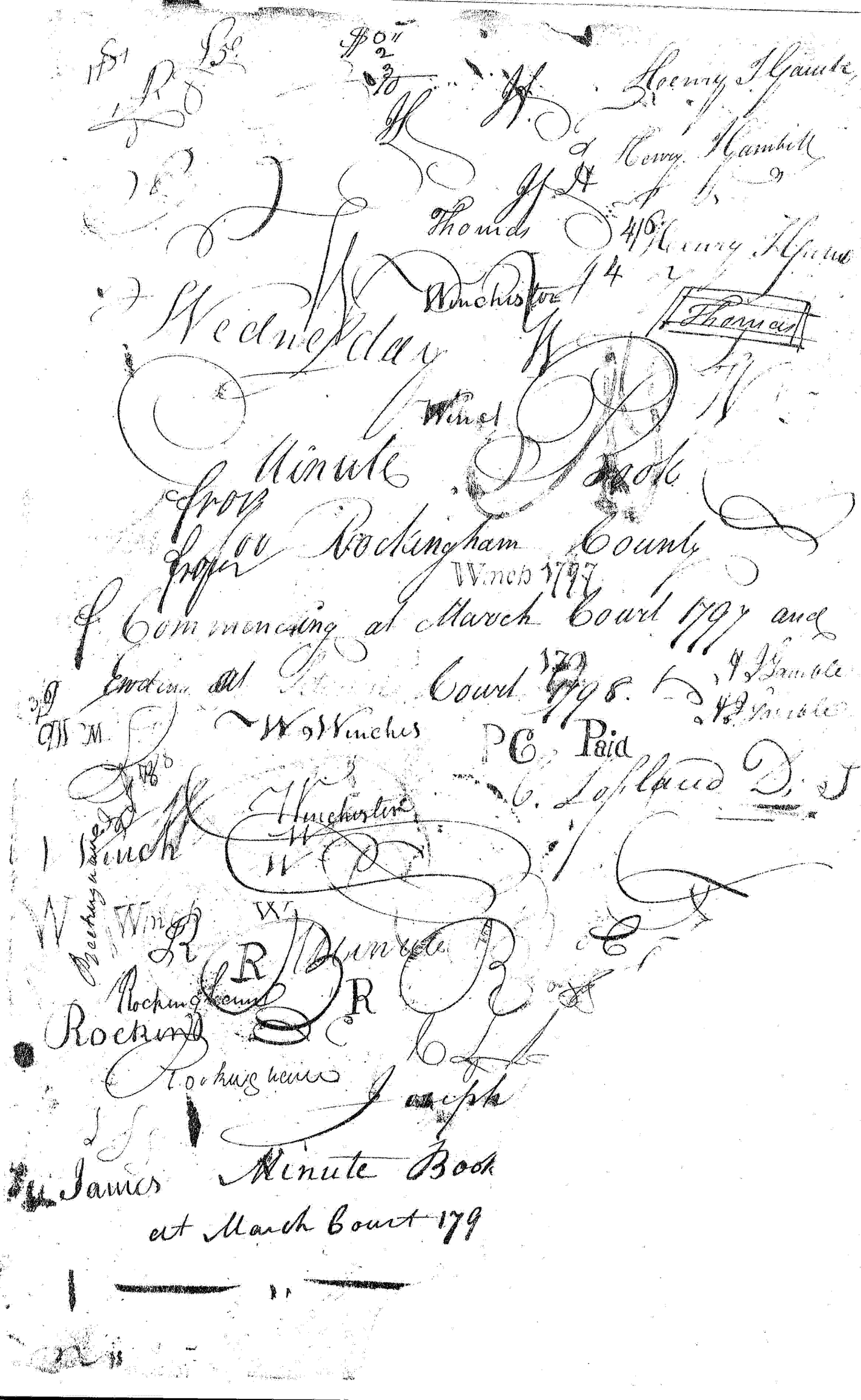
ROCKINGHAM COUNTY CIRCUIT COURT
HARRISONBURG, VA

MINUTE BOOK 4

3/27/1797 -
8/20/1802


Henry Hamblin
Thomas Henry Hamblin
Winchester
Thomas
Wednesday
Minute Book
Prop
for Rockingham County
Court
Commencing at March Court 1797 and
Ending at March Court 1798.
Winchester
Rockingham
Rockingham County
Winchester
Rockingham
Rockingham County
Rockingham
Rockingham County
Rockingham
Rockingham County

No 5a

At a Court of Quarter Session held for the County of Rockingham Monday the 17th day of March 1794

Present William Heering
Layton Yancey Francis
Hartly & Joseph Baxter } Gent. Justices

Grand Jury Sworn for the Body of this County to wit
Arch Solomon (Gorman) Jacob Nicholas
Michael Shuler, Henry Long, Jacob Hysa, John Hammer,
Isaac Dejo. Henry Rockenman George Mallow, Richard
Ragen, Henry Bury, George Coogler, Peter Moyers,
Adam Argubright. Joseph Douglass & George Calvin
who received their Charge, and returned from the Bar
to Consult of their Presentments, which is as follows to wit
the Present & nothing further appearing the same is
discharged and Capt Mat Process Issue returnable as the Law
directs

Chas Harris vs Prosl John Shuttle S. B.
Chas Harris assee vs Nicholas Smather Shipman S. B. M Estadia Jack
Jno Mustoe vs Tiffney Hugh Dixon S. B.
Chas Conth vs Phillips Dismd at the Plts Cost
Jno Mathews vs Carrole Cont.
Jno Mustoe vs Tiffney Judgment Confessed, as per Account
execution untill May Court Next with the stay

Present Layton Yancey & Joseph Baxter Gent.
Present John Evans & Charles Lewis

Ewens exors vs Diven 2. Two Suits John Diven S.B.

Woodley ass.e vs Croom John Surgery S.B.

Joseph Davis vs Jonathan Shipman Jury Sworn to
try the Issue to wit Philip Reed Richard Weates
Robert Gwin Benjamin Gains, John Johnston David
Taylor, George Penn William Morrison, Thomas Posey Jr.
Ezekiel Logan Elias Vickers & James Riggs. Verdict for
Plaint. Pro £9 17/7 Damages & Costs.

Ewens exors vs M.Guffin & John Surgery S.B. for
Gavin Hamilton

Miller vs Miller & Samuel Croom S.B. for Christy
Miller

Comth. vs Carbough Two Warrants. dis.d agreed on the Defts
Paying the Costs.

John Miller vs Gilmore & by Consent of the Parties by their
Attorneys, and with the Assent of the Court, all matters of
Dispute is left to the award of John Gwin, John Rice
and James Quinn and their award to be made the Judg-
ment of the Court

Bear vs Felton John Croom, John Surgeon, Joseph
Seely, Henry Poole William Trowbough & Christian Huffman
S.B. for said Defts

Briggs vs Byrd Andrew Byrd S.B.

~~Shugart ass.e vs Snider the defts returned by his Writ~~
~~and Attachment Costs~~

Shugart ass.e vs Snider Henry Bear S.B.

Hall vs Abney George Kilgore S.B.
Warrant. Charles Lewis & John Ewens Gent
Present Bay.e Hamilton & Landon Garey

~~Chas Lawson a witness for~~

Johnston vs Dunlap late Sheriff upon a Notice for Money

Mar. Rec'd by George Bell as his Deputy Notice & Recognizance

Judgment for £9. 12/5½. with legal Interest from the 27th

day of March 1799 & the Costs

Andrew Lawson a witness for Davis vs Shipman allowed

3 days Attendance

Mar. William Linton the same the same 1 day

Davis vs Buckland

Jury Sworn & try the Issue & say

Mar. Daniel Coffman, John Harrison, Lewis Fowland, Jacob Enos

Robert Hendricks, Adam Cline, Joseph Cravens, Jabez

Cravens, ~~Enoch~~ Dove, Joseph Cocconour, John Shelent &

John Hall, ~~Verdict for~~ Jury adjourned until

to Morrow Morning — 10 O'Clock.

Mar. Miller vs Moore Cont. &c.

Copy Daniel Feeny a witness for Davis agst Buckland &

Mar. allowed 1 day attendance

Miller

vs

Harrison } In Chancy

Mar. On the Motion of the Complainant

by his attorney Leave is Granted him to amend his

Bill

Mar. Hunter vs Kessler dis'd ~~agreed~~ at the Pltfs Costs

Cont. That the Court be adjourned until to Morrow

Morning 10 O'Clock

W. Tennent Jr.

4.

Tuesday the 28th day of March 1797

Present Benjamin Harrison
Ladon Garnett. Jun.
Edwin Gregory
Asher Waterman
Gent. Justices

Cha. Layman & Howard Capt.
Erwin vs Lowry Order Dismission be set aside and
Cha. remanded to the Rules —

Long Ter
Long & In Case
Long the defendant came into Court, and
Confessd a Judgment for £50. which may
Cha be discharged by the defendant Giving the Pltf his
Bond for the Aforesaid Sum of £50 agreeable
the Bond payable in November Next according
to agreement entered into before Witness — and the Pltf
is to Satisfy and pay all Costs attending the said
Suit — the same is dismissd —

Cha Hay & Cook Ds dismissd agreed.
Christopher Garner a Witness for Long Ter & Long Jan
Cha 5 days attendance
Cha Adam Price the same the same 2 days.
Cha Jacob Kyger the same the same 2 days.
Cha John Herbert a Witness for Long & Long Ter allowd
3 days attendance

Absent Asher Waterman Gent.
Present Wm Herring Esq.

Davis & Buchland The Same Jury as in Yesterday
Cha Verdict for Pltf for £231 5s. Damages
& Judgment

Wm Davis attorney for Long & Long & allowed
3 day attendance

Wm George Carpenter attorney for Davis agt Burkland &
allowed 8 day attendance

Wm George Penn the same the same 12 days

Wm Andrew Lawson the same the same 6 days

Capt Wm John Reeves & Andrew Erwin Ex Officio in the
sum of Eight Dollars each for not attending as Jurors
when Sworn & impannelled

Wm Robertson vs Shugarts dismd by order of the Plt

~~The Logan vs Lincoln~~

Robertson vs Lincoln Jury Sworn to try the Issue
to wit John Reeves Daniel Dickerson Henry Long
Wm James Martin, John Miller Nicholas Sink George
Penn Roger Mallowry James Kyle, Andrew Erwin
George Carpenter & Conrad Hamburger, Verdict for
Plff Damage 1 Dollar

Wm Shelpman exrs vs Rogers Conrad & Gent

Wm Coconower ass vs Hoover Dismd ~~agreed~~

Wm Meister & Sherry &c Conrad & Deft

Hile vs Rogan Jury sworn to try the Issue to wit
William Robinson, John Wise, Oliver McCausland
Wm John Pence, George Dove, Daniel Coffman John Highley,
John Burgess, Lewis Polander, Joseph Davis, Matthias
Long, and John Shields, ~~Verdict for~~ Jury agreed
unto to Morrow 10 o'clock

Ord. that Jacob Pence, who was Jacob attend as a Juryman when summoned by the Sheriff. Defined Nisi &c.

Ord. Phillip Keister a wit: for Keister vs Shuey to prov. 1 days attend.ce

Ord. Shipman vs Shuler Cond.

Ord. Daniel Harnet a Witness for Shipman vs Shuler allow.d 2 days attendance

Ord. Richard Wendle the same the same 2 days.

Ord. Peter Nicholas the same the same 4 days.

Ord. Jonathan Pence the same the same 6 days.

Ord. Uley Nicholas the same the same 5 days.

Ord. Peter Pence the same the same 4 days.

Ord. Shepherd vs Lockyear dismissed

Ord. that the Court be adjourned until tomorrow morning 8 o'clock

Benj.a Harrison

Wednesday the 29th day of March 1797

Present Benjamin Harrison
John Ewin, John Maj.r Asher Alderman } J. Nicholas

Wall.m Ragon the same Jury as in Yesterday. Verdict for Plaintiff for Thirty Pounds Damages — & Judgment

Robertson vs Daniel Injunction Granted to stay all further
Proceedings on a Judgment Obtained by the said Defft agst
the Plaintiffe, untill the Matter shall be fully heard in Equity.
Ma. on the Plaintiffe entering into bona Security in the Clerks Office
as the Law directs

Present John Rice & Charles Lewis } Gent.
Absent Asher Waterman & John Ewers }

Ma Stephens vs Jeffries abates by the death of the Defft

Ord that the Rule be had in the Clerks Office on Thursday
the 30th this Instant, and on the day after the fourth
Monday in April Next as the Law in that case directs

Ma Nevis vs Lincoln Office Judgment Reversed
and dismd by Order of the Plaintiffe

Wed. Crookshanks vs Merchie Judgment as by Award & Costs

Ma Lincoln vs Robertson dismd

Ma Robertson vs Lincoln dismd

Present Wm Herring }
Absent John Rice } Gent.

Crawford &c vs Huston John Carthrae L.B. Office
Ja Judgment set aside Payment &c Joinder

Francis Stuart a Witness for Hall vs Rogers allowd
3 days attendance

Daniel Gwin the same the same 3 days.
George Carbaugh the same same 3 days.
Philip Miller the same same 3 days.
Andrew Shanklin the same 3 days.

Ord Matthew Herring the same the same 3 days.
Ord Randolph Guire the same same 3 days.
Ord John Ewen the same same 3 days.
Ord Phelix Hull the same the same 3 days and
Traveling 12 miles in Coming the same in Returning
John Harrison a Witness for Ragen ads Hull
allowd 4 days attendance
Daniel Harrison the same same 3 days.
Capt Robert Rutherford the same same 3 days.
Ord Alexander Herring a witness for Hull & Ragen allowd
3 days attendance
Ord John Farburn the same same 3 days.

Robert McGuire came into Court and made choice
of Asher Waltman as his Guardian, who with Security
entered into Bond & Condition as the Law Directs.
It is Ord that the said Asher Waltman have Given
to bind Robert McGuire
to bind by his said Guardian & to John Meeks
to learn the Art Mistery and trade of Clock, watch
and Silver Smith, he having consented thereto
in Court &c

Ord James Seawright a witness for Hull & Ragen allowed
3 days attendance & Travelling 12 Miles in Coming & the same
in Returning

Ord Bowyer & Buckland Dismd
Ord Shipman & Davis Contd
Ord that the Court be Adjourned until to Morrow
Morning 9 Clock

Benj.a Harrison

Thursday the 30th March 1797.

Present

Benjamin Harrison
Andrew Thruston
Asher Waterman &
Charles Lewis
} Gent. Justices

Robert Rutherford
v.
James Coyle
} In Chancery

This cause came on to be heard and upon the bill and answer and Sundry Exhibits, and the arguments of Counsel on both Sides, the Court are of opinion that the Injunction be Perpetuated as to £61 & the Costs of this Suit & that it be dissolved as to the Balance.

Thruston v. Thruston & Cont. ||

Lyon v. Harris Cont. ||

Gamble & Co. v. King. Jury Sworn to try the Issue to wit Robert Rutherford, Jeremiah Hyde, John Taylor, John Graham, Jonathan Shipman, John Carthea, Peter Iler, John Ewen, Charles Hyde, Joseph Scively, Thomas Harrison & Jacob Clymsiller. Verdict for the Pltf. for the debt in the Declaration Mentioned & One Penny Damages. Judgment.

Smith v. Anson Cont. ||

Breedenstein v. Prestyman Cont. ||

Garrison v. M'Dowell Judgment as per award. Costs

Fleming v. Thruston Cont. per award.

Williams & v. Green Cont. ||

Rucker vs Gains upon an attachment Cont.

Present Wm Herring Gent.

Hopkins &c vs Whitmyer &c Jury Sworn to try the Issue
to wit. The Same Jury &c in Gamble &c vs King
Verdict for the Plaintiff for the debt in the declara-
tion Mentioned & Ten Pence Damages & Judgment

Seawright &c vs McGuffin The Same Jury as in
Hopkins &c vs Whitmyer &c Verdict for the Plaintiff
the Debt in the declaration mention'd & £2.17.4. Damages & Jugt.

Lincoln &c vs Mathews Plea Waived and Judgment
Confess'd Saving his Equity

Winslow vs Marshall Jury Sworn to try the Issue to wit
John Nott, Philip Hurt, George Lotte, Ephra-
im Allen, John Driver, James Ryle, John Black
burn, John Kaontz, William Dunlap,
George Carbaugh, Elijah Woods, Samuel Chandler, Verdict for Deft
on his Plea by him & Payment to which
and on the Motion of the Plff by his attorney a new Trial is granted
Opinion the Court by his attorney on which was Sg. ne Seals, agreeable
to the acts of that case made and provided

Tidwiller vs Mullen dismd

Keeler vs Black Contd

Bassett vs Somers The Same Jury as in Seawright vs
McGuffin Verdict for the Plff the debt in the declara-
tion Mention'd & Damages & Judgment.

Moore vs Kelley &c The same Jury as in Bassett vs
Somers Verdict for the Plff the debt in the declaration Mention'd
& Five Pounds Damages & Judgt.

Shroff vs Moore The same Jury as in Winslow vs Marshall
except John Moore in the room of William Dunlap Verdict
for the Plff for the debt in the Declaration Mention'd & Damages
& Judgment

Monsters &c debt &c damt

Dunlap &c Reeves & Jury Sworn to try the Issue to wch
the Same Jury as in Wroth &c & Moore &c & Verdict for
the Plaintiff for the debt in the Declaration mentioned
but to be discharged for the Present by £33 damages wch we do assess
on account of ye General Breaches assigned of the Condition of the Bonds
in the Declaration mentioned

Harrison assee &c Keefe The same Jury as in Bayside
&c Somers Verdict for the Plt for the debt in the Declaration
mention & 1 damages & Costs.

Conroe assee &c Peck plea Wave and Judgment Confessd
with stay execution tate April Court next

Kyser &c Crookshanks Contd //

Preston &c Taylor Contd //

Shipman assee &c Shanklen The Same Jury as in Harrison &
Keefe except Peter Coontz in the room of Jonathan Shipman &
Thos Harrison Verdict for the Plt the debt in the Decla
ration Mention & £2 Damages & Judgment

Carter &c Lively Pls & Non informatus.

Lokey exors &c Coontz Contd //

Chambers &c Harrison admrs Contd //

Miller &c Harrison Contd //

Headericks exors &c Headericks admrs Contd //

Hoffman &c Her Contd //

Fortune &c Hopkins The same Jury as in Shipman &
Harrison Verdict for the Plaintiff that she plea and ought
to have been discharged from Sundries in the year 1786 &
do assess her Damages to 1 penny Damages & costs
of this Suit & Judgment

Ord Hoskins vs Smith Contd ½

Ord Newman Wife vs Newman Contd ½

Ord Hoover vs Miller Contd ½

Ord Houle vs Boshang Contd ½

Ord Haines apl. vs Repsh Contd ½

Ord Miller vs Black Contd ½

Ord Charles Lewis a Witness for Seerely ads Carter allowed 8 days attendance

Ord John Carthaca the same the same 10 days.

Hull
vs
Ragen } In Chancery

This Cause came on to be heard and the Bill and answer and other Exhibits and the arguments of the Counsel on both Sides. The Court are of Opinion that the said Injunction be Perpetuated as to the £30. the Verdict of the Jury in the Cause of Hull vs Ragen & the Costs

Ord that the Sheriff Summon all the acting Magistrates of this County to appear here at Appeal Court next, in order to make Choice of a Deputy attorney for the County

Ord Webb vs Joseph the Pltf returned up by his Special Bail and by the Pltf attorney prayed it Costs &

Ord that this Court be adjourned until to Morrow Court in Course

Benjn Harrison

Monday to wit

At a Court held for the County of Rockingham
the 21st day of April 1767.

Present. Francis Kerby Esqr
Waterman, Charles Lewis & Gent. Justices.
& Layton Yancy

Pro. Adm. David Gilmore Dec. to C. Beary Proved by 2 Witnesses
thereto, & Ordered to be for further Proof.

Ditto May Dec. to Wm Robinsons wifes acknowledg taken & Ordered
to be Recorded

Ditto Robert Dec. to Averley acknowd. wifes acknowd. taken & R.

Ditto Fellear Dec. to Brice Proved by the Witness thereto & O.R.

Ditto Dickerson Dec. to Croonce acknowd. & R.

Ditto The same to Coconour The same

Ditto Sellars Dec. to Sellars Proved by three of the Witness thereto
& O.R.

All agst. Dunlap Late Sheriff Notice Prove any
Continued until to Morrow.

Adm. Veach to Hansbarger acknowled. and R.

Ord. that Henry Mace be appointed Constable in the
Room of William Jackson.

Caty Now. Came into Court and made Choice of Henry
Hoff who with his Security entered into Bond and Security conditioned
as the Law directs.

Ord. Morrow to Court Continued

Adm. Shoulderman &c to Argubright & Trustees acknowledg
Ma Deeds acknowledgt taken & Rd

Harmon vs Hollaway upon a Notice, for Money & Deeds, Notice
Ma proved Continued until to Morrow.

