

and the attorney General doth the like and then comes also in
 Jury of good and lawful men to wit, Archibald Quarles, John
 B. Selby, Nelson Ely Robert M. Goodpasture John Morgan
 Calant, Harwood Selby, Alfred Shachman, James Joseph, Capu-
 land, Stephen Sewer, Harwood P. Ophoby and Abraham R.
 Sevier who being elected true and lawful the truth to speak
 upon the issue of Law and Equity upon this oath do say
 that the defendant is guilty in manner and form as charged
 in the presentment. It is therefore considered by the Court
 that for such he, offered to make his fine by the payment
 of One dollar and that he pay the Costs of this prosecution.
 Whereupon John Stewart is of the Court acknowledged himself
 the defendant's security for the fine and Costs, aforesaid and
 agrees that Executions may issue against his goods and
 Chattle lands and Tenements Southly with the defendant
 for the collection of the same. It is therefore considered
 by the Court that the State of Tennessee recover against the
 defendant and John Stewart the fine and Costs aforesaid.

The State
 vs
 Moses Phillips

Indictment for an Assault & Battery

State of Tennessee
 Charles County
 October Term of the
 Circuit Court Eighteen hundred and forty -
 The Grand Jurors for the State of Tennessee, Elected Con-
 sidered and charged to Enquire for the body of the
 County of Charles in the State of Tennessee upon their oath
 present that Moses Phillips appeared upon the first day
 of July Eighteen hundred and forty with force and
 Arms in the County of Charles in the State of Tennessee and
 upon and Archibald Quarles in the face of god and our
 said State thus and there being an Assault did make
 and him the said Archibald Quarles, did thus and there
 beats bruise wound and did strike and other wrongs
 and injuries to the said Archibald Quarles did to his great
 damage and contempt of the law of the land and against
 the peace and dignity of the State. William Cullum
 Attorney General

Archibald Quarles, prosecutor, Elyah Newberry, Wm. W.
 Swann, Esq. and sent before the grand Jury to give
 Evidence in behalf of the State upon this Bill of Indictment
 28th Oct. 1840 James Maxwell, Clk

A True Bill James Harrison, foreman of the Grand
 Jury.

Order of Review October Term 1840

This day came the Attorney General as well as the defend-
 ant in person and the defendant being charged upon

the Bill of Indictment says he is guilty in manner and form
 as charged and for his trial puts himself upon the grace and mercy
 of the Court. It is therefore considered by the Court that for such he
 offered to make his fine by the payment of One dollar and
 that he pay the Costs of this prosecution. Whereupon, Moses Phillips
 is of the Court acknowledged himself the defendant's security
 for the fine and Costs aforesaid and agrees that Executions may
 issue against his goods and chattle lands and Tenements Southly
 with the defendant for the collection of the same. It is therefore
 considered by the Court that the State of Tennessee recover against
 the defendant and Moses Phillips the fine and Costs aforesaid.

The State
 vs
 William Burnett

Indictment for an Assault & Battery

State of Tennessee
 October Term of the Circuit Court Eighteen
 Hundred and forty
 The grand Jurors for the State of Tennessee, Elected Con-
 sidered and charged to Enquire for the body of the County of
 Charles in the State of Tennessee upon their oath present that
 William Burnett appeared upon the Twenty third day of
 September Eighteen hundred and forty with force and Arms
 in the County of Charles in the State of Tennessee and upon
 and Jacob Petty in the face of god and our said State
 thus and there being an Assault did make and him the
 said Jacob Petty did thus and there beats bruise wound
 and did strike and other wrongs and injuries to the said
 Jacob Petty did to his great damage and contempt of the
 law of the land and against the peace and dignity of the
 State. William Cullum
 Attorney General

Jacob Petty, Prosecutor - Stephen Selby, Esq. and
 of the Court and sent before the Grand Jury to give Evidence
 in behalf of the State upon this Bill of Indictment 28th
 October 1840
 A True Bill James Harrison, foreman of the Grand Jury

Order of Review October Term 1840

This day came the Attorney General as well as the defendant
 in person and the defendant being charged upon the Bill
 of Indictment says he is guilty in manner and form as charged
 and for his trial puts himself upon the grace and mercy of
 the Court. It is therefore considered by the Court that for such
 he offered to make his fine by the payment of Three dollars
 and fifty cents and that he pay the Costs of this prosecution.
 Whereupon James Burnett is of the Court acknowledged
 himself the defendant's security for the fine & Costs aforesaid.

and agrees that Executions may issue against his goods and chattels lands and Tenements Southly with the defendant for the Collection of the same. It is therefore considered by the Court that the State of Tennessee recovers against the defendant and James Burnett the fine and costs aforesaid.

The State
vs
Edmund Lyon } Presentment for Drunkenness

State of Tennessee } James Lyon of the Circuit Court of the
Overton County } hundred and forty.
The grand Jurors for the State of Tennessee Electd Empan-
nelled Sworn and charged to Enquire for the body of the
County of Overton in the State aforesaid upon this oath
present that Edmund Lyon of said County upon the first
day of June Eighteen hundred and forty with force and
arms in the County of Overton in the State of Tennessee was
then and there openly notoriously and publicly drunk
in the presence and view of others good and worthy
Citizens of said State and in the face of the County openly
violently and publicly to the enormous nuisance of
the County in contempt of the law of the land and
against the peace and dignity of the State.

Joseph Bates, foreman of the Grand Jury
Wm. Allen Charles Smith Charles C. White
Samuel Callahan Ebenezer Bartlett John D. Beck
J. A. Copeland Kelly Ward James Callahan
John Hollihan Isaac Johnson Levi L. Thompson

Instanted before

State of Tennessee

To the Sheriff of Overton County Greeting. You are
hereby commanded to take the body of Edmund Lyon
found up to be found in your County and him safely
keep so that you have him before the Honorable Circuit Court now sitting at the Court house in
Livingston this and third to answer the State of Tennessee
upon a charge of Drunkenness said not have then there this
first Wednesday James Maxwell clerk of said Court at Office
the 4th Monday in said Oct. 1840. J. P. Maxwell clerk
Spd 3rd June 1840. Not found. N. P. Goodham Shff.

Shew Cause

State of Tennessee

To the Sheriff of Overton County Greeting. You are
hereby commanded to take the body of Edmund Lyon
and him safely keep so that you have him before
the Honorable Circuit Court at the Court house in Living-
ston on the first Wednesday after the 4th Monday in

October next this and third to answer the State of Tennessee upon
a charge of Drunkenness. James said not have then there this first
Wednesday James Maxwell clerk of said Court at Office the 4th Monday
in said Oct. 1840. James Maxwell clerk

Spd 9th July 1840. Came to hear 1st July 1840
Executions appeared bond taken 24th Oct. 1840
N. P. Goodham Shff.

Bond

State of Tennessee } he acknowledge and come to answer and stand
Overton County } Indebted to the State of Tennessee in the sum
of two hundred and fifty dollars each to be paid of any goods
and chattels lands and Tenements. Truly lent to be void and null.
And that Edmund Lyon make his personal appearance before
the Honorable Circuit Court to be held at the Court house in
Livingston on Wednesday after the 4th Monday in October next
this and third to answer said State upon a charge of Drun-
kness and not default until legally discharged. Given under our
hands and seals this 24th day of October 1840. Edmund Lyon
N. P. Goodham Shff.

Order of Release October Term 1840

This day came the attorney General as well as the defendant
in person and the defendant being charged upon the present-
ment. Says he is guilty in manner and form as charged and
for his trial puts himself upon the grace and mercy of the
Court. It is therefore considered by the Court that for such his
appearance he make his fine by the payment of Five dollars
and that he pay the costs of this prosecution. Whereupon James
Callahan in open Court acknowledged himself the defendant's security
for the fine and costs aforesaid and agrees that Executions may
issue against his goods and chattels lands and Tenements
Southly with the defendant for the Collection of the same. It is
therefore considered by the Court that the State of Tennessee
recovers against the defendant and James Callahan the fine
and costs aforesaid.

The State

vs
John F. Swain

} Presentment for Drunkenness

State of Tennessee } Delmarcy Term of the Circuit
Overton County } Court in the year Eighteen
hundred and forty. The grand Jurors for the State of
Tennessee Electd Empannelled Sworn and charged to
enquire for the body of the County of Overton in the State
aforesaid upon this oath present that John F. Swain
of said County upon the first day of Delmarcy Eighteen hundred
and forty with force and arms in the County of Overton
in the State of Tennessee was then and there openly
notoriously and publicly drunk in the presence and view

of James good citizens of said State in the face of the County
openly notoriously and publicly in contempt of the law of
the land and against the peace and dignity of the State
behaving themselves as follows of the Grand Jury

William Donaldson	Abraham Holman	John McManis
Henry Kinsaid	William Holman	John M. Pines
Samuel Phillips	George M. Hill	Samuel Mathews
Rufus M. Langford	Levin Safford	George M. Ray

Copies

State of Tennessee

To the Sheriff of Overton County Georgia. You are
hereby commanded to take the body of John H. Lewis and
keep him safe so that you have him before the Honorable
Circuit Court at the Court house in Livingston on the 1st Monday
day after the 1st Monday in June next then and there to
answer the State of Tennessee upon a charge of Abusing
you not have then there this writ. Witness James Maxwell
Clerk of said Court at Office the 1st Monday in February
1840

James Maxwell Clerk

Spd 6th March 1840. Came to hand 30th March 1840

Executed appearance bond taken 1st April 1840

J. P. Goodrich Siff

Bond. State of Tennessee

We J. H. Lewis and E. Lyons acknowledge ourselves to owe
and stand indebted to the State of Tennessee in the sum
of Two hundred and fifty dollars each to be levied of our
goods and chattels lands and Tenements lawfully due to be
paid on condition that the said John H. Lewis make his
personal appearance before the Honorable Circuit Court at
the Court house in Livingston on Wednesday after the 1st
Monday in June next then and there to answer the State
of a charge of contempt Abusing and not depart
until legally discharged. Given under our hands and seals
the 1st of April 1840

Test. J. P. Goodrich Siff

John H. Lewis Can
Edward E. Lyons Can

Order of Court. October Term 1840

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

The State
vs
Stephen Mayfield

Indictment for an Assault & Battery

State of Tennessee. October Term of the Circuit Court of
Overton County. Three hundred and fifty.
The Grand Jurors for the State of Tennessee do hereby
sworn and charged to inquire for the body of the County of
Overton in the State aforesaid upon their oath present that Stephen
Mayfield of command upon the first day of September Eighteen hundred
and forty with force and arms in the County of Overton in the State of
Tennessee in and upon and John Pines the peace of god and the
said State then and there living an Assault did make and laid
the said John Pines and then and there beats bruised wound and so
beats and other wrongs and injuries to the said John Pines then
and there done to his great damage in contempt of the law of the
land and against the peace and dignity of the State

William C. Cland

Attorney General

John Pines prosecuted - William C. Cland is of said Court and sent
upon the grand Jury to give evidence in behalf of the State upon
this Bill of Indictment 18th Oct. 1840. Test. Maxwell Clerk
A. P. S. B. W. James Maxwell foreman of the grand Jury

Order of Court. October Term 1840

This day came the Attorney General as well as the defendant in
person and the defendant being charged upon the Bill of
Indictment says he is guilty in manner and form as charged
and for his trial puts himself upon the grace and mercy of
the Court. It is therefore considered by the Court that for such
his offence he make his fine by the payment of five
dollars and that he pay the costs of this prosecution.
William C. Cland is of said Court acknowledged himself
the defendant's security for the fine and costs aforesaid and
agrees that Executors may issue against his goods and chattels
lands and Tenements lawfully due to the defendant for the collection
of the same. It is therefore considered by the Court that the State
of Tennessee recover against the defendant and Stephen M. Cland
the fine and costs aforesaid.

