

MINUTES

of

SUPERIOR COURT OF ALACHUA COUNTY, FLORIDA

BOOK 1-- 1825-1835

Regent

Gainesville Chapter DAR
Mrs. John A. Wethington

Genealogical Records Chairman Mary Gresham

Copied by Chairman

With permission of

George E. Evans, Clerk of Court

1959

47807

**SUPERIOR COURT
DISTRICT OF EAST FLORIDA
1828-- 1835**

**DISTRICT OF EAST FLORIDA, ALACHUA COUNTY
SUPERIOR COURT, DECEMBER TERM 1828**

This twnty-second day of December in the year of our Lord eighteen hundred and twenty-eight, being the fourth Monday of said December, the court met at the court house in said county at eleven o'clock in the forenoon.

Present the Honorable Joseph L. Smith, Judge

Ordered that Daniel C. H. Sims be and is appointed clerk of tis court, whereupon the oath of office, prescribed by law was taken by him in open court.

That Jonas Ellis be and is appointed crier of this court and the oath of office was taken by said Ellis in open court.

That Abraham Mott and Wiley Daniel nominated by the marshall as officers of this court and are appointed as such and were severally sworn into office in open court.

The Grand Inquest in and for the county of Alachua and District of East Florida were then duly empannelled and sworn (viz)

- | | |
|---|------------------------|
| 1. James Dell - who was appointed foreman | |
| 2. ARthur Pinner | 13 John Stafford |
| 3. Elias Knight | 14. James O'Steen |
| 4. Abraham Daniel | 15. William T. Douglas |
| 5. Theophilus Weeks | 16. Benjamin Harn |
| 6. Daniel Simmons | 17. James Cason |
| 7. William Cason | 18. William Spires |
| 8. Cornelius Johns | 19. Joshua Stafford |
| 9. John H. McIntosh | 20. John Warren |
| 10. John Cason | 21. Bennett M. Dell |
| 11. Enoch Daniel | 22. Samuel Gegger |
| 12. James Edward s | 23. William Ellis |

All good and lawful men who having received the charge of the Judge of this court retired to their r oom.

William Colston who was summonde to attend this court as a grand juror, was excused being a magistrate.

John G. O'Steen called as a grand juror was excused by the court, from serving such as----

Britton Knight who was summoned to attend this court as a grand juror, was excused being a magistrate.

George Downs who was summoned to attend this court as a grand juror, was excused by the court, being a magistrate.

James Stanley one of the petit jurors was excused from attendance during the term.

The court adjourned until tomorrow morning at eleven o'clock.

Joseph L. Smith, Judge

This day being the second day of the term of the court met pursuant to adjournment at eleven o'clock.

Present the Honorable Joseph L. Smith, Judge.

Territory of Florida	fornication and adultery
vs	
Silas Jenkins	
Territory of Florida	A True Bill
vs	
James Dell, Clerk	
Territory of Florida	
vs	
Rebecca Reddaought	Fornication and Adultery
Territory of Florida	Assault and battery
vs	A True Bill
James Dell	James Dell, Foreman
Hardy Tanner	Action in (trover)?
vs	
James Dell	

On motion of defendants attorney, it is ordered that this cause be continued upon payment of all costs by him up to this date.

The Grand Inquest again returned into court and presented the following bills, (vis)

Territory of Florida	Fornication
vs	A True Bill
Jency Colley	James, Dell. Foreman

Territory of Florida	Fornication
vs	A True Bill
Enoch Daniel	James Dell. Judge

Territory of Florida	Assault and Battery
vs	ON
James Dell	Francis R. Sanchez

Now on this day came as well Thomas Douglas who prosecutes the pleas of the Territory in this behalf, as the said defendant James Dell, who for pleas in the case says he is not guilty, and for trial puts himself upon his county; whereupon came a jury of twelve good and lawful men, who were duly empanelled and sworn to try the issue joined in this case (vis)

- | | |
|--------------------|----------------------|
| 1. David Brewton | 2. Richard Reddaught |
| 3. John Jones | 3. James Edwards |
| 5. Henry Harn | 6. Henry Holmes |
| 7. Lett Howard | 8. David Crum |
| 9. Richard R. Crum | 10. James Burnett |
| 11. Moses Cason | 12. John Stanley |

Who upon this oath oaths day that the defendant is guilty in manner and form as is the indictment is charged.

Joseph L. Smith, Judge

April 12, 1828

This day being the third day of the term of court set pursuant to adjournment at eleven o'clock.

Present the Honorable Joseph L. Smith, Judge.

Territory of Florida
vs
Silas Jenkins

Fornication and adultery

On this day came as well Thomas Douglas, Esq. who prosecutes the pleas for the territory in this behalf as the said defendant Silas Jenkins, who for pleas in this case says he is not guilty and for trial puts himself on his county, whereupon came a jury of twelve good and lawful men, who were duly empanelled and sworn to try the issue joined (viz)

- | | |
|---------------------|-------------------|
| 1. Hickerson King | 8. Anthony Ivy |
| 2. Isaac O'Steen | 9. Reuben Beck |
| 3. Henry Moore | 10. David Brewton |
| 4. Joseph Warren | 11. Levi Pelham |
| 5. James Lanier | 12. John Lanier |
| 6. William Hogan | |
| 7. Ezekiel Stafford | |

Who upon their oaths do say that the defendant is guilty in manner and form as in the indictment and is charged.

Therefore it is considered by the court that the said defendant pay a fine of fifteen dollars and the costs of this prosecution taxed at sixteen dollars thirty-seven and one half cents and stand committed until the sentence of the court is complied with;

Territory of Florida
vs
Rebecca Reddaught

Fornication and Adultery

It is ordered by the court that this case be continued, the defendant being unable to be brought into court.

The Grand Inquest returned into court and presented the following bills (viz)

Territory of Florida
vs
John Ivy

Fornication
A True Bill
James Dell, Foreman

Territory of Florida
vs
Wiley Daniel

Assault and Battery
A True Bill
James Dell, Foreman

Territory of Florida
vs
Levi Spashman

Fornication & Adultery
A True Bill
James Dell, Foreman

Territory of Florida
vs
Elvina Crews

Fornication & Adultery
A True Bill
James Dell, Foreman

Territory of Florida
vs
Betsy Brown

Fornication
A True Bill
James Dell, Foreman

Territory of Florida
vs
C.F. Conway

Fornication
A True Bill
James Dell, Foreman

Territory of Florida
vs
Betsy Bearden

Fornication & Adultery
A True Bill
James Dell, Foreman

This day the bond required by law of the clerk of the court was executed in open court and approved by said court and ordered that the same be placed on file in the clerks office among the records of the court.

T. Doughty
vs
J.L. McIntosh

Plea of trespassing

Same
vs
Jeremiah Yancey

Plea of trespassing

Same
vs
R.D.C. Collins

Plea of trespassing

It is ordered by the court that these cases be continued until next term.

David Crum was excused by the court from further attendance at this term.

Isaac O'Steen was excused from further attendance at this time.

The court adjourned until tomorrow morning at eleven o'clock.

Joseph L. Smith, Judge

This day being the last day of the term of court met pursuant to adjournment.

The Honorable Joseph L. Smith. Judge presiding.

Francis R. Sanchez An appeal
vs
Bennett M. Dell

It is ordered by the court that the case be continued until next term.

Territory of Florida Assault and Battery on
vs Francis R. Sanchez
James Dell

It is considered by the court that the defendant pay a fine of ten dollars and the costs of this prosecution and stand committed until the sentence of the court is complied with.

It is ordered that all indictments, complaints, actions, pleas, and recognizances to appear that *capias* do issue.

That subpoenas do also issue for the witnesses whose names are endorsed on the several indictments, and that the marshal do admit the several defendants, against who *capias* are ordered as above, to bail the principals in each case in the sum of one hundred dollars with surety severally to the same amount.

Ordered that this court be adjourned to eleven o'clock tomorrow morning.

Joseph L. Smith, Judge

This day being the fifth day of the term the court met pursuant to adjournment.

Present the Honorable Joseph L. Smith. Judge

Ordered-- That in all cases where fines are imposed by this court, that the same when paid shall be deposited in the registry thereof.

That the costs shall without delay be distributed to the several persons in whose favor the same have been taxed.

That where the persons against whom the fine is

7

imposed, is in the custody of the marshal, the fine and costs shall be paid to the marshal and by him the fine shall be deposited and the costs paid and distributed as above directed.

That where such defendant is not in custody that the fine and costs shall be paid immediately to the clerk, who shall hold the fine in the registry and shall without delay distribute the costs as above.

The fines in the registry shall remain subject to the order of the court.

The clerk shall enter upon the records in all cases the amount of fines and costs paid into the registry by the marshal and shall at all times keep and have regularly entered in a book for the purpose. An account of all fines imposed and received and showing the disposition made of the same and the balance remaining in the registry.

Ordered that this court shall be adjourned.

Joseph L. Smith, Judge

DISTRICT OF EAST FLORIDA, ALACHUA COUNTY
SUPERIOR COURT** DECEMBER TERM, 1829

This twenty-first day of December in the year of our Lord eighteen hundred and twenty-nine, being the third Monday in December. The court met at the courthouse in Newnansville pursuant to the following order. (vis) "It being necessary to public convenience, it is hereby ordered that the next term of the Superior Court to be held at Newnansville in and for the county of Alachua, in the district of East Florida, shall commence and be held on the third Monday of December next. All processes now issued or that may be issued for the next December term of said court shall be considered as returnable for the said third Monday. By order of the Judge." Newnansville 1829.

Present the Honorable Joseph L. Smith, Judge

Ordered-- That this court be adjourned until tomorrow at ten o'clock.

Joseph L. Smith, Judge

5

This day being the second day of the term of court met pursuant to adjournment at ten o'clock.

Present the Honorable Joseph L. Smith, Judge.

Ordered-- That Seymour Pickett be appointed clerk of this court for the present term.

Ordered-- That Simeon Dell and Abraham Mott be appointed officers of this court for the present term.

The Grand Inquest in and for the county of Alachua and District of East Florida, were then duly empannelled and sworn (viz)

- | | |
|--|--------------------------|
| 1. James Dell, who was appointed foreman | |
| 2. James O'Steen | 12. Cotton Rawls |
| 3. James Brooks | 13. B.M. Dell |
| 4. Jacob Summerlan | 14. Enoch Daniel |
| 5. Shadrick O'steen | 15. Abraham Colson, Senr |
| 6. John Lowe | 16. Samuel Brunett, Senr |
| 7. John M. Sanchez | 17. William Gibbons |
| 8. William Ellis | 18. John Gason |
| 9. Aaron Tyson | 19. Gabriel Priest |
| 10. John C. Richards | 20. John M. Stafford |
| 11. Asa Clark | 21. James Lanier |

All good and lawful men, who having the charge of the Judge of this court retired to their room.