Ma Long vs The same. The same

Adm. Barker Dist to Miller Proved by the Witnesses thereto
Ma & Rd

Petitt. Woodwin to Rogers Proved by Two of the Witnesses
Ma thereto & Certificate

John Tackler a witness for Morrow is Sworn allowed
Ma 1 days attendance & Travelling 25 Miles in Coming & the same
in Returning

Adm. Shoemaker Dist to Meyer acknowledgt Deeds acknowledg
Ma taken & Rd

Caty Blackler came into Court and made Choice of
Adam Cline as her Guardian who with Security entered into
Ma bond and Security Conditions as the Law directs

John Blackler came into Court and made Choice of
Ma Peter Rees as his Guardian who entered into bond and Security
Conditions as the Law directs

Present Benj. Harrison,
William Herring,
Charles Lewis. } Gen. Justices.

Absent

Elizabeth Woodrich came into Court and made Choice of
Ma John Johnston as her Guardian who entered into bond and Security Condition
as the Law directs

Adm. Grant Dist to Grant acknowledg Deeds acknowledg
Ma taken & Rd

Ord Appt that Jacob Kessler be appointed Guardian to Mary Blasher and Elizabeth Blasher Infants and Heirs of Peter Blasher under the age of fourteen years who with Security entered into bond & Conditioned as the Law directs

Ord Susanna Winters came into Court and made Choice of Vandle Vance as her Guardian who with Security entered into bond Conditioned as the Law directs

Ordered from Cook to Conley Proved by Wm one of the Witnesses thereto & OR

Present Charles Lewis Gent

The Last Will and Testament of James Gilmore Deceased was Presented in Court by the Exrs therein named & Proved by the Witnesses thereto & OR and on the Motion of the said Exrs who with Security entered into and acknowledged bond Conditioned as the Law directs, a Certificate is Granted them for obtaining a Probate thereof in due form they having made oath thereto

and it is Ord that George Baxter, Jacob Eversole, Thomas Gordon & Joseph Minter, or any three of them being first sworn do appraise the Estate of the said decedent and make Report thereof to the Court

Ordered from Miller Exr to Layman acknowledged in open Court & OR

Ord Ditto Minter Exrs to Brown acknowledged in open Court & OR

Ditto The same to Shelpman The same

Ditto Alford to Alford acknowledged & OR

Ordered Crouse Exr to Rood acknowledged in open Court & OR

Adam Kessle Jun to Crookshanks acknowd wife acknowd taken

Ditto The same to Brown The same The same

Ditto Philips Jun to Philips Proved by the Witness

Ditto Hauber Jun to Holston acknowdg wife acknowdg taken

Adam Huston Jun to Tutwiler acknowledge ~~wife acknowd~~ taken, and the acknowledge of Susanna his wife being taken as the Law directs. It Ord to be Certify'd to the County Court of Washington in the State of Virginia with the Seal of the said County thereunto annexed

Ditto Burkholder Jun to Henry Miller was Presented in Court and being authenticated agreeable to the Customs and forms of other foreign Deeds It Ord

Ditto Philips to Philips further and fully Proved by the oath of George Philips one of the Witnesses thereto It Ord

An appraisement Bill Sale &c of the Estate of John Priddy deceased Return'd

~~Order to Reuben~~

On the Information of William Herring one of the Commissioners for this County It is Ord that Reuben Davis an Widow Son be Summoned to the next Court to Shew Cause if any he can or Know to Say why he should not be fined for refusing to Give in his List of Taxable Property and why his Estate Property should not be Trebled Taxed according to the act of Assembly in that Case made & provided

David Holmes Esqr having Resigned the Deputy attorneys Office of this County the Court Proceeded to appoint a Deputy thereupon It is Ord that James Allen Esqr be appointed

Adam from Peary Jun to Hauck acknowledge wife acknowd taken

Story
vs
Huffman

By Consent of the Parties and with the Leave of the Court all matters in Dispute is left to the Decision of William Herring George Harton and Thos Moore to be made the Judgment of this Court

On the Motion of Sabastion March for leave to Survey a Resurvey of his Lands in the County of Rockingham Notice having been given thereof to Thos Moore, John Woodley, Philip Countz, Jacob Woodley & James Foley (by Henry March) and the same being acquiesced in the Court Orders, That he be Permitted to make a Resurvey of his Lands aforesaid, bounded by the Persons aforesaid, and that the Survey of the Co. County do go upon the Co. Lands & Resurvey the same Sabastian March's at the Costs & Charges of the said Sabastian March according to his Directions and the Original or Authenticated Title Papers taking care not to intrude upon the Possession of any other Person and return a fair plat & Certificate of said Resurvey into this Court and that the Sheff. attend the Resurvey & remove force if any should be offered

Ord that the Overseers of the poor bind Jacob Fisher orphan of Jacob Fisher Decd unto John Kratzer to learn the Trade of a Tanner and Currier, as the Law directs

On the Petition of Joseph Reevey Peter Coffman for the View of a road from the foot of the Hill beyond Jeremy Rogers in Mauds West way to the Center of the Town of Harrisonburg

Ordered that John Rush Peter Nicholas Christian Steger & George Carpenter or any three of them being first Sworn according to Law do view the ground proposed for a road from the point of intersection of both streets of the Town of Harrisonburg where some Stakes are already stuck up on the East Side of the Lotts of said Town on the line of the Lotts (in the Course towards Woodstock) the Nearest and best way from

the said point so as to intersect the woodstock road at the foot of the Hill Beyond Levi Rogers, and also the new road now in part opened the old road and the way proposed by the Petitioners and Report specially upon each and say which will make the best way to the said point of intersection taking into View the comparative convenience & inconvenience of each from the foot of the aforesaid Hill, and also the ways from the point of intersection aforesaid into the ends of the Two streets leading from the aforesaid Town

Ord that the Overseers of the Poor Benj. William & Allen M Caul a Base Born Child unto Michael Waren Junr. according to Laws

Ord that Matthias Coubt, Philip Butler, Adam Long, & John Hosher or any three of them being first Sworn before a Justice to View the Two ways or Road leading from Harrisonburg to Rock fish Gap, so far as it runs thro' the Lands of Martin Cockburn which is about the distance of Eighty poles, and Report the Conveniencies and inconveniencies attending the said Two ways as aforesaid &c

Ord that the Overseers of the Poor Wids George Covington Reps orphans Child unto Thomas Mollock to the Clerks Train of a mile right according to Law

Ord that Henry S. Gambill be Recommended to his Excellency the Governor, as a proper and fit Person to be Commissioned as Escheator for this County in the Room of Mathew Gambill Decd

On the Petition of Philemon Rennick &c for a View for a way Road from the County line at or near M. Henry

Eastern line, up to Andrew Bird's side, between Smiths Creek and the Mountain and from said side up to Layton, and thence to Philip Coontz, and thence to Peter Coontz. And It is Ord that John Bear, Andrew Bear, William Wood and Jabez Wood or any three of them being first Sworn be appointed to View and mark the same, and Report them of to the Court

On the Motion of John Somerall leave is Granted him to Keep an Ordinary at his house in Harris burg, on his entered into bond with Asher Waterman his Security in the Sum of £10 as the Law directs

Ord that the Court be adjourned until to Morrow Morning 10 Clock

Jno Franklin

Tuesday the 25th day of April 1797

There not being a Sufficient number of Magestrates to adjourn the Court until the Court in Course

It is Ord that the same be adjourned until to Morrow Morning 10 Clock.

Jno Wayt

Wednesday the 26th of April 1797.

There not appearing a Sufficient number of Justices to adjourn the Court until Court in Course

It is Ord that the same be adjourned until to Morrow Morning 10 o Clock.

Jno Wayte

Thursday the 27th April 1797.

There not being a Sufficient number of Magestrates to proceed to Business, It is Ord that this Court be adjourned until Court in Course

A Waterman

Monday to wit

At a Court of Quarter Sessions held at the Court house of Rockingham County Monday the 22nd day of May 1797

Present

Benjamin Harrison William Sterling Andrew Hamilton and G. Sutton Joseph Baxter

Lay[illegible] & Howard Discontinued

Boyd & Co. & Peck Office Judgment set aside & dismissed

Hallwoods adm. & Crosmer The same The same

Taylor & Wood Dismissed

Tinsley & Ragan same

Hilburn & Mathews & Gay Notice proved as to Gay Judgment & execution awarded accordingly upon obond taken for the delivery of property

Pinkey adm. & Somerville Samuel McWilliams S.B. Office Judgment set aside Payt & Joinder

Showalter & Bolin Philip Woolf S.B. Office Judgment set aside Payt & Joinder

~~Miller & Gibbons Rule to Plead & Issue set aside Rule~~

Wm Hoy & Jones Joseph Cravens S.B.

Grand Jury Sworn for the Body of this County to wit John Solomon Gennard George Philips, Abraham Philips, Jacob Nicholas, John Hammer, William Penn Christian Smith, John Koontz, John Peterfish George Mallow, Daniel Coffman, Adam Firebaugh Daniel Chennut, Lewis Sutton, Joseph Dove Esq. Thomas Heron, & Richard Ragan,

who Received their Charge and Returned from the Bar
to Consult of their Presentments and after some time returned
into Court and made the following Presentments to wit &
We Present We Nothing further appearing. It is Ordered
that they be Discharged. Ordered that Summons Issue
returnable on the Last Day ...

Mar Hearing vs Hester Dis'agreed

Mar Comth. vs Pena. Cont.

Mar The Same vs. Bryant Ordered Capias Issue. Returnable to Augt Court

Mar The Same vs Rader The same Shame

Mar The same vs Lowery Cont. Informan.

Mar The same vs Helmick same

Mar The same vs Reighard Ordered Capias Issue Returnable to augt Court

Mar Commoth vs Pettry fine according to Law

Mar Comth vs Long fine according to Law.

Mar Rucker vs Gains upon attachment Cont. & Order Summons agst
Lohne with Garnishee. Returnable to next Court

Mar Ett ass vs Dunlap late Sheriff
Upon a Motion for Money
Recovd by John Ewen & George Bell upon Defendts bail
John Ewens for £3 11 9 & from July Court 1794 till paid and
on 5/ Recovd by George Bell from July 1795 till paid
the whole amounting to £11 11 9 Judgment & Execution is awarded for the same
& forever with Costs

Comth vs Reuben Harrison upon the Information of William Herring
one of the Commissioners for this County for not Swearing to his List of
Mar Taxable Property and It Ordered that the said Reuben
Harrison be fined in the sum of fifteen Dollars.

and that his said Property be Trible Taxed agreable to his List returned by the Commission amounting to four Horses Payreable to the act of Assembly in that Case made and Provided & Costs.

Tha Mathews vs Carrell Cont.

Tha Williams &c vs Green Cont.

Tha Sherman vs Shuler Referred to the finial Decision of George Hunter, Francis Scull & Layton Yeamey and there award or any two of them to be made the Judgment of this Court.

Tha Davis Harnet a Witness for Sherman vs Shuler allowed 1 day attendance

Tha Peter Nicholas The same The same 1 day

Tha Wm Nicholas the same The same 1 day

Tha Richard Meeks the same same 1 day

Tha John Nicholas The same 3 day

Tha Peter Pence The same 1 day

Ordered that Benjamin Fennell & Peter Wren Gent be appointed to Settle the state accounts of Abm Hebbard Deceased with the Heirs and make Report thereof to the next Court.

Tha Sherman vs Davis Cont.

Present John Ewen
Absent B. Harris } Gent

Harman vs Repelle Order that an attachment Issue agt the Sd Deft for not answering the Pte bill

Order Reference be set aside

Miller vs Gilmore &c. Jury Sworn to try the Issue to wit
George Stiff, John Hupp, Michael Landis
Christopher Reppard, George Huston, Ezekiel Logan, James
Kyle, John Wiles, Daniel Ragen, David Douglas, John
Morrison & Joseph Decker Returning Verdict for the Plt
for £7.16.6 Damages & Judgment.

Robert Shankden a witness for Miller vs
Gilmore allowed 4 days attendance.

Arthur Davis the same for Gilmore ats Miller
allowed 1 days attendance

Ordered the Court be adjourned until to
Morrow morning 10 Clock

Wm Henry

Tuesday the 23rd day of May 1797.

Present
Benjamin Harrison William
Henry Andrew Shankden Gent. Justices.
and John Ewen

Kean vs Crawford & Jonathan Shipman L.C.J. for Plaintiff.
Shipman sworn to Ragen Referred to Benjamin Smith, William
Hughes & Reuben Harrison and their award to be made the
Judgment of this Court

Lewis Wolf Esqr. Produced a Licence to Practice as an
Attorney at Law in the Superior and Inferior Courts of this
Commonwealth and having taken the Usual Oaths
was admitted duly licensed & admitted to Practice in this
Court

Cha Scott vs Ammon Cont ~~Plff~~ 24

Hester vs Shirey &c

Jury Sworn to try the Issue, to wit

Cha Robert Carey, Martin Eyerhart, John Bowyer,
Adam Harman, Stephen Conroy, Martin Coontz, Zebulon
Dyer, John Lincoln, David Sears, Josiah Smith, ~~Richard~~
John Taylor & Richard Hoover Returning Verdict for the
Plaintiff £50. Damages for Twenty acres Deficiency in Lining &
Defendants Deed to the Plff according to the Courses & Judgment

Ord that the Rules be held in the Clerks Office on Thursday the
26th Instant and on the day after the fourth Monday in June
and July Next, Pursuant to an act in that case made & Provided

Present Benjamin Tarvis } Just
~~Present~~ ~~Jno Evans~~

Cha Swaney vs Kessler &c upon a Bond taken for the Delivery of
Property Notice Proved & Judgment & Execution Awarded
accordingly

Cha Pence vs Kessler &c upon a Bond taken for the Delivery of
Property Notice Proved as to Kessler & Notice of the same
being Confessed by Smith Costang the Second Judgment
& Execution awarded accordingly

Cha Capias ass vs Kessler John Huston, S.B. Office Judgment
set aside Paying Costs

Cha John Shelpman a witness for Shelpman exas vs Rogers Plff
2 days attendance

Cha Mentzer vs Mitchell Cont ~~Plff~~ Def

Cha Zeigler ass vs Miller John Effler S.B.

Cha Breckbiniger vs Ahl Cont ~~Plff~~ Def

Cha Hoal vs Bashang by Consent of the Parties by their attorneys
all matters of Difference left to the final Decision of
William Herring George Hunter and Nicholas Smith

and then award to be made the Judgment of the Court —

M^c Clain & Kissell. Jn mer Plea set aside Payment & Tender } produced Jury Sworn to try the Issue & wit

Christian Lefevy, Peter Conts, Adam Cline, Henry Marshburger, William Keelen, Elijah Hoots, John Epsley, Jacob Miller, William Morrison, Adam Armbruster, Peter Tully, & Adam Rogerbough. Verdict for the Plaintiff for the Debt and the Declaration mentioned & Damages & Judgment

Pla George Mallow a Witness for the Pltf Marshall allow^d 1 day attend^e

Pltf Daniel Feamy The same The same 2 days.

Pltf Peter Heap The same The same 2 days.

Pla Howl & Bashang. Order Reference be set aside and the same Ordered to be Dism^d agreed

Pla Hoots & Perdey Cont^d Defendant

Present John Owen Gent

Pla Leonard Sutwiler a Witness for Kesler & Perry allow^d 2 days Attendance

Pla Phillip Kesler The same The same 2 days

Pla George Huston The same The same 2 days.

Pla Taylor Ad^r & Huston Cont^d Defendant

Pla John Lincoln a Wit^s for Taylor & Huston allow^d 2 days Att^e

Pla John Abbot The same The same 2 days and Travelling 81 Miles in Coming & the same in Returning

Defts Samuel Miller a Witness for Miller & Gehman be allow^d & 1 day Attendance

Ord that the Court be adjourned until to Morrow morning 10 Clock — Ky Tomlinson

Wednesday the 24th day of May 1797.

Present Benjamin Harrison
William Nevins
Andrew Shaffelin
Asher Waterman
} Gent. Justices.

Chas Yeamans & Harris dec'd agnst
Thos Johnson & Coffman Dft agnst.
Wm Stevens, Ap Chandler Dft Plaintiff
Chas King & Richardson Comt.

Foley, exor
& Comt } In Chancery.

This cause came on to be heard and upon the bill and answer and sundry Depositions and the arguments of the Counsel on both Sides, Whereupon, It is ordered adjudged and Decreed that the Defendant Recover against the said Complainant his Costs by him about his Defence in that behalf expended. To which opinion of the Court the Complainant by his attorney prays an appeal to the Honorable the high Court of Chancery to be holden in Richmond which is Granted him on his the s.d Complainant entering into bond and Security in the Sum of £20 within one Month &c.

Mar — Christopher Smith a Witness for Hester & Privy be allowed 9 days Attendance, but not to be Taxed in the Bill of Costs

Cha — On the Motion of Ezekiel Harrison Gent. Edmond Lofland is admitted his Deputy Sworn accordingly

Present Joseph Baxter & John Wren

Absent Andrew Shankland & Asher Waterman Gent.

Heelen & Black W.C. set aside N.G. L.C. Sonasault case Joinder

Jury sworn to try the Issue to wit

Cha — Valentine Koontz, John Miller, Robert Purdy, Michael Hoover, Andrew Bowman, Daniel Coffman, Thomas Brill, Peter Hester, William Morrison, Peter Hess, Peter Koontz, John Owens Verdict for the Plt. for £2.2/6 Damages & Judgment.

Present Andrew Shankland Absent Wm Herring Gent.

Lanahan & Brademiller

1 Mar — Jury Sworn to try the Issue to wit

George Hester, Adam Klein, Peter Keefer, Benjamin Berry, Philip Hester, Joseph Thompson, George Fifer, William Kelly, William Ireland, Abel Crookshanks, John Rush & Thomas Travis Verdict for Defendant & Judgment

Cha — Heder adm exors & Heder adms Cont. Plt.

Cha — Wm Kinney assee & Holtzw. Office Judgment set aside on the Security Regts & Defendts

Cha — Bell assee & Richardson Office Judgment set aside the same as above

Cha — Kershner exors & Showalter the same the same

Present Benja. Fawcett Gen.

Breedensexts vs Ortzman — Jury Sworn to try the Issue to wit Peter Nicholas Samuel Chandlee Jacob Nicholas, John Owens, Jer. Lawrance Leech, John Taylor, Martin Coontz, William Donaghen, Martin Peter Coffman, Peter Bowlby, Lewis Fowlander & Henry Shindle. Verdict for Plff. £27. 14/3d. Damages & Judgment

Kyger vs Crookshanks M.E. set aside N. & Bonder Jury Sworn to try the Issue to wit James Curry, Thomas Hines, Michael Hoover, John Miller, Robert Dunlap, Andrew Bowman, David Coffman, Thomas Brite, Peter Fiester, William Morrison, Jun Coontz & John Owens. Verdict for the Defendant & Judgment Prothonotary

Coffman vs Her Ag & Bonder Jury Sworn to try the Issue to wit the same Jury as in Breedensexts vs Ortzman Verdict for Plff for 6 Dol. & 50 Cents Damages & Judgment

Valentine Bowlby a Witness for Kyger vs Crookshanks allowed 1 day attendance

Cost

Josiah Smith a Witness for Lanahan vs Breedensexts allowed 6 day attendance and Traveling by stile in Coming & the same in Returning Three Levies.

Dan'l Rush a Witness for Harshbarger vs Ahl allowed 1 day attendance

Dan'l The same a Witness for Ritchey vs Morrison allow 1 day attendance

Execution to Ireland upon Bond Taken for
the Delivery of Property Notice Proved & Judgment
Execution awarded accordingly.

Ord that Samuel McWilliams do make out a True
Statement of the acting Magistrates in this County &
and certify the same to his Excellency the Governor agreeable
to his Letter &c

Ord that the Sheriff Summon all the acting Magistrates
in this County, to appear at the next Court, viz Order,
to make out a True Statement of all those, that wishes
to continue in that office agreeable to his
Excellencies Letter &c

Ord William Dyer a witness for Hezekiah Coffman allowed
3 days attendance

John Bush a witness for Coffman to Her allowed
2 days attendance

Ord that the Court be adjourned until the Court in
Course

Benj. Harrison

Monday to wit

A Court held for the County of Rockingham the 26th day of June 1797.

Present.

Benjamin Harrison.
Wm. Herring John Evans & } Gent Justices
Joseph Bantz

Adms Grant Leave to Brewbaker further and fully proved by the oath of John Grove & OR.

Adms of Leave to Bumbargarner Lease to Root further and fully proved by the oath of Isaac Winkle & OR

On the Motion of Charles Graches & Henry Armentrout Securities for Christopher Kephart a Writ of Henry Kephart Dismissed It is Ord that the said Writ be Summoned to the July Court next to give Counter Security

Adms Landis Lease to Yeargen Wife acknowledgment taken OR.

Ditto Bryant to Moyer acknowledged & OR.

Ditto Miller Lease to Waggoner acknowledged & wife acknowledged taken & OR

Ditto Cooke & to Johnston proved by the oath of three of Witnesses thereto & OR.

An Appraisement bill of the Estate of James Gilmore Decd returning OR.

Adms Bambarger to Rolen Acknowledged by Peter Rolen attorney in fact for sd Bambarger. OR.

Ditto Gilmore Lease to Burtch & Allen acknowledged & wife examined taken OR.

