<sup>nd</sup> day of April 1792. Before Edmund Winston & John Tyler Esquires Judges duly allotted to the said District.

Be it remembered that at the same Court, came Andrew Crawford plt. and Harry Lightfoot deft. and the said plt. by A. Campbell his attorney brought into the said Court, his certain bill against the said deft. in custody &c. of a plea of debt, which bill follows in these words, to wit, The district of W<sup>m</sup> Richm<sup>d</sup> North<sup>th</sup> Lancaster - Westm<sup>d</sup> County Sc<sup>d</sup> Andrew Crawford complain of Harry Lightfoot in custody &c. of a plea that he render unto him the sum of £128. 11. 2. which to

full in the full just sum of £186. 11. 2. to be paid to the said full. whenever therunto by  
 the said full. the said deft. should be afterwards required. yet the said full. saith that the said deft.  
 the af. sum of £128. 11. 2. he have not paid altho' often so required. but the same to pay have  
 hitherto refused & still doth refuse. whereby the said full. say that he are injured & have damage  
 £20. current money of this Commonwealth & that of he brought this suit & being pledged to  
 prosecute the same & John Doe & Richard Roe pledges &c. J. Campbell s. g. —  
 and the writing obligatory in the declaration mentioned follows in these words, to wit, Know all  
 men by these presents, that said Henry Lightburn of Lancaster County held of firmly bound unto  
 Andrew Crawford of Westmoreland County in the just full sum of one hundred twenty eight  
 pounds eleven shillings & 2. to be paid unto the said Andrew Crawford his certain attorney his  
 heirs, exors. admors. or assigns, to which payment, well truly to be made, I bind myself my  
 heirs exors. admors. firmly by these presents. sealed with my seal, & dated this 18<sup>th</sup> day of May  
 Anno Dom. one thousand seven hundred eighty seven — The Condition of the above obligation  
 is such, that if the above bound Henry Lightburn do shall well truly pay, or cause to be  
 paid unto the said Andrew Crawford his certain attorney, his exors. admors. or assigns, the just  
 sum of sixty four pounds five shillings seven pence on or before the first of January next  
 then the above obligation to be void, or else to remain in full force & virtue.

sealed & delivered in the presence of  
 Wm Gibson . . . . .

Henry Lightburn. (Seal)

April . . . 1790 . . . alias Bapias.  
 Sept<sup>r</sup> . . . — . . . C. order.  
 Oct<sup>r</sup> . . . — . . . C. O. conf.

Apr<sup>r</sup> . . . 1791 . . . O. Lid. set aside & p.  
 Sept<sup>r</sup> . . . — . . . Bail of payment.  
 Sept<sup>r</sup> . . . — . . . Cont.

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & Northumberland  
 at Northumberland Courthouse, on Tuesday the 3<sup>rd</sup> day of April 1792. This day came the parties by  
 their attorneys, & the deft. withdraws his former plea in this suit & acknowledges the action of full  
 full. Therefore it is considered by the court, that the full. recover against the deft. one hundred  
 & twenty eight pounds eleven shillings & two pence the debt in the declaration mentioned  
 this costs by him about his suit in this behalf expended, & the deft. in money &c. But  
 this Judgment is to be discharged by the payment of sixty four pounds five shillings &  
 seven pence with legal interest thereon to be computed from the first day of January 1788. till  
 paid & the Costs.

269  
 Done at the Courthouse of Northumberland County, for the district composed of the Counties of  
 Richmond, Westmoreland, Lancaster & Northumberland, on Monday the 2<sup>nd</sup> day of April 1792. Before  
 Edmund Winston & John Tyler Esquires Judges duly allotted to the said district.



refuses to pay the same to the d. fell. to the damage of the d. fell. *provid* therefore he brings  
 suit v. John Doe Richard Roe &c. pros. - Washington pro. gate. - and the writing obligatory  
 in the declaration mentioned follows in these words, to wit, know all men by these presents that I  
 Willoughby Newton of Westmoreland County State of Virginia am held firmly bound unto John Brabb  
 of the County State aforesaid in the just full sum of ninety two pounds fourteen shillings four pence  
 Gold or Silver Coin to be paid unto the said John Brabb his heirs execs. admors. or assigns to the  
 which payment well truly to be made I bind myself my heirs execs. admors. finally by these  
 presents sealed with my seals & dated this 25<sup>th</sup> day of January Anno. Dom: one thousand seven  
 hundred eighty seven - The Condition of the above obligation is such that if the above bound  
 Willoughby Newton do & shall well truly pay or cause to be paid unto the said John Brabb  
 his certain attorney, his heirs execs. admors. or assigns the just sum forty six pounds seven  
 shillings & two pence gold or silver coin at #<sup>ts</sup> on or before the first day of March next ensuing  
 the date hereof then the above obligation to be void, or else to remain in full force & virtue in law  
 sealed & delivered in the presents of  
 Daniel Brabb Jeremiah Harrison 3

Willoughby Newton *Sealed*

Sept. 1790. - vice for arch.  
 Oct. - - - - - L. Order  
 Nov. - - - - - Ld. court