Thomas Doughty

Tresspassing

vs
J.S. McIntosh

This day came the parties in this case, by their respective counsel. Whereupon came a jury (viz)

- | | |
|--------------------|--------------------|
| 1. Henry W. Maxcey | 7. Thomas Colding |
| 2. Fernando Lowe | 8. William Harn |
| 3. Tassett Daougle | 9. Henry Harn |
| 4. Abraham Colson | 10. Abraham Daniel |
| 5. William Daniel | 11. James Burnett |
| 6. Wiley Daniel | 12. Jonas Ellia |

Who were duly sworn to try this cause. Who upon their oaths do say they find in favor of the plaintiff and assess damages of two hundred and fifty dollars.

Thomas Doughty
vs
Jeremiah Yancey

Trespassing

Now on this day came the plaintiff in the cause by his counsel and it appearing to this court that the defendant herein is deceased. It is therefore ordered and adjudged that this cause be abated and dismissed.

Thomas Doughty
vs
R.D.C.collins

Trespassing

This day came the parties in this cause by their respective lawyers. Whereupon came a jury (viz) Robert Payne-- Cornelius Johns-- William Colson-- Joseph Warren-- William Spiers-- David Higginbotham-- Moses Cason-- Britton Knight-- Jesse Pennington-- Francis Richards Jr-- Elias Knight-- George Downs-- Who were duly sworn to try this cause and who upon their oaths do say they find for the defendata.

Territory of Florida
vs
Wiley Daniels

Indictment for assault
and battery on William
McGibbon

Now on this day came Thomas Douglas, Esq. who prosecutes the pleas of the Territory in this behalf as the defendant in his own proper person who to the said indictment herein exhibited pleas and says that he is guilty.

The court adjourned until tomorrow morning at ten o'clock.

Joseph L. Smith, Judge

This day being the third day of the term the court me pursuant to adjournment.

Present the Honorable Joseph L. Smith, Judge

Francis R. Sanchez
vs
Bennett M. Dell

appalant and defendant
In appeal
Appallee and plaintiff

This day came the parties in this cause by their respective counsel. Whereupon came a jury (viz)

Ezekiel Stafford-- Henry Bellows-- William Spiers--
 David Higginbotham-- Moses Cason-- Tassett Douglas--
 William Harn-- Henry Harn-- Jonas Ellis-- Robert
 Payne-- Joshua Stafford-- Cornelius Johns--
 Who were duly sworn to thry this cause. Who upon
 their oaths do say they find for the plaintiff the
 sum of fifty dollars.

The Grand Inquest came into court and being
 severally called answered to their names and present-
 ed the following bills (viz)

Territory of Florida
 vs
 Mary Canniday

adultery
 True Bill
 James Dell, Foreman

Territory of Florida
 vs
 Mary Cannon

Adultery
 True Bill
 James Dell, Foreman

Territory of Florida
 vs
 Archibald Graham

Adultery
 True Bill
 James Dell, Foreman

Territory of Florida
 vs
 John Thompson

Larceny
 True Bill
 James Dell, Foreman

Territory of Florida
 vs
 John Thompson

Horse Stealing
 True Bill
 James Dell, Foreman

Territory of Florida
 vs
 Thomas Harrington

Adultery
 True Bill
 James Dell, Foreman

Territory of Florida
 vs
 John Thompson

Indictment for horse
 stealing

Now on that day came as well Thomas Douglas, Esq.
 who prosecutes the pleas of the Territory in this
 behalf as the defendant on his own proper person
 who to the said indictment herein exhibited, pleads
 and says that he is guilty.

Therefore it is considered by the court that the
 said defendant receive thirty lashes on his back
 between the hours of two and five o'clock in the
 afternoon of this day, pay a fine of one cent, the
 cost of this prosecution and stand committed until
 the sentence of the court is complied with.

Territory of Florida
vs
John Thompson

Indictment for larceny

On this day came as well Thomas Douglas, Esq who prosecutes the pleas of the Territory in this behalf as the said defendant John Thompson who for a trila puts himself on his county. Whereupon came a jury of twelve good and lawful men, who were duly empannelled and sworn to try the issue joined (viz) William Cason-- John Stnadley-- Joseph Warrne-- Abraham Colson-- William Daniel-- Wiley Daniel-- Thomas Colding-- Abraham Daniel-- Gaines Burnett-- George Downs-- John Dixon-- Thomas Bailey.

Who upon their oaths say that the defendant is guilty in manner and form as in the indictment is charged.

Therefore it is considered by the court that the defendant receive five lashes on his back, between the hours of two and five in the afternoon of this day, pay the costs of this prosecution taxed at ----- dollars ---- cents and stand c mmitted until the sentence of this court is complied with.

Territory of Florida
vs
Rebecca Reddaught

Indictment for fornication
and adultery

Now on this day came as well Thomas Douglas, Esq who prosecutes the pleas of the Territory in this behalf as the said defendant by her counsel, who for a plea in this case says that she is not guilty and for trial puts herself on her county. Whereupon came a jury of twelve good and lawful men who were duly empannelled and sworn to try the issue joined (viz) Henry W. Maxcey-- Fernando Lowe-- Tassett Douglas-- Abraham Colson Jr.-- William Daniels-- Wiley Daniels-- Thomas Colding-- Willian Harn-- Henry Harns-- A,raham Daniels-- James Burnett-- Jonas Ellis

Who upon their oaths do say that the defendant is guilty in manner and form in tje indictment is charged.

The grand Inquest again returned into court and presented the following bills, (viz)

Territory of Florida
vs
Rosetta Ward

Assault and battery
True Bill
James Dell. Foreman

Territory of Florida
vs
John Thompson

Larceny
True Bill
James Dell. Foreman

Territory of Florida
vs
John Ivy

Indictment for fornication
with Elvina Crews

Now on this day came as well Thomas Douglas, Esq. who prosecutes the pleas of the Territory in this behalf as the said defendant in his own proper person who moved the court to discharge him of his recognizances in this case without costs alledging that since the placing of the said indictment he has entered into the Holy bonds of matrimony with the said Elvina Crews, which motion was registered by the said Thomas Douglas, Esq. so far as the said Ivy prayed to be discharged without costs, and it appearing to the satisfaction of the court, that the said marriage has been legally solemnized; the said motion was sustained and the said court ordered the said defendant to be discharged of his recognizance without costs.

Territory of Florida
vs
Elvina Crews

Indictment for fornication
with John Ivy

Now on this day came as well Thomas Douglas, esq. who prosecutes the pleas of the Territory in this behalf as the said defendant by her husband, John Ivy, who moved the court to discharge her of her recognizance in this case, without costs, alledging that since the pendency of the said indictment she has entered into the Holy bonds of matrimony with the said John Ivy which motion was resisted by the said Thomas Douglas, esq. so far the said Elvina Crews prayed to be discharged without costs; that the said marriage has been legally solemnized; the said motion was sustained and the said court ordered the said defendant to be discharged of her indictment and recognizance without costs.

The court adjourned until tomorrow morning at ten o'clock

Joseph L. Smith, Judge

This day being the fourth day of the term the court met pursuant to adjournment.

Present the Honorable Joseph L. Smith, Judge

That John Jones be appointed an officer of this court during the remainder of the term.

Ordered that Waters Smith, Esq. be and is appointed Clerk of this court pro tempore. The Clerk being absent.

Hardy Lanier
vs
James Dell

Trovers ?

On this day came the parties in this cause by their respective counsels. Whereupon came a jury (viz)
Robert Payne-- Cournelius Johns-- William Cason--
John Standley-- Joseph Warren-- Henry Bellows--
Tilliams Spiers-- David Higginbotham-- Moses Casen--
Tassett Douglas-- Jonas Willia-- John Dixon--

Who being duly sworn to try this cause. And who on their oaths do say- That the defendant is not guilty of the prover ? asin the plaintiffs declaration mentioned

Territory of Florida
vs
Wiley Daniel

Assault and battery on
William Bibbons

In this cause the defendant having plead guilty on the said indictment herein mentioned on a former day of this term.

Therefore it is considered by the court that the defendant pay a fine of ten dollars, together with the costs of this prosecution, and for this he may be taken.

The grand jury again returned into court and presented the following bills:

Territory of Florida
vs
Monday (a negro man)

rape
True Bill
James Dell, foreman

Territory of Florida
vs
John Thompson

Larceny

Now on this day came as well Thomas Douglas, Esq. who prosecutes the pleas of the Territory in this behalf, as the defendant in his own proper person, who to the said indictment herein exhibited, pleas and says he is guilty.

That John Jones be appointed an officer of this court during the remainder of the term.

Ordered that Waters Smith, Esq. be and is appointed Clerk of this court pro tempore. The Clerk being absent.

Hardy Lanier
vs
James Dell

Trovers ?

On this day came the parties in this cause by their respective counsels. Whereupon came a jury (viz) Robert Payne-- Cournelius Johns-- William Cason-- John Standley-- Joseph Warren-- Henry Bellows-- Tilliams Spiers-- David Higginbotham-- Moses Casen-- Tassett Douglas-- Jonas Willia-- John Dixon--

Who being duly sworn to try this cause. And who on their oaths do say- That the defendant is not guilty of the prover ? asin the plaintiffs declaration mentioned

Territory of Florida
vs
Wiley Daniel

Assault and battery on
William Gibbons

In this cause the defendant having plead guilty on the said indictment herein mentioned on a former day of this term.

Therefore it is considered by the court that the defendant pay a fine of ten dollars, together with the costs of this prosecution, and for this he may be taken.

The grand jury again returned into court and presented the following bills:

Territory of Florida
vs
Monday (a negro man)

rape
True Bill
James Dell, Foreman

Territory of Florida
vs
John Thompson

Larceny

Now on this day came as well Thomas Douglas, Esq. who prosecutes the pleas of the Territory in this behalf, as the defendant in his own proper person, who to the said indictment herein exhibited, pleas and says he is guilty.

Therefore it is considered by the court that the said defendant pay a fine of fifty dollars, pay the cost of the prosecution and stand committed until the sentence of the court be complied with.