Jacob Rader came into Court and made Choise of Jacob Kesler as his Guardeen who with Security entered into bond Conditioned as the Law directs

Present Wm Herring Gent.
Present J Hartley Gent.

The Last will and Testament of Philip Moyer Decd was Presently in Court by the Execrs therein Named and Proved by the Witnesses thereto Sworn and on the Motion of the said Executors who with Security entered into Bond Conditioned as the Law directs a ~~Probate be given~~ Certificate is Granted them for obtaining a Probate thereof in due form they having first taken the Oath thereto

Adm Malcom Dix to Malcom Proved by three of the Witnesses thereto Sworn

On the Motion of Henry Overlay leave is Granted him to Keep an Ordinary at his House in this County on his entering into Bond with John Vance is Security in the Clerks office as the Law directs

Samuel Gay the same on his entering into bond & Security in the County office as the Law directs

Ordered that John Hammon, Michael Peck, Conrad Hornberger & Francis Hartly or any three of them being first Sworn do appraise & appraise the Personal Estate of Philip Moyer Decd and make Report thereof to the Court

Edward Bible Adm to Bible Jun Proved by the oath of Jas Boggs and of the Witness thereto Sworn

Ditto to Harter The same The same

Certificate of Purporting the Character of Andrew Darwich from under the hands of John Rice and others was Presented in Court and Ordered to be Certified with the Seal of the Co. thereunto annexed.

An assignment Bill of Sale Bill of the Estate of Mat Gambles Decea.d was Returned & R

Settlement of the Estate of Christy Painter Decea.d was Returned & R

The Report of the Review of the Two Roads leading from the Town of Harrisonburg to Rock-fish Gap so far as same through the Land of Martin Rhodes. It is Ord.d that New Way be Established agreeable to the Report Returned by Reviewers.

Barbara Yankey who was Ordered to be Bound unto Henry Shoultzman by the Overseers of the Poor. It is Ord.d that the said Barbara Yankey be bound unto Jacob Yankey as the Law directs and that the former Order be Reversed

Deed Hunter &c to Hildebrayer Acknowledg.d & wife Acknowledgment taken & R

Ditto Pitzer &c to Crotzer &c Acknowledg.d & wife Acknowledg.d taken & R

Cameron &c vs Henry Rowen &c. Injunction Granted to stay all further Proceeding on a Judgment Obtained in this Court by the Defts agst the said Plaintiff until the Matter shall be fully heard in Equity on his entering into Bond and Security in Clerks office as the Law Directs

Graham assee vs Galloway Judgment by Confession as per Petition Interest Costs

Ord that James Beggs & Joseph Baxter Gent be
appointed to Settle the State accounts of Martin Whitzel
Decd with the Adms and make Report thereof to the Court

Court Adjourned upon Presentment of the Grand Jury.

The Defendant came into Court and Confessed himself
Guilty of Swearing one Profane Oath & Paid the Money
& Costs to the Clerk &c

Adm Hagar Hustis Wieland was Presented in Court and
being authentically agreeable to the usual forms of Other
Foreign Acts is Ord.

Present Wm Fleming & Charles Lewis Gent

Rucker
vs
Gains } Upon an Attachment

The Sheriff having Returned an Attachment in
the hands of John Wise Name Summoned him a Garnishee
who declares he is Stands Indebted to the Defft the Sum of
£50. due some time in November Next. and which bond
is assigning to Richd Rankin Agent of which he
had Notice Prior to the Serving of this attachment, and
also he is Indebted to him the Sum of £50 by a
Note bond which will become due some time in
November 1798. and which bond he has no Notice
of being Transferred or assigned to any Person. at this time
nor the Sheriff having Produced in Court the Defts
Two Bonds to wit one Bond for £12. with Int from 1st
Decem. 1796. tele paid. also one Other bond for £12.10/. with
Int from 21st Decem. 1795 tele paid. Judgment is Granted
him for the Sum aforesaid with Interest aforesaid tele paid

and it is Ord that the said John Wise pay the same out of the amount of the Security when it becomes due &c

On the Motion of John Boyd leave is Granted him to keep an Ordinary at his House in this County for one year on his entering into Bond Security in the Clerks office as the Law directs

A Deed of Surrender &c to Surrendered to acknowledge & proof of Acknowledge taken & Ord

Ditto Covey &c to Wm acknowledge & proof of Acknowledge taken & Ord

Miller vs Selley & Judgment Confessed by Abraham Selley as per Petition Int Costs

A Settlement of the Estate of John Burk Decd & Returned & Ord

A Deed Bryant &c to Trust acknowledged by Bryant & Jackson and the acknowledgment of their wife being taken as the Law directs is Ord

Ord that Benjamin Harrison & William Herring Gent be appointed to Settle the Estate accounts of Peter Parker Decd with the Exrs and make Return thereof to the Court

Ord that Benjamin Harrison & Wm Herring Gent be appointed to Settle the Estate accounts of Benjamin Hankla Decd with the Exrs & make Report thereof to the Court

Wise vs Gwin Cont

Story vs Huffman Cont award

Dunlap vs Somers Jd Petitions Judgts per Notes Int Costs

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Tha Jones vs Bowyer Judgment for 5/ Per account Int & Costs.

Tha Paul vs Harrisons admrs Contd //

Tha King vs P. Sawyer Contd //

Tha The same vs G. Sawyer same //

Tha Cash vs Lincoln Contd //

Tha Harrison vs Salvage Pets

Tha Boyd vs Travis Judgment for £2 17/ Int from 13th May 1795. tax 5/ Costs

Tha Sweeny vs Newland N.a N.a within 4 Years Contd //

Tha Fairchilds vs Aughtrees admrs Contd //

Tha Wayt vs Mace Judgt for Note Interest & Costs

Tha William Donaven Attorney for Boyd vs Travis allowed 5 day attendance

Tha James Black the same the same 4 days.

Absent Charles Lewis Esqr Gentn

Ord that the Overseers of the Poor Bind & Indenture Guinea Negro Boy unto Solomon Nance to learn the Trade of a Fuller as the Law directs.

Ordered Grattens Exors to Wise acknowledged by Robert Gratten the Only acting Extr of the Sd John Gratten Dec. & Ord

Tha McKeithen vs Newton Pets // Present Benjamin Fawcett Gent

Examined & Dismissed

On the Motion of Hugh McCauley Leave is Granted him to Keep and Ordinary at his House in this County for One Year, on his Entering into Bond & Security in the Clerks Office as the Law directs

Ord that Benjamin Fawcett & John Wren Gent
Ina be appointed to Settle the Estate accounts of Denner
Ord Kephart Decd with the admin and make Report
thereof to the Next Court.

On the Motion of William Ireland Leave is Granted him
Ina to Keep an Ordinary at his House in this County for one
year on his Entering into Bond & Security with John Morri
-son in the Clerks Office as the Law directs.

Ina Tiffney vs Heggans Judgment for £2.15/2 with Ints
from 23rd January 1797 tax'd Costs

Ina Hoover vs Miller Cont. Fee. //

Ina Protzman vs Robertson Judgmt per Note Ints & Costs

Ina Crouse vs Kinney Dis'd //

Ina Carthey vs Mackall Cont //

Ina The same vs The same Cont //

Ina Harman vs Keighey Judgmt for £4.6/ Ints 21st Jany
1797 tax'd Costs.

On the Motion of Lawrence Leach Leave is Granted him
Ina to Keep an Ordinary at his House in this County for
one year on his Entering into Bond with Zeb
Dennis Jonathan his Security in the Clerks office as the
Law directs

Ina Harrow vs Lower Cont //

Ina Keresmire Exr vs Earhart abates //

Ina The same vs Mayle dis'd //

Ina The same vs Speed &c Dis'd //

Ina Chandler Assee vs Blain Cont

Ina Green vs Bryant Judgmt per Note Ints Costs.

Harrison admrs } Case 37. Judgmt per note
Interest Costs

Kersmis exrs } Whitehouse Contd "

The same } Fresale same " 53.
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The same } Smith Contd "

The same } Bryant Contd "

Jesse Harrison a Witness for Wayt } allowed 4 day attendance

Ord that the Court be adjourned untill to Morrow Morning 10 Clock Benj. Harrison

Tuesday the 27th June 1797.

There not appearing a Sufficient Number of Justices to make a Court It is Ord that the Same be adjourned untill to Morrow Morning 10 Clock

And Shanklin

Wednesday the 28th June 1797

There not appearing a Sufficient Number of Magistrates to make a Court It is Ord that the same be Adjourned untill to Morrow Morning 10 Clock.

And Shanklin

Thursday the 29th June 1797

There not yet appearing a Sufficient number of Magistrates to form a Court It is ordered that the Same be adjourned untill Court in Course,

And Shanklin

At a Court called and held at the Court house of
of Rockingham on Saturday the 8th day of July 1797.
in the 21st year of the Commonwealth for the Examination
of Daniel Lee who was Committed to the Goal of this
County by Asher Waterman Gent. on Suspicion
of Felloney and Stands Charged with Felonously
Counterfitting and Passing Bogus Money to the amount
of Sixty Dollars &c. &c. &c.

Present Benjamin Harrison
John Ewens, Asher
Waterman & Charles Gent. Justices.
Lewis & Andrew Shanklen

The Prisoner being led to the Bar in Custody of the
Jailer, and thereupon Came the Deputy attorney for the
Commonwealth and the Witnesses to wit. Elias P.
M.c Magenghey & Philip Long & Jacob Pile
being Sworn and examined touching the Premises where of he
Stands Charged and the said Prisoner pleaded not Guilty
and being heard in his Defence the Court upon Consideration
of the Circumstances of the Case as it appears to them are of
Opinion that he is not Guilty of the Offence where with he
Stands Charged and that he Discharged.

and The Court arose

Benj.a Harrison

A Court of Oyer and Terminer held at the Courthouse of Rockingham County on Saturday the 15th day of July 1797. in the 22nd Year of the Commonwealth for the Examination of Phillis a Negroe man Slave the Property of Isaac Miner of the County aforesaid who was Committed to the Goal of this County by Benjamin Harrison Gentleman on Suspicion of Felony and stands Charged with Feloniously Breaking open the house of Hugh Saltz and Stealing therefrom one Smooth Bore Gunn of the Value of four Dollars or there abouts.

Present: Andrew Shanklin, John Rice Benjamin, Fawcett Asher Waterman and John Wren } Gent. Justices.

The said Slave being led to the Bar in Custody of the Jailer and there upon came Divers Witnesses to wit Frederick Whitmyer, Martin Rose & Hugh Saltz. who being Sworn and examined Touching the Offence whereof he Stands Charged and the said Prisoner Pleading not Guilty and being heard in his Defence the Court upon Consideration of the Circumstances of the case do not appear to them or Opinion that he is Guilty of the Offence whereof he stands Charged but not in Such a degree as to be Punishable by Death Whereupon It is Ord that he Receive 39 Lashes on his bare back at the Public Whipping Post and that the Sheriff do attend to the Execution of this Order Immediately

The Court arose Andrew Shanklin

At a Court Called and held at the Court house of Rockingham County on Monday the 7th day of July 1794 in the 19th Year of the Commonwealth for the Examination of Matthew Hill who was Committed to Jail of this County by Asher Waterman on an Suspicion of Felony and Stands Charged with feloniously Stealing and carrying away from Joseph Sevely one Silver Watch of the Value of Seven Pounds as there abouts

Present. Andrew Shanklen. John Ewens. Asher Waterman, Benja Faucett, Charles Lewis & John Wren. Gentlemen Justices

The said Prisoner being led to the Bar in Custody of the Jailer and thereupon came the Witnesses to wit Joseph Sevely, Adam Rader & Henry Marks, Who being Sworn and Examined Touching the Premises whereof he stands Charged and the said Prisoner Pleaded not Guilty and being heard. The Court upon Consideration of the Circumstances of the case as it appears to them are of the opinion that he is Not Guilty of the Offence whereof he stands Charged and that he be thence Discharged.

And the Court adjourned

And Shanklin

Monday to wit

At a Court held for the County of Rockingham the 24th day of July 1797.

Present

Benjamin Harrison
William Herring John
Rice Joseph Bartlett } Gent. Justices.
James Beggs

Peter Keffling by Mark Harger his Attorney in fact for Seth Keffling by Helen Miller his Attorney in fact for Seth Keffling who proved the Power of Attorney hereto annexed to the Court

Peter Keffling to Harbarger proved by the oaths of the witnesses thereto.

Peter Henry Miller Attorney in fact for Peter Keffling had to Harbarger was formerly in Court and Proved by the Witness thereto. H&R together with the Power of Attorney thereunto annexed

And a Settlement of the Estate of Benjamin Mirtle returned H&R

Order of Peter Rhodes Deceased ordered H&R

John Shrum of this County Shrum who was formerly bound to Conrad Mulvey It is Ordered that he be bound by the Overseers of the poor to Saddler Stanley to learn the Trade of a Saddler who agrees to give him Good Sufficient Cloathes over and above what the Law requires and the said Conrad Mulvey having appeared and Consented to the same

Ordered Stanley to Travis Dixon that the Clerk issue a Summons against the Executors of Alexander Ewell Deceased to appear at the next Court to shew Cause why the Debts due from the Estate of the said Deceased should not be paid

Ordered that Thomas Lewis Gent. be appointed Surveyor of the Road in the room of Thomas Lewis Gent. who is removed

Ordered that Thomas Lewis Gent. be appointed Surveyor of the Road in the room of Thomas Lewis Gent. who is removed

Thos A Deed Rymell Hall to Sette acknowlge wife acknowlge
Tasker S&R

Ditto Craig to Royer Proved by the oaths of the Witnesses
Recdo S&R

Ord that Adam Finbough be appointed Surveyor of
that part of the Road leading from the Town of Harrisburg
to Samuel Coomer, in the room of the said Coomer and
Ordd that the several Tithables appointed to work on the said Road
be allotted him for his gang to Work thereon and Keep the
same in Good Repair

Ord that Joseph Baxter & James Boggs Gent be appointed
Copp to Settle the Estate account of John Cook Deceased
with the Exrs thereof and make Report thereof to the Court

Thos Hoggan to Blair dismissed
Alex Ewen to Dixon Do same
Thos Ireland to Lanahan same
Thos Harrison to Rider same
Thos Christman Assee to Funk & same
Thos Gale & Rife to Rader & same
Thos Robert to Reto & same
Thos Galvagh Assee to Vance same
Thos Earhart to John same

Present J. Yeates Esq.

Elizabeth Dacon Orphan of

Thos Settlement of the Estate of Peter Plocker Decd returned & Rd

Elizabeth Dacon came into Court and made choice of
Martin Nase as her Guardian who with Security entered
into bond Securety. Conditioned as the Law Directs.

Ord that Andrew Shankles Gent be appointed in the room
Copp of John Wyat Gent to Settle the Estate accordingly of

Carpenter Deceased with Asher Waterman Gent the Other Editor and make Report thereof to the Court

Capsto & Flowers Judgment Confessed as per Note with Interest Costs with stay of execution until August Court Next

Ord that Robert Hunton be appointed Constable in the Room of Adam Butts is ordered to Qualify as the Law Directs

Ord that the late Sheriff pay unto Francis Kerby Jacob Miller & Jacob Bear, or Either of them the Sum of £110. Out of the Money Collected for the purpose of Repairing and Keeping in Repair the Road across Swift Run Gap & that they Appropriate the same towards Repairing the said Road Austin & Armentrout Dis.d agreed

Ord that John Calahan who was formerly bound to Darius Rose, be Bound by the Overseers of the poor Unto Joseph Crotzer to learn the Trade of a Farmer as the Law Directs, who agrees to give unto the said John Calhoon, a horse saddle & Bridle of the Value of $80.

Ord that George Rader a base born Child of Caty Snively be Bound by the Overseers of the poor unto Peter Phifer, to learn the Trade of a Taylor

Ord Story vs Huffman Contempt

Ord Wise vs Grim Contempt

Ord King vs Songer Contempt

Ord The same vs G Songer same

Ord Paul vs Harrison dito same

Ord Long ass.t Neighbertrees dec.d the Defendant having proved a payment of 11 Sheep at 8/- paid to the Original Obligee & Assigned and the same is Dis.d with Costs

Bond & Mooney & Joseph Boston Gent 2 S.

Mar Carthrae & al Marshall Two petitions Contd.

Mar Cash & Lincoln Dismd Contd.

Mar Dickerson & Miller Judgmt per Note Inte & Costs Sci. fa. Defts Coll.

Mar Hoover & Miller Contd. Defts

Mar Rosanna Boyle a Witness for Caughetree admr &c. Leave of Court apd allowing 3 days attendance

Mar Kerrsmen extrs & Whitehouse & al Dismd agreed

Mar The same & Trefsler & al Dismd agreed

Mar The same & Bryant & same

Mar The same & May & same

Mar The same & Funk & same

Mar The same & Gum & Contd

Mar Sweeny & Newland Contd

Mar Chapidle apt & Blain Judgmt per Note, & Costs

Mar Morrow & Lyn Contd

Mar Jackson & Mole Judgment per Note Interest & Costs. Coll.

Mar Wanger use & Huffman Judgt per Note Interest & Costs. Coll.

Mar Mayer extrs & Maygaughey & al Judgt per Note Inter & Costs Coll.

Wm Fackler a Witness for Morrow & John allowed 1 days attendance & travelling 25 Miles in Coming & the same in Returning

Mar Penn apt & Reighart Contd

Mar Rack & Cookshanks Contd

Mar Lamb & Dickerson Contd

Mar Coals extrs & Raden Dismd

Mar Frey & Gum & al Judgment Per note Inte & Costs Coll.

Mar W Donagh & Erwin Judgt per Note Inte & Costs Coll.

Mar Kelly & Frew Judgment for $5 with Interest from the date of the Note till paid & Costs

Rad Sharon vs Morrison Judgt per Note Interest & Costs parties here

Ord that Benjamin Fawcett & John Wren Gent be appointed to State the Estate accounts of Henry Kephart Decd with the Admrs and make report thereof to September Court Next

On the motion of Charles Sprecher & Henry Shuemaker Securities for Christopher Kephart, admr of Henry Kephart Deceasd, It is Ordered that the said Christopher Kephart admr as aforesaid be Summoned to September Court Next to Give Counter Security

Deed Bowen to Day acknowledged & Ord

Austin vs Hudson Dismissed agreed

Present Joseph Baxter Gent
Absent James Begg Gent

Chrisman ass vs Whitehouse Judgment per Note Int & Costs Costs

The same vs Gain do same same same

The same vs McGuire & same same same same

Reese vs Middlebough Cont

Runnells vs Crookshanks Judgment for £3.16.8 with Interest from 6th day of Decem. 1796 with Costs parties here

Snoden vs Beard Judgmt per Note Int & Costs. Cattle

Miller vs Miller D Cont

Howard vs Penn Dismissed agreed

Carthew vs Koontz Dismissed agreed

Stuart vs Batterway Judgment per Note Int & Costs Cattle

Kyle vs Pickering Cont

Mar Crotzer vs Vance Assd.

Mar Nicholas exrs vs Mallowey Judgment Confess. as per note Costs taxed
Int Costs

Mar Coontz vs Morgan & Judgment per note Costs taxed

Mar Austin vs Settle Judgt per note Int Costs Calld

Mar Hennig vs Bar Judgment per note Int Costs Calld

Mar Smith vs Mallowey Judgment Confess. as per note Int & Costs.

Mar Lofland ass vs Somerville Judgt per note Int Costs Calld

Mar Kepple vs Funk Judgt per note Int Costs Calld

Mar Reighart vs Andrews same same. Calld

Mar Good vs Miller & bates by return

Mar Donaghe vs Huffman Cont dfts

Mar Quinn vs Lowrey Cont

Mar Ecert vs Bibb admrs abates by return

Mar Heiser vs Erwin & Judgment per note Int Costs Calld

Mar Shipman vs Mosely Judgment per ass Int Costs

Martin Hupp a Witness for Kuns ags Crookshanks attorney
Mar 2 days attendance

Andrew Cohoon the same 1 day

Mar Susanna Bontz The same The same 2 days

Mar Shinn & Co vs Hunton Cont Plt

Mar Ewens exrs vs Shanklin Cont Plt

Mar Two Sail bills of the Estate of Frederick Haines Decd ags were returned & R

Ord Mar. Taylor Yancey & Francis Kelley Gent be appointed to Settle the Estate accounts of Frederick Haines Decd with the Exrs and make Report thereof to the Court.

Present Andrew Sharpless & John Ewens Gent.
Absent William Herring }

Isaac Peters a Witness for Smith ags Eggerton allowed 1 day, attendance

Cpd

Ordered that Ewens Pass to Divers parts here & dismd

Certificate of Emancipation of a Negroe Girl Beck was presented in Court and acknowledged by J. M. Williams & R. It appearing to the Court that She is of sound body and mind

Present Wm Herring Gent.

The Court doth Recommend unto his Excellency the Governor of Virginia Ezekiel Harrison, Francis Hartly & John Ewens. as fit Persons and fit Persons to Execute the Office of a Sheriff for this County for the Ensueing Year.