The State

vs
Stephen Hill

Indictment for Abusing

State of Tennessee. February Term of the Circuit Court in the
Overton County. Four hundred and fifty.
The Grand Jurors for the State of Tennessee do hereby
sworn and charged to inquire for the body of the County

of Quaker in the State of New York. These facts present that Buckner Hill ignorantly refused the first day of January Eighteen hundred and forty with force and arms in the County of Oneida in the State of New York was then and there openly, notoriously and publicly drunk in the presence and view of divers good citizens of said State and in the face of the Country, openly, notoriously and publicly to the common nuisance of the Country in contempt of the law of the land and against the peace and dignity of the State.

Charles Manning Juror of the Grand Jury
 William Donaldson William Holman Elias Mannard
 Henry Hudson George W. Hill John W. Pierce
 Saly Phillips Rufus W. Langford Smith, Blacklock
 Thomas Holman John Telford George W. Ray

Casus

State of New York

To the Sheriff of Oneida County Greeting: You are hereby commanded to take the body of Buckner Hill and him safely keep so that you have him before the Honorable Circuit Court at the Court house in Livingston on the first Wednesday after the 1st Monday in June next then and there to answer the State of New York upon a charge of Drunkenness said not have then then the Honorable Justice Maxwell Clerk of said Court at office the 1st Monday in February 1840.

James Maxwell clk

Sp: 10th March 1840. not found J^{no} Donaldson S^{dy}

State of New York

To the Sheriff of Oneida County Greeting: You are hereby commanded as heretofore to take the body of Buckner Hill if to be found in your County and him safely keep so that you have him before the Honorable Circuit Court at the Court house in Livingston on the 1st Wednesday after the 1st Monday October next then and there to answer the State of New York upon a charge of Drunkenness said not have then then the Honorable Justice Maxwell Clerk of said Court at office the 1st Monday in June 1840.

James Maxwell clk

Sp: 8th July 1840. Entered and appearance Bond taken J^{no} Donaldson S^{dy}

Bond

Edw. Buckner Hill and Thomas Sonett acknowledge and swear to and stand indebted to the State of New York in the sum of two hundred and fifty dollars each to be paid of and respective goods and chattels lands and tenements jointly but to be void and conditions that said Buckner Hill make his personal appearance before the Honorable Circuit Court to be held at the Court house in the Town of

Livingston on the 1st Wednesday after the fourth Monday of October next then and there to answer the State of New York upon a charge of Drunkenness and not depart until legally discharged Given under our hands and seals the 5th day of August 1840.

S. Hill Secy
 Tho^s Smith Secy

Order of Record October Term 1840

This day came the attorney General as well as the defendant in person and the defendant being charged upon the presentment J^{no} he is not guilty and for his trial puts himself upon the Country and the attorney General doth the like and there came also a Jury of good and lawful men to wit Isaac St. Henry Archibald Charles Nelson Ely Robert W. Goodpasture John Houghton Salom^{on} Macon Bailey Allen Abraham James Joseph Esplanad Stephen Sewell Thomas P. Ophely and Abraham R. Lewis who being duly sworn and sworn the truth to speak upon the Oath of Laurence Sevier upon their oath do say that the defendant is guilty in answer and for as charged in the presentment. It is therefore considered by the Court that for such his offence he make his fine by the payment of ten dollars and that he pay the costs of this prosecution whereof Joseph Burns is after cost acknowledged himself the defendant's security for the fine and costs aforesaid and agrees that execution may issue against his goods and chattels lands and tenements jointly with the defendant for the collection of the same. It is therefore considered by the Court that the State of New York recover against the defendant and Joseph Burns the fine and costs aforesaid.

The State

Presentment for Drunkenness
 John Hill

State of New York

County of Oneida } June Term of the Circuit Court Eighteen hundred and forty. The Grand Jurors for the State of New York elected and sworn and charged to enquire for the body of the County of Oneida in the State aforesaid upon their oath present that John Hill appears upon the fifteenth day of May Eighteen hundred and forty with force and arms in the County of Oneida in the State of New York was then and there openly, notoriously and publicly drunk in the presence and view of divers good citizens of said State in the face of the Country in contempt of the law of the land and against the peace and dignity of the State. And said Bill Joseph Water foreman of the Grand Jury John Esplanad Samuel Chatham Betty Hlad James Chatham Charles Smith Lewis L. Humphreys R. M. Allen S. B. B. John Hill and John Bartlett Elyah White S. Johnson

CopiesState of Tennessee

To the Sheriff of Chester County Greeting, You are hereby commanded to take the body of John Morris up to be imprisoned your County and him safely keep so that you have him before the Honorable Circuit Court at the Court house in Lexington on the 1st Wednesday after the 1st Monday October next then and there to answer the State of Tennessee upon a charge of Drunkenness and not have him there this 1st Wednesday James Maxwell Clerk of said Court at Office the 1st Monday in June 1820.

James Maxwell Clk

Sp^o 9th July 1820. Cause to hand 11th July 1820 Presented
October 28th 1820

U. H. Copeland Clk

Order of the Court October Term 1820

This day came the attorney General as well as the defendant in person and the defendant being charged upon the present indictment says he is guilty as charged and for as charged and for his trial puts him self upon the grace and mercy of the Court. It is therefore considered by the Court that for such he offered he make his fine by the payment of five dollars and that he pay the costs of this prosecution And it is ordered by the Court that the defendant remains in charge of the Sheriff until he pay as he owes the fine and costs aforesaid.

The State

Isaac Bullard



Serjeant

State of Tennessee

To the Sheriff of Chester County Greeting, Whereas hereupon to wit, on the 24th day of February 1820, in and for said Court for the County of Chester Isaac Bullard acknowledged himself to owe and be indebted to the State of Tennessee in the several sums of Two thousand dollars of his proper goods and chattels lands and Tenements to be added to the use of the State and to be void as conditions that he the said Isaac Bullard should make his personal appearance before said Court on the first Wednesday after the 1st Monday in June next thereafter then and there to answer the State of Tennessee upon a charge of an assault and battery with intent to commit murder, committed in the first degree and not depart until legally discharged and otherwise afterwards to wit, at the same Term of said Court in the year 1820 the said Isaac Bullard having been solemnly called to come into Court and answer said charge came not but made default and it was therefore considered by the Court that he the said Isaac Bullard for the default aforesaid should forfeit and pay to the State of Tennessee the sum of Two thousand

dollars according to the tenor and effect of his said recognisance unless good cause be shown at the next Term. He therefore commands you that you make known to the said Isaac Bullard the tenor of this writ and summon him personally to be and appear before the Judge of said said Court at the Court house in Lexington on the first Wednesday after the 1st Monday in October next then and there to show cause if any he has or knows of why the State of Tennessee shall not have Execution against him for the amount of the recovery to be had as aforesaid And fail not have him there this 1st Wednesday James Maxwell Clerk of said Court at Office the 1st Monday in June 1820.

James Maxwell Clk

Sp^o 10th August 1820. Cause to hand 14th August 1820

Presented & made known on the 26th day of August 1820

W. D. Goodland Clk

Order of Record. October Term 1820

and motion of the attorney General and for reasons appearing to the Court the Serjeant in this Cause is, by motion, upon the payment of the costs, allowed to be retained and accumulated himself the defendant's security for the costs aforesaid and agrees that Execution may issue against his goods and chattels lands and Tenements jointly with the defendant for the collection of the same. It is therefore considered by the Court that the State of Tennessee recover against the defendant and William D. Goodland the costs aforesaid.

The State

Stephen Mayfield



Serjeant

State of Tennessee

To the Sheriff of Chester County Greeting, Whereas hereupon to wit, on the 24th day of February 1820, in and for said Court for the County of Chester Stephen Mayfield acknowledged himself to owe and stand indebted to the State of Tennessee in the sum of Two thousand dollars of his proper goods and chattels lands and Tenements to be added to the use of the State and to be void as conditions that Isaac Bullard should make his personal appearance before the said Court on the first Wednesday after the 1st Monday in June next thereafter then and there to answer the State of Tennessee upon a charge of an assault and battery with intent to commit murder in the first degree and not depart the Court without leave and otherwise afterwards to wit, on the 24th day of June 1820 at the same Term of said Court the said Isaac Bullard having been solemnly called to come into Court to answer said charge came not but made default and the said Stephen Mayfield having been also then and there solemnly called to come into Court, and bring with him the

body of the said Isaac Bullard, to answer said charge came not but made default and it was therefore considered by the Court that the said Stephen Mayfield for the default aforesaid should forfeit and pay to the State of Tennessee the sum of Two thousand dollars according to the tenor and effect of his said recognisance unless he show good cause to the contrary at the next Term. The Sheriff Commanded you that you make known to the said Stephen Mayfield the tenor of this writ and sum and him personally to his and appear before the Judge of said next Circuit Court at the Court house in Livingston on the first Wednesday after the 1st Monday in October next then and there to show Cause if any he has as known of why the State of Tennessee shall not have Execution against him for the amount of the recovery so had as aforesaid Return fail not letting James Maxwell Clerk of said Court at Office the 1st Monday in June 1840

James Maxwell Clerk

Spd 10th August 1840. Came to hand 10th August 1840

Executed and made known 15th Sept. 1840

W. P. Goodhue Esq

Order of the Court October Term 1840

An motion of the attorney General and for reasons appearing to the Court the Sheriff is discharged upon the payment of the Cts. William P. Goodhue is upon Court acknowledges himself the defendant, denying for the fine and Cts aforesaid and agrees that Execution may issue against his goods and chattels lands and Tenements jointly with the defendant for the collection of the same. It is therefore considered by the Court that the State of Tennessee recover against the defendant and William P. Goodhue the Cts aforesaid -

The State

vs
Blade Goldby

3
Guarantint for Drunkards

State of Tennessee, February Term of the Circuit Court in Overton County, Thomas R. Hughes hundred and forty. The grand Jurors for the State of Tennessee elected, Empaneled sworn and charged to enquire for the body of the County of Overton in the State of Tennessee was then and there a party notoriously and publicly drunk in the presence of others good citizens of said State and in the face of the County a party notoriously and publicly in contempt of the law of the same and against the peace and dignity of the State. Whittier, Edmund, Son of the Grand Jury William Donaldson, Batey Phillips, William Holloman, Henry Hinson, Absalom Heston and George W. Hill

Napier, W. L. Sanford, Lela Maxwell, Smith, Matlock
Sigsbee, L. D. Sanford, John W. Pierce, George W. King

Capias

State of Tennessee

To the Sheriff of Overton County, Greeting: you are hereby commanded to take the body of Blade Goldby if he found in your County and land safely keep to that you have him before the Honorable Circuit Court at the Court house in Livingston on the 1st Wednesday after the 1st Monday in October next then and there to answer the State of Tennessee upon a charge of Drunkards fail not have you thus then the next William H. King, Maxwell Clerk of said Court at Office the 1st Monday in February 1840

James Maxwell Esq

Spd 9th July 1840. Came to hand 11th July 1840 Executed and made known 15th Feb. 1840

C. W. G. Clark Esq

Bond

State of Tennessee, W. L. Blade Goldby and John Richardson Overton County, I acknowledge and swear to and stand Indebted to the State of Tennessee in the sum of Two hundred and fifty dollars each to be paid of and respective goods and chattels lands and Tenements now theirs to be sold and bound that the said Blade Goldby make his personal appearance before the Honorable Circuit Court for Overton County in the Town of Livingston on Wednesday after the 1st Monday in October next then and there to answer the State of Tennessee upon a charge of unlawful Drunkards and not depart from thence until legally discharged Return under our hands and seals this 12th day of October 1840

W. L. Blade Goldby Esq

John W. Richardson Esq

Order of the Court October Term 1840

This day came the attorney General as well as the defendant in person and the defendant being charged upon the presentment says he is guilty in manner and form as charged and for his bond puts himself upon the grace and mercy of the Court. It is therefore considered by the Court that for such his offence he make his fine by the payment of Five dollars and that he pay the Cts of his prosecution And it is ordered by the Court that the defendant remain in charge of the Sheriff until he pay as he owes the fine and Cts aforesaid -

The State

vs
Levinah W. Crabtree and Madeline Swallows

3
Surety for an Assault & Battery

State of Tennessee, Circuit Court, February Term in Overton County, 3
Circuit Court, February Term in Overton County, Eight hundred and forty.