Territory of Florida
vs
Monday (a negro man)

Indictment for a rape on
the body of Sarah Cason

Now on this day came as well Thomas Douglas, Esq. who prosecutes the pleas of the Territory in the behalf of the prisoner who was brought to the bar by the marshall. When Charles Downing, Esq. was assigned by the court as his counsel. Whereupon said prisoner was arraigned on said indictment and for plea in this case say he is not guilty and trail puts himself on his county. Whereupon came a jury of twelve good and lawful men who were duly empannelled and and sworn to try the issue, joined (vis) Henry W. Maxcey-- Fernando Lowe-- Wiley Daniel-- Thomas Colding-- William Harn-- Henry Harn-- James Burnett-- Jonas Ellis-- Robert Payne-- Joshua Stafford-- John Standley-- Joseph Warren.

Who upon this oaths do say that the defendant is guilty in manner and form as in the indictment is charged. Further say that the defendant is a slave of David Smith, esq. of Georgia and assess his value at two hindred dollars.

The court adjourned until tomorrow morning at eleven o'clock.

Joseph L. Smith, Judge

DECEMBER 25, 1829

This day, being the fifth day of the term the court met pursuant to adjournment.

Present the Honorable Joseph L. Smith, Judge

Territory of Florida
vs
Rebecca Redoubt

Adultery and fornication

Now on this day came as well Thomas Douglas, Esq. who prosecutes the pleas on behalf of the territory and the prisoner by her counsel. Whereupon it is moved by the said Douglas that the court now proceed

Therefore it is considered by the court that the said defendant pay a fine of fifty dollars, pay the cost of the prosecution and stand committed until the sentence of the court be complied with.

Territory of Florida
vs
Monday (a negro man)

Indictment for a rape on
the body of Sarah Cason

Now on this day came as well Thomas Douglas, Esq. who prosecutes the pleas of the Territory in the behalf of the prisoner who was brought to the bar by the marshall. When Charles Downing, Esq. was assigned by the court as his counsel. Whereupon said prisoner was arraigned on said indictment and for plea in this case say he is not guilty and trail puts himself on his county. Whereupon came a jury of twelve good and lawful men who were duly empannelled and and sworn to try the issue, joined (vis) Henry W. Maxcey-- Fernando Lowe-- Wiley Daniel-- Thomas Golding-- William Harn-- Henry Harn-- James Burnett-- Jonas Ellis-- Robert Payne-- Joshua Stafford-- John Standley-- Joseph Warren.

Who upon this oaths do say that the defendant is guilty in manner and form as in the indictment is charged. Further say that the defendant is a slave of David Smith, esq. of Georgia and assess his value at two hundred dollars.

The court adjourned until tomorrow morning at eleven o'clock.

Joseph L. Smith, Judge

DECEMBER 25, 1829

This day, being the fifth day of the term the court met pursuant to adjournment.

Present the Honorable Joseph L. Smith, Judge

Territory of Florida
vs
Rebecca Redoubt

Adultery and fornication

Now on this day came as well Thomas Douglas, Esq. who prosecutes the pleas on behalf of the territory and the prisoner by her counsel. Whereupon it is moved by the said Douglas that the court now proceed

to pronounce judgment on the defendant, Therefore it is considered adjudged and ordered by the court, that the defendant do pay a fine of twenty dollars to the Territory, together with the cost of this prosecution and stand committed until the indictment of the court is satisfied and complied with.

Richard Redoubt
vs
Rebecca Redoubt

in chancery- bill for a divorce

Now this day came the complainant by his counselor and moved the court for a decree (pro feso) ? in this case, and it appearing to the satisfaction of the court, that more than three months have elapsed since the service of the subpoena in this case upon the said defendant and she having filed no answer to the complainants said bill of complaint service, It is ordered, adjudged and decreed that the so bill be taken as confesed ? it is further appearing to the satisfaction of the court, from the testimony adduced by the said complainant that the matters and things charged and alledged by the said complainant, in his said bill of complaint, against the said defendant, ARE TRUE. It is further ordered, adjudged and decreed by the said court, That the said complainant, Richard Redoubt and the said defendant, R becca Redoubt, be and remain henceforth divorced from and discharged of, the hold bonds of matrimony, heretofore solemnized between the said parties, to all intent and purposes and that they be and remain as fully and clearly exonerated and discharged from the said bonds of matrimony, at all times hereafter as though no marriage had ever been solemnized between them.

D. Simmons
vs
S. Piles

On motion of plaintiffs attorney, it is ordered that this case be dismissed.

Territory of Florida
vs
Monday (a slave)

Rape

Now on this day came Thomas Douglas, Esq. who prosecutes the pleas of the Territory in this behalf and the said Monday, having been led to the bar of the court,

to pronounce judgment on the defendant, Therefore it is considered adjudged and ordered by the court, that the defendant do pay a fine of twenty dollars to the Territory, together with the cost of this prosecution and stand committed until the indictment of the court is satisfied and complied with.

Richard Redoubt
vs
Rebecca Redoubt

in chancery- bill for a divorce

Now this day came the complainant by his counselor and moved the court for a decree (pro feso) ? in this case, and it appearing to the satisfaction of the court, that more than three months have elapsed since the service of the subpoena in this case upon the said defendant and she having filed no answer to the complainants said bill of complaint service, It is ordered, adjudged and decreed that the so bill be taken as confessed ? it is further appearing to the satisfaction of the court, from the testimony adduced by the said complainant that the matters and things charged and alledged by the said complainant, in his said bill of complaint, against the said defendant, ARE TRUE. It is further ordered, adjudged and decreed by the said court, That the said complainant, Richard Redoubt and the said defendant, Rebecca Redoubt, be and remain henceforth divorced from and discharged of, the hold bonds of matrimony, heretofore solemnized between the said parties, to all intent and purposes and that they be and remain as fully and clearly exonerated and discharged from the said bonds of matrimony, at all times hereafter as though no marriage had ever been solemnized between them.

D. Simmons
vs
S. Piles

On motion of plaintiffs attorney, it is ordered that this case be dismissed.

Territory of Florida
vs
Monday (a slave)

Rape

Now on this day came Thomas Douglas, Esq. who prosecutes the pleas of the Territory in this behalf and the said Monday, having been led to the bar of the court,

by the marshal and it being demanded of him. If he had anything to say, why indictment should not be pronounced against him, upon the verdict of the jury, heretofore rendered against him in this case, and he saying nothing, in bar of said indictment. Therefore, it is considered and ordered by the court that the said Monday, be taken from the bar of this court to the prison from whence he came, to be there detained in safe and close custody until Wednesday the twentieth day of January next and that on the said twentieth day of January next, between the hours of twelve o'clock and four o'clock of said day he be taken from said prison to the place of execution and there be hanged by the neck until he be dead.

Territory of Florida	rape
vs	
Monday (a slave)	

It is ordered by the court, that a fee of fifty dollars be and the same is hereby taxed and allowed in this case, to Charles Downing, esq. who was heretofore assigned by this court as counsel to the said Monday, whom the jury in this case has found to be the salave of one David Smith, esq of the state of Georgia.

The grand jury again returned into court and presented by thei foreman, the following indictments.

Territory of Florida	Harbouring felon
vs	A True Bill
William H. Ward	

Territory of Florida	Horse stealing
vs	A True Bill
Elizabeth Brophy	

Territory of Florida	Rape
vs	A True Bill
Thomas Jones	

Territory of Florida
vs
R ^o becca Redoubt

The same	
vs	
John Thompson	(three cases)

It appearing to the satisfaction of the court, that the above named defendant and unable at the time to pay and satisfy the fines and costs, in the above cases, it is therefore ordered by this court, that the marshal of this court to take from the defendants their several notes of law to be drawn in favor of the territory of Florida for the several items due from each of 50 defendants for their said fines and costs in the cases above named and that therefore the said marshal do and shall release the said defendant, Rebecca Redoubt, and John Thompson from further custody.

The court adjourned until tomorrow morning at ten o'clock.

Joseph L. Smith, Judge

This day being the sixth day of the term the court met pursuant to adjournment.

Present the Honorable Joseph L. Smith, Judge.

Territory of Florida
vs
C.F. Conway

Indictment for fornication
with Betsy Brown

Now on the day came as well Thomas Douglas, Esq. who prosecutes the pleas of the Territory in this behalf as the defendant in his own proper person, who for a plea in this case, says he is not guilty and for trial puts himself on his country. Whereupon came a jury of twelve good and lawful men, (viz) Robert Payne-- Cornelius Johns-- William Colson-- John Standley-- Joseph Warren-- William Spiers-- David Higginbotham-- Moses Gason-- Henry W. Maxcey-- Fernando Lowe-- Tassett Douglas-- Abraham Colson, Jr. Who upon their oaths do say that the defendant is not guilty in manner and form in the indictment as charged. The Grand Jury again returned into court and handed presentment which was placed on file and having no further business before them were discharged by the court from further attendance.

Territory of Florida
vs
Betsy Brown

Indictment for fornication
with C.F. Conway

In this case on motion of Thomas Douglas, Esq. District attorney ordered that in this case a Nolle prosequi be entered.

Territory of Florida
vs
Ledwith and others

Indictment for branding
O'Steen

On motion of Thomas Douglas, District Attorney, pursuant to recommendation of Grand Jury it is ordered that on the payment of costs by the defendant a Nolle prosqui be entered.

Territory of florida
vs
Standley & Rawls

Same
vs
Walton & Suggs

Ordered that in these two cases last named the defendant be discharged from their recognizances.

Bennett M. Dell
vs
Francis R. Sanchez

On this day came the parties by their attorneys, whereupon the plaintiff moved the court for judgment up on vertick heretofore at this present term rendered for the plaintiff against the defendant.

Whereupon it is considered by the court that the plaintiff do recover from the defendant the sum of fifty dollars and the costs taxed at ---- dollars and --- cents.

Ordered that (?) do issue in all cases when the person indicted is not in custody or duly recognized for his appearance and that in all cases of misdemeanor the marshal be hereby authorized to take bail from the party arrested for his appearance in the sum of two hundred dollars with one good surety in the same amount and that in case of felony not capital he take bail with surety in the sum of four hundred dollars.

Ordered that subpoenas do issue for all witnesses where names are indorsed on the several indictments now pending in this court returnable on the second day of next term.

Ordered that all recognizances, indictments, suits, plaints, that are now pending be continued to the next term of court.

Ordered that this court do now adjourn.