Ord that Benjamin Harrison, Andrew Sharpless, Asher Waterman, Benjamin Fawcett & Charles Lewis, Gent or any three of them, be appointed a Committee, to View and lay off a Piece of Ground on some part of the Publick Lots, that will be the most convenient, the least disadvantage to the Inhabitants, of this, and that they

Cpd

of this Town for the purpose of Erecting a new Goal for this County, and that they draw up and lay off a plan of the said Goal, and have the same ready against the Next Court to be held for this County in order to lay the same before the said Court

Ord that this Court be Adjourned until Court in Course.

And so

Rockingham County to wit

At a Court held for the said County the
Monday the 28th day of August 1786
Present
Benjamin Harrison,
John Ewens Joseph Bastin & James Briggs } Gent. Justices

Grand Jury Sworn for the Body of this County to wit Aron Solomon (Farman) Benjamin Tallman. John Wise. Richard Ragen George Cleik, Charles Chesnut Thomas Williams William Penic, George Mallow. Christian Smith. Wolry Taylor. George Thosher. Abraham Nelson George Keble. Henry Shoulderman. & Lewis Letts who Recieved there Charges and Retired from the Bar to Council of there Presentments and after some time Returning into Court and made the following, Presentments We Present &c Nothing further appearing. It is Ordered that the Grand Jury be discharged and that Process Issue Returnable as the Law directs.

William Herron Produced in Court his account for his Services as Commissioner of the Revenue Tax for this County and the Court having seen and Examined the same are of the opinion that the time in the said Mentioned be allowed, & Order it to be Certified he having made Oath thereto. as the Law directs

Stonebraker agt Fleckenger Joseph Crotzer S.B. NE. 3d Tuesday
Covenants performed Dismissed

~~Abbeyss~~

Wha Shell vs Gunn Christian Miller S.B.

Miller vs Funk Henry Funk S.B. M.E. set aside Covenants

Wha performing & Joinder

Wha Peterson vs Rock. John Morrison S.B.

Wha Miller affe vs Brooks. James Brooks S.B

Polson vs Penlap upon an Machine dire by order pte.

Wha Donaghe vs Beary & Peter Roler S.B. for said Beary.

Wha Goose vs Allenbaugh Michael Trout S.B

Wha Donaghe vs John Roler & Lewis Shawyer S.B.

Wha McGuffin affe vs Seawright. Injunction offered to stay all other and further proceedings on a Judgment obtaining by the said Defendant against the Complainant at Common Law which was is Granted him on his entering into bond & Security in the Clerks Office as the Law directs.

~~Order as to~~

Buckland vs Davis. Injunction offered to stay all other and further proceeding on a Judgment obtained by the Defendant against the said Complainant at Common Law which is Granted him on entering into bond and Security in the Clerks office within one Month as the Law directs.

Wha Ordered that Joseph Baxter & James Begg Gentn be appointed to examine and Settle the Estate accounts of George Kersner deceased with the Exrs and make report thereof to the Court

Richardson vs Ball Appl. Injunction offered to stay all other and further Proceeding on Two Judgments obtained by the Defendant against the said Complainant at Common Law which is Granted him on his Entering into Bond Security in the Clerks Office within One Month as the Law Directs —

Spangler vs Weaver Covnt Plum S.B. Judgment Confessed Specialty. Interest & Costs.

Caruth vs Penn ~~Guilty~~ Not guilty & Issue, Dismissed

Hulvey vs Satterlee Referred to the final decision of George Austin & William Herring and then award with leave to choose an Umpire in case of disagreement to be made the Judgment of this Court.

Comth vs Rider. Not Guilty & Issue —

Penn vs Long. A.G. Motion Warns imprisonment Sor. Assault & Battery

~~Joseph Rader Jun~~

Present Asher Waterman Gent & Andrew Shanklen Gent

Marshburger vs Ake John Hoover & John Hull S.B. Ake Set aside Covenants performed & Joins

Thomas vs Harrison on the Motion of the Plt by his Attorney and for Reasons appearing to the Court It is Ordered that a Commission be awarded the said Plt to take the Deposition of Thomas Lincoln, Depenes — see on his giving the Defts reasonable notice of the time & place of taking the

Gauth vs Fain Upon a Recognizance, Cond. for a
breach of the peace upon the Complaint of Benj.a
Rayhart. Cont. until Sepl. Court next.

Ina Gauth. vs Rader Dismissed

Ina The same vs Bryant same

Ina Bloss vs Turner & Henry Hashberger S.D. for $ Same.

Ordered that the Court be adjourned until to Morrow
Morning 10 O'Clock

Benj.a Harrison

Tuesday the 29th day of August 1797

Present

Benjamin Harrison
Lawson Yancey John
Ewens Lewis Begg } J. Justices
& Asher Waterman

Ina Penn vs Long. Dismissed at the Defendants Costs.

Blain vs Chandler an Injunction. Affidt. to stay all other and
Ina further Proceeding on a Judgment Obtained by the said
Defendant against the Complainant at Common Law. which
is Granted Him on his the said Complainants entering into
Bond and Security in the Clerks office as the Law directs.

Ina. Salvage vs Dunlap Upon an attachment.

The Sheriff having Returned & executed
Costs. in the hand of William Dunlap three Summons's
a Garnishee who appears, and declares he has in his
hands the Property of the Defendant the following

Property to wit Two Ryc Stacks Except 6 Bushels he had Sold and a quantity of wheat ~~upon~~ in the Corner of the Cow Stable in all Supposed to be 100 bushels 1 white Linen Shirt one set of Razors Shaving box Some Shoemakers tools 1/2 pairs of Stockings and the Note having Produced the defendants account for Nine Pounds. and the Defendant not appearing to Replevy the same Judgment is Granted him for the sum aforesaid Costs and It is Ordered that the Sheriff make sale of the said Property or so much thereof as will be Sufficient to satisfy the Debt and Costs aforesaid Nisi Order Condemnation &c

Salvage vs Clerk Upon an attachment

The Sheriff having Returned Executed in the hands of Margaret Clerk Spinster her Garnishee who allowing and declaring she has in her hands the Property of the said Defendants the following Property to wit One Coverlid 2 Calves 2 old Chests one Razor Shaving box one ~~Sad~~ Iron ~~Horse~~ mans Coat Sound and Cloth, 1 pair of Spurs and one Surcingle, and the ~~said~~ Plt having Produced the Defendants Note for Ten Pounds. Judgment is Granted him for the sum aforesaid with Interest Costs Whereupon on the Motion of the Defendant by his attorney for leave to Give S.B. and thereupon ~~said~~ Margaret Clerk and William Dunlop Personally appearing in Court and severally acknowledged themselves S.B. for the said Defendant

Winders vs Clerk upon an attachment Contd.

Dowyer & Jones an Injunction Offered to stay all
Other and further Proceeding on a Judgment Obtained
by the said Defendant against the Complainant at Com
mon Law which is Granted him the said Complainant
on his entering into Bond and Security in the Clerks Office
as the Law directs.

Cha McRary & Purnap upon an attach Dis d

Cha Williams & Fain Andrew Erwin S. B.

Jones & Rossell & Office Judgment set a side pay mt
Cha & Costs

Cha Mathews & Carrell Court

Cha Williams & & Green Court

Cha Henton & Henton Court for Short-

Cha Shelpmans Exrs & Ragen

Cha Shipmans & & Ragen

Absent B. Morris an Juror
Present J. Myers Juror

Suits & Amos WE set aside & NG Son against Costs
Cha Jury Sworn to try the Issues to wit Hugh Devers
Jacob Nicholas, William Blain Elias Vickers, John Hinston,
Davies George Spears John Carthea Christian Selley Thomas Holton,
Robert Curry & David Shangler & Philip Woolf Verdict
for Pltf for $11,00 Damages & Judgment

Cha King & Richardson Dis d as per award

Present W. Morrison Juror
Absent J. Mathews Juror

Winston & Mackall Jury Sworn to try the Issue to wit John
William Morrison Michael Clinefelter Mathew
King Jury Christian Lesley Peter Nyer Henry Washington

Jacob Cook. Adam Cline, Nicholas Sinks, Peter Her, John Nigh & Thomas Bills. Verdict for Plaintiff for £19 16 6 Damages & Judgment

Crawford &c vs Heston Plea Waived and Judgment by Confession agreeable to Specialty Interest Costs with the stay of Execution until the 20th Sept. 1820.

Present Benjamin Harrison

Taylor &c vs Heston. Jury Sworn to try the Issue to wit The same Jury as in Sinks vs Hinson Except Berry Berry in the room of John Heston Verdict for Defendant one of the Jury fined a better Capias for the Defendant to hold them the Plaintiff to claim Costs.

John Ohey a Witness for Sinks vs Hinson allowed 1 day attendance

Peter Nyer The same The same 1 day

James Yearly a Witness for Haslam vs Markle allowed 2 days attend & Forty miles Travel. to court and the same in returning.

John Abbot a Witness for Taylor &c vs Heston allowed Two days attendance & Travelling 31 Miles in Coming the same in returning.

Isaac Peters a Witness for Smith &c Smith allowed 2 day attendance

Henry I. Gamble Produced in Court a Commission from under the hand of his Excellency the Governor of Virginia & the Seal of the Commonwealth whereby he is appointed Escheator for the said County of Rockingham Whereupon he entered into bond & Security & Executed as the Law directs and took and Subscribed the Oath appertaining to his Office —

Hull &c Herring

On the motion of the Plt by his attorney It is ordered that the Survey of the Lands in Controversy in this Suit be returned & Survey the same agreeable to the request of the said Parties, and it is further ordered that John Poag Surveyor of Augusta County be Requested to attend the said Survey. and that the same be returned to be Executed on the first Monday in October next as the Law directs

Hull &c Herring &c

On the motion of the Plt by his attorney It is ordered that one of the Surveyors of this County be appointed to go on the Land in Controversy in this Suit & Survey the same agreeable to the pretentions of the said Parties, and that the same be returned on the first Monday in October Next as the Law directs.

John Lincoln a Witness for Taylor &c vs Hunter attended 2 days attendance

On the Court be adjourned until to Morrow Morning 9 o'Clock

Benja Harrison

56.

Wednesday the 30th August 1797.

Present Benjamin Harrison
William Nerving
Andrew Shanklyn } J. Justices
Asher Waterman

Ordered that the Rules be held in the Clerks office
on Thursday the 31st day of this Instant and on the
day after the fourth Monday in September & October
Next as the Law directs.

Shipman vs Shuler Judgment } per award.

Tucker vs Gaines upon an attachment

On the motion of the Plaintiff
by his attorney. It is ordered that the Judgment
in this Cause Granted at former Court be annulled
and that the Plff recover against the said Defendant the
amount of the Note Bond agreeable to Specialty
Interest & Costs.

Hendericks Exors
vs
Hendericks adms } In Chancery

This cause came on to be heard and
upon the bill and answer and Sundry Depositions thereto
and the argument of Counsel on both Sides. The court
as judge Order & decree that the Compt recover against the Defts
the sum of twenty five hundred with Interest from the death of John
Hendrick the Defts Intestate — to wit from the twenty fourth day
of May in the year 1793 & It is further ordered that
the compt recover no Costs

Muster Chamber vs Harrison adms. Jury Sworn to try the Issue to wit John Rust, Benjamin Berry, John Marston, Hugh Devier, Jacob Nicholas, Thomas Biddle Peter Ler, Adam Harmon, David Spangler, John Harrison, John Johnston & Casper Hainey Verdict for Plaintiff for £7.11.10 Damages & Judgment

~~Miller vs Harrison Scire~~

Hopkins vs Smith Capt

Newman vs Newman Capt

Davis ass. vs Kessell Plea Waver & Judgment ~~Confess~~ agreeable to Specialty Interest & Costs

Hoover vs Miller Capt

Miller ass. vs Black Plea Waved & Judgment ~~Confess~~ agreeable to Specialty Interest & Costs

Berry vs Smith Capt Defendant

and on the Motion of the ~~Defendant~~ Plaintiff by there attorney It is Ordered that a Commission be awarded. & there take the Deposition of Witnesses in the said Cause on their giving ~~the Plaintiff~~ Reasonable notice of the time & place of taking the same

Miller vs Harrison The same The same

Paul vs Harrison adms. Plea of Payment withdrawn and the defendants by his attorney pleaded Non Nothing & Issue

Jury Sworn to try the Issue to wit Isaac Tyson Andrew Erwin, Daniel Feree, William Reader &

Christian Leckey, George Mallow, John Crookshanks, William Morrison, Andrew Davison, Thomas Sullaven, Elijah Hook, and Edward Hatfield Verdict for the Pltf the Debt in the Declaration Mentioned & Costs / Damages Judgment &

Comm. the Sheriff take Ordered that Jonathan Long be put into the public Stocks of this County and there to remain for the Space of 10 Minutes for a ~~Contempt~~ Contempt offered to the Court &

Craig vs Curry dismissed by Pltf order

Erwin Suit vs Lowrey. Mc set aside N.G. & Joinder & Contd.

Erwin

Hook vs Pirtley N.G. Son assault & Joinder Jury Sworn to try the Issue to wit Thomas Bull Casper Haney, Dennis Bryant, Hugh Dever, John Hewston, Jacob Nicholas, John Rusk, John Johnston Otte Iler, David Spangler, Adam Harmon & Samuel Chandler. Verdict for Defendant, and that the Pltf pay all Costs except the attorneys fee.

Mc

Fackler vs Arson Jury Sworn to Enquire of the Damages to wit Thomas Harrison, Henry Pirtley John Light, Daniel Matheney, Laurance Linch, William Pearson, John Kyle, William Jackson, David Profet, Cornelius Kean, John Taylor & George Pate. Verdict for Pltf for 1 Cent & Cost

Received John Wren's Bond to Govern as Sheriff

Damages & Judgment & Broads ~~Stand~~ Stands

Leckey vs Morrison Mc. set aside NG & Joinder Jury Sworn to try the Issue to wit

The same Jury as in Tackler vs Amon Verdict for the Plt for £64 2/6 Damages & Judgment.

~~Kean & Crawford~~

Geo. Hand a Witness for Kean & Crawford & Tackler 2 days attendance & Traveling 130 Miles to Court and the same in Returning

Ida Kean vs Crawford & Cont. ||

Ida Crawford & Cox vs Kean Cont. ||

Ida The same vs The same same ||

Ida Mathias Cash a Witness for Morrison & Lucky proved 2 days attendance

Ida Harigbarger vs Abt M~~Ewen~~ ~~& Thomas~~ Jury Sworn to try the Issue to wit John Spencer, David Slaughter, John Erwin, Isaac Tyson, Andrew Erwin, John Sewry, Elijah Hook, Hugh Diver, John Huston, William Morrison, John Johnston, & Thomas Baile Verdict for Defendant & Judgment

William Jackson a Witness for Pixley & Hook allow'd 4 days attendance

Ida John Light the same The same 3 days.

Ida Sally Pixley. The same The same 3 days.

Ida Elias Vickers a Witness for Diver ads Ewen & Co allowed 2 days attendance

Copd. John Rush a Witness for Leckey vs Morrison
Ina allow'd 1 day attendance.

Copd. Peter Nicholas The same The same 2 days.
Ina

Copd. John Rush a Witness for Hambarger vs Ahl
Ina allowed 2 day attendance

Adam Harmon The same The same 3 days.
Ina

Copd. Peter Nicholas The same The same 4 days.
Ina

George Waggoner The same 3 days.
Ina

William Headerick The same 3 days.
Ina

Edward Halsey the same The same 2 days.
Ina and Traveling 110 Miles in Coming the same
in returning

Peter Funk The same 2 days & Traveling 22 Miles
Ina in Coming the same in returning

Alexander Herring a witness for Ahl vs Harshbarger
Ina allowed 11 days attendance

George Allow. The same The same 2 days.

Copd. Peter Iler The same 2 days,

Copd. George Reisell The same 2 days,

Copd. Martin Hepp The same 4 days,

Copd. Daniel Feaney The same 2 days,

Copd. Lewis Fourlander a Witness for Leckey vs Morrison
Ina allowed 5 days attendance.

Copd. Leave to Crawford Plea of payment withdrawn
and on the motion of the Defendant by his attorney, has
Ina. leave to plead the two following pleas in a Statement
which are here filed in Writing, viz the words following
to wit Crawford State, &c and the Defendants &c
and It is Order that the said suit be remained

- on back to the Rules, for the Pltf to Replication, he not agreeing to file the same Immediately which is ordered accordingly, to all which the Pltf by his Attorney Objected, alledged it was Improper, and Illegal, & tending to delay the Pltf to delay the Plaintiff in the cause, being obliged, to be Remanded to the Rules when Ready for Trial —

Ord that the Court be adjourned until Court in Course —

Wm Harrison Jr

Monday 1st Novr

At a Court held for the County of Rockingham, the 25th day of September 1797.

Present Benjamin Harrison
Thomas Kerby John G. Harrison
Edwin Joseph W Baylor

Deed Brannan Hurst to Shank acknowledgt & Order for admt. agment taken & OR.

The same to Ogorman The same The same

An Instrument of Writing from Adam Shank to Brannan admitted & OR

Deed Mortgage Earhart to Keagle admitted & OR

ditto Bible Hurst to Chrisman. admitted & Writ of Inquiry awarded Judgment taken & OR

The same to Bryan The same The same

ditto Jones to Kiger admitted & OR

ditto Body Hurst to Long acknowledgt & order admitted & Taken & OR

Deed Conrod to Conrod Proved by the Oaths
of the Witnesses & Rd

Ditto Newton Hunt to Hamilton acknowledg & Rd

Ditto Richer Hus to Bryant acknowld wife acknowl
wch not Rd

Ditto Shamblin Hunt to Krotzer & Proved by the Oath
of John Koontz & John Evans Witness thereto, and the
Commission of the Privy Examination of his wife returned
Certified & Rd

Ditto Rush Hunt to Hooven acknowledg wife acknowledg
taken & Rd

Ditto Swing Lux to Wm The same The same

Ditto to Shaver The same The same

Ditto Ragan Hunt to Tracy Proved by the oaths of
Wm Williams Henry Shamblin Two of the Witnesses
thereto, and a Commission of the Privy examination
of his wife returning Certified & Rd

Ditto Turner Hunt to Pongh. wifes acknowledgment
Taken & Rd

Ditto Hopkins to Baxter Proved by the Witness
thereto & Rd

Ditto Russell Lux to Rush acknowledg wifes acknowledgt
Taken & Rd

The same to Thompson The same

The same to Hamilton The same

The same to Bell The same

The same to Richardson The same

Deed Hook to Hook acknowledgt & Rd

Deed of Bargain & Sale Dempsey to Dempsey ordered
by John Dempsey and Mary Clear Dempsey
proved by the oath of Margaret Fuller as
the same is recorded in C.
L. A. Dempsey

Ordered The same to I. Dempsey The same

Ordered The same to Jas Dempsey The same same.

Ordered Deed Rockdex to Morrison ordered wife ordered
by Cty a Letter to Re

Ordered Deed Bros Hart to Wren The same The same

Present W. Herring Gent & Benj a Fawcett Gent.
Absent L. Yeamans Gent.

Ordered Settlement of the Estate of John Cook Decd returned
to Re

Ordered An appraisement bill of the Estate of Handle Vane
Deceased returned to Re

Ordered Deed Smith to Hamilton Proved by the oaths of
two of the witness thereto to Re

Ordered An appraisement bill of the Estate of Elizabeth Tyson
Deceased to Re

Ordered That John Rice and John Evans Gent be appointed
Com-rs to Settle the Estate accounts of John Hopkins
Deceased and make Report thereof to the Court.

Ordered That Daniel Boucher be appointed Overseer of
that part of the road where of John Maggot was late
Surveyor in the Room of the said Maggot and
keep the usual Tithables he shall call for his Gang
to work thereon and keep the same in good repair

The Court Ex Armstrong on a Recognizance Charged on the oath of Elizabeth Ryan of being the reputed father of her Base born Child personally appeared in Court in discharge of his said Recognizance and agreed to enter into a Recognizance for the Maintainance of the said Child Whereupon the the said John Armstrong with William Armstrong his Security acknowledged themselves Indebted unto his Excellency James Moore Esquire Governor and his Successors in Office in the Sum of £60 to be Levied of their respective Goods Chattels Lands & Tenements and for the use of the Commonwealth to be rendered.