The Grand Jurors for the State of Tennessee returned Empannelled Sworn and charged to inquire for the body of the County of Carter afterwards upon their oath present that Grinnale W. Graham (now known as Graham) Swallows Graham upon the fifth day of January Eighteen hundred and forty with force and arms in the County of Carter in the State of Tennessee in and upon one Mary Wicks in the presence of good and law abiding State then and there living did make and execute and knew the said Mary Wicks did then and there receive serious wound and all Great and other Maimings and injuries to the said Mary Wicks did to his great damage in contempt of the law of the land and against the peace and dignity of the State

Williams & Cullen Attorneys General
Williams & Cullen Prosecutors. May Weeks and John Jones At-
tornies for the defense appeared and said before the Grand Jury
in order to give evidence in behalf of the State upon this
Bill of Indictment 28th Feb'y 1808 E. Maxwell Clk

A True Bill. Chas. E. Manning, foreman of the Grand Jury
Instantly Copies
 Nat. of. Thompson

To the Sheriff of Warren County, N. C. You are hereby com-
manded to take the body of Samuel W. L. L. & R. L. L.
Sawallows and him safely keep so that you have him
instantly before the honorable Court now sitting at
the Court house in Swings town, N. C. and there to answer the
State of N. C. as a charge of an Assault & Battery, fail
not to have him there this 1st of October, James Marshall
Clerk of said Court at Office the 1st Monday in Decr 1840
James Marshall Clerk

Spd 25th Feby. 1840. Received of J. H. Corbridge
The^o N. Harris

Thos. H. Harris

Capricorn

State of Tennessee

To the Sheriff of Andrus County Gentlmg. you are
hereby commanded as hereafter to take the body of Nelson
Swallow up to his place in your County and him safely
keep so that you have him before the Honorable Circuit Court
at the Court house in Bowling Green on the 1st Wednesday after
the 4th Monday in June next thus and there to answer
the State of Tennessee upon a charge of an assault and Battery
for and upon this the 1st of this Month bearing Date Manassah
Clark of said Court at Office the 4th Monday in February
1840

Manassah Clark

Sp^{rs} 13th March 1840. Came to leave 6th April 1840. Enclosed
Bond & security taken the 23rd April 1840. A. C. Walker Secy.

Bound

Mr. Andrew C. Swallows John R. Watson acknowledges
ourselves to have indebted to the State of Tennessee in

a sum of Two hundred and fifty dollars each to be paid of and
 respective goods and chattels lands, and Tenements lawfully lent to be
 vend and Condemned that the said Nelson & Swallows, make his
 personal appearance before the Honourable Circuit Court at the
 Court house in the Town of Livingston on the Wednesday after
 the 10th Monday of June next then and there to answer the
 State of Tennessee upon a charge of an Assault and Battery
 and not depart from thence until legally discharged from
 under our hands and seals this the 23rd April 1840
 Geo A. C. Blalock Clerk Nelson & Swallows Esq

Per A.O. Walker D. Shiff

Reuben & Swallows (2)

John S. Watson (Jr)

Orders of New York February 1920

By Consent of the attorney General and the defendant the trial of this cause is continued until the next Term of this Court. Whereupon came the defendant and Moses Harris and Frederick Copeland into open Court and acknowledged themselves to owe and stand indebted to the State of Tennessee in the following sums to wit, the defendant in the sum of two hundred and fifty dollars and the said Moses Harris and the Frederick Copeland in the sum of two hundred and fifty dollars jointly to be paid of their respective goods and chattels lands and Tenements nowwhithersoever to be void and Canceled that the defendant make his personal appearance before the Honorable Circuit Court at the Court house in Knoxville on the first Wednesday after the fourth Monday in June next then and there to answer the State of Tennessee upon the above Charge and not depart the Court until legally discharged -

June June 1840

By consent of the attorney General and the defendants the trial of this cause is continued until the next Term of this Court whereupon came the defendants together with James Capeland and John Hainsworth thus bound into appearance and acknowledged themselves to owe and stand indebted to the State of Tennessee the sum of two hundred and fifty dollars each to be paid of their respective goods and chattels lands and Tenements. Nevertheless to be void and voided that the defendants make this personal appearance before the Honorable Circuit Court at the Court house in Livingston on the first Wednesday after the fourth Monday in October next then and there to answer the State upon the above charge and not default the Court will legally discharge -

October June 1880

This day came the attorney General as well as the defendants in person and the defendants being charged upon the Bill of Indictment say they are guilty in manner and form as charged therein and for their bad feet themselves upon

the law and equity of the case. It is therefore considered by the court that affixed they make their fine by the payment of the following fine to wit the defendant Jeremiah M. Weather the sum of thirty dollars and the defendant Richard Swallows the sum of fifty dollars and that they pay the costs of this prosecution. Whereupon Isaac S. Hurlay in open Court acknowledged himself the defendant Jeremiah M. Weather's security and James C. Cushman acknowledged himself the defendant Richard Swallows security for the fine and costs aforesaid and agreed that Cushman may spend against their goods and chattels lands and tenements jointly with the defendant for the collection of the same. It is therefore considered by the court that the State of Tennessee be sworn against the defendants and the said Isaac S. Hurlay and James C. Cushman the fines and costs aforesaid.

The State

Indictment for an Assault & Battery
Polly Blake, Catharine Blake, Sarah Blake and
Darcas Blake

State of Tennessee, February Term of the Circuit Court in the
Overton County. Against Eighteen hundred and forty
The Grand Jurors for the State of Tennessee do hereby do Enjoined
Sworn and charged to Enquire for the body of the County of
Overton in the State aforesaid upon their oath present that
Catharine Blake, Spentles and Polly Blake Spentles and
Sarah Blake Spentles and Darcas Blake Spentles upon the
fifth day of September Eighteen hundred and thirty seven
with force and arms in the County of Overton in the
State of Tennessee do come upon and Prancey S. Smith
a free woman of color in the place of good and true
said State thus and there being did make an assault
and hit the said Prancey S. Smith thus and there beat
bruise wound and ill treat and other wrongs and
injuries to the said Prancey S. Smith thus and there did
to his great damage and contempt of the law of the land
and against the peace and dignity of the State.

William Cullum Attorney for

Jeremiah M. Weather Prosecutors Sarah Richards Wife
Susan in open Court and sent before the Grand Jury to give
evidence in behalf of the State upon this Bill of Indictment
17th Feb. 1840

J. Maxwell

A True Bill. Charles Channing foreman of the Grand Jury
Capras

State of Tennessee

To the Sheriff of Overton County Greeting you are hereby
commanded as hereupon to take the bodies of Catharine Blake,
Polly Blake, Sarah Blake and Darcas Blake up to be found

in open Court and then safely keep so that you have them before
the Honorable Circuit Court at the Court house in Livingston on the
first Wednesday after the 1st Monday in June next then and
there to answer the State of Tennessee upon a charge of an
assault and Battery having said not leave them their trial
Witness James Maxwell Clerk of said Court at Office the 17th of
February 1840 James Maxwell clk.

Apr 5th March 1840. Came to hand 6th April 1840 Executed bond
and security taken the 11th May 1840. A.C. Blake Sheriff

Bond

do Catharine Blake, Polly Blake, Sarah Blake, Darcas Blake and
William Allen acknowledge ourselves to stand Indebted to the
State of Tennessee in the sum of one thousand dollars
each to be laid up and respective goods and chattels lands and
tenements jointly but to be void and voidable that the said
Catharine Blake, Polly Blake, Sarah Blake and Darcas Blake
make their personal appearance before the Honorable Circuit
Court at the Court house in the Town of Livingston on the first
Wednesday after the 1st Monday in June next then and there
to answer the State of Tennessee upon a charge of an Assault
and Battery and not depart from thence until legally discharged
Given under my hands and seal the 11th day of May 1840.

Test

A.C. Blake Sheriff

Catharine Blake

Polly Blake

Sarah Blake

Darcas Blake

William Allen

Orders of Record October Term 1840

This day came the Attorney General as well as the defendants
in person and the defendants and the defendants being charged
upon the Bill of Indictment say they are guilty in manner
and form as charged and for this bond put them selves upon
the grace and mercy of the Court. It is therefore considered by
the Court that for such their offence they make their fine by the
payment of Ten dollars jointly and that they pay the costs of
this prosecution likewise Solomon Schoolm. and John S. S. S.
John Jones Schoolm. School fine and Schoolm. Clerk in
open Court acknowledged their debt the defendants security for
the fine and costs aforesaid and agree that Cushman
may spend against their goods and chattels lands and tenements
jointly with the defendant for the collection of the same
It is therefore considered by the Court that the State of Tennessee
recede against the defendants and Solomon Schoolm. S. S. S.
John S. S. S. Schoolm. School fine and Schoolm. Clerk
the fine and costs aforesaid.

The State

Henry Dickson

Indictment for Assault and Battery
Catharine Blake

And whereas the said James V. Pool failed to appear according to the tenor of his said recognisance and the following Judgment was entered against them in said Court to wit

This day came the attorney General and the said James V. Pool being solemnly called by the Sheriff of Quarter County to come into Court and answer the State of Tennessee of a charge of Forgery came not but made default and Patrick Pool John Kennedy Williams Morris and John H. Holding who were jointly bound with the defendants in a recognisance for the defendants appearance at the present Term of this Court being solemnly called to come into Court and being with them the day of the said James V. Pool came not but made default. It is therefore considered by the Court that the State of Tennessee recover against the said James V. Pool Patrick Pool John Kennedy Williams Morris and John H. Holding the sum of One Thousand dollars jointly unless they make their personal appearance at the next Term of this Court after notice of this Judgment and show sufficient cause of their inability to comply with this recognisance and it is ordered by the Court that a Serjeant be issued to make known to these and therefore to command you the said Sheriff of Quarter County as you have hitherto done that you make known to the said James V. Pool Patrick Pool John Kennedy Williams Morris and John H. Holding that they make their personal appearance before the Honorable Circuit Court to be held for the County of Quarter at the Court house in Livingston on the first Wednesday after the 1st Monday of June next to show cause why they may feel Judgment shall not be had against them said not have them there this Court William Maxwell Clerk of said Court at Office the 1st Monday of July 1839

Spd 13th May 1839 This Court has had presented upon all but defendant James V. Pool James Maxwell Clerk came to hand 20th May 1839 the following named defendant James V. Pool is not to be found in any County June 30th 1839

Order of the Court October Term 1840

For reasons appearing to the Court the Serjeant as in this Cause is dismissed upon the payment of the costs. Whereupon Patrick Pool and John Kennedy two of the aforesaid defendants in said Court after the payment of the costs herein expended It is therefore considered by the Court that the State of Tennessee recover against the aforesaid defendants the costs so expended as aforesaid.

The Bank of Tennessee }
Hugh H. Armstrong & Thomas Chawfelin
Surrentors

State of Tennessee }
County of Quarter }

To the Sheriff of said County Greeting: Summon Hugh H. Armstrong and Thomas Chawfelin to appear before the Judge of the Circuit Court at the Court house in Livingston on the 1st Monday of June next then and there to answer the Bank of the State of Tennessee of a plea of Debt of \$250. which to him they owe and from him unjustly detain to his damage \$100. Have you there this writ William Maxwell Clerk of said Court at Office the 1st Monday of February 1840 James Maxwell Clerk

I do acknowledge myself security for this writ. A Cullen

Spd 16th May 1840. came to hand the 30th May 1840. Certificate as full the 9th of June 1840 W. H. Conford Clerk

Debt

\$250. Livingston July 5th 1839.