Joseph L. Smith, Judge.

DISTRICT OF EAST FLORIDA, COUNTY OF ALACHUA
SUPERIOR COURT OF APRIL 1830

This nineteenth day of April, in the year of our Lord eighteen hundred and thirty being the third Monday of April. The court met at the court house in Newnansville in said county at ten o'clock in the forenoon.

Present the Honorable Joseph L. Smith, Judge

Ordered that Thomas Colding, Senr. be appointed an officer of this court for the present term.

That Cotton Rawls be appointed clerk of this court for this term.

The Grand Inquest in and for the county of Alachua and District of East Florida were then duly sworn and Empannelled (viz) John C. Richards-- Foreman-- Elias Knight-- Asa Clarke-- Bennett M. Dell-- Aaron Tison-- Henry W. Maxcey-- Francis R. Sanchez-- Samuel Burnett-- Theophilus Weeks-- Daniel Simmons-- Samuel Pearce-- Zacharias Roberts-- Joseph Parish-- John Cason-- James Cason-- Enoch Daniel, Senr-- William Daniel-- William Sparkman-- Horatio Lowe-- James Standley-- James T. Mattair-- John D. O'steen. All good and lawful men, who having received the charge of the Judge of this court retired to their room.

T.L. and W.H. Burrett

Assumpsit

vs

Moses Levy

Now on this day came the parties in this court by their attorneys and on motion of the defendant by his attorneys and on affidavit filed that the said defendant is not and was at the commencement of this suit an inhabitant and ~~existing~~ resident of the county of St. Johns and not of the county of Alachua. It is ordered that this cause be transferred and removed from this county to the Superior Court to be held in St. Augustine in the county of St. Johns on the first Monday of May next on the costs of the clerk of this court being paid by the said defendant. It is also further ordered on motion of the plaintiff by his attorneys that the plaintiff have time to file his declaration in this cause at the opening of the court tomorrow.

Ordered-- that this court be adjourned till eight tomorrow morning to meet at the house of James Dell, esq. and that it be adjourned till ten o'clock tomorrow morning to meet at the court house.

Joseph L. Smith, Judge.

This day being the twentieth day of April 1830 and the second day of the term, the court met pursuant to adjournment.

Present Joseph L. Smith, Judge

Theophilus Weeks
vs
The United States

Application for a pension

Now on this day came the said Theophilus Weeks in his own proper person and made the following;

ORIGINAL CLAIM

Declaration in order to be placed on the pension list under the Act of the 18th March 1818.

COUNTY OF ALACHUA

On this 20th day of April in the year of our Lord one thousand eight hundred and thirty personally appeared in open court being a court of record for the district of East Florida, Theophilus Weeks, resident in said county, aged 69 years who being first duly sworn according to law doth on his oath make the following declaration in order to obtain the provision made by the Acts of Congress of the 18th of March 1818 and the first of May 1820. That he, the said Theophilus Weeks enlisted for the term of two and one half years on or about the 20th day of May in the year 1776. (As such as this deponent can now recollect, but having lost all his papers connected with this cause he cannot state with certainty the time of his said enlistment or of his discharge) in the State of North Carolina in the company commanded by C^{pt}. George Mitchell in the Regiment commanded by Col--- Lytle or)Col--- Taylor) one of whom was Colonel and other lieut. Colonel, but this deponent cannot now say with certainty which commanded at the time of his enlistment as aforesaid. In the line of the State of North Carolina on the continental establishment; that he continued to serve in the said corps about one year when he was transferred to the company commanded by C^{pt}. Griffin John McBred)?) in the regiment commanded by Col. John Clark and that he continued to serve in the last mentioned corps until about the 20th day of November in the year 1778, but of the exact time he cannot be certain for the reason aforesaid, when he was honorably discharged from

service in the state of New York (the period of his said enlistment having expired) and that he hereby relinquishes every claim whatever to a pension except the present, that his name is not on the role of any other states except North Carolina; and that the following are reasons for not making earlier application for a pension, to wit: that he had been informed and believed that he could not obtain a pension without making oath that he could not support himself without a pension and that was not willing to make such oath. In pursuance of the Act of first of May 1820 I do solemnly swear that I was a resident citizen of the United States on the 18th day of March 1818 and that I have not since that time by gift, sale,

or in any way disposed of my property or any part thereof with intent to diminish it as to bring myself within the provisions of an act of Congress entitled an "ACT OF CONGRESS TO PROVIDE FOR CERTAIN PERSONS ENGAGED IN THE LAND AND NAVAL SERVICE OF THE UNITED STATES IN THE REVOLUTIONARY WAR." Issued on the 18 day of March 1818 and that I have not nor any person in trust for my any property or securities, contracts, or debts due to me nor have I any income that what is contained in the schedule hereto annexed and by me subscribed, that since the 18th day of March 1818 the following changes have been made in my property, to wit; I have two horses by death and have sold a tract of land which I owned in the State of Georgia for the sum of one hundred dollars which sum has been expended in the necessary support of my family, the members of which now residing with me are my wife aged about 68 years, who is quite feeble; a grand daughter eleven years of age, a son aged 25 years, a farmer by profession, who supports himself by his own labour having no property except a horse and five cows and calves besides these I have living with me, one negro woman, a slave, who however does not belong to me; I am by trade a cooper, but am enable to do much work

Theophilus Weeks

Sworn to and declared on this 20th day of April 1830 in open court.

SCHEDULE ABOVE REFERRED TO--

20 head of hogs-- 4 iron pots-- 1 oven-- 1 tea kettle--
5 chairs-- 2 tables-- one old chest-- one old cart--
and a set of carpenters tools.

Theophilus Weeks.

Sworn to in open court this 20th day of April 1830
as a complete and perfect schedule.

Now on this day the said Theophilus Weeks having
made the declaration for a pension, as private citizen
of the R^evolution- and this court having considered
said application on oath of the said Weeks and the
other evidence in support, thereof exhibited in court
and here placed on file-- and it appearing to the
satisfaction of this court that the said Theophilus
Weeks served in the R^evolution as aforesaid against
the common enemy- It is hereby ordered that the clerk
of this court do certify in due form and transmit the
testimony in the case, and the proceedings had thereon,
to the Secretary of the War Department.

The court having heard testimony as to the value of
the property contained and set forth in the foregoing
schedule, as of the opinion that the amount and value
thereof is forty-five dollars and no more. Which will
also be certified by the clerk of this court to the said
Secretary.

Thomas Doughty
vs
J.L. McIntosh

Trespassing

Now on this day came the defendant by his attorney
and suggests to the court now here, that the said Thomas
Doughty has departed this life before the findings
of the verdict heretofore in this cause recorded, and
filed an ~~affirmation~~ affidavit in proff thereof and
thereupon moved the court in arrest of judgment in this
cause, and the court not being fully satisfied of the
death of the said Thomas Doughty directs that his motion
stand over to the next term and the plaintiff's
attorney moved the court for judgment in this cause
on the verdict heretofore rendered and recorded herein-
which motion is also continued to the next term.

The Grand Inquest now came into court, and being
severally called, answered to their names and presented-
the following bills, viz;

The Territory of Florida
vs
David B. Williams

Indictment for fornication
and adultery
A True Bill

Same
vs
Sarah Stevens

Indictment for fornication
and adultery
A true Bill

The Grand Inquest having presented True Bills and informed the court that they had no further business before them, were discharged by the court from further attendance.

William Colson having been duly summoned as appears in this court to attend at this court as a grand juror and having wholly failed to appear according to the mandate of this court- it is considered by this court that he be fined for his non attendance in the premise of ten dollars, but that he have leave to shew cause at the next term of this court, if any he have, why this court order should be vacated and set aside, and be relieved from the payment of the fine.

Ordered- that James Dell, Esq. be appointed clerk of this court.

James Dell, Esqr. appeared in open court and was sworn therein as said clerk.

Ordered- That (Capiases) do issue in all cases where the person indicted is not in custody or recognized for his appearance, and that in all cases of misdemeanor the marshal be hereby authorized to take bail from the party arrested for his appearance in the sum of two hundred dollars with one good security in the same amount, and that in case of a felony, not capital, he take bail with good security in the sum of four hundred dollars and that subpoenas do issue for witnesses in all cases whose names are rendered as such on indictments pending in the court for trial returnable the first day of the next term.

Ordered-- that all suits, complaints, indictments, and recognizances now pending be continued to the next term.

Ordered-- that this court do now adjourn.

Joseph L. Smith, Judge

Court began and held at the court house in Newnansville on Monday the 20th day of December 1830

Present the Honorable Joseph L. Smith, Judge

John M. Sanchez was appointed crier by the court for the present term and Bennett M. Dell and Asa Clark having been appointed by the Marshal as officers of the court for the present term, their appointments were respectively approved by the court.

The Grand Inquest in and for the County of Alachua and District of East Florida were then duly empannelled and sworn, viz; Jacob Summerall, foreman-- Enoch Daniel, Sr. Samuel Burnett-- Giles Ellis-- Elias Knight-- Britton Knight-- Thomas Harn-- Abram Colson, Sr.-- Cotton Rawls-- Ranson Cason-- David Levy-- Abram Daniels-- Solomon Warren-- James O'Steen-- James Niblack-- Zachariah Roberts-- Exekiel Weeks-- Timothy Milner-- Theophilus Weeks-- Sahdrack O'Steen, Jr-- John Roberts-- David Higginbotham--

William F. Braden

vs

Theophilus H. Williams

Now on this day came the plaintiff by his attorney and suggested to the court that he had in vacation, to wit, on the 20th day of Nov. last, files in the clerk's office an order for a Nolle Prosque on the second count of the declaration filed herein and moved the court that he now have leave to file said Nolle Prosque- Nunc Pro tunc; whereupon the court granted leave to file the same as of the 25 day of said month of November. And the said plaintiff by his said attorney therefore says that he will not further prosecute the said second count of his said declaration.

Territory of Florida

Larceny

vs

Elizabeth Brophy

Continued, but no process to issue without special order.

Territory of Florida

Rape

vs

Thomas Jones

Continued, but no process to issue without special order.

David J. Bailey, Esq. having made application to be admitted to practice before this court as an attorney and counsellor thereof and having exhibited his credentials, and they being found satisfactory, he was admitted as an attorney and counsellor of this court, and the oath of office required by law in such case were duly administered in open court.

Ordered that this court be adjourned till ten 1'clock tomorrow.

Joseph L. Smith, Judge.

The court met pursuant to adjournment.