Yet upon these Conditions that if the said John Armstrong shall pay unto the overseers of the poor of the Parish and County of Rockingham the sum of £10 for the first year and £5 for the Three Succeeding years to be paid in Annual payments as Keep the Parish indemnified from the Maintainance of the said Child then the above Recognizance to be Void &c

Deed of Bargain Sale Curry &c to Bloser acknowledged
Proved & Ordered to be Recorded

Ditto to Berry The same The same

Ditto Mallow &c to Wren acknowledged same acknowledgt Proved & Ordered

Ditto Woodly Curle to Reeves acknowledged Wife acknowledged
Proved & Ordered

Ditto Harrison &c to Harrison acknowledged by John Harrison, L. Herring, Thomas Harrison & Sarah Warren and the acknowledgmt of the wife of John Harrison & Leonard Herring being Proved as the Law directs, and the same by Herring acknowledged

by Saml McWilliams & Wm. Harrison attorneys
his Jud for David Harrison & Jeremiah Harrison
Together with the Powers of attorney thereunto
annexed the same is Ordered to be Recorded
A.R. Harrison

Ordered Ditto to Thomas Harrison The same The same

A Deed Curry Lust to Waterman acknowd sufficient
acknowledgment taken and Ordered to be Certified
to the Court of the County of in the State
of Kentucky as the Law Directs

Ordered A Deed Shipman Lux to Weir acknowd & Ord
Ditto Pickering Lux to Smith acknowledged & sufficient acknowd &
Ord

Ordered Ditto to Moses The same The same

Ordered that the present Sheriff pay unto Ulrick
Showalter Nine Pounds 18/3 out of the Forfeitures for
the year 1795

Ord that the Executors of the Estate of Benjamin Gunn
Deceased Ditto Gunn unto John Funk to Learn the
trade of Joiner as the Law Directs

Daniel Fain upon a Recognizance for a breach of
the Peace on the Complaint of Benjamin Reighart and the
said Daniel Fain appearing in Court and in discharge of
his said Recognizance and being fully heard in his Defence
by his attorney, the Court are of the opinion that he be bound
to his Good Behaviour for a year and 1 day Towards all
the Good Citizens of this Commonwealth and more particularly
towards the said Benjamin Reighart in the sum of
One Hundred Pounds that is to say the said Daniel Fain in

in the Sum of fifty Dollars and Two Securities
in the sum of 25 Dollars each The said Danie Tain with
Andrew Thurmond Esqr Whereupon his Securities
Evan Erwin & John Morrison appeare in Court
severally and Jacknowledg themselves Indebted to his Excellency
James Wood Esq. Governr and his Successors.
in office in the sum of fifty Dollars that is to
the said Danie Tain in the sum of fifty
say, the said Erwin & Morrison in the sum of 25 Dollars. to be
levied of their respective Goods & Chattles Lands &
Tenaments and for the use of the Commonwealth to
be Rendered. Yet upon this Condition that if
the said Danie Tain shall be of Good
behavior towards all the Good Citizens of this
Comnth and more Particularly towards the
aforesaid Benjamin Reynhart for one year
and a day then the above Recognizance
to be Void Otherwise to Remain &c.

Ordered by Court upon a Recognz for peace off this
Date on the Complaint of William Ireland and
the said Recognz Entered appeare in Court the discharge
of the said Recognz.

Ordered by William Brady who was Committed
to the Goal of this County by Andrew Thurmon Gent.
for a breach of the Peace on the Complaint of William
Ireland and the said William Bailey being Brought
into Court in Custody of the Jailer and being heard
in his defence Thereupon Court were of the opinion that he
is Guilty of the offence aforesaid and that he be Bound
to his Good behavior for a year and a day towards all
the Good Citizens of this Commonwealth and more
Particularly towards the said Wm Ireland in the sum
of 100 (Dollars and Security or others

that is to say the said Ann Boicly in the sum of 50 6th
Dollars and the said Thos Guards in the sum of
~~and Recognizors the Sureties & each Liberty~~

Court vs Laurance Lynch upon a Recognz for a
breach of the Peace on the Complaint of William Ireland
and the said Laurance Lynch appears in Court in discharge of his said Recognizz and being heard the
Court are of the opinion that the said Lynch be bound to his
good behavior for a year & day towards all the good
Citizens of this Commth and partic[illegible]arly towards
the Pr. Wm Ireland in the sum of 100 Dollars that is
to say the said Lynch in the sum of fifty Dollars and
one Security in the sum of fifty Dollars Whereupon
with his Security
the Pr. Laurance Thomas Sedden appears in Court and acknowledges himself Indebted to his Excellency James Wood Esq
Governr of this Commth & his Successors in Office in the
Sum of One Hundred Dollars that is to say the
said Security in the sum of 50 Dollars to be levied
of their respective Goods & Chattels Lands & Tenaments
and for the use of this Commth to be void &c

Yet upon these Conditions that if the aforesd
Laurance Lynch shall be of good behavior towards
all the Good Citizens of this Commth & more particularly
towards the aforesaid Wm Ireland for one year & day then
the above Recog[illegible] to be Void

Ord that

Ina William Donaven a Witness for the Comth agt Finch allowed 1 day Mondahie

Ina Peter Lapp Esqr sworn the same The same 1 day

Ina John Mossett The same The same 1 day

Ord that John Ewen & Joseph Baxter Gent be appointed to Settle the Estate of John Johnston Decd with the Admrs and make Report thereof to the Court and that they also Settle the Estate accounts Elenor M Clain Deceased with the John Johnston admr of John Johnston Deceased who was Executor of the aforesaid M Clain and make Report thereof to the Court

John Kyle orphan of Jacob Kyle Deceased came into Court and made choice of Jacob Pfoff as his Guardian who with Security entered into Bond Conditioned as the Law directs

Ina Comth vs Baxter Jenny according to Law

Ord that Andrew Shanklin & John Ewen Gent be appointed to Examine and Settle the Estate accounts of John Breeden Deceased with the Executor and make Report thereof to the Court

Ina Comth vs Russell Dismissed

Ina The same vs Earhart same The same

Ina The same vs Reighard The same

Daniel Cain who was Summoned as a Witness in the Prosecution of the Comth vs Russell & did not appear at this Court Solemnly Called It is ordered that he be fined in the sum of $10. unless he shew Cause for his non attendance on or before the next Court

Harrison vs Carrell upon a Notice for allowy.
Ord. paid in his Lr Security. Notice Proved and
Judgment for £9.11.8/p. with legal Interest thereon
from the 26th day of June 1797. tele paid Costs

Ord. A Deed of B. Sale from Smith Her &c B. Smith Proved
by Two of the Witnesses thereto &c

Ord. Smith vs Frey Ordered that the attorney for the
Commonwealth file an Information

Writes vs Clerk upon an attachment
Returned Executed and summons
Ord. on Wandle Vance as a Garnishee who declares
he has in his hands the Property of the Defendant.
Ord. 30 Gallons of Whiskey. and Ordered that Solomon
Mathews be Summoned as a Garnishee in this
attachment and the same is Continued under Rule Court

Ord. That this Court be adjourned until to
Morrow morning 9 o'Clock
Benj. Harrison

Tuesday the 26th day of September 1797

Present Benjamin Harrison
William Herring. John
Ewens & Benjamin
Fawcett } Gent. Justices.

Ord. A Certificate Particularizing the Character of Peter and
Credibility of John Hester and others was Presented
in Court, and Ordered to be Certified by the Clerk
of this Court with the County seal thereunto annexed

Hoover & Bargeheer upon an attachment
Cont for Bond.

Ord that the Coroner of the Poor bring Robert
McClung & Nancy McClung Children of Thomas
McClung ~~wife of Williams~~ before this Court

The Court Proceeds to make the allowance for
the Jailer of this County, whereupon It
is Ordered that the allowance for ~~the~~ keeping the
Criminals and other persons Chargable to the Com
monwealth shall be after the rate of 31 Cents per
day which is Ordered to be Certified to the Auditor
for the Law Courts

On the Motion of John Gwinn It is Ord that Elizabeth
Williams be Summoned to the next Court to shew Cause
if any she has or knows to say why she should not
Return to the same John Gwinn her Master agreeable
to her Indentures

Ord that Christopher Copehart Admr of Mary Kephart dec
Deliver up the Estate of said Intestate unto Charles Phelps
and Henry Armentrout his Securities he having
failed to Give a counter Security offering & Summoned
according to Law.

Smith & Brady Whom was Committed to the Goal of
this County on the Complaint of Williams Indana
for a Breach of the Peace, whereupon the said Williams
Brady and the Court having heard the said
Complaint are of the Opinion that the said
Brady is Guilty of the Offence aforesaid, and that
he be bound to his good Behaviour in the sum of
100 Dollars for one year and 1 day, towards all the
Good Citizens of this Commonwealth and Parti-

Securities in the sum of $16,63 Cents. each. Whereupon the said William Brady with Smith Leflane, Samuel Chandler & Charles Leflane his Securities Personally appeared in Court and Severally acknowledged themselves Indebted unto his Excellency James Wood Esqr. Govr. of this Commwth. in the Sum of 100 Dollars. that is to say the said William Brady in the sum of 50 Dollars and his said Securities in the sum of $16,63 Cents. each to the levies of their respective Goods Chattels Lands and Tenaments and for the use of the Commwth. to be rendered. Yet upon this Condition that if the said William Brady shall be of Good behavior towards all the Good Citizens of this Commwth. and more Particularly towards the said William Leland. for one year and 1 day that the above Recog. to be Void Otherwise to remain in full force & Virtue

Present Andrew Shanklen Gent
Sergt B. Harrison Gent

Chas A Settlement of the Thomas Bay and Exrs. returned
Ma Ditto of the Estate of Samuel Miller same
Cha Story & Haffman Cont. agreed
Cha Wise & Grime Cont. "
Cha King & Sayer Cont. "
Cha The same & Sayer same "
Cha Paul & Harrison & wife Cont. "
Cha Carthrae & Mackall Two Petitions Cont. "
Cha Cash & Lincoln Dismissed
Wm Whitlow Tiddo who was Summoned as a Witness in the Petition of Cash & Lincoln and not appearing It is Ordered

the Queens Noise

Kersmus Extrs vs Gunn & Defts Call'd and appearing
Judgt for Note Ints & Costs.

Gueeney vs Copland & ors Jury No Information

Pryce Admr vs Leghart Defts Call'd & Not appearing
Judgt per note Ints & Costs

Morrow vs John Parties heard Judgment for £11.3.5
Pensylvania Currency of the Value of £8 Sterl with
Legal Interest thereon from the 27th day of Decr 1773
& the Costs of Suit

Bush vs Crookshanks Defts Call'd & Not appearing
Judgt per note Ints & Costs

John Parker a Witness for Allowance vs John allowed
2 days attendance and Travelling 25 Miles in Comming
& the same in returning

Dove of Bristol Master Road cast Sundry Passengers &c
Wages & Provisions &c then 10 Rl

Chew & Co vs Austin Parties Hearing and Dismiss the
Defendant having proved a Credit of 15/9 & Costs

Christian Seger a Witness for Austin & Chew & Co allowed
2 days Attendance

Leech vs Dickenson dist. & Parties Heard and Dist.

Riffe Admr vs Middlebrook & Comd

Kyle vs Pickering Defts Call'd Judgt per note Int & Costs

Miller vs Miller & Judgt per note Int & Costs

Carlyer vs Gunn, dismissed Defts call'd

Gunn vs Lowry & Judgt per note Interest & Costs

Donahee vs M'Laughlin & Huffman & Comd

John Donaghe vs Kean & Defts Call'd Judgment per note
Ints & Costs.

Hugh Donaghe vs Henry. The same as per petition

Sha Donaghe vs Roler & Defts Coll. Judgmt for note
Ints Costs —

Sha Hambarger vs Langer The same The same

Sha Harry vs Lindsay The same The same

Sha The same vs Somersall The same —

Sha The same vs Garvin Cond Defts

Sha The same vs O'Neal Defts Coll. Judgmt for note

Sha Ints Costs —

Sha The same vs Pence The same —

Sha The same vs Devon The same

Sha The same vs Hamilton Cond defts

Sha The same agst vs Woolf Defts Coll. Judgmt for note
Ints Costs —

Sha Baty vs Eatinger Cond. defts

Sha Woods & Co vs Armstrong Defts Collen Judgmt for note
Ints Costs —

Sha Tatwiler vs Monroe N.S.

Sha Dreby man vs Somersall Parties heard & Judgmt for Petition
Ints Costs —

Sha Hambarger vs Shindle Defts Coll. Judgmt. for note Ints Costs

Sha Blosser vs Greene The same The same

Sha Steffey vs Baker Cond. //

Cooke extrs vs Moore Defts Coll Judgmt for Def. Note

Sha Ints Costs —

Sha Miller vs Miller Cond. //

Sha Albright vs Ahl Cond. //

Sha Tallman vs Cravens dis'd agreed

Sha Harry vs Wright dis'd by agreement.

The Question & Rodgers Adm. / The Court & Smith } dismissed

Court & Utzler. upon a Presentment of the Grand Jury. the said Defendant personally appeared in the Court and Waved his right of / Trial by a Jury and agreed to leave the said Presentment to the Court. Whereupon It is Ordered that the said Utzler be a mercied in the payment of One Cent and the Costs —.

Isaac Peters a Witness for Smith & Court allowed 2 days attendance

Jacob Nicholas a Witness for the Court & Utzler allowed 4 days attendance —

~~The Report of the View of a way for a Road leading~~ John Rash and others Returned their Report of the View of a Road leading from the foot of the Hill by one Jeremiah Rogers the nearest and best way to the Center of the Lots in the Town of Harrisonburg and after Viewing the Several Ways we Consider the new Road already cut the best way until it Joins with the back gap Road &c and It is Ord that Peter Coffman, Joseph Treevy, Smith Logan, Richard Logan & George Kline through whose Lands the said Road is to Run be Summoned to Next Court to shew Cause why the said Road should not be open as agreeable to the said Report —

The Hoover & Miller Court Dismissed

Hoover & Miller On the Motion of the Plt by his Attorney leave is granted to a Commission to issue to take the Deposition of Michael Hoover a Witness

in the said suit on his Giving the Defendant Reasonable Notice of the time and Place of Taking the same

Ord Samuel Chandler a Witness for Defendant 4 days attendance

Ord David Wallace The same The same

An account of the Guard held on Daniel a Negro Man Slave amount to 26 days was Presented in Court and allowed and also an account of the Guard on William Gault & amount to 60. was Presented in Court and allowed, and also an account of the Guard on Said Good amounting to 118 day was Presented in Court and allowed. which several accounts and the amounts aforesaid are Ordered to be Certified to the Auditor of Public accounts Together with the Vouchers accompanying the same

Davis & Roset. on the Motion of the Plaintiff by his attorney leave is Granted him to take the Deposition of William Easerman a Witness in the aforesaid Cause Dobereas Esqr on his Giving the Defendant Reasonable Notice of the time and Place of taking the same

Ordered that William Dunlop Late Sheriff pay unto Samuel M Williams Clerk $9, 98 Cents out of the Money Remaining in his hands as Admr of the Estate of Peter Temple Dec'd so much there be

Samuel Chandler a Jailer of this County Produced in Court his account for Boating &c of Sundry Prisoners as per account amounting to $20.88 Cents which was Examined and allowed by the Court and ordered to be Certified as the Law directs

Ordered that the Sheriff Summon all the acting Magistrates in the Commission of the Peace for this County to appear here at October Court Next. in Order to take into Consideration the Condition of the New Seal. agreeable to the Report of the Committee appointed to draw up a Plan of the same Seal

~~Ord that the Powers of the Peace~~

Ord that the Court be adjourned until court in Course

Wm Harrison

Monday 6 oclock

At Salem Court held for the County of Rockingham the 23d day of October 1797

William Herring
Andrew Shanklin
Francis Kerby and
Layton Mauncy

Gent. Justices

Present

A Deed of Bargain & Sale David Sue to Brannon Gardner Proved by the oath of N. Gentry & O.K.

Ditto Sheriff to D. Sheriff acknowledged & respon ordered to be certified

Ditto The same to John Sheriff the same.

Ditto The same to Jacob Sheriff the same which are Several orders to be Certified to the Court of the County of Lincoln in the State of Kentucky Together with the seal of the said County

Thereunto annexed

Deed of Mortgage from Ayman & Brannan acknowd. &c. & R.

Deed of Sale from Smith Exr to Bean acknowd. &c. & R.

Ditto Armstrong Exrs to Harrison acknowd. after acknowd. taken & R.

Ditto of Relinquishment from Hamberger to Smith acknowledged & taken & R.

Bean & Harris

Upon a Rule for the Delivery of Property Notice proved & Judgment & Execution awarded accordingly

Deed Harrison & Blackmore acknowledged by Saml. Williams and Ordered to be Certified

Ditto Coffman & Darkholder acknowd. & R.

Ditto Kelly Exr to Kelly acknowd. & R.

Moore & Bargebier

Upon an attachment

The Sheriff having returned (once) on Sunday last, to wit, 1 Stack Wheat &c. and the said defendant Not appearing to Replevin the same Judgment is Granted against him for the Two Note aforesaid & Specialty Interest and Costs. Judgment for and also £19 due by account with legal Interest thereon from the 15th day of January 1829 aforesaid, and It is further Ordered that the Sheriff make sale of the Property aforesaid, and after paying the Plts Demand for Rent Two years last past from the Defendant to H. Henderson Esqr. and that he pay the Residue unto

and the said Wm. in Satisfaction of the Judgments aforesaid and Order Condemnation &c

Ord George Mansfield Esqr a Witness for Mooney &c Barge Pilot allowed 1 day Attendance —

Ord Henry Fowerman the same 1 day

Ord Deed Whelbarger &c to M. Whitmyer acknowledged

Ord Deed Whitmyer &c to Whelbarger the same

Ord the same

Ord Deed Fyffe &c to Hammer acknowledged by the Parties thereto and the Privy Examination of the wives of Fyffe, Snider, Rymel, Siegfried taken as the Law directs is ORd —

Ord The Last will and Testament of Jones Mansfield deceased was presently in Court by the Exrs therein named and Proved by the Oaths of the Witnesses thereto & ORd and on the Motion of the said Exrs Letters Certificate is Granted them for obtaining a Probate thereof in due form. & the having made oath thereto and entered into Bond Security, as the Law directs —

Ord that Francis Kerby, Lazarus Gaines & Sinclair Chaney or any Two of them Settle & Pass the Estate accounts of Peter Blair Deceased and make Report thereof to the Court

Ord

A Deed of B & Sale from Peter Lux to Peter [illegible]
Proved by the Witness thereto, [illegible] and a Commission
of the Privy Examination of the wife [illegible]
[illegible], is ordered to be Recorded.

Ditto Releases Lux to N. Holt. acknowledg' wife acknow
[illegible] taken & Rd

Ditto Peter Lux to Wheelbarger. The same the same.

Ditto Parrot & to Parrot. acknowledg & wife acknowledg
taken & Rd

Ditto J. Parrot & to N. Parrott. The same the same

A Deed of B & Sale from Bryant & to Lux to further
Proved by the oaths of John Koontz & N. J Gambell
Witness thereto & A. Lynn — & Rd

A Deed from Lewis to Kearney acknowledg & Rd

Ditto Smith to Lewis further fully proved by
the oath of Jonathan Shipman & Rd

Ditto The same to Lewis. The same the same

A Settlement of the Estate of John Johnston Dec'd
Returned & Rd

Ditto of the Estate of Elenor McClain The same

Ditto Roach Lux to Good acknowd & wife acknowd
& Rd

Ditto The same to E Harrison The same

Ditto Spitler Lux to Cutler Proved by the Witnesses thereto
and a Commission of the Privy Examination of the same wife
returned Certified & Rd

Shaw

A Deed of Bargain & Sale The Harrison to Reuben Harrison
&c further acknowledged by E Harrison & Ux

Shaw

The same Reuben Harrison to Thos Harrison
&c Recd

Shaw

WM Dowell & Long

Upon an attach

The Sheriff having Returned Executⁿ on a
Waggon &c & Horses &c and the said Defendt
not appearing to Replevin the same Judgment
is Granted the Pltf for £11. 9/. as Pr ass.
Interest & Costs and Order Condemnation
as the Law Directs

Shaw

Peirsaul &
Long

Upon an attach

The sheriff having Returned Executⁿ
on the same article as above, and the said
Pltf having Produced the Defendants Note and
Executⁿ Order for £13" 9/. Judgment is Granted
him for the same aforesaid. Interest & Costs and
Order Condemnation &c

Shaw

Swart & The same

The same article as in the
case of WM Dowell & Long. Judgment is Granted
him for the sum of £7. 13. 0½ with Interest
and Costs as per account and order
Condemnation &c

Bailey v. The same 81.

Executes as the same articles as before Mentioning Judgment is Granted him for the same of £ 9/6 due by account with Interest Costs and order Condemnation &c

"

Greysham v. Burgess.

Upon an attach.

The sheriff having returned Execution on one Coffee Pot & Sundry other articles and the said Defendt. having made Oath that the Defendant was Justly due him £22 Dollars for Rent and not appearing to replevy the same Judgment is Granted him for the same aforesaid & Cost and ordered that the sheriff make sale and give a quietus the said Rent shall be compleat and pay the money arising from such sale in Satisfaction of the Writ

Plaintiff's Attorney Thomas John Ewen Gent.