Six months after date I promised to pay to the order of B. I. Blidsoe Two hundred and Eighty Dollars for value received payable at the Bank of Tennessee

Endorsed
B. I. Blidsoe
Thomas Chawfelin

Declaration

State of Tennessee }
Quarter County }
I do hereby certify that

The President and Directors of the Bank of Tennessee by Attorney Complaint of Hugh H. Armstrong and Thomas Chawfelin Summons to answer them on a plea of Debt of \$250. which to them they owe and from them unjustly detain to his damage \$100. on the 6th July 1839 the County appeared the defendant Hugh H. Armstrong by his note of that date promised six months after the date thereof to pay to Benjamin I. Blidsoe by deposit of B. I. Blidsoe of \$250. at the Bank of Tennessee and then and there the said Benjamin I. Blidsoe by deposit of B. I. Blidsoe endorsed the said note to Thomas Chawfelin and the said Thomas Chawfelin then and there endorsed said note to the plaintiffs which said note and the endorsement thereon is now shown to the Court and the plaintiffs own that on the 6th February 1840 the note on which said note \$100 due the Bank was presented to said Bank for payment and payment thereof demanded But neither the said Hugh H. Armstrong did as would pay the same to the said note was protested for non payment of all which the defendant then and there had notice by various means and by force of the Statute a right of action hath accrued to the plaintiffs yet the said defendants though often requested have not paid to the plaintiffs said sum of money as any part.

them of but to pay the same as any part thereof have hitherto
wholly failed and refused and still fail and refuse. Whereupon
by reason of the non-payment of said sum of money and also
by reason of the expenses of getting the same paid they
have sustained damage of \$100. Therefore they sue

A. Cullens attor.
And the deft. by att. Cullens for filed says *sets out*
because they say they have well and truly paid the debt in
the filipp declaration mentioned & that they are ready to satisfy
And the filipp. otherwise

A. Cullens attor.

Order of Nemo. October Term 1838

This day came the parties by their attorneys and the
defendants with the assent of the Court withdrew their plea
hitherto filed and by them in this cause and say they can
not gain say the plaintiffs right of action against them
whereupon it is considered by the Court that the plaintiffs
or cause against the defendants the sum of Two hundred
and eighty dollars the debt in the plaintiffs declaration
mentioned together with the further sum of fifteen dollars
and sixty cents damage as stated by the declaration of
this debt and also the costs herein expended

Richard Nelson

James Puck

Summons

In Covenant

State of Tennessee

To the Sheriff of Carter County greeting. Summons
James Puck to appear before the Honorable Judge of the
County Court at the Court house in Livingston on the fourth
monday of October next this and there to answer Richard
Nelson of a plea of Covenant broken to his damage five
hundred dollars have you then this writ witness
James Maxwell Clerk of said Court at Office the 15th Monday
of June 1839

I acknowledge myself security for this writ in the
sum of \$500. Witness my hand and seal 14th Oct 1839.

A. Cullens attor.

Spd 10th Oct. 1839. Came to hand 15th Oct. 1839. Entered 18th Oct
1839

Order of Nemo. October Term 1840

This day came the plaintiff into open Court and dismissed
his suit and says he intends no further to prosecute the
same. It is therefore considered by the Court that the
defendant go home thereof without day and
recover against the plaintiff the costs herein expended

Thomas Colman Esq.

In

Status & Page

In Debt

Summons

State of Tennessee

To the Sheriff of Carter County greeting. Summons. Status
and Page to appear before the Honorable Judge of the County Court
at the Court house in Livingston on the fourth Monday in February
next this and there to answer Thomas Colman Esq. of a plea of Debt
of \$346.50 which to him they owe and from them unjustly
detain to this damage of \$100. have you then this writ
Witness James Maxwell Clerk of said Court at Office the 14th
Monday of October 1839

James Maxwell attor

I acknowledge myself indebted to the defendants in the sum of
\$500. to be void and annulled the filipp. put into this suit with
effect given under my hand and seal 3rd February 1838

A. Cullens attor.

Spd 3rd Feb. 1838. Came to hand the same day. Spd the
defendants not found in my County

Callahan Esq.

Order of Nemo. October Term 1840

This day came the plaintiffs by their attorney and dismiss
this suit and say they intend no further to prosecute the
same. It is therefore considered by the Court that the defendants
go home thereof without day and recover against the plaintiffs
the costs herein expended

Thomas Coffey

In Debt

Carroll S. Woodall Esq. and Willis Woodall Esq.

State of Tennessee

Carter County To the Sheriff of said County Summons
Carroll S. Woodall Esq. and Willis Woodall Esq. to appear before
the Honorable Judge of the County Court at the Court house in Livingston
on the fourth Monday of October next this and there to answer
Thomas Coffey of a plea of Debt of \$1340. Have which to him
they owe and from him unjustly detain to his damage
\$500. have you then this writ Witness James Maxwell
Clerk of said Court at Office the 14th Monday of June 1840

James Maxwell attor

I acknowledge myself security for this writ. *A. Cullens attor.*
Spd 10th July 1840. Entered 21st July 1840. W. P. Goodland Esq.

Order of Nemo. October Term 1840

This day came the plaintiffs by their attorney and the
defendants being solemnly called to Court and put
pleas to the plaintiffs declaration came not but made default
therefore an motion of the plaintiffs attorney. It is ordered

by the Court that the plaintiff recover against the defendants
 aforesaid the sum of two hundred dollars and twenty five cents
 the balance of the debt in the declaration mentioned together
 with the further sum of the cost of suit & that execution issue

Edward Tralus and Patterson B West

The said Champless & James Polite

State of Tennessee

To the Sheriff of Overton County Greeting you and hereby
 Commanded to Summons Thomas Champless and James
 Polite to appear before the Honorable Circuit Court at the Court
 house in Livingston on the 1st Monday of June next then
 and there to answer Edward Tralus and Patterson B
 West of a plea of Debt that they render unto them the
 sum of two hundred and twenty five dollars and one cent
 and which to them they owe and from them unjustly
 detain to their damages and hundred dollars cost and
 have thus there this writ return James Maxwell Clerk
 said Court at Office the 1st Monday in February 1840

James Maxwell Clerk

I acknowledge myself to owe and stand indebted to
 Champless & Polite in the sum of one hundred dollars
 to be paid on condition that Tralus & West prosecute an
 action of Debt this day commenced in the Circuit Court of
 Overton County with effect as in case they fail therein
 that they satisfy all costs that may be adjudged against
 them thereon Given under my hand and Seal the 8th day
 of June 1840

Wm. and Cullow
 Apr 28th June 1840. I acknowledge the Service of this Writ
 which this 8th day of June 1840

Thos Champless
 Came to hand 10th June 1840

Wm. Goodwin Sheriff

State of Tennessee July 15th 1838

Two months after date his promise to pay to the order of
 B. J. Bledsoe four hundred and twenty five dollars for
 value received payable at the Bank of Tennessee
 Endorsed

B. J. Bledsoe

Tralus & West

Declaration

State of Tennessee }
 Overton County } Some Some of the Circuit Court 1840

Edward Tralus and Patterson B
 West merchants trading under the firm style of Tralus
 and by West by trading under the firm style of Champless
 and allowing Complaint of Thomas Champless and

James Polite merchants trading under the firm style of
 Champless & Polite who are in Court by Summons of a plea
 of debt of four hundred and twenty five dollars and one cent
 which to them they owe and from them unjustly detain to them
 damage for that therefore to wit on the fifteenth day of July
 1838 Defts by name and description of Champless and Polite

by their said writing promising on that date which is here
 to the Court shown promised five months then after to pay
 to the order of B. J. Bledsoe four hundred and twenty five
 dollars and one cent at the Bank of Tennessee for value
 received which said writing was upon the day and
 year aforesaid in the County and State aforesaid
 made by the said B. J. Bledsoe to the said plaintiffs by the
 description aforesaid which said instrument is here to the
 Court shown which said writing promising was deposited
 by plaintiffs in the Bank of Tennessee for payment and
 after the same had matured defendants refused to pay
 the same and for now payment the same was taken
 and there protested now the plaintiffs and that
 debts did not find months after the date of said
 writing promising pay to plaintiffs said sum of
 money at the Bank of Tennessee on any part thereof
 although often requested but to pay the same and
 any part thereof had hitherto failed and refused
 and still fail and refused to the plaintiffs damage
 for getting said note protested delay & \$100. therefore
 they sue

Plea

And the defendants by attorney came and defence the
 wrong and injury, when where &c and for plea say
 the plaintiffs act wrong because they say they have well
 and truly paid the debt in the place of the Court
 mentioned and of this they put them down the County
 for debt

And the plaintiffs likewise McCullough also for debt

Order Made of Record at October Term 1840

This day came the parties by their attorneys and
 there came also a Jury of good and lawful men wit
 Abraham R. Severe, Wilson E. G. Galand, Horace Abraham
 Kemp, Robert M. Goodpasture, Joseph G. Simpson, Stephen
 Jewel, Bailey, Alfred, Warden, P. Oglesby, John R. Beck,
 Frederick Beck and Dawson Jackson who being duly
 sworn and sworn the Court to speak upon the same
 joined upon their oath to say that they find the
 issue for the plaintiffs and do assess the plaintiffs
 damage occasioned by the delinquent of their Debt

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to Fifty seven dollars and sixteen cents besides costs of suit. It is therefore considered by the court that the plaintiffs recon against the defendants the sum of four hundred and ninety four dollars and one cent the debt in the plaintiffs declaration mentioned together with their damages aforesaid in form aforesaid adjusted and also the costs herein expended

The Bank of Liverpool }
12 }
William Donaldson Charles Smith Landen Armstrong
James McMillen and John B. Anderson

State of Tennessee }
County of } To the Sheriff of Owen County
Summons William Donaldson Charles Smith Landen
Armstrong James McMillen and John B. Anderson
to appear before the Judge of the Circuit Court at
the Court House in Livingston on the 4th Monday
of June next then and there to answer the Bank
of the State of Tennessee of a plea of Debt of
\$375 which to her they owe and from her
unjustly detain to her damage \$100 have you then
there my writ witness James Maxwell Clerk of said
Court at office the 4th Monday of February 1840
James Maxwell
I acknowledge myself Secured for this debt
A. Cullum

Spd 26th May 1840 - Grand to have the 30th of May
1840 Executed of said 1840
W.D. Goodlin
State

\$375 - Livingston 20th June 1839
Ten months after date I promised to pay Charles Smith
as ordered at the Bank of Liverpool at Nashville three
hundred and seventy five dollars Value Received
W.D. Goodlin

Indorsed
Charles Smith P.O. Lewis Hill
Landen Armstrong P.O. Monroe
James McMillen P.O. Loewen Shoals
John B. Anderson P.O. Lewis Hill as Loewen Shoals

Declaration
State of Tennessee }
County of } June June 1840
The president and directors of the Bank of
Liverpool by Attorney Complaint of William Donaldson
Charles Smith Landen Armstrong James
McMillen and John B. Anderson of a plea of