Present- The Honorable Joseph L. Smith, Judge

Territory of Florida

Indictment for harbouring
felons

vs

William H. Ward

Now on this day came Thomas Douglas, Esq. who prosecutes the pleas of the Territory in this behalf, and the defendant in his own proper person appeared and plead not guilty to said indictment. Whereupon came a jury to wit: William Ellis-- James Turner-- John A. Ellis-- Thomas Colden, Senr.-- Tobert Lanier-- Stephen Walker-- George Downs-- William Daniel-- John Cason-- Aaron Tyson-- Richard Crum-- Asa Roberts-- Who were sworn well and truly say the issue joined between the said territory and William H. Ward, and part of the testimony was heard when the aforesaid attorney be leave of the court said he would not further prosecute this case.

Witness sworn in this case in behalf of the prosecution: Asa Clark-- B.M. Dell-- Cotton Rawls.

Witness sworn in behalf of the defendant: NONE

Territory of Florida

vs

William Colson

Now on this day came the said William Colson in his own proper person and shewed cause to the satisfaction of the court and a fine imposed upon him by this court at its last term ought not to be exacted of him, Whereupon the said court ordered that he be exonerated and discharged therefrom the payment of costs.

Witnesses sworn on the first day of this term to testify before the grand jury. Thomas Colden, Senr. William Daniel-- B.M. Dell-- Cotton Rawls-- John M. Sanchez-- Samuel Burnett, Wiley Daniels-- William Cason-- Alfred R. Jarvis-- Francis R. Sanchez-- John Hague-- Thomas D. Colden-- William M. Read-- Benjamin Harn.

Witnesses sworn on this day to testify before the Grand Jury: James Turner-- Elizabeth Molphrus-- Sarah Hall-- Eleander Hall-- Mary Hall. The court then adjourned until tomorrow at eleven o'clock.

Joseph L. Smith, Judge

Wednesday-- Dec. 22, 1830

The court met pursuant to adjournment--

Present the Honorable Joseph L. Smith, Judge.

The Grand Jury came into court and presented the following indictments- Viz; The territory of Florida against Alfred R. Jarvis for assault and battery - A True Bill- The same against William H. Ward for Harboring felons. A True Bill.

Henry Sweeny having been brought into court in custody of the Marshall was recognized himself in the sum of two hundred dollars and fifty dollars, and F. R. Sanches and Asa Clark as sureties each in the like sum, for the appearance of said Henry Sweeny to answer such charges as may be preferred against him and abide the order of the court.

Territory of Florida
vs
David B. Williamson

Adultery etc.

Now on this day came Thomas Douglas, Esq. who prosecutes the pleas of the Territory in this behalf and by leave of the court says that he will nor further prosecute this case, the said defendant, having paid the costs which have accrued herein.

The following bill of indictment was presented at the same time with those stated above. The territory of Florida against Thomas Bailey, Robert Bailey and Theophilus Williams assault and Battery with intent to murder. A True Bill.

The court then adjourned until eleven o'clock tomorrow.

Joseph L. Smith, Judge

THURSDAY Dec. 23, 1830

The court met pursuant to adjournment

Present the Honorable Joseph L. Smith, Judge

Territory of Florida
vs
Alfred R. Jarvis

Indictment for Assault and Battery

Now on this day came Thomas Douglas, Esq. who prosecutes the pleas of the territory in this behalf and the defendant in his own proper person appeared and plead not guilty to said indictment. Whereupon came a jury to wit: William Ellis-- James Turner--

John H. Ellis-- Jerry Burnett-- Stephen Walker--
George Downs-- Robert Lanier-- Wesley Lowe-- Asa
Roberts-- Elisha Carter-- Richard Crum-- William Daniels.
Who being sworn well and truly to try this issue joined
in this case upon thier oaths do say that the defendannt
is not guilty.

The Grand Jury came into court and returned the
following indictments as true bills. to wit: an
indictment against Henry Bailey for an assault and
battery upon Alfred R. Jarvis, and an indictment against
Henry Bailey for an assault and battery upon Thomas D.
Colding and an indictment against Henry Sweeny for murder--
Henry Bailey with Thomas B. Bailey as his security
was recognized in the two cases above mentioned each in
the sum of one hundred dollars, in cash for the
appearance of Henry B. Bailey to answer said indictments.

The court adjourned until tomorrow 10 o'clock.

Joseph L. Smith, Judge

SATURDAY DECEMBER 25, 1830

The court met pursuant to adjournment.

Present the Honorable Joseph L. Smith, Judge

Territory of Florida

vs

Henry Bailey

Now on this day came Thomas Douglas, Esq. who prose-
cutes the pleas of the Territory in this behalf and the
defendant by his attorney, and pleads not guilty to said
indictment. Whereupon came a jury to wit; Henry Harn--
Wesley Lowe-- Asa Roberts-- Elisha Carter-- Richard
Crum-- William Daniels-- John Cason-- Aaron Tyson--
John C. Richards-- Fernando Lowe-- Daniel Coulton--
William Ellis. Who were sworn well and truly to try
the issue joining in the case upon their oaths do say
that the defendant is guilty and fine him one dollar
and costs of the court.

Territory of Florida

vs

The same

Now on this day came Thomas Douglas, Esq. who prose-
cutes the pleas of this Territory in this behalf and
the defendatn by his attorney, and plead not guilty
to said indictment; whereupon a jury, to wit; James
Turner-- John H. Ellis-- Jerry Burnett-- Stephen Walker--
George Downs-- Robert Daniel-- Willian Harn-- John
Standley-- Aaron Tyson-- John C. Richards-- Fernando
Lowe-- Daniel Cotton. who were men sworn well and
truly to try the issue joined in the case

20

upon their oaths do say that the defendant is not guilty.

Territory of Florida

vs

James Z. Mattair

and

Joseph Mattair

Now on this day came Thomas Douglas, Esq. who prosecutes the pleas of the Territory in this behalf and one of the defendants to wit: James Z. Mattair appeared in person and plead guilty to the charge for which he stand indicted and be agreement submitted to the court the assessment of the fine to which he had become liable by reason of the premise-- Whereupon it was considered by the court that the said James Z. Mattair do pay a fine of five dollarstogetehr with the costs incurred in the prosecution of said indictment against him taxed at---- dollars and ---- cents. And that he be taken and committed to prison till said judgment be complied with.

Territory of Florida

vs

Joseph G. Jenkins

Now on this day came Thomas Douglas, Esq. who prosecuted the pleas of the Territory in this behalf, and the defendant by his attorney and plead not guilty; Whereupon came a jury to wit: William Ellis-- James Turner-- John N. Ellis-- Jerry Burnett-- Stephen Walker-- George Downs-- Robert Lanier-- William Harnp-- Henry Harn James Colding-- Wesley Lowe-- Asa Roberts-- Who were sworn well and truly to try the issue joined in the case upontheir oaths do say that the defendant is guilty and fine him one dollar and costs of court.

Charles Wanton

vs

William Hogan

Now on this day came the parties by their counsel and upon motion by the defendatn it was ordered that the plaintiff do file his declaration by the first day of March next.

Henry Peters
vs
William Branning

Now on this day came the defendant and by his counsel and it being suggested to this court and admitted by the counsel for the plaintiff that the said plaintiff since the commencement of this suit is dead, it is therefore ordered and adjudged that the same be abated and dismissed.

Ezekiel Stafford
vs
George Downs

Now on this day came the parties by their counsel and on motion by the plaintiff it is ordered that the defendant do file his plea herein by the first day of March next.

Territory of Florida
vs
Joseph G. Jenkins

Now on this day came Thomas Douglas, esq. who prosecutes the pleas of the Territory in this behalf and the said defendant who came by his counsel. Whereupon it was moved by the said Thomas Douglas, Esq. that the judgement of this court ve now entered, upon the conviction and fine heretofore on this day found and assessed by the jury empannelled herein, but the court being not yet advised of the law upon the question reserved as to the efficiency of the evidence exhibited to the jury upon the trial of the defendant legally to sustain the indictment filed herein took time to consider-- and the said Joseph G. Jenkins thereupon personally appeared and James Dell, Esq. also personally appeared and they were severally recognized in due form of law in the sum of twenty dollars each for the appearance of the said Joseph G. Jenkins duly to abide the orders and judgment of the court in the premises when the same by the court should be pronounced.

The court then adjourned till ten o'clock on Monday the 27th inst.

Joseph L. Smith, Judge

FRIDAY DECEMBER 27th 1830

The court met pursuant to adjournment

Present the Honorable Joseph L. Smith, Judge

Territory of Florida

Murder

vs

Henry Sweeny

Now on this day came Thomas Douglas, Esq. who prosecutes the pleas of the Territory on this behalf, and the said Henry Sweeny was led to the bar of the court in the custody of the marshal and William H. Allen Esq. having been assigned by the court as counsel for the prisoner, whereupon said prisoner was arraigned on said indictment for his plea in this case says he is not guilty and for trial puts himself on his country, Whereupon came a jury to wit- John Standley--William Ellis-- James Turner-- Jerry Burnett-- Stephen Walker-- Robert Lanier-- William Harn-- Henry Harn-- Asa Roberts-- Richard Crum-- Isaac Colson-- Samuel B. Fitzpatrick. Good and lawful men who were duly empannelled are sworn well and truly to try the issue joined and true deliverance make between the said Territory and the prisoner at the bar, who upon their oaths do say that the prisoner is not guilty.

The court then adjourned till 10 o'clock tomorrow

Joseph L. Smith, Judge

TUESDAY DECEMBER 28th ,1830

Court met pursuant to adjournment.

Present the Honorable Joseph L. Smith, Judge

Territory of Florida

Assault and battery with
intent to murder

vs

Henry Sweeny

Now on this day came Thomas Douglas, Esq who prosecutes the pleas of the Territory in this behalf and the defendant by his attorney plead not guilty. Whereupon came a jury, to wit; William Ellis-- James Turner-- Jerry Burnett-- Stephen Walker-- George Downs--

Robert Downs-- Robert Lanier-- William Harn--
 James Colding-- Thomas Colding-- Asa Clark-- Elisha
 carter-- Who wer sworn well and truly to try the
 issue joined upon their oaths do say that the defend-
 ant is guilty and issue his fine at twenty dollars
 and costs of prosecution. Therefore it is consid-
 ered adjudged and ordered by the court that the
 defendant do pay a fine of twenty dollars to this
 Territory together with the costs of this prosecution
 and stand committed until the judgment of the court
 is satisfied and complied with.