Sept. 1791. - - - - - O. Jud. set aside & pay<sup>d</sup> by exec.  
 Sept. - - - - - Cont<sup>d</sup>

At a district Court, held for the district of Richmond, Westmoreland, Lancaster & North  
 at Northumberland Courthouse, on Tuesday the 3<sup>rd</sup> day of April 1792, This day came as well the  
 fell. by his attorney as the depts. James A. Thompson by his attorney, & the said depts. James A.  
 Thompson withdraws his former plea in this suit & acknowledges the action of the fell. Therefore  
 it is considered by the Court that the fell. recover against the depts. ninety two pounds fourteen  
 shillings & four pence gold or silver coin the debt in the declaration mentioned, & his costs by him  
 about this suit in this behalf expended & the depts. in money &c. But this Judgment is to be discharg-  
 ed by the payment of forty six pounds seven shillings & two pence gold or silver coin with legal  
 interest thereon to be computed from the first day of March 1787, till paid, & the costs.

*Deas* at the Courthouse of Northumberland County for the district composed of the Counties of  
 Richmond, Westmoreland, Lancaster & Northumberland, on Monday the 2<sup>nd</sup> day of April 1792, Before  
 Edmund Winston & John Tyler Esquires Judges duly allotted to the said district.

Be it remembered that there was sent here from the County Court of Northumberland by a  
 writ of *Ex parte* &c. issued from the Clerk's Office of the said District the record of a Judgment  
 recovered by Elisha Hall fell. against Edwin Conway def. on the 11<sup>th</sup> of March 1788, for £425,  
 with interest from the 18<sup>th</sup> of October 1785, till payment & the Costs - which record follows  
 in these words, to wit, Northumberland County, to wit, Be it remembered that on the 11<sup>th</sup> day of October  
 1784, came Elisha Hall sued out of the said County his certain writ against Peter Conway in  
 these words, to wit, The Commonwealth of Virginia is the Sheriff of Northumberland County,

Greeting, we command you that you take Peter Conway gent. if he be found within your bailiwick  
 therein safely keep so that you have his body before our Justices of our said County Court, at the  
 Courthouse thereof on the second Monday in November next to answer Elisha Hall of a plea of  
 debt for seven hundred & twenty pounds specie damage ten pounds & have then & there this writ.  
 Witness Lately Jones Clerk of our said Court at the Courthouse aforesaid the 11<sup>th</sup> day of October  
 1784 in the 9<sup>th</sup> year of our Independence, Lately Jones = And the return of the said writ is in  
 these words, to wit, The within Executed Of Geo. Ingram S. S. - And at a Court continued & held for  
 the said County on the 13<sup>th</sup> day of April 1785, came the p<sup>l</sup> by Leray Peachy gent. his Attorney & the  
 def<sup>t</sup>. altho' solemnly called came not. Therefore it was considered by the Court, that the p<sup>l</sup> should  
 recover against the def<sup>t</sup>. & Henry Bralle gent. Sheriff the debt in the declaration mentioned & that  
 unless he should appear at the then next Court answer the said suit - And at a Court held  
 for the said County on the 13<sup>th</sup> day of June then next following came the said p<sup>l</sup>. by his said  
 Attorney & James Tapscott came into Court & undertook for the def<sup>t</sup>. that in case he should be  
 cast in the said suit he should pay & satisfy the costs & condemnation of the Court or render  
 his body to prison in execution for the same or that he the said James Tapscott would do it for  
 him, whereupon came also the def<sup>t</sup>. by William Brown gent. his Attorney, & the said def<sup>t</sup>.  
 defended the force & injury when & for plea said, that the p<sup>l</sup>. his said action against him  
 ought not to have maintenance because he said that he well & truly paid unto the said p<sup>l</sup>. the  
 debt in the declaration mentioned at the time the same became due & payable & of that put himself  
 upon the Country & the said p<sup>l</sup>. did likewise, the trial of which issue was referred till the next  
 Court to be held for the said County - And at a Court continued & held for the said County on the 9<sup>th</sup>  
 day of August then next following came the said parties by their Attorneys & the p<sup>l</sup>. filed in the  
 said suit a certain writing obligatory in these words, to wit, Know all Men by these presents  
 that I Peter Conway of the County of Northumberland & State of Virginia am & will firmly bind  
 unto Elisha Hall of new Kent in the just & full sum of seven hundred & twenty pounds & give  
 to be paid unto the said Elisha Hall his certain Attorney heirs exors. adrs & assigns to & whose  
 payment well & truly to be made & bind myself heirs exors. & assigns firmly by these presents  
 sealed with my seal, & dated this 10<sup>th</sup> of Jan<sup>r</sup>. Anno dom. one thousand seven hundred eighty two  
 The Condition of the above obligation is such, that if the above bound Peter Conway do & shall  
 well & truly pay or cause to be paid, unto the said Elisha Hall his certain Attorney heirs exors  
 & assigns the just sum of three hundred & sixty pounds in gold or silver, half p<sup>l</sup>. to  
 be rec<sup>d</sup>. at forty six shillings Guineas at six & twenty shillings & dollars at six shillings, or on  
 before the first day July one thousand seven hundred eighty three then the above obligation  
 to be void or else to remain in full force and Virtue.