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Debt that they render unto said plaintiffs Three hundred
and seventy five dollars which to them they owe and
from them unjustly detain - For this that the said William
Donaldson at Livingston at to wit in the State and County
aforesaid by his certain promissory note on the 20th day
of June 1839 promised and bound himself ten months
after the date thereof to pay to the said Charles Smith
as ordered at the Bank of Liverpool at Nashville the
said sum of Three hundred and seventy five dollars
and for Value Received and then and there delivered
the said to the said Charles Smith and the said Charles
Smith then and there endorsed the same to the said
Landen Armstrong and the said Landen then and
there endorsed said note to the said James McMillen
and the said James McMillen then and there endorsed
said note to said John B. Anderson and the said John
B. Anderson then and there endorsed said note to the
plaintiffs which note with the said endorsements
thereon is hereto the Court shown and the plaintiffs
avow that the on the 20th day of December 1839 the
said note which said note became due and payable
the said was duly presented to said Bank for
payment and payment thereof was duly demanded
but neither the said William Donaldson as any
one for him did or would pay the said sum and so
the said note was then and there duly protested for
non payment of all which said Defendants then
and there had notice by means whereof & by reason of
the Statutes in such case made and provided and
action hath accrued to the plaintiffs to demand
half of and from said defendants the sum of money
in said note specified yet said defendants although
after requested so to do have not paid to the plaintiffs
said sum of money as any part thereof have in this
wholly failed and refused and still fail and
refuse wherefore the plaintiffs say that by reason
of the nonpayment of said sum of money & by
reason also of the expenses incurred in getting said
note protested they have sustained damage to the
amount of \$100 and therefore they seek
A. Cullum att for pliffs

Pls
said defendants say they have well and truly paid
the debt mentioned in the plaintiffs declaration
and this they are ready to verify
Charles Smith
James McMillen
John B. Anderson
Application & Spd A. Cullum

Order made up received at October Term 1840

This day came the parties by their attorneys and there came also a Jury of good and lawful men to wit Abraham R. Severe, Nelson C. By, Balam Marcum, Abraham Perry, Robert M. Goodpasture, Joseph Copeland, Stephen Sewel, Bailey, Alfred Hardin, R. G. G. G. John R. Beck, Frederick Beck and Dawson Jackson who being sworn tried and sworn the truth to speak upon the issue joined upon their oath to say that they find the issue for the plaintiffs and do assess the plaintiffs damages occasioned by the detention of their debt to Twenty dollars and ninety three cents besides costs of suit. It is therefore considered by the court that the plaintiffs recover against the defendants the sum of Three hundred and Seventy five dollars the debt in the plaintiffs declaration mentioned together with the damages afore said in form aforesaid assessed and also the costs here expended.

Frederick Gelband & James Gelband assignees

In Debt

Thomas Champlin James Poteat

State of Tennessee }
Overton County } To the Sheriff of Overton County,
Greeting you are hereby commanded to
Summon Thomas Champlin and James Poteat to appear
before the Honorable Circuit Court at the Court House
in Livingston on the 4th Monday in February next
then and there to answer Frederick Gelband and
James Gelband assignees of Steel Walker and Co
of a plea that they render unto them the sum of
Three hundred dollars unjustly detain their damage
one hundred dollars hereof paid not have then the
his wit witness James Maxwell Clerk of said Court
at office the 4th Monday in October 1840

James Maxwell Clerk

I acknowledge myself to owe and stand indebted
to Champlin and Poteat in the sum of \$500 to be
paid on condition that the plaintiffs in the above suit shall
pursue their action of Debt this day commenced
in the Circuit Court of Overton County with effect
even case they find that they pay all costs that
may be adjudged against them in said suit
Given under my hand and seal this 14th day of
February 1840

By this Attorney in fact
James Maxwell

Issd 14th February 1840 Came to hand the 15th February 1840
Executed upon J Champlin the 16th February 1840
J H Morris Jaff

State of Tennessee

To the Sheriff of Overton County Greeting
You are hereby commanded as heretofore to Summon
my James Poteat to appear before the Honorable Circuit
Court at the Court House in Livingston on the 4th
Monday in June next then and there to answer
Frederick Gelband and James Gelband assignees
of Steel Walker & Co of a plea that he render unto
them the sum of Three hundred dollars which to
them he owes and from them unjustly detain
to their damage one hundred dollars herein paid
not have then the his wit witness James Maxwell
Clerk of said Court at office the 4th Monday
in February 1840

James Maxwell Clerk

Issd 4th April 1840 Came to hand 6th April 1840
Executed 9th May 1840 W P Goodbar J H
\$300 Nashville March 12th 1839

Four months after date do promise to pay to the
order of Steel Walker & Co Three hundred dollars
for value received payable at the Planters Bank of
Tennessee at Nashville Champlin & Poteat
Livingston T. O.

Pay to Frederick Gelband & James Gelband

Steel Walker & Co

State of Tennessee

Overton County } James Poteat of the C. and B. Co
Frederick Gelband and James
Gelband by their attorney Champlin of Thomas Champlin
and James Poteat who are as Court by Summons & Co
of a plea that they render unto them the sum of
Three hundred dollars which to them they owe and from
them unjustly detain, do they that heretofore to wit on the 12th
of March 1839 in the County aforesaid the said defendants
by their certain promissory note of that date signed by them
by name and description of Champlin and Poteat bound themselves
and promise to four months after the date of said promissory
note to pay to Edward & Steel Robert L Walker and Robert
Lafayette by name and description of Steel Walker & Co
aforesaid sum of \$300 for value received payable at the
Planters Bank of Tennessee at Nashville which said
promissory note is here to the Court shown and afterwards
and before sd promissory note is due in the County aforesaid
the said Edward Steel Robert L Walker and Robert

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Specially by name and description of Steel Walker led by
their endorsement in writing on the back of a promissory
note assigned and transferred the same to which I understand
is also here shown to the court the plaintiffs by means where
and by force of the Statute in such case made and prom-
ised an action accrued to the plaintiffs to have and recover
from said defendants the aforesaid sum of three hundred
dollars, but the said Defendants although often requested
so to do did not pay to the plaintiffs at the Planting Bank
of Tennessee at Nashville four months after the date of
said promissory note the said sum of \$300 dollars or
any part thereof nor have they since paid to the plaintiffs
the said sum of \$300 dollars or any part thereof but to pay
the same they have hitherto wholly neglected and refused and
still neglected and refuse so to do and the plaintiffs own
that they have incurred and sustained damages and been
put to expense in procuring said note to be protested
the sum of \$2 dollars in addition to the damages occasioned
by the non payment of said sum of \$300 they therefore say
they have sustained damages to the amount of \$100 dollars
and therefore they sue Stokes and McLean

and the defendants by attorney came and defend the
wrong and injury &c and for filed say the plaintiffs
attorney declare they say they have well and truly
paid the debt in this plaintiffs Declaration mentioned
and of this they put themselves upon the country
Richardson

and the plaintiffs attorney put in
with likewise Stokes and McLean
Att. Pliffs

Order made at N. H. at October Term 1839

They say came the parties by their attorneys and the defendants
with the assent of the court with a few two filia heretofore
pleaded by them in this cause and say they cannot gain
say the plaintiffs Right of action against them whereupon
It is considered by the Court that the plaintiffs Recover
against the defendants the sum of Three hundred dollars
the Debt in the plaintiffs Declaration mentioned together
with the further sum of twenty three dollars and twenty
five cents damage occasioned by the detention of their debt
and also the costs therein expended

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Patrick I. Bagack 3 In Debt
vs. George L. Armstrong & Patrick H. Armstrong
State of Tennessee
To the Sheriff of Overton County Executing - you are
hereby commanded to summon George L. Armstrong
and Patrick H. Armstrong before the Judge of said court
and to hold a court to be held at the Court house in
the Town of Livingston and the 8th Monday of October
next and then and there answer P. I. Bagack of a
plea of Debt that they should unto him Eighty seven
dollars and seventy three cents which to him they owe
and from unjustly detain to his damage fifty
dollars herein fail not and have you them and
there this writ return James Maxwell Clerk of
our said Court at Office the 4th Monday of June
in the year 1839

James Maxwell clerk
I find myself security for the procurators
of this suit August 26th 1839 W. B. Richardson

Spent 26th August 1839
came to hand the 2nd Sept. 1839 Executed the 12th Sept 1839
J. H. Harrison

Declaration
State of Tennessee
Overton County
Patrick I. Bagack by attorney George L. Armstrong
vs. George L. Armstrong and Patrick H. Armstrong who are
Count by Statute of a plea of Debt that they
should to him \$87.73 cents which to him they owe and
from him unjustly detain for that whereas the said
defendants and the day of 18th of October
plea to wit in the State and County aforesaid were
Indebted to the plaintiffs the sum of \$87.73 cents
consisting among other diverse goods, wares and merchan-
dise by the said plaintiffs before that time sold
and delivered to the said defendants at their special
instance and request and to be paid by the said defend-
ants to the said plaintiffs when they the said defendants
should be thereunto by lawfully requested which and
by reason of said sum of money being and remaining
wholly unpaid an action hath accrued to the said
plaintiffs to demand and have of and from the said
defendants the said sum of \$87.73 above demanded
but the said Defendants although often requested so to do
hath not as yet paid the said sum of \$87.73 cents
above demanded or any part thereof to the said planti-
ffs but they to do they have hitherto wholly failed and

refused and still fail and refuse to the damage
of the said plaintiff B 50 and therefore he brings
his suit W^o B Richardson attorney
for plaintiff

And the debt by attorney comes and deposits the money and
says that he and for John says the fifth his action against
to have because he says he does not owe the debt in the
plaintiff's declaration mentioned and of this facts himself upon
the County

And the plaintiff L. Lewis M^o Richardson
Order made of record at Salisbury June 1840

For reasons disclosed to the Court in the affidavit of
of William B Richardson the plaintiff's attorney the
trial of this cause is continued until the next term
of this Court upon the payment of the costs that have
accrued in this cause up to this time. It is therefore
considered by the Court that the defendants answer
against the plaintiff all the costs that have accrued
in this cause up to this time

June Term 1840

For reasons disclosed to the Court in the affidavit of
William B Richardson the plaintiff's Counsel the trial
of this cause is continued until the next term of this
Court upon the payment of all the costs not heretofore
adjudged in this cause. It is therefore considered by the
Court that both parties pay the costs adjudged.
And an order of the plaintiff's attorney a Commissioner
is awarded him to take the depositions of Stephen
Hewitt a citizen of Philadelphia to be made as
ordered upon the trial of this cause upon his going
to the defendants thirty days notice of the time and
place of taking the same.

October Term 1840

Thursday came the parties by their attorneys and
the defendants with the assent of the Court withdrew
this filed heretofore plaintiff by them in this
cause and say they cannot gain say the
plaintiff's right of action against them
Whereupon it is considered by the Court that
the plaintiff recover against the defendants the
sum of Eighty seven dollars and twenty three
cents the balance of the declaration mentioned
together with the further sum of fifteen dollars
and twenty nine cents damages as allowed by
the delivery of his debt and also the costs
he is entitled to

Richard H blood John Garrow Horatio C blood
James Abbott and Terrell Bacon assignees of
W^o B Richardson
vs
J. L. Little

James Garrow Little Huddleston and David Sharpe
State of Tennessee

To the Sheriff of Henry's County Feeling
you are hereby commanded to summon Terrell Bacon
Little Huddleston and David Sharpe to appear before
the Honorable Circuit Court to be held for the County of
Tennessee at the Court house in Livingston on the 11th
Monday in October next this said there to answer
Richard H blood John Garrow Horatio C blood
James Abbott and Terrell Bacon assignees of
of a filed debt of \$900.54 which to them they owe
and from them unjustly claims to the plaintiff
\$300.00 fail not have this this writ of habeas corpus
Hannell State of said Court at Office the 11th Monday
in June 1840

Shd. 6th Sept 1840

This is the Counterpart of a writ sent to said County
by said Little Huddleston and David Sharpe
to said Court the 5th of Sept 1840 Executed as Law
Garrow the 5th of Oct 1840 Executed as Little Huddleston
the 30th Oct 1840 Executed as David Sharpe

State of Tennessee

County of Henry To the Sheriff of said County
James Garrow Little Huddleston and David Sharpe
to appear to appear before the Judge of the Circuit
Court at the Court house in Livingston on the 11th
Monday in October next this said there to answer
Richard H blood John Garrow Horatio C blood
James Abbott and Terrell Bacon assignees of
of a filed debt of \$900.54 which to them they
owe and from them unjustly claims to the
plaintiff \$300.00 fail not have this this writ of habeas corpus
Hannell State of said Court at Office the 11th Monday of
June 1840

I acknowledge myself a party to the above

Shd. 6th Sept 1840. Executed as Little Huddleston 15th Oct 1840 the
other parties not found 21st Oct 1840

W^o B Richardson
Note \$900.54 Writors City April the 25th 1839
Six months after date I promise to the order of Little
Huddleston Five hundred and two Dollars fifty Cents
Bonds for value Received Payable at the Bank of Tennessee
James Garrow
Monitor No. 10

Under and
Wills, Huddleston, Chynus, P. Q. Lewis,
David Sharp Chynus P. Q. Lewis, Inabue & Sapsley
Declarations

State of Tennessee
Cannon County } Oct. Term 1840.