Territory of Florida
 vs
 Joseph G. Jenkins

Assault and battery
 with intend to murder

Now on this day came Thomas Douglas, Esq who
 prosecutes the pleas of the territory in this behalf
 and the defendant by his attorney and plead not
 guilty; whereupon came a jury, to wit: John H.
 Ellis--Richard Crum-- William Daniel-- John Cason--
 John Standley-- Aaron Tison-- Thomas Colding--
 Daniel Colton-- William Gibbons--William Cason--
 Robert Bevan-- Jacob Holbrook. Who were sworn well
 and truly to try the issue, joined upon their oaths
 do say that the defendant is guilty of assault and
 battery, but not with intent to murder and his fine
 issued at ten dollars. Therefore it is considered
 by the court that the defendant do pay a fine of ten
 dollars to this territory together with the costs of
 this prosecution and stand committed until the
 judgment of the court is satisfied and complied with.

Alfred J. Jarvis
 vs
 Thomas B. Bailey

The same
 vs
 Robert Bailey

In these causes upon motion of the defendants by
 their attorney it is ordered that the original writs
 by quashed and upon motion of the plaintiff by his
 attorney it is ordered that alias writs be awarded
 him.

Ordered that court be adjourned til 8 o'clock
 tomorrow morning to the house of Col. Dell.

Joseph L. Smith, Judge

WEDNESDAY DECEMBER 29th, 1830

Court met pursuant to adjournment

Present The Honorable Joseph L. Smith, Judge

Territory of Florida

Assault

vs

Joseph Mattair

Now on this day came Thomas Douglas, Esq. who prosecutes the pleas of the Territory in this behalf and the said Joseph Mattair being three times solemnly called and required to appear in discharge of his recognizance came not, but made default whereupon Theophilus H. Williams and Alfred R. Jarvis his sureties were also three time solemnly called and required to produce now him in court the body of the said Joseph Mattair, in discharge of their recognizances which they failed and neglected to do. Therefore it was on motion of said attorney, Ordered, adjudged & considered by the court that the said recognizance be forfeited.

William F. Braden

vs

Theophilus H. Williams

Now on this day came the parties by their attorneys and on motion of the plaintiff, ordered that the defendant do file his plea herein by the first of March next.

On Saturday the 25th and the sixth day of this present term, the grand jury came into court and after making their general presentments which were read in open court, informed this court that they had not further business before them, for consideration; whereupon they were discharged by the court from further attendance.

Ordered, that all action, suits, complaints, recognizances, pleas and motions now pending be continued to the next term.

Ordered that this court be adjourned without delay.

Joseph L. Smith, Judge

DISTRICT OF EAST FLORIDA, COUNTY OF
ALACHUA SUPERIOR COURT TERM MAY 1831

The regular term of this court which was to have been holden on the 18th day, on the third Monday of April 1831. Having been adjourned according to law by the Judge of the court, to the third Monday of inst. May-- and the said Judge having unavoidably been prevented from attendance on said third Monday of May, this court was adjourned by his order to the fifth Monday of May, the following persons having been duly summoned attended as G and Jurors--(viz) F.R.Sanchez-- Aaron Tison-- Giles Ellis-- William Gibbons-- James Harn-- William Hogan-- Zacharias Roberts-- James O'Steen-- James Brooks-- Shadrack O'Steen-- Elias O'Steen-- Abraham Colson-- Abraham Mott-- Enoch Danile, sen. John Cason-- Wesley Lowe-- William Colson-- William Reid-- Daniel Coulton-- King Douglas-- John D. O'Steen-- Gabriel Priest-- Silas Weeks.

And the following persons haveing been duly summonsed as petit jurors, also attended-- (viz) Levi Pearce-- Ezekiel Weeks-- Samuel Giger-- Daniel Simmons-- Simeon Sparkman-- Asa Roberts-- James Sparkman-- John M. Prevatt-- James Niblack-- Robert bevan-- Samuel Burnett-- Abraham Colson-- James B. Colding-- Isaac Colson-- James Heck-- Reuben Heck-- Timothy Miller-- James Standley-- John Standley-- John Jones ~~Kimmer~~-- Thomas D. Colding-- Fernando Lowe-- James Burnett-- James Roberts--

This 30th day of May 1831 being the fifth Monday Of May to which this court had continued be legal adjournment, all the persons summoned as grand and petit jurors duly attended, but the Judge of the court not being present the court was adjourned according to law, to 10 o'clock tomorrow morning.

This day being the 31st day of May and the second day of the term, this court met pursuant to adjournment at Newansville in the county of Alachua at 10 O'clock a.m.

Present The Honorable Joseph L. Smith, Judge

Ordered that John M. Sanchez, B.M.Dell and Asa Clark be appointed officers of this court.

The Grand Inquest in and for the county of Alachua, and district of East Florida were then duly empannelled and sworn, (viz) F.R.Sanchez-- Aaron Tison-- Giles Ellis-- Bagriel Priest-- William Gibbons-- James Harn-- James O'steen-- James Brooks-- Shadrack O'Steen-- Elias O'Steen-- Abram Colson-- Abram Mott-- Enoch Daniel-- William Reed, Daniel

Coulton-- William Colson-- Ring Douglass-- John D. O'Steen.

All good and lawful men who having received charge of the judge of this court retired to their room.

Ordered that the court be adjourned till 10 o'clock tomorrow morning.

Joseph L. Smith, Judge

WEDNESDAY JUNE 1, 1831

Court met pursuant to adjournment

Present the Honorable Joseph L. Smith, Judge

William H. Ward dismissed
vs
Cotton Rawls

William J. Braden continued
vs
James Bradley

John Paulk declaration to be filed
vs by Sept. 1, next
Daniel Simmons

Rogers The death of the defendant
vs is suggested in this cause.
Theophilus H. Williams The said cause is continued
to the next term

Ezekiel Stafford continued
vs
George Downs

Territory of Florida continued
vs
Joseph G. Jenkins

The Grand Inquest came into court and presented the following indictments as true bills, to wit:
One against Stephen Walker for horse stealing. One against Thomas B. Bailey and Robert Bailey for riot.

Territory of Florida

Horse stealing

vs

Stephen V. Walker

Personally appeared in open court Jehu Mizell, William Williams and Bartholomew Pons witnesses on behalf of the Territory in the above cause and severally entered into recognizances in the sum of fifty dollars each conditioned to appear to give testimony in the above cause at the next term of this court.

William F. Braden

vs

Theophilus H. Williams

On the day came the plaintiff by his attorney and suggested to the court now that Theophilus H. Williams defendant in the suit above named had since the last term of this court departed this life. It is ordered that the said cause be continued.

Joseph L. Smith, Judge

THURSDAY JUNE 2, 1831

The court met pursuant to adjournment.

Present the Honorable Joseph L. Smith, Judge.

The Grand jury came into court and presented the following indictments as true bills, to wit :
One against Bennett M. Dell for assault and battery.
One against James Dell for same.

Jesse Carlisle

vs

Alford R. Jarvis

Judgment before Samuel

Burnett a justice of the peace

Now on this day came the said Jesse Carlisle by his attorney and moved the cause for a writ of habeas corpus in the above case to said justice which was granted on condition that said Carlisle give security in the sum of 40 dollars to abide the judgment of this court in the premises whereupon the said Jesse Carlisle together with John Delany as his surety appeared in open court and severally recognized in the sum of 40 dollars to abide the order of the court as aforesaid.

Richard Baily having made application to be admitted to practice before this court as an attorney and counsellor. Thereof, and having exhibited his credentials and they being found satisfactory, he was admitted as an attorney and counsellor of this court and the oath of office required by law in such

cases where duly administered in open court.

James Brady

attachment dismissed on
motion of plaintiff

vs

Theo. H. Williams

The court adjourned till 8 o'clock tomorrow
to the house of James Dell. Esq.

Joseph L. Smith, Judge

FRIDAY JUNE 3rd, 1831

The court met pursuant to adjournment

Present the Honorable Joseph L. Smith, Judge

Ordered that writs of *causas ad responderum* be issued by the clerk upon all indictments, now pending in this court on which the defendants are not now on bail. That the marshal be authorized to take bail of each defendant in one ninety in case of assault and battery in the sum of one hundred dollars in case of riot and misdemeanor in the sum of two hundred dollars.

Ordered that subpoenas be issued for all witnesses in whose names are endorsed upon the above named indictments or who have not been recognized or subpoenaed to attend at returnable at the next term of this court.

Ordered that all action, suits, complaints, recognizances, pleas, and motions now pending be continued to the next term.

Ordered that this court adjourn without delay.

Joseph L. Smith, Judge

SUPERIOR COURT COUNTY OF ALACHUA
DECEMBER TERM 1831

Monday the 1st day of the term and 19th of month.

This court was convened according to law at Newnansville in the county of Alachua, on the 3rd Monday of Dec. 1831, it being the 19th day of said month.

Present- Joseph L. Smith, Judge.

SUPERIOR COURT* COUNTY ALACHUA

The Grand Jury in and for this county and for the district of East Florida where then duly empannelled and sworn, viz; Jacob Summerral, Foreman-- Thomas Harn-- William Harn-- David Leyy-- Cotton Rawls-- Abraham Colson-- Enoch Daniel-- Thomas Weeks-- James Edwards-- Shadrack O'Steenn-- Hicker- son King-- William Gibbons-- Thomas Colden-- Wiley Daniels-- Ransom Cason-- James Prevatt-- Morgan Prevatt-- Nathaniel Jones-- F.R. Sanchez-- Abram Colson-- George Downs-- Isaac Colson-- King Douglas. All good and lawful men, who being duly sworn and having received the charge of the Judge retired to the jury room.

Ordered that this court be now adjourned till 10 o'clock tomorrow morning.

Joseph L. Smith, Judge

SUPERIOR COURT, ALACHUA COUNTY* DECEMBER 1831

Tuesday the second day of the term and the 20th day of the month, the court met pursuant to adjournment.

Present the Honorable Joseph L. Smith, Judge

Ezekiel Stafford

Trover

vs

George Downs

This day came the parties by their prospective attorneys, whereupon came a jury, viz; William S. Call-- Ezekiel Weeks-- James Colden-- Abram Mott-- Jesse Standley-- John Manley-- James O'Steen-- Richard Crum-- Joseph W. Lowe-- James Sparkman-- Timothy Melton-- William Daniel.