Maguin v. Williams Order of Court

A Deed Bowyer & wife to Cutler acknowledged & ordered to be recorded acknowledgt taken & OR

Ditto The same & Cutler to Fisher acknowledged and the acknowledgt of the wife of the said Bowyer being taken as the Law Directs is OR

A Deed Name &c to Lincoln acknowledged & ordered to be recorded acknowledgt taken & OR

Sha Tatwiler & Unrowe dis'd

Leonard Tatwiler is Witness for Tatwiler &
Shff Unrowe allowed 1 day attendance

M Williams & Heritor &c

Notice Proved and Judgment
Sha and Execution awarded accordingly

Moore & Heritor &c The same The same
Sha

John Boyd late Sailer, Produced his a/c
for Dialling &c Sundry Exr proved in the
year 1796. amounting to £10,08. which was
Ex Examined and allowed by the Court and ordered
to be Certified

Charles Lofland & Smith Lofland Esqrs for Taylor Yancy
produced their account for Several Coll Courts
held in the year 1796. and the same being
Examined by the Court and ordered to be Certified
Confirmed also and account of Coll Courts in
the year in this present year as Sheriffs
for E Narrison Gentleman which was also
Examined and allowed by the Court and Ord

Davis Holmes Esq Produced his account for
Sheriff attending Sundry Coll Courts in the
Sheriffs year, 1795. 1796 and 1797. which was examined
and allowed by the Court and ordered to be
Certified &c

John Boyd Produced in Court his account for removing John Howser to the County of Shanando Ja-ah. amounting to $1.80 Cents which was Examined and allowed by this Court and Ordered to be Paid

Deed Reuben Ec'r to Miller Proved by John Lincoln one of the Witnesses thereto & Ordered to be Recorded

For further Proof

Ditto Reuben Ec'r to Wenger Proved by John Lincoln one of the Witnesses thereto as to the Same Lincoln and also Proved by the said John Lincoln as to Abraham Bowman Esquire in his Life by Virtue of a Power of Attorney made to Thomas Lincoln, and by him signed Together with the said Power of Attorney are Ordered to be Recorded

The Court

vs. Upon a Recognizance for a Breach of the
Peace on the Complaint of Daniel Fain.
Benjamin Leyhart

Whereupon the said Benjamin Leyhart appeared in Court & his said Recognizance and bearing his discharge & the Court are of the Opinion the same be discharged with Costs.

On the Motion of Peter Coffman, Joseph Peavey & Smith Holland by their attorney who was Summoned to appear here at this Court to shew Cause why a Road should not be opened agreeable to ~~order~~ the Report of the Viewers heading from the big hill beyond Jeremiah Rogers this nearest best way to the South of the Falls in the Town of Fincastle, who Severally objected to the opening

the said Road whereupon It is Ordered that
Costs of Said quod-dammum be awarded to the
Reasonable by Decem. Court next
Person aforesaid to be decided & the Sheriffs and
to be Executed on Second Monday in December next

Ord that John Penn be appointed Surveyor of that
part of the road where of Reuben Harrison was late
Surveyor. of in the room of the said Harrison and
that the usual Tithables allotted to work on the said
for his Gang
Road be appointed hereto for his Gang to work thereon
and keep the same in Good Repair

Present Charles Lewis Gent
Absent Francis Kirtley

Ord Jno Ball a Witness for Defendt in Action allowed
that 1 day attendance

Ordered that Robert M'Clung and Nancy M'Clung
Children of Thomas M'Clung, be bound by the overseers
Ord of ages 16 and 12 years, be bound by the overseers
of the Poor to William Richardson Jun the Lawful

Ordered that Reuben Moore be appointed Surveyor
of that part of the Road lead from the County line to
William M'Dowells (the New Road) and from thence
to the Beaver forks, and that all the Tithables be
Ord. within two Miles on each side of the said Road be allotted
them for his Gang to work thereon and keep the same in
Good repair &c

~~George Triplett Distrd. for Rent by Dist. on a Warrt. obtained & Dispossess Taken~~

George Russell a Witness for The Court to Reghart allowed 1 days attendance

Jno John Cannon } The same } The same

The Committee appointed to Draw up, and lay off a plan of the New Road, for this County, Returned their Report, of the said Committee agreeable to their said appointment, and the Court having seen and Inspected the same are of the opinion the same be Established. Whereupon it is Ord. agreeable to the said plan. Whereupon it is Ord. that Benjamin Harrison, Andrew Shandler, John Evans & John Waterman Gent, be and they are hereby appointed & Commissioners to Superintend the letting by the Publishing of the said Road to the lowest Bidders &c

Samuel M.Williams Clerk Produced in Court his account for Sundry Call. Courts held in the year 1794. 179 s. 1706 & 179 which was Examined and allowed by the Court and ordered to be Certified Ord that Joseph Scott Esq. be allowed ~~Twenty Pounds~~ for Laying off the Upper Division of that part of the street, Beginning at John Hickes Ordinary in the Town of Harrisburg and to extend along the said street until it Intersects the Road leading to Staunton agreeable to the last

& returning, and file — which is ordered to be Copied and delivered to the said Espler —

Ord that this Court be adjourned until Court in Course.

The Court proceeded to lay the County Levy for the year 1795. as follows to wit

To Samuel M'Williams Clerk	$25.00,
Ditto on the Tax Law.	25.00.
Ezekiel Harrison Gent Sheriff	25.00.
David Holmes & James Allen	83.33.
	158.33

Ord that the same be Continued to be Compleated

Ord that the Court be adjourned until Course

Wm Herring

Monday to Wit

At a Court held for the County of Rockingham the 2nd day of November 1795.

Present, William Herring, John Ewell, Joseph Bartlett & James Briggs } Gent. Justices.

Thos Long Clerk dismissed by order of this Court & Thos Young elected agreed.

Thos Young Clerk

Note Warren Lashley Pleas Mayes and Judgment Confessed for £9.7.6 1/2 with Int. 2nd July 1795 late said Costs — $6.23.

Plea Hamburger Mo & Scfs. David Garden S. B.

Plea The same & Maggot. The same order

Plea Writ abt & Hogshead & Offin Judgment set a side Rayl for Security

Plea The same & The same The same

Plea ~~Hon~~ Coalston & Hoover Offin Judgmt set aside Rayl & Louden

Grand Jury Sworn for the Body of this County to wit: Peter Solomon Foreman, George Teller, Thomas Glenn, Henry Burger, Abraham Miller, William Good, Randolph Gunn, Jacob Pfeffe, Henry Wolf, George Klein, Woolrey Sailer, John Taylor, William Trowbury, Isaac Offstay, Daniel Feeney, & Abraham Boarie who receive their charge and Retire from the Bar to Consult of their Presentments and after some time returned into Court and made the following, ~~Presentments~~ viz Present & Nothing further appearing it is Ayl that the same be discharged and that Process Issue returnable to the Law Courts

Plea Snap afs & Myers, John Bowyer S. B. Offin Judgt set aside Rayl & Louden

Plea Resler & Houston, George Vanderburch S. B. ~~Offin Judgt~~ M E set aside Rayl & Louden

Plea The same & The same The same

Goodridge & Jameson. David Fairs & John Morrison
Ina S. B.

M'Colough & Dolan & David Coffman & John Wrate
Ina. S. B.

Hoghead & Long. upon an attach
Ina The sheriff having returned Executed
on one Sorrel Mare and the said Defendant not appear
ing to Replevey the same on the Motion of the Pltf by
his Attorney Judgment is Granted him for the sum
of £15. with Legal Interest from the 15th day of June
Ct. 1806 the Pltf. and Ord that the sheriff make sale of
the said Mare and pay the Money arising from
such sale in satisfaction the Pltfs Judgment &c.

Ina Wayt & Woods Christopher Young. S. B.

Bright & Capharts upon an attach.
Ina The sheriff having returned Executed
(Summoned him as Garnishee)
in the hands of Mark Overholts, who declares he stands
Indebted to the said Defendant the sum of £50. to be paid
in 8 years for ~~Lands Purchased of the Defendant of the~~
for Land purchased of him the said Defendant but
not to be paid until a Title is made to the said
Land. Travis G. Suttle who was also sworn a Garnishee
who declares he stands Indebted to the said Defendant
in the sum of £x which is now due whereupon the Motion
of the Plaintiff Rule is granted him for Ex/a and Ord
that the said Suttle pay the said sum of £x. unto the said
Pltf in satisfaction of the Judgment aforesaid and it
is further ordered that Mark Overholt pay the Residue
of the Judgment with Interest from this day. Vide paid out
of the £50. which he owes to the Defendt and which he
is to pay when he Gets a Title for the Land aforesaid

Blast vs Webb upon an attach

Pla

The sheriffs Returns
Eccaley in the hands of John Loftus and Summons
Garnishee who declares he stands Indebted
to the said Deffend the sum of
four pounds 10/. as admins of his father Ralph Loftus deceased.
Sty.es Whereupon on the Motion of the Plt by his attorney,
Judgment is Granted him as per Note Costs and
It is ord that the said Garnishee pay the amount of
the Judgment aforesd, out of the money due to the
said Loft. when ever so much shall be Coll.ed of the said
Estate &c

Caldwell vs Cashart upon an attach

Pla

The sheriffs Return, returns & endorsed
in the hands of Mark Averhoods and Sundrum Burns
a Garnishee who declares he stands Indebted & owes
the sum of £50 due in 8 years for Land purchased
of the Defendant whereupon on the Motion of the
Plt by his attorney Judgment is Granted him as per
Note & Interest Costs and It is further ordered that the
said Garnishee pay the amount of the said Judgment
Costs out of the said £50 when ever he shall Get
a Title to the said Land agreeable to his said bargain

Wells ass.e &c The same

Pla

The same
Judgment for the amount of the Two Note agreeable
able to Specialty Interest Costs and It is ord that
the said Garnishee pay the same agreeable to
the Judgment aforesd above

Per Andrew Thacker Cl.k

Thos Woodley & Croomes. Michael Kingsey L.B.

Cyl Hist Nisi Court to Shewing cause to Morrow Morning 10 o'Clock

And Shanklen

Tuesday the 25th November 1777.

Present Benjamin Harrison
William Hemmings
Andrew Shanklen &
John Waterman
} Esqrs Justices

Thos Bass & Dickinson Cont.

Thos Millar Exr & B Collinson Esqr & Delivery Book
Police Rule & and Judgment arm & Execution awarded
accordingly

Thos Good & Monback Office Judgment set aside Costs
& Costs

Thos Chrismas &c & Maggoret Office Judgment set a-
side Costs & Costs

Thos Earley & Carthew & Shanklen L B Office Judgment
set aside Costs & Costs

Thos Pitts &c & Downing Office Judgment set aside
Pay Costs & Costs

Thos Parks Exr & Dixon The same The same

Thos Dunlap & Rowe Judge & Court Enquiry

Thos Donaghe & Robertson Office Judgment set aside Costs
for security & Costs

Chas. Harmon vs Somerall, John Smith & S.B. Inds. confessed with
day of Ctn until march Court. Next

M Guffin
&
Chas, Seawright } upon an Injunction.

On the Motion of the Complainant by his Attorney for leave to set aside the Dismission Made at the Rules in this Cause. ~~Whereupon~~ and the the Court have Heard the arguments of the Counsels on both sides It is Considered by the Court that the said Motion be Overruled —

Ord that the Rules be held in the Clerks office on Thursday the 30th Instant and on the days after the fourth Monday in December, January & February Next as the Law Directs —

Buckland
&
Chas Davis } upon an Injunction.

On the Motion of the Complainant by his Attorney It is Ord that the Dismission of the Rules be set aside and that the same be Reduced on his the said Defendants Entering into bond & Good Security in the Clerks office to Morrow —

Ord Chas. Elias Nielson a Witness for Diven at the said Sevens Court allowed 1 days attendance

Ord that this Court be adjourned until to Morrow Court in Course —

Benj. Harrison

Monday 6th

At a Court held for the County of Rockingham the twenty fifth of December 1797

Present William Harris
Andrew Shanklin
John Ewin &
Abner Waterman

~~Deed of Bond from Hughes~~

~~The same from the same Rogers~~

Ord that James Allen Esqr be appointed to examine into the Capacity and Fitness of Joseph Fawcett and Gordon W. Williams to act as assistant Surveyors of this under Alexander Harris Esqr Surveyor of this County and make report thereof to the Court.

The last will and Testament of Robert Samples Dec'd was presented in Court and proved by the oaths of two of the Witnesses thereto and O.C.

And on the Motion of the Exors Certificate is granted them to obtain Probat thereof, they having with Security entered into and acknowledged Bond and made oath thereto as the Law directs. &

~~Certificate is granted them to obtain Probat thereof as is usual in such~~

And it is ordered that Benjamin Hooton, Martin Coonrod, Elisha Messick, & John Ewing, (or any three of them being first sworn according to Law) be appointed to appraise the estate of the said Dec'd and make report thereof to the Court,

Ord. A Deed B, Sale from Shanklin 93 to Shanklin ack.d and O.C.

Ord. A Deed of B Sale from Paunger, Rice to Huffman ack.d Dower ack.d taken as the Law directs. is O.C.

Ord. A Settlement of the estate of John Miller Dec.d returned & O.C.
Present Wm. Wayt. Gent
and Wm. Shanklin comm.r of Land Tax having returned a Copy of his Lists for the year 1797 amounting to 44 £. and
Ord. The court having examined the same is allowed and O.C.

Ord. A Deed B Sale from Walker to Silfman proved by oath of Chals Lofland one of the Wit. thereto and ord.d to be recorded for further proofs.

Ord. That the Court be adjourned until to morrow Morning 10. O'Clock.

Wm Lerring C

Tuesday ~~October~~,
26th day of December 1797.

Present. William Herring and Wm. Shanklin
John Ewin and John Wayt. } Gent Justices.

Ord. Woodley vs Sampson. upon an Att.c &c. agreed

Ord. Winters vs Elliott, upon Att.c S.S. for Garnishee Rooted

Ord. Coles exr vs Rader Exr upon a Petition upon motion of the Plaintiff the same is rule'd to

Ord. By consent
On the motion of Susanna Miller, and by the consent of the parties, It is ordered that John Lowden, Sarah Pepper and Ursula Showalter, be appointed to receive and lay off the right of Dower in lands of John Miller Dec.d her Husband and make report thereof to the Court.

Sha Story vs Huffman. Contd road
Sha Bose vs Grimm Contd
Sha King vs Songang same.
Sha Same vs G. Songang Same. } Contd

Sha Carthrea vs Marshall. (Two Pets) Dis. /

Sha C. Donahue vs Huffman &c Parties heard & Ind. pr Petition Int Hearts

Ordered that Thomas Hopkins be appointed overseer of the Road whereof Abram Bloser was Surveyor in the room of said Abram, and the usual Fifthable allowance to work thereon & keep the same in good repair according to Law.

On the Motion of Alderman Henry Surveyor of this County, Sha Joseph Fawcett is admitted his Deputy who thereupon took the oath appertaining to his office according to Law.

Sha Gordon Williams Ind Same
Sha Henry vs Grimm. Parties heard & Ind. pr Petition.
Sha The Same vs Hamilton. The same.
Sha Kepley vs Baab Contd Dis. /
Sha Ripley agent vs Middaugh &c Petition Int Hearts
Sha Baby vs Eatinger. Parties heard & Ind. pr Petition Int Hearts.
Sha Evans exr. vs Shanklin. Contd. out /
Sha Ireland vs Brooks Parties heard & Ind. pr Petition Int Hearts.
Sha Lamb vs The same. The same
Sha Rockstraw vs Grimm. The same
Sha The same vs Smith. The same
Sha Shipman vs Wise. Parties heard and Ind. pr A.J. entered &c.
Sha Same vs Lowery. Parties heard & Ind. pr Petition Int Hearts.
Sha Wright & Co. vs Wilderman Dis. by return. — /
Sha Whistler vs Rutherford Dis. by Plaintiff /

The Logland vs Henton. Parties called & Ind[t] for Petitⁿ

The Lindsay vs Boyd &c. dis. H

The Fry assee vs Smith. Parties called and Ind[t] & Petitⁿ

The M[c]Donough vs Huffman. Parties called & Ind[t] & Petitⁿ

The Miller vs Miller. Parties heard & Ind[t] for Pl[ff] 18/6. Int Costs

The Burgess vs Leach upon an attach. dis.

The Andrew Bowman a Writ. for Miller vs Miller allowed 2. Days att.

The Abram Miller the same for the same. Has same

The Pummel vs Mole Contd H

The Paul vs Harrisons Admrs. Contd H.

X The Deed of Bdale from Boyd Hus. to Godwin ack[d] & Wife's ack[d] taken as the Law directs & O.R.

X The Albright vs Ahl. upon Petition Martin Stupp, Jorge Crowbarger, Peter Cook & Andrew Callhoon with Bill & Petⁿ being sum[d] and not attend on motion Bill dism[d], guardian to Law and the Ca[s] Contd

Betsey Kyzer an Infant of Henry Kyzer, came into court and made choice of Andrew Woolf her guardian, who with Securities entered in to and ack[d] their Bond condition as the Law directs.

Copy[d] Andrew Lawson a Writ for Albright vs Ahl allowed 4. Days attend

The A Deed Curry Hus. to Hughs. Proved by the Witness thereto & Wife's ack[d] & returned certified as the Law directs is ordered R

The Moggonal vs Lintz Contd H.

The M[c]Dowell a[s]ee vs Merchant &c Parties called & Ind[t] & Petⁿ

The Linden vs Timpsetter. abates by taking H.

The Morris vs Erwin. Parties called & Ind[t] & Petⁿ

The Price vs Hawk &c. the same

The Hillebrown vs Norman. dis[d] H

Thos O Donahue vs Elmes Jetter & Parties called, Guardy Petition.

Thos Purdue for &c vs Lowry &c the same

Thos Rambo vs Finley's &c the same

Thos Bodine vs Dickey the same

Thos the same vs Suttles the same

Thos Kile & Wm vs Deaver the same

Thos Wm vs the same — the same

Thos Hansbergen, vs Maffort cont'd ff

Thos the same vs the same, same ff

Mo the same vs the same & the same ff

Thos Bodine vs Hinton. Con, & Defts.

Thos Shinn vs, Heron dis, ff.

Thos Kile & Wm vs Richardson cont'd

Thos Shipman vs Kizzle dis agreed ff

Thos Freny vs Fitch &c upon a writ of ad quod Dam. con'd

Thos Lofland vs the same, the same

Thos Coffman vs the same the same

Thos Rambo vs Mowry N.J. the same vs Lowry &c the same. ff

Ord that all the Constables, Sums on presents of the g.J. be cont'd

On the Motion of Matthias Fry It is ordered that he be permitted to keep ordinary at his house in this County for one year on his entering into Bond with Thomas Lacey his security in the Penalty of fifty according to Law.

Thos Lacey

Ord that the Sheriff pay Michael Boown Fifteen Shillings out of the Cons. of 1797 for Services rendered the Court.

(copied)

Ord, that the Sheriff pay unto John Harvey six hundred dollars, out of the Proportion of 1797 (it so much therein his hands) towards building a new Goal in this County &c

96

Chas Taylor is Taylor. order No. # 97.
Thos Howen is Headrick S.S. #
Ord that Jesse Chinn be appointed Surveyor of the Road from the Town, from the Town of Harrisonburg to Joseph Heds in the room of Peter Van Pelt and that the usual Tithables work the same and keep the same in good Repair according to Law.
Thos Ord Ack to Graham acct 8 d Ors
Ord that the Court be adjourned until Court in Course

Wm Henry

At a Court held and held at the Court House in Rockingham County on Tuesday the 16th day of January 1798 in the 22nd year of the Commonwealth, for the examination of James Boyles, who was committed to the Goal of this County, by Andrew Shanklin Gent. on Suspicion of Felony and stands charged with Feloniously Stealing and carrying away Apparel the property of Rosanna Eughertree of value of 10 0.

Present

Benjamin Harrison Andrew Shanklin
John Conn and Asher Waterman Gent.

The Prisoner being led to the Bar in Custody of the Sheriff and having heard his charge plead not guilty.

Then upon came John Carthrae a witness for the Commonwealth, who being Sworn, and Examined touching the premises wherewith he stands charged. The Court upon consideration of the circumstances are of the opinion he be discharged.

And the Court arose.

Monday to Wit 98.

At a court held for the County of Rockingham at the Court house on Monday the 22nd day of January 1798.

Present Benjamin Harrison John Irvin
Joseph Lancaster, Baxter and James Bayse-
Gust Curtis.

Ord. Judge &c to Letters proved by two of the witnesses thereto and O. C.

Ditto Judge &c to Judge, proved by the oaths of two of the witnesses thereto and O. C.

Ord. that Benjamin Harrison & William Henry gent. be appointed to settle the Estate account of Henry Linder Dec. with the powers thereof and make report thereof to the Court.

The last will and Testament of Peter Roler was returned to Court and proved by the oaths of the witnesses thereto subscribed by the exrs therein mentioned and O. C.

And on motion of the said exrs who made oath & entered into & acknowledged bond with Security as the Law directs a certificate is granted them to obtain Probate thereof in due form

Ord. It is ordered, Adam Brill Jacob Koogler, Matthias Wheetzel, & Woolery Sailer or any three of them being first sworn, do appraise the said Estate and make report thereof to the Court

Settlement of the Estate of Martin Whitsell Dec. returned and O. C.

Present Rudolph Shanklin Gent.

Ord that the fine levied as Tho Hopkins

Ord that fine rejected p/ mortin Hopkins for non attendance as Witness in the Petition of Weight & case be remitted

George Crowsberger the same

The Settlement of the Estate, George Carpenter and Edmond and ors.

On the motion of George Crowsberger, and from reasons appearing to the Court Ord ordered the fine levied as at this Court be remitted &

Dr Martin Hopkins. The same order

Dr Andrew Calhoon, & Peter Cook. The same order.

Dr Abednego Wm to Graham, Wife's Acct returned certified &c, &c

A power of Attorney from John Thomas to Sebe was presented in Court and proved by the oaths of oaths John Ewin, Asher Waterman, and Mayberry and ordered to be Certified.