Richard H. Woods, John Yarrow, Harriet H. Woods,
James Abbott and Lereal Bacon assignees of
Inabue and Sapsley, by attorney complain of James
Zachary Wills and Huddleston summoned to answer
them of a plea of debt of \$902.54 which to them they
owe and from them unjustly detain to their damage
\$6 for that on the 25th October 1838 in the County aforesaid
the said James Zachary his note signed by him of that
note here shown to the Court promised six months after
the date thereof to pay to the order of said Wills & Huddleston
at the Bank of Tennessee \$902.54 for value received and
of towards on the day and year aforesaid in the County
aforesaid the said Huddleston endorsed said note to
said Sharp and the said Sharp endorsed it to Inabue
and Sapsley and they endorsed it to the plaintiffs
which endorsements are also here shown to the Court
by means of heretofore and force of the Statutes in such
case made and provided a right of action hath accrued to
the plaintiffs and the plaintiffs own that said defend-
ants did not pay said note six months after the date
thereof at the Bank of Tennessee although the same
was duly presented and protested in case for of
which the plaintiffs had to pay the costs and damages
of having the presented and protested but the said
defendants to pay said sum of money and the
costs and charges aforesaid though often requested
hath hitherto wholly failed and refused and still
fails and refuses to the plaintiffs damage \$200
therefore they sue

Houllond Atty

Order made of Record at October Term 1840

This day came the plaintiffs by their attorney and
by his motion & prosequer as to the said David
Sharp is entered herein whereupon the said James
Zachary and Wills & Huddleston were called to come
into Court and file plea to the plaintiffs
Declaration herein come not but made default
It is therefore considered by the Court that the
plaintiffs recover against the said Zachary and
Huddleston the sum of Nine hundred and two

dollars and fifty five cents the Debt in the plaintiffs
Declaration mentioned together with the further
sum of fifty six dollars and seventy one cents
damages being the interest and cost of protest
and also the further sum of the cost of suit
as was to Sanchez
In Debt

William Morris and William B. Sokes

State of Tennessee

To the Sheriff of Cannon County greeting
You are hereby commanded to summon William
Morris and William B. Sokes to appear before the
Honorable Circuit Court at the Court house in
London the 4th Monday in June next then and
there to answer Thomas H. Sanchez of a plea of debt
of Seven hundred and fifty dollars which to
him they owe and from him unjustly
detain to his damage two hundred dollars
wherein fail not have them there this writ with James
Maxwell Clerk of said Court at Office the 4th
Monday in February

AT 1840

James Maxwell Clerk

I acknowledge myself to owe and stand indebted
to the above Defendant in the sum of five hundred
dollars but to be paid on condition that Thomas H.
Sanchez prosecute an action of Debt with effect
This day commenced in the Circuit Court of
Cannon County or in case he fails therein that he
pay and satisfy all costs that may be adjudged
against him therefor by said Court given under
my hand and seal this 5th day of May 1840

Alexander W. H. Sokes

Subscribed 4th May 1840 Came to hand 4th May 1840
Executed on Thomas Sanchez day came to hand at 4th May 1840

State of Tennessee

To the Sheriff of White County greeting
You are hereby commanded to summon William
B. Sokes to appear before the Honorable Circuit Court
at the Court house in Kingston on the 4th Monday
in June next then and there to answer Thomas H.
Sanchez of a plea of Debt that he owes unto him
the sum of Seven hundred and fifty dollars
which to him he owes and from him unjustly
detain to his damage two hundred dollars
wherein fail not have them there this writ with
James Maxwell Clerk of said Court at Office

The 4th Monday in February A.D. 1840
James Maxwell Clerk

The 4th May 1840 Came to hand on the 19th May 1840
Executed and W^m B Stokes on the 22nd May 1840

J. S. Bradley, Shiff.

This is the Counter part of a writ Issued against
William Morris and William B Stokes in the
Circuit Court of Overton County.

James Maxwell Clerk

Twelve months after date we or either of us promise
to pay Thomas H. Hancock and William A. Officer by
Seven Hundred and fifty Dollars with interest
from this date, for value recd of them as witnesses our
hands and Seal this 2nd of October 1838.

W^m B. Morris Seal
William B. Stokes Seal

Declaration

State of Tennessee

Overton County } June Term 1840

Thomas H. Hancock and William A. Officer by
Attorney, Complain of William Morris and William
B. Stokes summoned to answer them of a plea
of debt of \$175 which to them they owe and
claim them unjustly obtain for that on 23rd
October 1838 in the County aforesaid the said
defendants by their bond of that date now here
shown to the Court the said William Morris by
description of the Morris promised Twelve
months after the date thereof to pay the plaintiffs
\$175 with interest from the date of said bond
which makes the sum of \$176. Now the plaintiffs
own that the defendants did not pay them said
sum of money Twelve months after the date
of said bond though often requested both to
pay the same or any part thereof the said
defendants have heretofore wholly failed and
refused and still fail and refuse to the
plaintiffs damage & Therefore they sue

A. Cullum Attor

And the defendants by attorney comes and
defends &c and for plea say the plaintiffs his
actors aforesaid against them ought not to
have and avainlain because they say they have
well and truly paid the debt in the plaintiffs
declarations and of this they put themselves upon the
Country. Richardson Attorney for defendants
And the plaintiffs doth likewise. A. Cullum Attor

October

Orders made of Record, at June Term 1840

This day came the parties by their Attorneys and there
came also a Jury of good and lawful men to wit Abraham
R. Sevier Nelson Ely Balan Moarum Abraham Hines
Robert Mc Gowan Joseph Copeland Stephen Sewad
Bailey Alfred Hardens P. Glesby John B. Blackbush
Doek and Dawson Jackson who being elected Sworn and
Sworn the truth to speak upon the Issue joined upon
their oath to say that they find the same in the
plaintiffs and do assess the plaintiffs damage occasioned
by the detention of their Debt to ninety dollars and fifty
six cents besides costs of suit. It is therefore considered
by the Court that the plaintiffs Recover against the
defendants the sum of seven hundred and fifty six
dollars the Debt in the declaration mentioned together
with their damages aforesaid in full aforesaid assessed
and also the costs herein expended.

Charles C. Noble and Robert A. Samply

In Debt.

Joseph Ashburn George W. Ashburn Robert Ashburn Garad
Cox and William Basswell

State of Tennessee

To the Sheriff of Overton County greeting,
Summons Joseph Ashburn George W. Ashburn Robert
Ashburn Garad Cox and William Basswell to appear
before the Judge of the Circuit Court at the Court house
in the town of Livingston on the 4th Monday of June
next then and there to answer Charles C. Noble and
Robert A. Samply of a plea of debt of \$175 which to
them they owe and from them unjustly obtain to
them damage \$176 Have you then there witnesses
witness James Maxwell Clerk of said Court at this
the 4th Monday of October 1839

James Maxwell Clerk

I acknowledge myself security for the prosecution of
this suit

A. Cullum

Issued 25th Decm 1839 Came to hand this the 4th Jan 40
Executed James Ashburn not found this the 22nd Feb 1840

J. S. Morris Shiff.

State of Tennessee

To the Sheriff of Overton County greeting,
You are hereby commanded as heretofore to summon
George W. Ashburn Robert Ashburn Garad Cox and
William Basswell to appear before the Honorable
Circuit Court at the Court house in Livingston

on the 4th Monday in June next then and there to answer
Charles C. Traluc and Robert A. Lapsley of a plea of Debt
of \$600 which to them they owe and from them unjustly
detain to their damage \$100 fail not have them there this
Writ Witness James Maxwell Clerk of said Court at Office
the 4th Monday in February 1840

James Maxwell Clerk
Spd 4th Apl 1840 Came to hand 6th Apl 1840
Executed on Ex same day came to hand
Executed this 12th E May 1840
W^m P. Gordon S^{ch}
A. C. Walker C^{ky}

Note \$600 Overton County Tennessee April 30. 1839
Given man the of the date we promise to pay to the Order
of Gerard Cox Six hundred dollars in the Bank of
Tennessee Value received
Served Ashburn & Son
P. C. Morrow Sumner
of Cox manice P office Wm Baswell Livingston P. C.
11ed 14th January 1840 of J Cox D^r

State of Tennessee }
Overton County } February Term 1840
Charles Traluc and Lapsley of one of William
Baswell Esq attorney Complain of Lipe Ashburn
George W. Ashburn Robert Ashburn George Cox and
William Baswell Summons to answer them of a
plea of debt of \$600 which to them they owe and
from them unjustly detain
In that on the 30th April 1839 in the County aforesaid
the defendant to Lipe Ashburn George W. Ashburn and
Robert Ashburn by description of Lipe Ashburn and
sons of their abiding obligatory signed by them and
now have them to the Court furnished seven months
after the date thereof to pay to the order of Gerard Cox
\$600 in the Bank of Tennessee and of the words now
on the day and year aforesaid in the County aforesaid
the said Gerard Cox by description of G. Cox endorser
said note to William Baswell and of the words on
the day and year aforesaid in the County aforesaid
the said William Baswell by description of W^m
Baswell C. Endorser the same to the plaintiffs which
assignment are also here shown to the Court
by means whereof and by force of the Statutes in
such cases made and provided a right of action
that the award to the plaintiff which said note has
been presented for payment and duly payable
for non payment Now the plaintiffs own that
the said defendants note thereof that the

often requested but to pay the same or any part
thereof have hitherto wholly failed and refused and
will fail and refuse to the plaintiffs damage \$50
Therefore they sue

State of Tennessee }
Overton County } June Term 1840
Lapsley and Traluc

George W. Ashburn Robert Ashburn Gerard Cox
and William Baswell And the defendants by their
attorney came and say the their action is said
thereof of our then ought not to have been mounted
because they say they have well and truly paid
the debt in the plaintiffs declaration mentioned
and of this they put themselves upon the country
and the plaintiff because the Court J. B. Whomms R.
for J. C. T.

Orders made of Record 14 October Term 1840

This day came the parties by their attorneys and there
came also a jury of good and lawful men to wit
Abraham R. Sever, Kilson & Cy Balam, William
Abraham Henry Robert McGehee, Spawse, Joseph
Copeland & Stephens Daniel Bailey & Greed, Wendell
P. Plesley, John R. Beck, Frederick Dock and Dawson
Jackson who being elected tried and sworn the
truth to speak upon the issue joined upon their
oath do say that they find the issue for the
plaintiffs and do assess the plaintiffs damage
continued by the detention of their debt to thirty
five dollars and thirty seven cents besides costs
of suit It is therefore considered by the Court
that the plaintiffs recover against the defendants
the sum of Six hundred dollars the Debt in the
declaration mentioned together with their damages
aforesaid in form of the said assessed and also the
costs herein expended.