Who were duly sworn to try the issue in this cause joined between the plaintiff and defendant, who upon their oaths do say that the defendant is guilty as by the plaintiff alledged and do find for the plaintiff to recover of the defendant 44 dollars damages (2 lines I cannot read)

NOTE-- in this case there was no evidence given to shew that the horse, the subject of the controversy in this case and which was claimed by the plaintiff had been purchased by him from the Indians.

SUPERIOR COURT* ALACHUA COUNTY DEC. TERM 1831

Under a license or permission from the agent of the United States for the Indians, of whom said purchase by the plaintiff was made- and the question of law arising thereupon was reserved by the court. If such license or permission be necessary to next title in the plaintiff, then judgment must be for defendant, but if it be not necessary to next title to the property purchased that kept license or permission, should have been given, then judgment must be for the plaintiff or said verdict of the jury to be given as in case of non suit.

The Grand Jury came into court and being severally called answered to their names and presented the following bills, viz;

Alfred R. Jarvis	Assault and battery
vs	Stay execution until April 1832
Thomas B. Bailey	

Now in this case on motion of the parties stating that this cause had been submitted to arbitration. It was ordered by the court that said submission be made a rule of court.

Alfred R. Jarvis	Assault and battery
vs	Stay execution until April; 832
Robert Bailey	

Same order as in the above case.

SUPERIOR COURT, ALACHUA COUNTY DEC. TERM 1831

Ordered, that this court be adjourned till ten o'clock tomorrow morning.

Joseph L. Smith, Judge

Wednesday the 3rd day of the court and 21st day of month.

The court met pursuant to adjournment.

Present the Honorable Joseph L. Smith, Judge

Territory of Florida	Indictment for horse stealing
vs	
Stephen V. Walker	

Now on this day came Thomas Douglas, E^q who prosecutes the pleas of the territory in this behalf, and the said Stephen V. Walker also in the custody of the marshal of this court was brought to the bar. Whereupon Joseph B. Lancaster was by the court appointed as counsel for the said Walker, who was thereupon arraigned on said indictment and for pleas in this case says that he is not guilty. Whereupon a jury, viz; Erastus Rogers-- Abram Mott-- Jesse Stanley-- John Stanley, Jr-- David Higginbotham-- John W. Lowe-- John M. Prevatt-- James Sparkman-- William Daniel-- John Faulk-- Abram Daniel-- All good and lawful men, who being duly sworn and empannelled upon their oaths do say, that the defendant, the said Walker is not guilty as charged in said indictment. Whereupon it is ordered by the court that the said Stephen V. Walker go hence and be discharged.

Ordered that this court be adjourned to ten o'clock tomorrow morning.

Joseph L. Smith, Judge

THURSDAY THE 4th day of the court and 22nd day of the month.

The court met pursuant to adjournment.

Present the Honorable Joseph L. Smith, Judge

The Grand Jury came into court, and being severally called answered to their names and presented the following bills, viz--

Territory of Florida	Adultery and fornication
vs	
William Wanton	

Territory of Florida	Adultery and fornication
vs	
Catherine Turner	

Territory of Florida	Assault on Mary Ann Turner
vs	
Joseph A. Mattair	

Territory of Florida	Arson
vs	
John King	

Now on this day came Thomas Douglas, Esq. who prosecutes the pleas of the territory in this behalf and the said John King also, in the custody of the marshal of the court was brought to the bar. Whereupon William F. Allen, Esq. was by the court appointed as counsel for the said John King who was thereupon arraigned on said indictment and for the pleas says that he is not guilty and for his trial puts himself on his country. Whereupon came a jury to wit: Erastus Rodgers-- James Colding-- Abram Mott-- Jesse Standley-- John Standley-- James Niblack-- James O'Steen-- Richard Crum-- David Higginbotham-- Britton Knight-- Elias Knight-- John W. Lowe. All good and lawful men who being empanelled and sworn upon their oaths do say that the said defendant, John King, is guilty as charged in said indictment,

Whereupon the said Thomas Douglas, Esq. in behalf of said territory moved the court for judgment upon the verdict of said jury against the said John King, who still remained in the custody of said marshal at the bar of the court and nothing being said by the said John King in bar or preclusion of judgment. It is considered and adjudged by the court that the said John King be whipped ten lashes upon his naked back by the proper officer of this court between the hours of 8 o'clock and 9 o'clock tomorrow morning and that he pay the costs of the prosecution, taxed at one hundred and twenty dollars and eighty-seven cents, that he stand committed until the sentence of the court be complied with.

The above named John King was on the 24th Dec. 1831 discharged from custody for inability to pay costs, having first given bond for the sum \$120.87 amount of costs taxed against him, which is on file.

Territory of Florida
vs
Rosetta Ward

Assault and battery upon
Sarah Hall

Now on the day came Thomas Douglas, Esq. who prosecutes the pleas of the Territory in this behalf and the said defendant by William F. Allen, Esq. and the said attorney plead not guilty to the indictment which is pending against her in this case. Whereupon came jury viz: John M. Prevatt-- James Sparkman-- Timothy Miller-- William Daniel-- John Faulk-- Abram Daniel-- Daniel Cotton-- John Cason-- Henry Lensy H. Bellows-- Benjamin Moore. All good and lawful men who being empanelled and sworn upon their oaths do say that the said defendant is guilty of the assault and battery of which she is charged and assents her fine at the sum of ten dollars.

Whereupon the said Thomas Douglas, Esq. in behalf of the said territory moved this court for judgement upon the verdict of said jury against the said defendant. It is therefore considered by the court that the said defendant do pay to the said Territory the said fine of ten dollars together with thirty-three dollars and two cents the costs of the prosecution will for this be taken.

Ann Munroe

Appeal from a Justice of Peace

vs
Arnold Higgin

Now on this day came the parties of their attorneys and on motion of the appellee this appeal is dismissed.

Ordered that the court be adjourned until tomorrow morning at ten o'clock

Joseph L. Smith, Judge

Friday the 4th day of the court and the 23rd day of the month.

The court met pursuant to adjournment

Present Honorable Joseph L. Smith, Judge

Charles Wanton

Trespassing

vs

William Hogans

In this cause on motion of the plaintiff - it is ordered that this cause be continued to the next term on the payment of costs.

William F. Braden

vs

James Bradley

On motion of the Plaintiff it is ordered that this cause be continued on payment of costs by the defendant.

James Boyle

Trespassing

vs

J.S. McIntosh

On motion of the Defendant, and on filing his affidavit shewing that the plaintiff is not a ----- of this territory, it is ordered that plaintiff file security for costs of prosecution during this term, or that this case be discontinued.

The Grand Jury came into court and presented True Bills- The Territory Vs Mary Miller- Same Vs Lucy Ward- Same Vs Stephen W. Walker- each for fornication and the same Vs Absolem Snowden, Sen. for fornication and adultery.

Territory of Florida Assault on Mary Turner
vs
Joseph A. Mattair

Now on this day came Thomas Douglas, Esq. who prosecutes the pleas of the Territory in this behalf- and defendant came pleaded guilty to said indictment and it being represented to the court that the said defendant is a poor man that he has removed from this county and that he so pleaded guilty in the expectation that his fine so -----? of costs would be nominal- it is on motion of the ~~now~~ said Thomas Douglas, Esq. the parties complained that the court shall assess the fine as considered and adjudged that the defendant pay a fine of one cent to the Territory.

Alfred A. Jarvis Assault and battery
vs
Thomas B. Bailey

Now on this day came the parties by their attorneys, and on motion of the plaintiff the award of the arbitration made upon the submission in this case here tofore at the present term of this court made a rule thereof, was entered of record herein and is in the words and figures following;

" We the abritrators appointed by Alfred R. Jarvis Plaintiff, and Robert Bailey and Thomas B. Bailey defendants in action and prosecution now pending in the Superior Court, we do ~~not~~ find the defendants each one hundred dollars and costs of suit in favour of the plaintiff. This 20 Dec. 1831

Samuel Piles
William Sparkman
James Dell
Asa Clark

Whereupon and on motion of the Plaintiff's attorney for judgment upon said award- It is by the court considered and adjudged that the plaintiff recover of the defendant the sum of one hundred dollars together with his costs in this suit expended, taxed at ---- dollars and --- cents

Execution to be stayed by agreement till the
1st day of April 1832.

Alfred R. Jarvis Assault and battery
vs
Robert Bailey

The same order as in the previous case.

Territory of Florida Larceny
vs
John King

In this case it being shown satisfactorily that
the said John King is unable to pay the costs taxed
and incurred in this case, it is ordered that to be
discharged on giving his promissory note for the
amount, payable to the Territory.

Ordered that this court be adjourned till ten o'
clock tomorrow morning.

Joseph L. Smith, Judge

Saturday, the sixth day of the court and the 24th
day of the month.

The court me pursuant to adjournment

Present the Honorable Joseph L. Smith, Judge

The Grand Jury came into court and being called
answered to their names, delivered the general
presentments which were read in open court and placed
on file, and the grand jury having no further
business before them were discharged by the court
from further attendance.

Ordered that capiases and ----- be issued on
all indictments now pending in this court upon which
the defendants are not now in custody or on bail and
that the marshal be authorized to take bail of each
defendant when taken with sufficient surety in cases
of Misdemeanor in the sum of one hundred dollars- a
and in case of felony(not capital) in the sum of
two hundred dollars- That subpoenas be issued for all
witnesses whose names are indorsed on indictments
or who have not been recognized to appear or already
subpoened, returnable at the next term of this
court.

Ordered that all actions, suits, complaints, recog-
nizances, pleas and motions now pending and not
otherwise ordered be continued to the next term.

Ordered that this court be adjourned without day.

Joseph L. Smith

MEMORANDUM of order of Friday omitted to be entered of record on that day.

viz.

William G. Saunders

Attachment

vs

O. Marsh

Ordered that the motion of the defendant in this case for a dissolution of the attachment herein be heard before the Judge at chambers in St. Augustine, on the first Monday in March next-- and that the parties then have leave to file additional affidavits taken with reasonable notice as to the question whether defendant was ~~in~~ so exacting his property as to wanting the issue of said attachment or not.

Joseph L. Smith, Judge

SUPERIOR COURT OF ALACHUA ALIAS COLUMBIA* APRIL 1832

Monday the first day of the term and 16th day of the month this court was convened according to law, in the county aforesaid at Newmansville on the 3rd Monday of April 1832.