Ord that, Andrew Shanklin and John Ewin first be appointed Sellers the Estate of John Hopkins Decd with exrs, and make report thereof to Court and that the former order be rescinded &c

Ordered that, Abram Rutherford who was bound by order to be bound as a former Court unto David Proffit, be rescinded to the care of the overseers of the Poor, and that the said order be rescinded it being suggested to the Court his is only Traded &c

Dr Abednego Wm to Thorp for presented in Court and proved by the oaths of two of the witnesses, and the Acct of his Wife returned Certified &c

Dr Silla Simmons Acct to May the same

John Harvey having undertaken to build a new Lead in this County and having the Benefit of the Cold Goal according to his Contract came into Court & relinquished the same for the use of the County on him delivering the three same to him when demanded in the same

copied

without damage, which was agreed to and Ordered.

Ordered that the Court be adjourned until Court in course

Benjn Harrison

Monday 1st Feb.

At a court held for Rockingham County at the Court house on Monday the 26th of February 1798.

Present, Andrew Shanklin John Wright
John Evans & Joseph Baxter Gent.
Just Justices

Does ordered that Hannis further and fully proved by the oath of Benjamin Smith, who also made oath, that Robert Smith another of the Subscribing witnesses thereto was present at the Signing & delivering the same, and that he believes his Signature to the said Deed is in the Hand writing of the Said Robert. which is allowed to be Recorded

Ordered Davis Deed to Bryan. proved by the oaths of Evans the witness thereto and ordered

Ordered, that James Baggs and Joseph Baxter, be appointed to settle the estate amount of George Shoemakers dec'd with the admr. and make report thereof to the Court.

Hyger Mar. to Moore. and. wife } Ack. & Lake as the
Law direct is ordered to be certify. to the County Court
Shenandoah

On the motion of Davis and leave is granted him to keep
ordinary at his m this County for one year on his entering
into bond and Surety in the Clk office as the Law directs,

To George Peery the same order —

A Settlement of the Estate of John Borden returned & Ex.

David Fisher came into Court & made choice of Jacob
Biffle as his guardian who entered into and ack.
Bond as the Law directs, —

Woods & Painter. Mathews Myers & Sp. Bail. —
Brenna is the same same & B. —

Deed Armentrout & Ux to Lotey. ack. & wife ack. & Ux
as the Law direct. &c
Ditto Harrison & Ux Power bar — The same

The same to Spangler The same

The same to Kyle The same

The same to Corcoran. further ack. & and or. &c

Ditto Brennan to bar power ack. & wife ack. & returned certified
as the Law direct & &c

Deed Conrad & Ux to Preston. ack. & by Peter & Stephen Conrad
and the prins ack. & taken of Peter to wife of
the said Peter taken is & Certificate to the County
Court of Montgomery.

Present. Jr. Kirby. absent John Wood Gent.

No ✓ The appeal bill of the estate of Sarah Mayors &c. d. C. C.

No ✓ Vandon & ats. The same

No On the motion Henry Ferguson Esqr is granted leave to keep a Ferry at his House in this County on his entering into Bond in the Clk office as the Law directs.

No On the Motion Reuben Moore, John Moore, & Thomas Moore Admrs of the estate of Thomas Moore decd is granted them who with security came into Court & entered into Bond as the Law directs.

The Widow having her rule of Admrx in Court

No ✓ Read Walker to Shipman fully proven and ordered C/J

No ✓ Attn Shipman to Rodes att.d d C. C.

copd Ord that Joseph Bowman orphan of Samuel Bowman be bound by the Overseers of the Poor to Jennie Bowman to learn the Corner Trade accord, to Law.

copd Ord that Norton Gunn orphan of Norton Gunn decd. be bound by the Overseers of Poor to William Bryant, according to Law —

copd Ord that, David Good son of Jacob Good be bound unto Joseph Corcoran, to learn the trade of a Stone mason according to Law.

No Read Further Proof in Suit, fully proved by the oath of Abram ✓ Fellers and C. C.

No ✓ The same to Seller The same

No Gambills admrs is Lindsay. cont.d

On the Petition of John Smith for a view of away for Road to running along his and the line of the Kenzie Town Lots leaving the old Road from Bucks Gap as now Shuts more It is ordered that Isaac Thomson David Brown John Harry, Jonathan Shipman and George Carpenter or any three of them being first Sworn, be appointed to view & lay the old way and the way prayed and report the most convenient & advantageous courses, attend said way & the Court.

Ad Dec Miller to Harshbeyer, adk & C.C.

Ewing & Wife. is Sawyer, on motion of the Pltf Leave is granted him to take the Depn of William Wilson, de bene Esse on giving the deft notice of the time and place of taking them

Story & Huffman Conc. #

Wise & Grim — — The same //

Paul & Harrison Dismd The same //

King & Sawyer 2 Petition dismd with Costs — no Appeal.

On the motion of James Bass It is ordered that, his two negroes, George & Nelle be exempt from paying Poll Tax, Bounty and Parish Levies on account of age & infirmity he having made oath thereto, which is ordered to be certified —

Present James Bass — Esqr.

Dawson & Ruthrauff Def Cont'd //
Hoover is Wolf — — Same //
Boon is Smith Same //

Ezekiel Harrison Gent. produced in Court a Commiss[n] from under the hand of James Wood Esqr Governor of Virginia, and the seal of the said Commonwealth whereby he is appointed Sheriff of this County, who thereupon took the usual oaths of Office, which is ordered to be Certified.

Hoover & Miller Parties heard & Judt for £2 0 8 with Ints,

Ezekiel Harrison Gent Sheriff of this County came in Court and with Security entered into and acknd his Bond for the collection of the Revenue Tax for the year 1797. which is ordd,

Wright & Als, Contd dept,

Ewen & Shanklin Contd

Cummins & Mole, Defendt Cal[s] & Judt pro rata

Mossom & Lewis Dismd now pros[d]

Bodine & Denton Contd Dismd

Hite & Wood & Richardson Judt pro rata Disputants. Proved Dismd

Harrington & Maggart, Cal[s] Judt pro rata

Thrasher & Thrasher The same

The same & Brooks & Thrasher

Rambo & Bowen The same

Howard, & McCormick dismd

Taylor & Taylor Cal[s] & Judt pro rata

Beasley exrs & Moore Jr Judt pro rata

Ad Young is Hinton, Ind Comp for Aff Int Costs
Ad Ramsey is Wiley dis X
Ad Bryant is Crowhagen dis X

Ad Brewer vs Vance cons Ind Comp for Aff Int Costs

Ad Huffman is Whitsel - - dis

Ord that Andrew Shanklin & James Bass be appointed
Ad Exrs and to settle the Estate Accounts of Nicholas Silhaffer Decd
with Cred, thereof and report the same to the Court,
Ad Hamburger Co is Smith, dis, ditto is Garvin the same,
Ad Gambles cons is Austins Dr Ind is Woolf for Def Inter
Costs,

Ad Com th is Williams, & Sims,
Ad Hamburger Co is Bailey, dis, ditto is Mungar the same,
Ad John Collins & James Collins came into Court and
made Choice of Edward Collins their father their
Guardian, who with Security Entered into and Ack their
Bond Conditions as the Law directs -

Ad McKay is & Duncan upon an attachment, Charles
Lofland Swears a garnishee declares he has in his hands
$1.17.9 the property of the Defts, and Condn and
the Pltff produced the Defendt note for
Ind for the same with Int Costs, and Ordered
that Garnishee pay to the Pltff the sum in his hands
in part of the said Judt & Execution for the residue

Ord that Proceedings of the Com Ths be continued until
nxt Court,

Ad Peter Cook a witness for Albright, is Abt. Proved 3. day
Attendce Ansing to Same -
Ad Shaffer is Abt. Costs, //
Ad Mathias is Tiffany. same. The same is Hoover. The same

Cynthia Harrison Late Sheriff ~~of this County~~ enters his protest against the ~~not~~ Sufficiency of the Seal of this County which order, to be Certified.

Jacob Shaffer Produces an Account for Lunacy Services Amt to $5.34 which was exam^d by this Court & rejected this Court allows & ord^s C. to the Auditor Public Accounts &c

~~Ordered that~~

The Court do the nomination C. Softens Esq^r as a fit person to act as Escheator in this County in the room of A. D. Gamble who has removed which is ordered to be certified &c

On the Motion of Cyn^a Harrison Late Sheriff Smith Softens Chas Softens and Darwin Softens are admitted his deputies, who were sworn in accordingly

Geo^e Shaffer came into Court and made choice of Alexander Graham his Guardian, who with Security entered into and acknowledged Bond & Qualifications as the Law directs,

Rule on Somerville, dft. called & not found Returned Served. The same Rule continued. The same

Ord that Court be adjourned till to-morrow morning 9 o'Clock -

Jno Franklin

Tuesday the 27th day of February 1798.

Present Andrew Shanklin, John Lowe, Asher Waterman & Ft Kirtley } Gent. Justices.

A Bill of Sale from John Somersall to John Kooiz Jr. proved by the oaths of Witness thereto and Ord.

The Court proceeded to the compleation of the County Levy. of 97 a statement of which is as follows to Wit:

To amount from October Court	£. 158. 33.
To Samuel Chandler for fire wood furnished the Gaol of this County for one year	12. 00.
To Samuel W Williams for keeping the Court House one year	8. 00.
	£ 178. 33.
Sheriffs Commissn & County Expostum	797. 45.
	£ 975. 78.
By 2502. Titheables at 39lbs. per Tith:	£ 975. 78.

Ord that the Sheff collect 39lbs. of each Titheable poll in this County.

Ord that William Duncan and Solom Vanvey Gent Late Sheriffs be summon to April Court to Settle their respective County Levies. With the Court &c.

John Koontz. produced in Court a commission from under the hand of James Wood Esqr and the seal of the Commwlth, in he is appointed a Captain of a Company Copy. of Artillery in the third Regiment & third division of the Militia of said Commwlth who thereupon took the oath prescribed by Law & is ordered to be certified.

do Simon is Heffner, bond

do Hicks &c vs Sofaner on Attl. fad good Cam. bond.

do The same vs Trimble. The same

do The same vs Coffman The same

do Winters vs Clark. On attachment. bond &c.

Ord. that Benjamin Harrison pay Asher Waterman one hundred dollars out of the depositum in his hands for the year 1787. to Supply deficiencies in the contribution of the new Goal, if so much there be in his hands &c.

Ord that the Court be adjourned untill Court in course,

Wd Shandley

Monday 1st Mch

At a court held for the County of Rockingham at
at the Court house March 4th 26th 1798.

Present Dayton Yancey, John Ewan,
Joseph Baxter & Chas Lewis Gent Justs.

Kelley, vs Sutherlin, Judt pro confd
Gum vs Harrison &c. Reuben Harrison, & Sam Wallace Sheriff
Judt set aside, pay to plaintiff,
Spangler ofsa vs Stamon &c SB for Christian Inman &
Peter Stamon, Judt confd by Peter Stamon, for Sheriff, Costs
Abel Smith Esqr, produced in court a Commission to practice
as an attorney, at Law in the Courts of this Commonwealth who took the
Usual Oaths, and is admitted to practice in this Court.

Jones, vs Kizzle &c Judt confd as pro Sheriff Costs
Leonard vs Roads Thomas Dunnivan SB.
Mires vs The same, The same,
Drew vs Mann, John Eastman SB, Judt Confd pro Sheriff Costs
Snow, vs Kinney &c Lewis Shroyer SB. Office Judt Costs pay'd by Comd.
Knapp ofsa vs Yount The defendant returned up by SB, and
Prays in Custody by the Plaintiffs attorney,

A Grand Jury Sworn for the 110 Body of this County.
Viz: John Rush, foreman, Isaac Dapoe,
William Youngbough, Charles Beard, Abraham Saylor,
Daniel Feamy, Benjamin Saleman, James Bell,
Jacob Nicholas, Henry Perky, Abraham Phelps, David
Smith, Arthur Dawson, John Wright, William Davis
Thomas Gordon, Joseph Corman, Jacob Lemon.
Who after receiving their Charge, retired from the Bar to
consider of their presentments, and after some time, returned
having made the following. Viz: The presents &c
no further business appearing, the same are discharged and
It is ordered Process Issue as the Law directs, &c

Brumb, Who having & absent Charles Sings Court,
& Benjamin Harrison,
The Comm'th & Fry, v. G. & Joinder a Jury Sworn to try
the Issue Joined,
Verdict Finds Abraham Funk Not Guilty of the Offence, Specified
& Court & young Dismiss the Defendant, paying all
Costs,

The Commonwealth & Fry, v. Guilty & Joinder, a Jury Sworn to try
the Issue Joined, John Armstrong, Peter Hinton, John
Evans, Daniel Coffman, and Dennison, Amos Hilliard,
John Armstrong, John Reves, William Lilly, Thomas
Duntzon, David Proffitt, Sabastian Stonebraker,
Verdict for the Defendant, & Judt for Costs, &c

Dickinson vs Rush, defendant delivered up by
S.S. and Prayed to custody of the Plff's attorney

Process to Henry dis.

Thomas Lowry, ark. for Try. ads. The Comth. prove 2 day attendance,

Ord. John Woodley, the same for the same, 2 days.

Ord. Tobias Smith a Wit. for the Comth. & Try. prov. 2 day attendance,

Ord. John Vann the same, for the same 2 days.

Simon v. State dismd. defendants costs — —

William Pickering a Wit. for Try. ads. the Comth. prove two day attendance, —

Ord. that the Court be adjourned tile tomorrow morning 10 o'Clock —

Benj. Harrison

Tuesday 27th March 1798. —

Present Benjamin Harrison, Lawton Vann, Asher Watkinson & Charles Lewis } Gent. Justices.

Simon v. State &c. order of yesterday Set aside,

Wyatt, &c. v. Woolf, Office Judt. set aside, pray. & Joinder.

Bear v. Dickinson, Samuel Chandler, & Smith Exrs. Dickinson } Sci.

S.F.B. W.E. set aside &c

The Comth. v. Lowry, Court. and order of Sumns. to answer the Information,

Ch. v Hammon vs Keigh 112 In Chancery dis.d

~~The Cause came not to be.~~

ep The Cause stands vs Reighart, dis.d now Ppros,

ep Mattheus vs Carrell Cont.d

ep Williams &c v Green the same,

ep Shipman vs Davis. Cont.d until at the Ppl's Cost

ep Shalpmans exrs, vs, Rogan, Order of Reference set aside,

ep now agreed, Judgm Bond,

ep Hopkins vs Smith, abates by the death of Defend.t

ep Newman, & Ux vs Newman, a Jury Sworn to try the

Issue Viz. James Quinn, Joseph Douglass, Adam

Miller, Joseph Davis, Sebastian Stonebraker

Andrew Lemmon, Daniel Rogan, Martin Hoffman,

Philip Mook, Lotha A. Shaffer, Peter Coons,

John Crook

Return'd Verdict Ppl's Costs

ep Hoover, vs. Miller, The same Jury, as in Newman vs

vs Newman, who return'd verdict, for, plaintiff, Judg.t

ep Berry, vs Smith &c abate as to Smith, & Cont.d for new, parties

Andrew Moore a Writ for the Hoover vs Miller, proved 9

days Attendance,

ep Conrath, vs Helmick order Summ. to answer Infra. Bond

ep The same vs Long, The same,

ep The same vs Shepherd, The same,

The same vs Long, Cont.d The same vs Haines, The same,

ep The same vs Smith, dis.d The same vs Griffith, abate & Sheff

return, The same vs Moore, The same, The same vs The same

Plaintiff. The same vs Dougherty, " Cont.d

Miller to Harrison In Chancery.

This Cause came on to be heard on the Bill, Answer, and other exhibits ~~and the~~ being Read and considered & ordered & adjudged and decreed, that the Surveyor of this County, go upon the Lands in the Complainants bill mentioned and divide the same into equal shares between the Complainant & Defendant, as much to their mutual Satisfaction and Equal advantage as possible, on or before the twentieth of april next, and that the defendant by proper assurances in Law, convey all his right Title, and Interest, in and to the part allotted to the Complainant with a warranty against him and his Heirs saving to either party, the liberty of Shewing Cause against this Decision, which may be made at any time prior to the adjournment of this Court in the month of may next, from which Decision of the Court the ~~Complainant~~ Defendant by his attorney prayed an appeal to the next ^ such Court of Chancery to be holden at the Capitol in the City of Richmond. which is granted him on his entering into bond & Security in the penalty of Eleven hundred & Fifty Dollars as the Law directs, & Enoch vs Fox & als 2 Dall ~~Rep~~ 138 — dis, agreed,

ord that the Rules be holden the 1st office on Thursday the 29th of this Instant and on the day after the fourth Monday in April next, as the Law directs. —

Snap agreed, Yeast — Charles Yeast, & Anthony Yeast, S.B.

Akl vs Rangan, bond, &

Wyt, & Fawbauman, Martin Coffman S.B.

Mayers vs Jennison Appeal Judt set aside Jnqt
& Dismiss.

Broadway vs Craige Writ.

Mallory vs Long Appeal Judt set aside & W. E awd

Frost vs Pickering Appeal Judt Set aside Jnqt
for Defts

Carpenter appt vs Shephard &c Rule comm

Abl vs Schaeffer, Appl. Judt set aside Court,
Jenfamin, & Dismiss

Baker & Meyer &c Appl Judt set aside Jnqt,
~~and Issues~~ for Defts

Miller & Petty, Desd agreed,

The same vs S. Petty, The same

Ordd that the Court be adjourned until to
morrow morning 10 o'Clock, Benja Harrison

Wednesday 28th day of March 1798

Benjamin Harrison,
Present John Gwin, John Gibson & Gen Assts
Wayt & James Bass.

Shipman vs Ewing exrs, In Chancy
on motion by the leave is granted
him to add Williams Ewing a defe in his Bill &c

Pro Troy, a. Smith &c order Pub. as to Smith, —

Present William Herring, Gent

Absent John Wright, Gent,

Shipman & Davis, W, E, Set aside, Cook Jenkins Goodwin, Jury, Sworn to try the Issue Joined, Viz

Jonathan Stone Baker, John Hindman, Robert Quinn, David Coffman, Abraham Funk, John Eyler, Thomas Sullivan, George Clemer, Adam Cline, John Miller Daniel Henry, Peter Koontz. Return'd Verdict for Defendant Costs —

Caty Ship. avit for Att'd & Rankin proved 6 days attendance, —

Barbara Keen, The same, for the same, 6 days attendance. —

Fleichinger vs Miller, Disc'd agreed

Miller vs Stone The same

Cline Adm'r vs Hunter W, E, Set aside, N, Guilty & Joined Jury Sworn to try the Issue Joined Viz, Joseph Davis, William Baltzman, Jonathan Shipman, David Spangler John Miller, John Taylor, William Richardson, Jacob Hyde Keen, Martin Coffman, Jacob Winters, Christian Fleichinger, & Philip Brooks, Return'd Verdict for Plff for $50.00 Damages Costs —

Andrew Jennison atty for Davis ads Shipman
proved, 3 day attendance,

George Heizle, atty for Shipman vs Davis,
allowed, 6 days attendance,

Daniel Feamys atty for Ads vs Rankin allowed,
9 days attendance,

Peter Coontz, the same, for the same, 8, days,

Graham vs Coontz, on attach ~~[illegible]~~ dismd

John Hopkins atty for Ads vs Rankin 6.
days attendance,

John Mowen, atty for Shine vs Hunter, 9 days,
and attendance

Adam Miller, the same, for the same, 9, days

Christopher Smith, the same 9. days

William Zimmerman, the same for the same proved
9. ~~days attendance & travelling 25 miles to and from~~
same in each & one,

John Smith, the same for the same, 9. days,

Peter Bomback the same for the same 9. days,

Shanafelt vs Deavens Jury sworn to try the issue
to wit, Hieronimus Deck, Geo Glenn, Adam Shine,
Abraham Funk, John Eppler, Sebastian Stonebraker,
Joseph Fawcett, Obed Miller, John Koontz, Henry
Gantz, David Hoffman, Thomas Sullivan, Test.
Verdict for D. 9l. 75. cents, & Ludt

Ad Hornbeyer ~~ats~~ v Bateman, William Richardson S.B.