Loth Pittet, Administrator of the estate of James Tamm & Co.
vs. 3 Carthage
Almond Tamm
To the Worshipful Honorable J. Oglesby and
Patrick Pro. Law of the ruling Justice of the peace
for Overton County in the State of Tennessee the petition
of Richard Parrott a citizen of Overton County, respectfully
sheweth to your worship that about the day of July 1840
a certain J. C. Pittet as administrator in the estate of

4th Monday in June A.D. 1840

Jas Maxwell Clerk

I acknowledge myself to owe and stand indebted to P. H. Armstrong & Co in the sum of Five hundred dollars to be paid on condition that Samuel G. Gillen prosecutes an action of Debt with effect this day commenced by him in the Circuit Court of Overton County against the said Armstrong & Co or in case he fail therein that he satisfy and pay all costs and damages that may be adjudged against him therein given under my hand and seal this 10 day of September 1840

James J. Dintley Q.C.

Had 10th Sept 1840 came to hand 10th Sept 1840

Executed on Armstrong 6th Oct on Gillen and Lindell 8th Oct 1840

Wm Geo Ford S.iff

Declaration

State of Tennessee }
Overton County } October Term 1840 Circuit Court
Samuel G. Gillen by attorney complains of Patrick H. Armstrong William Gore and Robert S. Lindell in Court by Summons of a plea that they under unto him two hundred and fifty dollars which to him they owe and from him unjustly detain for which whereas said Patrick H. Armstrong William Gore and Robert S. Lindell (the said Lindell by name of R. S. Lindell) heretofore to wit on the 5 day of January 1839 at to wit in the County aforesaid by their certain written obligatorily command collect an injury and two times which is here shown to the Court acknowledge themselves to be held and firmly bound unto said Samuel G. Gillen in the final sum of two hundred and fifty for which payment with good truly to be made the said defendants bound themselves jointly and severally &c which said bond is and was subject to a certain condition therein set forth whereby after reciting to the effect following to wit that the condition of the obligation is such that whereas the above named Patrick H. Armstrong hath this day filed this bill of complaint in the Chancery Court holden at Livingston against the above named Samuel G. Gillen now of the said Patrick H. Armstrong should will and truly prosecute his said bill with effect or in case he therein that he satisfy and pay all costs consequent upon such failure then the above obligation to be void also remain in full force and virtue in law And the plaintiff owns that said Patrick H. Armstrong did not prosecute with effect his said bill of injunction but failed in this that at march term of said Chancery Court 1840 the defendants bill of injunction was dissolved

for the sum of sixty four Dollars and said defendant did not pay and satisfy said sum according to the tenor and effect of said condition to the plaintiffs damage one hundred and twenty Dollars and therefore he sues

Quarley for plff

Plea

And the said Robert S. Lindell one of said defendants by attorney comes and defends the wrong and injury then &c and says that the said Declaration and the matter therein contained in manner and form as the same are therein stated and set forth are not to be sufficient in law for said plaintiff to have maintained his aforesaid action thereof against him the said Robert S. Lindell and that to the said Robert S. Lindell is not bound by the law of the land to answer the same and that he is ready to verify the same for want of a sufficient declaration in this behalf the said Robert S. Lindell prays judgment and that the said plaintiff may be barred from having or maintaining his aforesaid action thereof against him &c

Wm B Richardson
attorney for defendant
R. S. Lindell

Tried & ordered day the 28th October 1840

Orders made of Record at October Term 1840

This day came the plaintiff by his attorney and dismissed this suit and says he intends no further to prosecute the same and the defendant Patrick H. Armstrong being assumes the payment of the costs &c therefore considered by the court that the plaintiff recover against said defendant the costs herein expended so assumed as aforesaid

Samuel Hunter
Giles alleb

State of Tennessee }
Overton County } To any lawful officer of said County
You are hereby commanded to Summons Giles alleb to appear before me or some other Justice of said County to answer Samuel Hunter in a plea of Debt for a sum under fifty dollars given under my hand and seal this 16th day of June 1840

Samuel B. Forster Q.C.

Justice of the Peace for Overton County

Executed and returned set for trial the 30 of June 1840

John H. Forster

Samuel Hunter vs Giles alleb I give Judgment in this case for the plaintiff against the defendant

for six dollars and the costs for which execution may
issue this 20th day of June 1840

Samuel Parish J. P.
for Overton City

Know which Judgment the said Giles alleb demands
an appeal to the next term of the Circuit Court for
Overton County which is granted to him he having
given bond and security according to law this 22nd day
of June 1840

Samuel Parish J. P.

we find our selves to Samuel Harris in the sum
of twelve dollars to be void if Giles alleb who this
day appealed to the next term of the Circuit Court
for Overton County from a Judgment of Samuel
Parish a Justice of said County in favour of
Samuel Harris against him for six dollars should
prosecute said appeal successfully or in case of fail
ure shall comply with and perform the Judgment
of said Court this 22nd day of June 1840

Giles alleb
marks

Daniel alleb
marks

Filed in my Office 29th Oct. 1840

James Maxwell Clerk

Orders made of Record at October Term 1840

This day came the defendant by his attorney and the
plaintiff being solemnly called came not but made
default neither is his suit further prosecuted therefore
motion of the defendant it is considered by the Court that
the plaintiff be discontinued and that the defendant go hence
thereof without day and recover against the plaintiff the
costs herein expended.

Erasmus L. Gardinere

Spencer M. Henry Robert J. Shindle George
Christian Hardin P. Oglesby and William Ray
State of Tennessee

Overton County To any lawful officers of said
County to send to the said M. Henry, R. J. Shindle, George
Christian, R. P. Oglesby and William Ray as Common School
Commissioners for the district usually
called the Town or Tivingslow District for said County, Before
some acting Justice of the peace in or near said County, to and
advise said Gardeniers in a file of Debt under \$100, 00
for services rendered by the said Gardeniers as a

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teachers in said District fail not given under my hand
and seal this the 17th of April 1840

Riley Miller J. P.

Lea Gardeniers Ray not found in the County presented
on the Balance name in warrant

Walter Riley

I give Judgment in this case in favour of the defendants
and against the plaintiff for all costs for which execution
may issue this 1st day of June 1840

Patrick Pool J. P.

Know which Judgment the said Lea Gardeniers demands an
appeal to the next term of the Circuit Court for Overton County
which is granted to him he having given bond and secu-
rity according to law this 1st day of June 1840

Patrick Pool J. P.

State of Tennessee

We Erasmus L. Gardinere and Adam Gardeniers to the of
the County of Overton and State of Tennessee are put and
firmly bound unto Thomas M. Henry Robert J. Shindle George
Christian and Hardin P. Oglesby in the sum of fifty dollars to
be void on condition if the said Erasmus L. Gardinere who
has this day appealed to the next term of the Circuit Court
for Overton County from a Judgment of Patrick Pool a Justice
of said County in favour the said M. Henry, R. J. Shindle,
George Christian and Hardin P. Oglesby to the Common School
Commissioners for the 12th District of said County, against him
for ten dollars and twenty five cents the amount of the cost
of a suit that said E. L. Gardinere brought against said
Commissioners shall prosecute said appeal successfully
as in case the said fail shall comply and perform the Judgment
of said Court this 1st day of June 1840

Erasmus L. Gardinere J. P.

Patrick Pool J. P.

Adam Gardeniers J. P.

Filed 22nd June 1840

James Maxwell Clerk

Orders made of Record at June Term 1840

This day came the parties by their attorneys and there came also
a jury of good and lawful men to wit Eligah S. Bryant
Thomas M. Shindle Arthur Scott John Bowls John H.
Golden Morris Hatcher Archibald Quarles Thomas Goulet
Isaac N. Moore Jesse Ashbarns Presten Robbins and William
Shelby who being elected tried and sworn all and
truly to try the matters in controversy between the parties
from rendering the verdict are respected and permitted
to depart to meet there in Court nine o'clock tomorrow
morning

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This day come the parties by their attorneys and there also the
Jury Impaneled and sworn in this cause on yesterday
of this Term also upon their oaths do say that they find
for the defendants. It is therefore considered by the Court
that the defendants go hence thereof without day and that
the plaintiff pay the costs herein expended and on motion
of the plaintiff's attorney a rule is granted him in this
Cause to show cause why a new trial shall be granted
in this Cause

October Term 1840

This day came the parties and by their mutual consent and
agreement this suit is dismissed and each party assumes the
payment one half the costs. It is therefore considered by the
Court that the parties respectively recover against each other
one half the costs herein expended so assumed as aforesaid

James Armstrong

Thomas Gamewell

State of Tennessee

Quenton County To any lawful Officer to Summon
Thomas Gamewell to appear before James Justice of
the peace in said County to answer the Complaint of James
Armstrong as a debt of Damages under fifty dollars. Given
under my hand & Seal this 16th March 1838. James
Justice and John & James W. Miller Jr. as Ministers for
the plaintiff

Executed and set for Seal on the 3rd March 1838
before John Bullis

Seal Continued until 1st Nov 1839

Judgment 1st Nov 1838 in favor of the
plaintiff for \$10.00. Costs and two dollars and fifty
cents costs

Seal

Know all men by these presents that we Thomas P.
Gamewell and Henry Arney both of the County of
Quenton and State of Tennessee one held and jointly
bound unto James Armstrong in the penal sum of twenty
five dollars and fifty cents to be paid on conditions that
Thomas Gamewell who has this day appealed to the
next Circuit Court for the County of Quenton to be held
in the Town of Livingston from a Judgment this
day entered against the said Thomas Gamewell
by Thomas Butler a Justice of the peace in said
County for ten Dollars Debt and two dollars and fifty
cents cost and if the said Thomas Gamewell shall
prosecute said appeal successfully or in case of failure
shall comply with and perform the Judgment of

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said Court given under our hands and seal this 16th
day of November 1838

list
Thomas Butler J.P.

Dated 4th March 1839

Thomas P. Gamewell Seal

Henry Arney Seal

J. Maxwell Clerk

Orders made of Record at February Term 1840

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

On motion of the plaintiff's attorney leave is given him
to amend the plaintiff in this cause upon the payment
of the costs of the amendment and by consent of the
parties the trial of this cause is continued until the next
Term of this Court

On motion of the Defendants Attorney and for reasons to the
Court It is considered ordered by the Court that Hugh Adams
may be made defendant in this suit

June Term 1839

By consent of the parties all matters of Difference between the
parties in this cause is submitted to the final arbitration
and a Ward of John Wengold Abraham & Henry and leave is
given them to choose an umpire if they cannot agree where
award shall be made & to be made the Judgment of the Court
in this Cause and It is ordered by the Court that they return
their award at the next Term of this Court

October Term 1839

By consent of the parties the order of Difference entered in this
Cause at the last Term of this Court is Record

October Term 1840

This day came the parties by their attorneys who appeared the
arbitrator to settle the matters in dispute between the
parties was submitted by a rule of this Court at the last
Term and leave here in Court his award in the following words
to wit

In pursuance of an order of the Quenton Circuit Court made
at the Term of said Court and record appointing the under
signed Referee in said case the parties appeared and produced
their testimony and after having the same and duly delibera-
ting thereon It is my opinion that the plaintiff recover
against the defendant the sum of Eleven dollars damages
and interest thereon from rendition of the Judgment
before the Justice of the Peace and also his costs in this behalf
expended and I award accordingly. October 17th 1840
James McMillin

William Wilburn claims two days before the Justice of the peace one day and mileage so. Kelly attending court and one day before me. James B. McMillin makes like claims James McMillin Rofferee

It is therefore considered by the court that the plaintiff recover against the defendant the sum of twelve dollars and thirty cents damages so awarded as aforesaid and also the costs therein expended