The Grand Jury in and for this county and for the district of West Florida were then duly empannelled (viz) Theophilus Weeks, sr-- Stephen Sparkman-- Jacob Hallbrook-- Abram Colson, Jr-- Abram Colson, Sr-- Lew Williams-- Simeon Sparkman-- Abram Mott and Thomas Colding--

A list also of petit jurors empannelled (viz) Wesley Lowe-- Reuben Week-- John Week-- John D. O'Steen-- James Colding-- Aaron Tison-- Ezekiel Weeks-- John Prevatt-- Theophilus Weeks-- James Lanier-- James Prevatt-- James Burnett-- Hagan Ellis-- and John A. O'Steen.

The court then adjourned until court of course of order of James Dell, Clerk of A.S.C.C.F.

William McRea D.C.

SUPERIOR COURT OF COLUMBIA AND ALACHUA DEC. 1832

Saturday the first day of the term 29th day of the month. This court was convened according to law at newmansville in the county of Columbia, on the fifth Saturday of said month.

Present the honorable R.R. Reid, Judge

The Grand Jury in and for this county and for the District of West Florida were then duly empanelled and sworn, viz: Robert Brown-- A. Colson--A. Colson, sr Isaac Johns-- Lewis Mattair-- William Scott-- Elias Knight-- Wilson Bates-- Simeon Sparkman-- Abr Mott-- Thomas Colding-- Cornelius Johns-- Charles H. Frohawk-- Hickerson King-- Shadrick O'Steen-- James O'Steen-- Fernando Lowe-- Elijah Colson-- Theophilus Weeks-- Theop. Jun-- James B. Colding.

Ordered that George M Warner be admitted an attorney and counselor of this court. On motion of Mr Putnam---

Ordered--that the commissioners of his Honor Robert R. Reid be entered of record in this court. from Andrew Jackson, President of the United States of America, Viz

I, Andrew Jackson, Pres. of the United States of America

To all who shall see these presents, Greetings

Know ye that reposing special trust and confidence in the wisdom uprightness and learning of Robert R. Reid of Georgia. I have nominated and by and with the advice and consent of the Senate, do appoint him Judge of the United States for the district of East Florida and do authorize and empower him to execute and fulfil the duties of the office according to the constitution and laws of the United States and to have and to hold the said offices with all the powers, privileges and endowments to the same of right appertaining unto him the said Robert R. Reid for the term of four years, from the day of the date thereof.

In testimony whereof I have caused the letters to be made patent and the seal of the United States to be hereunto affixed. Given under my hand at the city of Washington the 24th day of May A.D. 1832 and of the Independence of the United States of America fifty sixth. By the President, Edward Livingston
Secretary of State

Andrew Jackson, Pres.

I do solemnly swear that I will administer Justice without respect to persons and do equal rights to the poor and to the rich, and that I will faithfully and impartially discharge and perform all the duties incumbent on me as Judge of the

of the Superior Court of that part of the Territory of Florida, known as East Florida, according to the best of my abilities and understanding agreeable to the Constitution and laws of the United States.

So help me God

Robert Raymond Reid

Sworn before me the 17th April 1832
J. Gray Jr. Mayor of St. Augustine

Ordered- This court adjourn until Monday 31st

Robt. Raymond Reid,

MONDAY 31 Dec. 1832

The court met according to adjournment

Present the Honorable Robt. Raymond Reid, Judge

In the case of:

Thomas Doughty

vs

Trespassing and verdict for
Plaintiff

J. I. McIntosh

Allen for plaintiff-- brought up his motion, here to fore made for judgment against the defendant, whereupon Douglas and Lancaster, counsel for defendant, objected that the plaintiff in said case was dead before the verdict was rendered and offered in proof of the fact the affidavit of Tim Wightman and the testimony of the Hon. J. L. Smith by which last it appeared that at the time of trial of the case there was a rumor that the said plaintiff had been lost at sea; that the witness had not heard since that time, that said plaintiff was in life and that a general inspection and belief prevails that the said plaintiff was lost in a certain vessel, that had not been heard from in several years. Mr Lancaster was sworn as a witness by the----- and declared his belief that the said plaintiff was dead before the verdict that had persihed at sea and he further said that after the verdict he had nx issued for a new trial in said case and that he had ----- offered to the plaintiff's attorney, a compromise of the verdict. Allen, for plaintiff admitted, in the course of his argument that at the time of the trial, he had suggested that his client might have been lost at sea and claimed upon that and other grounds a continuance of the case.

The plaintiff's counsel objected, that the objection now made to his motion, was equivalent to a motion in arrest of judgment, which under the statute of the Territory, was not in time and could not be entertained, but the court overruled the objection, deciding that it was not a motion to arrest the judgment, but cause shewn against a motion to enter a judgment veme pro teens for the plaintiff.

The plaintiff's counsel then objected to the evidence as curcumstantial and not the best evidence of which the case has ~~***-----~~, and to the written affidavit be objected, that it was exparte ? and the counsel also held that if the evidence should be deemed admissable by the court, it it was still not sufficient to estalbish the fact that plaintiff died before verdict rendered.

The court said that positive proof in such a case could not in the nature of things be accepted-- that it sufficiently appeared (aprat from the exparte affidavit) that the Plaintiff has been in all probability at sea before the verdict was rendered, indeed the absence of all proof that the plaintiff was living, which if the fact were sp might certainly be made to appear, fortified the presumptions, put in proof, by the defendant. If any therefore, decided, that the motion could not be allowed, but the court substantiated, that as it at all times reluctantly decided upon fact, the plaintiff's counsel might if dissatisfied with the decision in this case submit an issue to the county, for the trail of the fact, at the next term of the court.

Mr. A. Clarke was sworn, but his testimony (not by -----) above he paid--that there was a report that plaintiff had been lost at sea before the verdict-- that he had not heard from or of the plaintiff since the plaintiff's intention that he went away, never to return, that Plaintiff had also he would have returned to his house.

The floowing cases were continued by his order of the court..

Charles Wanton
vs
William Hagans

William Frink
vs
Enoch Daniel

asft--?

The plaintiff's counsel objected, that the objection now made to his motion, was equivalent to a motion in arrest of judgment, which under the statute of the Territory, was not in time and could not be entertained, but the court overruled the objection, deciding that it was not a motion to arrest the judgment, but cause shewn against a motion to enter a judgment veme pro teens for the plaintiff.

The plaintiff's counsel then objected to the evidence as circumstantial and not the best evidence of which the case has -----, and to the written affidavit be objected, that it was exparte ? and the counsel also held that if the evidence should be deemed admissable by the court, it it was still not sufficient to establish the fact that plaintiff died before verdict rendered.

The court said that positive proof in such a case could not in the nature of things be accepted-- that it sufficiently appeared (apart from the exparte affidavit) that the Plaintiff has been in all probability at sea before the verdict was rendered, indeed the absence of all proof that the plaintiff was living, which if the fact were so might certainly be made to appear, fortified the presumptions, put in proof, by the defendant. If any therefore, decided, that the motion could not be allowed, but the court substantiated, that as it at all times reluctantly decided upon fact, the plaintiff's counsel might if dissatisfied with the decision in this case submit an issue to the county, for the trial of the fact, at the next term of the court.

Mr. A. Clarke was sworn, but his testimony (not by -----) above be paid--that there was a report that plaintiff had been lost at sea before the verdict-- that he had not heard from or of the plaintiff since the plaintiff's intention that he went away, never to return, that Plaintiff had also he would have returned to his house.

The following cases were continued by his order of the court..

Charles Wanton
vs
William Hagans

William Frink
vs
Enoch Daniel

asft--?

Alexander Gamble & Al
vs
Reuben Charles

Trespassing

James Boyles
vs
J. S. McIntosh

Trespassing

Ezeiel Stafford
vs
Chloe Knight

Trespassing

Stephen V. Walker
vs
Antonio Ponce

?

Territory of Florida
vs
Thomas Jones

Larceny

Territory of Florida
vs
Thomas Jones

Rape

Territory of Florida
vs
Elisabeth Brophy

Horse stealing

Territory of Florida
vs
Stephen W. Walton

Fornication

The Same
vs
Lucy Ward

Fornication

The Same
vs
Absalom Snowden

Fornication & Adultery

The Same
vs
Mary Wilkes

Fornication

The Same
vs
William Wanton

Adultery , Fornication

The Same
vs
Gtherine Turner

Adultery & Fornication

David Cook
vs
Reuben Charles

Debtor

The Gth and Jury came into court ~~in~~ and returned
the gollowing bill: ~~is~~

Territory of Florida
vs
John Delaney

Ap. & Bak
True Bill
Robert Brown, Foreman

The following cases were discontinued:

Abram Hunter
vs
Jacob Summerall

Trespassing
discontinued

Ezekiel Stafford
vs
Britton Knight

Tresspassing

Alex. Crews
vs
Blake Williamson

The death of Plaintiff was suggested in the
several cases of Wm. F. Braden vs James Bradley.
Theophilus H. Williams Vs John Rogers and the
death of defendant was suggested in the case of
Theophilus Weeks vs Abm. J. Roberts and Stephen
Sparkman vs The same.

The following cases were cited by the parties
and so ordered to be entered by the court.

William G. Jordan
vs
Oren Marsh

affa

Archibald H. Johns
vs
Isaac Johns

acc't. for work

Same Plaintiff
vs
Lake Johns

acc't for work

In the case of the Territory of Florida
vs
Joseph G. Jenkins and John Delaney

The death of the defendant Jenkins was made known to the court and the District Attorney entered nolle prosequi as to Delaney.

In the case of Ezekiel Stafford Vs George Downs (trover)-- Allen for plaintiff moved for the Judge of the -----, (couldn't read)

In the case of Stephen Walker vs Reuben Charles and Israel J. Congleton.

It was contested by counsel on both sides that the prosecui and process be amended and that next term by this appearance term.

In all cases there declarations and pleas have not been filed it is ordered that the same be filed on or before the first day of March next.

In the case of Thomas A. Holliday
vs
Thomas Sims and John Delaney

Appeal from justice court; it is ordered that the attachment be delivered and set aside for uncertainty and insufficiency in the affidavit and that the judgment in the court below be vacated.

The court adjourned to tomorrow 10 o'clock

Robert R. Reid, Judge

TUESDAY JANUARY 1833

The Grand Jury came into court at the opening of court- Present Honorable R.R.Reid, Judge and prosecuted the following bills:

Territory of Florida
vs
Robert Johnson

Enticing and procuring a
Soldier to desert
Tresspassing
True Bill
Robert Brown, Foreman