sealed & delivered in presence of  
 Elisha Hall & of Elisha, John Hall

Peter Conway - - - Seal

whereupon came also a Jury, to wit, Nathaniel Harding, William Blackburly, George Ball,  
 Jonathan Bayard, Moses Sawkins, Stephen Hall, George Hunt, Thomas Potts, John & his brother and  
 Jesse Gamm, Thomas Potts, & Garrett Knightly, who were elected tried & sworn the truth to speak  
 upon the issue joined upon their oath did say that the def<sup>t</sup>. had not well & truly paid unto the  
 p<sup>l</sup>. the debt in the declaration mentioned, as the p<sup>l</sup>. by replying had alleged. whereupon the said  
 def<sup>t</sup>. by his Attorney prayed that Judgment on the af<sup>d</sup>. Verdict might be arrested for this cause  
 that the af<sup>d</sup>. is insufficient in law whereupon he grounded Judgment & therefore as well as for  
 other reasons prayed as before that Judgment on the Verdict might be arrested & which was  
 rejected by the Court. Therefore it was considered by the Court that the p<sup>l</sup>. recover against the  
 said defendant the sum of seven hundred & twenty pounds & that the def<sup>t</sup>. in the declaration



his body to prison in execution for the same or that he the said James Tapscott would do it for him, whereupon came also the def. by William Brown gent his attorney, the said def. defended the force injury when the p<sup>l</sup> for plea said that the p<sup>l</sup> his said action against him ought not to have maintain because he said that he well truly paid unto the said p<sup>l</sup> the debt in the declaration mentioned at the time the same became due & payable of that put himself upon the country the said p<sup>l</sup> did likewise, the trial of which issue was referred till the next court to be held for the said county - And at a court continued & held for the said county on the 9<sup>th</sup> day of August then next following came the said parties by their attorneys & the p<sup>l</sup> filed in the said suit a certain writing obligatory in these words, to wit, know all men by these presents that I Peter Conway of the County of Northumberland & State of Virginia am held & firmly bound unto Elisha Hall of new Kent in the just & full sum of seven hundred & twenty pounds sh<sup>ts</sup> to be paid unto the said Elisha Hall his certain attorney heirs execs. ad<sup>rs</sup> or assigns to whose payment well truly to be made I bind myself heirs execs. & assigns. firmly by these presents sealed with my seal, & dated this 10<sup>th</sup> of Jan<sup>r</sup> Anno dom. one thousand seven hundred eighty two The Condition of the above obligation is such, that if the above bound Peter Conway do fully well truly pay or cause to be paid, unto the said Elisha Hall his certain attorney heirs execs. assigns or assigns the just sum of three hundred & sixty pounds in gold or silver, half bound to be rec<sup>d</sup> at forty six shillings Guineas at six & twenty shillings & dollars at six shillings, or or before the first day July one thousand seven hundred eighty three then the above obligation to be void or else to remain in full force and virtue,

sealed & delivered in presence of

Elisha Hall s. of Elisha, John Hall

Peter Conway --- Seal

whereupon came also a Jury, to wit, Nathaniel Harding, William Blackbird, George Ball, Jonathan Bayard, Moses Sawkins, Stephen Hall, George Hunt, Thomas Potts, John Caris, Ephraim Hunt, Jesse Gamble, Thomas Betts, Hyarrett Kightlet, who were elected tried & sworn the truth to speak upon the issue joined upon their oath did say that the def. had not well truly paid unto the p<sup>l</sup> the debt in the declaration mentioned, as the p<sup>l</sup> by replying had alleged. whereupon the said def. by his attorney prayed that Judgment on the af<sup>d</sup> Verdict might be arrested for this cause that the af<sup>d</sup> is insufficient in law whereupon to ground Judgment & therefore as well as for other reasons prayed as before that Judgment on the Verdict might be arrested & which was rejected by the Court. Therefore it was considered by the Court that the p<sup>l</sup> recover against the said defendant the sum of seven hundred and twenty pounds specie the debt in the declaration mentioned and his costs by him about his said suit expended. But the said Judgment except the costs was to be discharged by the payment of three hundred & sixty pounds with legal interest thence to be computed from the first day of July one thousand seven hundred eighty three the payment - costs ..... 295<sup>to</sup> Gross Tobacco & 16/6. By virtue of which said Judgment the p<sup>l</sup> on the 19<sup>th</sup> day of September then next following sued out his writ of Fieri Facias against the af<sup>d</sup> in these words, The Common wealth of Virginia to the Sheriff of Northumberland County, greeting: we command you that of the goods & chattels of Peter Conway late in your bailiwick you cause to be made seven hundred & twenty pounds specie which Elisha Hall late in our said County Court recovered against him for debt also the sum of two hundred & twenty five pounds of Gross Tobacco & sixteen shillings & 6<sup>p</sup> pence which to the said Elisha Hall in the same Court were adjudged