John Williams for the use of John Kelly & Robert Kelly
vs
Thomas Champless and Miller Wendellston
State of Tennessee

To the Sheriff of Anderson County Easting - you are hereby Commanded to summon Thomas Champless and Miller Wendellston to appear before the Honorable Circuit Court at the Court house in Livingston on the 6th Monday in October next then and there to answer John Williams for the use and benefit of John Kelly and Robert Kelly of a plea of Debt of Two Thousand dollars which to them they owe and from them unjustly detain to his damage Five hundred dollars Herein fail not have them then this writ bearing James Maxwell Clerk of said Court at Office the 6th Monday in June A.D. 1830

I acknowledge myself to and am Stand Indebted to Thomas Champless and Miller Wendellston in the sum of Five hundred dollars to his use and conditions that John Williams for the use &c prosecutes an action of Debt with effect this day commenced by him in the Circuit Court of Anderson County against the said defendants as in case he said therein that he pay all costs and damages that may be adjudged against them by said Court Given under my hand and seal this 26th day of June 1830

Spd. 26th June 1830. Remains to June 26th June 1830
Entered 21st July 1830 N.B. Goodbars Shff

Note
p 200. May the 10th 1839. Twelve months after date I promise, to pay to the Order of Miller Wendellston Two Thousand dollars for Value Received

Thomas Champless and Livingston Tennessee
Apr. 4th 1830. I assign this note for Value Recd to March Green &c and have notice as Protest Miller Wendellston
April 8/30 we assign the within for Value Recd & have notice Protest as demand March Green &c

Declaration
State of Tennessee Circuit Court Sept. Term 1830
Anderson County 3 John Williams who sues for the use and benefit of John Kelly and Robert Kelly complains by attorney of Thomas Champless and Miller Wendellston who are in Court by summons &c of a plea that they received unto him the sum of Two thousand dollars which to him they owe and from him unjustly detain - For that hereafter to wit on the 16th day of April 1839 in this County aforesaid the said Thomas Champless by his certain writing obligatory of date the day and year aforesaid sealed with his own seal which said writing obligatory is here to the Court shown promised Twelve months after the date of the said writing obligatory to pay to the order of Miller Wendellston the sum of Two thousand dollars for Value Received and afterwards and before said writing obligatory became payable to wit on the 6th day of April 1830 in this County aforesaid the said Miller Wendellston by his endorsement in writing on the back of said writing obligatory assigned and transferred said writing obligatory for Value Received to March Green &c and have notice as Protest now afterwards to wit on the 6th day of April 1830 the said March Green &c who are not sued in this action &c by this certain endorsement in writing on the back of said writing obligatory assigned and transferred said writing obligatory to the said plaintiff for Value Received and have notice as protest as demand which said endorsement are here to the Court shown by means whereof and by force of the Statute in such case made and provided an action accrued to the plaintiff to have and recover from said defendants the aforesaid sum of Two Thousand dollars - Yet the said defendants although after so much time so to the time not payed the plaintiff Twelve months after the date of said writing obligatory the said sum of Two thousand dollars as any part thereof nor have they since paid to the plaintiff the said sum of Two thousand dollars as any part thereof but to pay the same they have hitherto wholly neglected and refused and still neglect and refuse so to do to the damage of the said plaintiff of Five hundred dollars and therefore he brings this suit &c
Stokes & McCalister att for plaintiff

Pleas
And the defendant Champless comes and defends &c and for plea says the plff action now he cause he says he has met and truly paid the debt in the plaintiffs declaration mentioned and of this he swears himself upon the County
N.B. Richardson attorney for the Defendant Champless
And the plaintiff likewise - Stokes & McCalister
And the deft. Wendellston comes and defends the wrong

and injury where he and for plea says the pleffs. then action
ought not to have and maintain because he says he has
wells and truly paid the debt in the declaration mentioned
and this he is ready to verify. *Bellevue Woodall per pleff*

Saw the pleaffs returned. McCullens per pleff
(Order of Record at Shelby June 1841)

This day came the parties by their attorneys and there
came also a Jury of good and lawful men to wit Joseph
Stewart William Hayles Thomas Eldridge William H. Hoar
Paul S. Moore James Eldridge Joseph Hanes Davis Martin
John Davis Stephen H. Copeland William C. Howard and John
A. Beck who being sworn swore and sworn the facts to
appear upon the issue joined upon their oaths to say that
they find the issue for the pleaff and do assess the pleaffs
damages occasioned by the detention of his debt to wit three
dollars and thirty three cents besides costs. It is therefore con-
sidered by the Court that the pleaffs recover against the
defendants the sum of two thousand dollars the debt in
the declaration mentioned together with his damages afore-
said in form aforesaid assessed and also the costs herein
expended.

James C. Offiers

or
Bathamel N. Marshbanks

State of Tennessee

To the Sheriff of Carter County Greeting
You are hereby commanded to summon Bathamel N.
Marshbanks to appear before the Honorable Circuit Court
at the Court house in Livingston on the 4th Monday in October
next then and there to answer James C. Offiers of a plea
of Debt that he owes unto him the sum of five hundred
and fifty and dollars and forty three cents which to
him he owes and from him unjustly obtaining to his
damages two hundred dollars. He has paid not have
then than this debt. Witness James Maxwell Clerk of
said Court at office the 4th Monday in June 1840
James Maxwell ckl

I acknowledge myself to owe and stand indebted
to Bathamel N. Marshbanks in the sum of five
hundred dollars to his heirs and assigns that James
C. Offiers prosecute an action of Debt with effect this
day commenced by him in the Circuit Court of Carter County
against the said Marshbanks as in case he paid thereon
that he satisfy and pay all costs and damages that
may be adjudged against him therein. Given under
my hand and seal this 17th Oct 1840
A. Q. Walker Clerk

1840
Spd 19th Oct 1840. not found in my County. A. Q. Walker Clerk
State of Tennessee

To the Sheriff of Carter County Greeting. You are
hereby commanded as heretofore to summon Bathamel N.
Marshbanks to appear before the Honorable Circuit Court at the
Court house in Livingston on the 4th Monday in February next
then and there to answer James C. Offiers of a plea of Debt
that he owes unto him the sum of five hundred and fifty and
dollars and forty three cents which to him he owes and from him
unjustly obtaining to his damages two hundred dollars. He has paid
not have then than this debt. Witness James Maxwell Clerk of
said Court at office the 4th Monday in October 1840
James Maxwell ckl

Spd 6th Nov 1840. Came to hand 9th Nov 1840. Entered
10th Nov 1840. A. Q. Walker Clerk

(Order of Record at Shelby June 1841)

This day came the pleaffs in person and disposes
his suit and assumes the payment of the cost. It is therefore
considered by the Court that the defendant pay him thereon
and recover of the pleaffs the costs herein expended so
assessed as aforesaid.

The President & Directors of the Bank of Tennessee

or
David Guffitt James Polat Rufel Tennard and
Thomas L. Bransford

State of Tennessee

To the Sheriff of Carter County Greeting
Summon David Guffitt James Polat
Rufel Tennard and Thomas L. Bransford to appear before
the Sheriff of the Circuit Court at the Court house in Livingston
on the 4th Monday in October next then and there to
answer the president and directors of the Bank of Tennessee
of a plea of Debt of \$500, which to them they owe and
from them unjustly obtained to their damages of \$200, hence
you then than this debt. Witness James Maxwell Clerk of
said Court at office the fourth Monday in June 1840
James Maxwell ckl

Security for this debt

Spd 1st Oct 1840. Came to hand 3rd Oct 1840. Entered
as Bransford 6th Oct as Polat 7th Oct 1840. David Guffitt
and Tennard not found in my County. A. Q. Walker Clerk

State of Tennessee

To the Sheriff of Jackson County - Summon
David Guffitt Rufel A. Tennard and Thomas L.
Bransford to appear before the Judge of the Circuit
Court at the Court house in Livingston on the 4th Monday

and Oath was next then and there to answer the President and Directors of the Bank of Sumpter of a plea of Debt of \$500. which to them they owe and from them unjustly detain to their damage \$500. have you then there this 1st. Whiting James Maxwell Clerk of said Court at office the 1st Monday of June 1840
James Maxwell
Signed 1st Oct. 1839

This is the Counters part of a writ Issues to Quarter County against William Morris and James Polat and the other defendants James Maxwell Clerk

\$500. Livingston November the 30th 1839,
Six months after date I promise to pay to the order of David Griffith Five hundred dollars for Value Received payable at the Bank of Sumpter
Wm Morris

Declaration
State of Sumpter } Oct. Term 1840
Quarter County } The President and Directors of the Bank of Sumpter by attorney Complaint of David Griffith James Polat Thos. L. Howard & Thomas L. Bransford Summoned to answer them of a plea of Debt of \$500. which to them they owe and from them unjustly detain to. Now that on the 30th November 1839 at Livingston in the County of Jefferson William Morris by his note as that date now here shown to the Court proved Six months after the date thereof to pay to the order of David Griffith \$500. for Value Received at the Bank of Sumpter and afterwards and the day and year after said in the County aforesaid. the said David Griffith endorsed said note to James Polat and he endorsed it to Thos. L. Howard and Thomas L. Bransford &c. description of Howard and Bransford merchants trading under the name and title of Howard and Bransford and they endorsed it to the plaintiffs which endorsements are also shown to the Court and the plaintiffs does that the defendants did not pay them said sum of money Six months after the date of said note though the same was duly presented and protested for non payment by reason of which the plaintiffs had to pay the cost of protest the said defendants to pay said sum of money and costs and charges of having said note protested and any part thereof have hitherto wholly failed and refused and still fails and refuses to pay the plaintiffs damage \$500. therefore they sue
Shultens attor

Plea
And defendants by attorney comes and defends the wrong

and saying where and for plea says the plaintiffs aforesaid his action aforesaid ought not to have and maintain against them because they say they have well and truly paid the debt in the declaration mentioned and this they are ready to verify &c.
Guarles for Aff.

Replication & Issue A. Coulton
(Order of Record October Term 1840)
This day came the plaintiffs by attorney and says that suit as to the defendant William Morris -

(February Term 1841)
This day came the parties by their attorneys and there came also a Jury of good and lawful men to wit Josiah Stuart William Charles Thomas Colledge William W. Harp Paul S. Moore James Colledge Joseph Bonar Davis Master John Smith Stephen W. Colspound William C. Reed and John W. Peck who being sworn and sworn the Court to speak upon the Issue joined upon their oaths do say that they find the Issue for the plaintiffs and do assess the plaintiffs damage occasioned by the detention of their Debt to Livingston four dollars and fifty cents besides Cost of Suit. It is therefore considered by the Court that the plaintiffs recover of the defendants the sum of Five hundred dollars the Debt in the declaration mentioned together with their damages aforesaid in form aforesaid assessed and also the Costs herein expended -

Colward & Coulton Clerk &c
John James Alfred & Son v John W. Mullins
State of Sumpter
To the Sheriff of Quarter County - Summons
John James Alfred & Son and John W. Mullins to appear before the Judge of the Circuit Court at the Court House in Livingston on the 1st Monday of February next there and there to answer Colward & Coulton Clerk &c. v. Mullins &c of a plea of Debt of \$327. which to him they owe and from him unjustly detain to his damage \$50. have you then there this 1st Whiting James Maxwell Clerk of said Court at office the 1st Monday in October 1840
James Maxwell

Spd 23rd January 1841. Came to hand said day Spd.
Entered as full 10th February 1841 W. S. Coulton Off.

Declaration
State of Sumpter } February Term 1841
Quarter County } Colward & Coulton Clerk &c. v. Mullins &c
by attorney Complaint of John James Alfred & Son and John W. Mullins in Court by summons of a plea of Debt of