Ad Kizzle v Eagers, bond,

Masters
Clk ~~Cty~~ } Upon Attachment
Constable
The ~~Sheriff~~ having returned &c &c,

and the Defendant produced in Court an account &c,
Defendant for the sum of £19. 15. with Int. from
the 14th June 1797 the same
which being substantiated to satisfaction of Court,
Order Court as the same &c

~~Cyprian v Pontymeddets Bis~~

Ad Hale v Hny &c plea cancd Dud for Spaly, Sht,
Costs,

Ad Bell ~~alias~~ v Richardson, Sh cancd

Ad Evanses v Shipman &c bond,

Ad The same v Davis &c bond,

Ad Harris v Proffit bond,

Ad Howells v Blain bond,

Stator v Kean, the Defendant by his attorney ~~did~~ pleads of
Ad to his former plea thereto & Writ
Justifa, that ~~he~~ was an absconder, & outlaw, and that
he ~~the~~ Pltf his good cause thereof
Ad to ~~the~~ absconding &c

Costs Davis ~~att~~ for Kean ~~as~~ Stator, allowed 3 days
Ad ~~Costs~~ and Travelling 120 miles to Court and the same in Testy
Christopher Harpe, The same the same, 3 days 120
Ad ~~Costs~~ to Court & the same in Testy

No George Hand, a Wit for Kean as Stator, allow'd
exd 3 days & 10/- travelling, & the same orig. from town

No Margaret Hand, The same for the same,
exd The same, The same

Mr Hardman a Wit for Thomas Harrison and
3 attendance

exd John Bepse, a Wit for Hazebraken & Fleischmann all'd
4 days attend.

exd Valentin Wolf the same for the same thus same

No Hermn Duck a Wit, for Bleiner as Miller all'd 2 days
allow

No Henry Fellinger The same 2 days—

No John Miller. The same 2 days—

exd No Jacob Bleiner The same — 2 days—

Ord that the sums be adjourned until tomorrow in
Course. —

Benja Harrison

Monday 1st Sitt

At a Court held for Rockingham County at the Court House on the 23rd April 1798

Present Benjamin Harrison
Andrew Sharpless
Joseph Baker &
Charles Lewis

1 Voland to Voland Power &c, Proved by L Williams one of the witnesses thereto

1 The same to the same Bond of Relinquishment, The same

1 Deed of Transfer from Keisler to Folins, proved by the oaths of L Williams L Williams one of the Witness thereto

2 Jno Hoffman &c, to Hartman Acknowledged the same Acknowledgment taken & OR

1 Petition Long to Body, Acknowledged & OR

~~1 Deed Burd Smith & Barton to John~~

2 Deed Conveyance to Whigler & Wife Acknowledgment taken as the same deeds & OR

1 Bello Crum Caveat to Kentuck. Certify summons to Sam and OR

1 The same to Ardis The same

1 The same Hamilton Lease to M Smith Acknowledged & OR

1 The same to Hunnicutt The same

No 120

A Deed of B Sale from Robertson &c to Brannan ~~Certificate agreeable to the form of Certificates~~ being Certificate agreeable to the form of other foreign deeds in Orders to be Recd

No 1 ditto Chun to Wren Proved by the Witnesses thereto & OR

~~ditto to~~ The same to The same

~~Deed from Doody~~

A Deed of Lease & Release from Doody &c to Gilbert further and fully Proved by the Oath of Geo. No 2 Beaty who proved the Signatures of ~~two~~ John Harvey & Edward Williams Witnesses thereto and who is sworn the Witnessing of the Sd Deed is Deceased ~~—~~ & OR

1st A Deed of B Sale Annicroat &c to Commissioners acknowledged & proved taken & OR

No 2 The same ~~to~~ Augustus Annicroat &c to C. Annicroat ~~to the same~~ The same

+ A Deed Smith &c to Harshbarger Proved by the No 3 Witnesses thereto & OR

A Deed Beggs to Fortenbine acknowledged by No 4 John Ruffner Attorney in fact for Sd Beggs which together with the seven ~~Power~~ Powers of Attorney are Ordered to be Recorded

A Deed Rickebaugh to Roof acknowledged & No 5 OR

A Deed Beggs &c to Hunsickhouse acknowledged No 6 & proved & OR

+ A Deed of Lease from Hoots to Allen acknowledged No 7 & OR

~~Present James Beggs Gent~~

A Deed John Fox to Merideth acknowledged & proved in Court & ordered to be Recorded

A Deed Harrison Fox to Watson acknowledged & ordered to be Recorded

An appraisement bill of the Estate of Nicholas Shane Deceased returned & ordered to be Recorded

Present Taylor Yancey
& James Beggs } Gent

Absent Charles Lewis & Joseph Baxter Gent

A Deed Harvey to Beesly proved by Two of the Witnesses thereto —

Margaret Null orphan of George Null, came into Court & made choice of Michael Sheler as her Guardian, who Entered into bond and Security in the Penalty of $15,00 Conditions as the Law directs —

Campbell & Steel upon a Notice for Money paid as Security to Matthias Arnon. Notice proved and the Defendant being call'd and not appearing, Judgment is Granted them for the sum of £12.19.11 Debt & Costs —

Elizabeth Cline orphan of George Cline came into Court and made choice of Henry Moyer as her Guardian who with Security entered into bond in the Penalty of $1500. Conditioned as the Law directs —

Fackler vs. Lofland upon a Notice for fine for not returning an Execution issued out of this Court.

by the said Bill against Mathias Simon
Proten proved, and the Defendant being solemn
do = ly called Did not appearing The same is Continued
until next Term & Morrow.

A Deed Road case &c to Graham acknowledg.
do Wifes acknowledgment taken & OR

A Deed Francis Reilly to Daniel Boughner Proved
by the Oaths of three of the Witnesses thereto & Certificate
do of the Privy Examination of the wife taken & Certified & OR

A Deed from Mr. Carpenter &c to Jacob Peine Returned
do and being authenticated agreeable to Usual forms
of other foreign deeds is Ordered to be Recorded

A Commission of the Privy Examination of the
do wife of Francis Reilly to Francis Meadows
being Returned Certified as the Law directs is OR

~~A Deed to Daniel Boughner &c~~

A Deed Campbell &c to Herdman acknowledg &
do Wifes acknowledgment taken & OR

A Deed Heffman &c to Ets The same same
do

The last will and Testament of John Rice
Deceased was Presented in Court and Proved
by the Oaths of Two of the Witnesses thereto & OR and
do also the Codicils annexed to the said will was
Proved the Oath of John Rice Jun. one of the
Witnesses thereto

A Deed Roadarmer &c to Roarbaugh Proved
do by the oath of Andrew Shanklen (Wm Ryland) one of the
Witnesses thereto — The commission of the Privy examination of the
said wife Returned certified & OR

An assessment bill of the Estate of Peter Rolar
do Deceased Returned & OR

Deed Bowyer Sheriff to Kountz. Proved by the Oath of Two of the witness thereto. Dower the Commission of the Jurry Examination of the wife of the said Bowyer being returned Certified as the Law directs is OR

Deed The same to The same same

On the Motion of Samuel M Williams, Clerk of this Court Henry D. Gamble is admitted his deputy Sworn accordingly

Deed Chesnutt & to P. Whitmyer acknowledgt Certificate acknowledgt taken & OR

Ord that the Court be adjourned until to Morrow Morning 9 Oclock Benj Harrison

Tuesday April 24th 1798

Present

Benjamin Harrison
Andrew Shanklen, John Evans } Gent Justices
and Asher Waterman

On the Motion of Hugh M Cauley It is Ordered that an Ordinary license be Granted him to Keep a Tavern at his house in this County for one year on his Entering into bond and Security with the Clerks office according to Law, and he pays as the Law directs

Deed of Sale from Boshang Sheriff to Whitmyer. Acknowledgment and Certificate of Acknowledgment taken & OR.

Ordered that the Guardian of the Poor bind Nancy Hall
orphan of John Hall Deceased to John Reeves Jur.
as the Law directs —

No On the Motion of David Lord It is ordered that
Said Sole Admrs of Nathaniel Sole Deceased be Summon
ed to appear here at June Next to Settle the
Estate accounts of the said Deceased — as the Law
Directs —

+ No Deed of B Sale from George Russell Esq to W. Denton acknow
ledged & Wife acknowledgment taken & OR

+ No Deed of B Sale from Thomas Reeves to Thomas Carlisle
son, acknowledged by John Reeves Jur. attorney in fact
for said Thomas Reeves which together with the said
Power of attorney are ordered to be Recorded.

No Writ to day dismissed agreed.

No Deed of B Sale from Chesnut Esq to Blain wife
Acknowledgment taken as the Law directs is ordered to
be Recorded — Certificate

Michael Fackler & Smith Holland upon a Notice
to give him for not returning an Execution, issued out
of this Court by the said Pltf against Matthias Simon
Notice being proved yesterday Continued until to day.
This day came the parties by their attorneys and for
the motion of the Pltf. It is ordered that Judgment
be Granted him for the amount of the said Execution
with Interest after the rate of 2½ per cent per month
the amt of the said Execution Damages from the Return day
thereof till this day & Damages with the legal Interest on the
amount of the whole sum till paid & Costs.
Settlement of the Estate of George Shoemaker Esq
& OR

Present
W. Herring Gent

Mr Paul v Harrisons admrs Contd
Mr Wise v Lyrin same
Mr Story v Huffman same
Mr Bodine v Denton Deft call'd not appearing Judgment per note & Interest Costs.
Mr Pearmon ass v Rutherford & Deft The same the same
Mr Albright v Ahl cont'd
Mr Evens exrs v Shanklen dismissed
Mr John Hoover v Woolf Deft call'd not appearing Judgmt per note Interest Costs.
Mr Boon v Smith The same the same
Mr Gambell admrs v Lindsay & The same The same
Mr Slaffer v Apple Contd
Mr Mathews v Hoover Contd
Mr The same v Tiffney Defendant Call'd not appearing Judgment for £5.9/- the balance of the ass Int Costs
Mr Robbins v Frue Judgment agst Frue per note Int Costs
Mr New Summons as to the other Contd
Mr Taylor v Mowry & deft call'd Judgmt agst Attorney as to the other by Return
Mr Jennings Exr v Barr Defend call'd not appearing Judgmt for per account Int Costs
Mr Bowcutt v Shaver The same not appearing Judgmt per Petition Interest Costs.
Mr Brown v Zimmerman The same Judgmt per note Int Costs
Mr Plaintiff

Stickley Exrs & Miller N.S. ✗

Chandler is May Deft call. not appearing. Judg. per
rule Intt Costs

Richard is Perley The same the same

Brannen is Newton Contd ✗

Hill is Newton contd ✗

Walkub is same Contd ✗

Johnston is Harris Defts call. not appearing Judgt
Intt Costs —

Good is Moore The same The same

Chandler is Wright The same The same

The same is Jeffrey Contd ✗

Morgan ap is Moss Deft call. not appearing Judgt
for Petition Intt Costs.

Woolf is Nash N.S. ✗

Wise is Bush N.S. ✗

Vaux is Goodwin dismissed agreed ✗

Keeler to Holmes dismissed agreed ✗

The Plats and Original title Papers of Jacob Boshang
being returned into Court together with the Resurvey
ordered thereon by the Surveyor of the County and the
Court having Examined the said Survey by the said
Original Plats Papers, Are of the Opinion that the
said Survey is just and Reasonable and do order
that the same be Certified to the Register of the
Land Office as the Law Directs —

George Kidd & William Eggers Upon an attach.

This day came the Plaintiff by his attorney and the sheriff having Returned on the said attachment Executed on 2 Cows 6 head of sheep 2 beds one saddle &c the Property of the said Defendant, and the Garnishee having Produced three Defendants three notes of hand amounts in all to £22.18.6. Judgment is granted him for the amount of the Three notes aforesaid agreeable to the Specialties with Interest Costs & Order of Condemnation as the law directs —

A Deed of Bargain Sale Roadarmel &c to Rankin proved further and fully proved by the oath of William Ireland one of the Witnesses thereto & R.

A Deed of Transfer from Paul Eastland to V. Fowland proved fully proved by the oaths of Benjamin Smith & James Brown the witnesses thereto & R. T. C.

A Letter of attorney from Fowland to Fowland proved the same & Recorded the same

A Deed of Relinquishment from Fowland to Fowlands Heirs proved the same & Recorded the same

A Bond for sundry Property from John A Shaffer to George Penn & proved by the witnesses thereto & R.

Present Asher Waterman Esqr

A Deed of Bargain & Sale from Carpenter to Penn returned Certified & Recorded & Law of other foreign Deeds. & R.

On the Motion Benjamin Smith administration
of abt and Singular the Goods & Chattles of the Estate
of Joan Smith, is Granted him he having
Entered into Bond and Security in Penalty of £800. & made
oath thereto according to the Law directs. Order'd that
Thomas Harrison, Reuben Harrison, Frederick Stanger, & Asher
Waterman or any three of them being first Sworn
be appointed to Appraise the Estate of the said
Deceadent and make Report thereof to the
Court as the Law directs —

Ordered that the Sheriff pay Andrew Shanklen Esq out
of the Deforsums for the Year 1797 as per Account
Rendered —

Ordered that Sabastian Stonebraker be appointed
Surveyor of that part of the Road where of Voluntine
Woolf was late Surveyor of in the Room of the said
Woolf and that the Usual Tithables
appointed to work on the said Roads be allotted him
for his Gang to work thereon and Keep the same in
Good Repair as the Law directs —

Ordered that the Sheriff pay unto George Cline the
sum of £3. 25 cents out of the Deforsums for the Year
1797 as per Accounts Rendered —

Ordered that the Sheriff Summons Levi Thomas
to appeare here at Next Court to shew Cause if any
he can or Knows to say why his Children should not
be taken from him and Bound out by the Overseers
of the Poor as the Law directs. It being suggested that
he is not in Circumstances to Raise and Educate

them in a Decent Manner.

On the Motion of George Snodder It is Ordered that he have leave to Open a Road from the end of the Lane Between him and Alexander Herring, to Entersect the Road Leading from Rockingham Court House to Mogills Ford on the North River, (at the Gap of the Hill) and that John Preston the Overseer of the former Road Leading near the same Course (after the same is Opened) do with the usual Tithables keep the same in Good Repair as the Law directs.

Ordered that an Election be held in the East District at the house of Adam Harshbarger for the Purpose of Chosing three fit and discreet persons to act as Overseers of the Poor for said District on the first Monday in June Next and that Layton Yancey be appointed to superintend the said Election, Also an Election to be held in the North part of the same day for the same Purpose at the house of George Short and that Ezekiel Harrison ~~of the~~ be appointed to superintend the same — and also that an Election be held in the South District on the day aforesaid at the Court house of the said County for the Purpose aforesaid and that Henry I. Gatewood be appointed to superintend the same. and It is further Ordered that the Sheriff Give Public Notice to the Free Holders and House Keepers in each district of the time and place of Holding the aforesaid Elections.

Deed of Bill Sale from John Shulbarger to John Shank acknowledged and OR

MINUTE BOOK 4 PART 1

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An ~~xxx~~ account of the Guardeen ship of John Huston with the Heirs of ~~Edward~~ Collens ~~Barony~~. was Returned ~~xxx Ordered to the Barony~~ to Court in the following Words to Wit —

To 1 Bond for ~~£12~~ . . . . . £12 " 0 " 0.
To Interest on the same ~~from~~ for 4 years say ~~from~~ to March 1798 . . . . . }
To 1 ditto for . . . . . 16 " 2 " 0.
To Interest on the same for 3 years to March 1798 . . . . . }
To 1 ditto for . . . . . 11 " 0 " 0.
To Interest on the same 2 years to the 3rd March 1798 . . . . . }
To 1 Ditto for . . . . . 6 " 8 " 0.
To Interest on the same for 2 years to the 4th March 1798 . . . . . }
To ~~an~~ ditto for . . . . . 22 " 0 " 6.
To Interest on the same for 9 year to the fourth March 98 . . . . . }
To 1 Ditto for . . . . . 26 " 2 " 0.
To Interest on the same for 1 year to the fourth March 98 . . . . . }
To 1 Ditto for . . . . . 1 " 6 " 0.
To Interest on the same for 1 year to the 4th March 98 . . . . . }
To 1 Ditto for . . . . . 6 " 0 " 0.
To Interest on the same for 3 years to the fourth March 98 . . . . . }
To Twelve Pounds due from the said John Huston as Guardeen as aforesaid to the said Children . . . . . 12 " 12.
To Interest on the same for 9 years to 4 March 1798

Ordered that Samuel McWilliams

Samuel McWilliams To the Court of Rockingham Cty. Dr.

To your assumpsit for John Lowry for the Rent of the Old Court House . . . £ $40.00.

Ditto - - - - - Cr.

By the the amount of John Koontz account for Blanks Books furnished the Clerks Office £ 16.18.

Balance due the County $21.82

Ordered that Samuel McWilliams Purchase for the use of the Clerks Office, a Good safe for the Purpose of Preserving the Papers and files of the said Office out of the Money in his hands. agreeable to the above balance

Ordered that the Sheriff Summon all the acting Magestrates in this County to appear here at Court Next in Order to make out a True statement of all those that has Removed & Refused to act agreeable to the Governors Letter

Copy.

Court Rose ~~Motion of Thomas~~

Ordered that the Court be adjourned until Court in Course

Benja. Harrison

Monday to wit

At a Court held for the County of Rockingham the 28th day of May 1798

Present Benja. Harrison
William Harris
Taylor Yancey & Gent. Justices
James Beggs.

John Munroe Esqr. produced in Court a license, and he is admitted to Practice, as an attorney in the Superior and Inferior Courts of this Commonwealth, and he having taken the usual Oaths prescribed by Law is admitted to Practice in this Court.

On the Motion of Daniel Coffman for an Inclosure of his Land lying in this County. Notice is ordered as the Law directs. Continued until the Court next

Hains v Prosser dismissed agreed.

Sellars &c. to Replevie John Smith S.B. Office Judgment set aside payment & Issue.

Mason &c. vs. The same The same

Philips Deeds a Witness for G. Hains agst. Prosser allowed 2 days attendance

John Hains The same The same

Swing vs Shaver John Hoover S.B. Office Judgment set aside payment & Issue.

Smith vs Helmick dismissed by Return

Grand Jury Sworn for the Body of this County to wit
John Rush Gorman, Daniel Tuckle, Daniel Feaney,
Casper Messore, Thomas Lokey, Samuel Baker, William
Scarborough, Richard Rozer, John Peterfish, Robert
Magill, William Fowler, Thomas Gordan, Peter Brason, Wm.
Gaul, Joseph Coconour & Jacob Nicholas, who Received there
Charge and Retired from the Bar to Consult of there
Presentments, and after some time Returned into Court,
and made the following we Present the Nothing further
appearing to the same is discharged & It Ord that Process
Issue Returnable as the Law Directs

Ordered that the Overseers of the Poor Lines Michael Connally who
was formerly Bounden to Michael Wise, unto Anthony Roades,
as the Law directs, and the said Anthony Roads agrees to
Give the said apprentice Ten Dollars, at the End and
above what the Law allows

Leighart vs Perkey on the Motion of the Defendant by
his Attorney. It is Ordered that the Judgment awarded
at the last Court be set aside and the Execution be Quashed
and that the same be Redocketed at the Costs of this Traverse
and that Costs follow.
the finings determination of this Petition

No Court vs Lowrey dismissed

No Byerly vs Logan & Samuel M Williams S.B. Offer Judgment
Set Aside Except Issue

No Court vs Long. Ord Process for Swearing according to Law.

No Hargrave vs Holsberry Ord Capias Information

Harnet vs Proft, Office Judgment set aside Traynt for Irregularity Joinder

Commonth vs Joseph Kingary Jury Sworn to try the Issue to wit James Ewen, Thos Crookshanks, Jacob Chrisman, Peter Ler, Christian Leeker, John Armstrong, Daniel Delphey, Morris Morrison, John Woody, Josiah Harrison, David Coffman & Abraham Byrd who found for said the Defendant Guilty & assessed his fine to $2.66 Damages. and on the Motion of the Defd by his atty he filed an arrest of the said Judgment the following errors Contempt for Irregularity

Rogers vs Maynard, Isaac Depo. S.B.

~~Miller vs Miller & Anthony Roads S.B~~

Hamburger vs S. Penn Alexander Herring S.B.

Comth vs Harris fined for swearing according to Law

Miller vs Miller & Anthony Roads S.B. Office Judgmt set aside Traynt & Issue

Harris exors vs Dougherty & Two suits Dismissed at the Defts Costs

Wayt & Taylor vs Fowlerman S.B Office Judgment set aside Traynt & Issue

Comth vs Lee fined for swearing three Profane oaths according to Law

Gambill ass vs Denton Thomas Dunkinson S.B.

Comth vs Long Order Information dismissed at the next Court

Isaac Vancleft a Witness for Kingary 4 Comth allowed 1 day attendance

Comth vs Hughey Order Information dismissed

Comth. vs Doherty. Jurors for swearing Cert. Profane Oath according to Law

Said Woodf a Witness for King ays Comth. allowed 8 days attendance

Myers vs Roads S. B. Office Judgmt. sd. aside Payment & Issue

Leonard vs The same — The same

Spangler ass vs Stanwood &c. Office Judgmt Reversed and dismissed agreed

Present Charles Lewis & John Wesley Gent Ass.
Absent James Boggs & Layton Harvey

Woods & Nicholas vs Harrison Josiah Harrison S. B. Office Judgment sd aside Payt & Issue —

Commonwth vs John Hite Order Information at the Next Court

Coalter vs Huston Jonathan Shipman & John Reeves S. B. M. E. sd aside N. A. and Issue

Commonwth vs Shawyer dismissed

The same vs. Connally same —

Ord that this Court be adjourned until to Morrow Morning 10 o'clock.

Benja Harrison

Tuesday 29th May 1798.

Present
Benjamin Harrison
William Herring
Andrew Hamilton, Jr.
John Evans
Gent. Justices.

John Crockshanks v. John Buck. Injunction Granted to stay all Other and further Proceedings on a Judgment Recovered against the Pltf. by the said Defendant at Common Law. until the Matter shall be heard in Equity on his the said Pltf. entering into Bond in the sum of £20. with Security in the Clerks Office, within one Month as the Law directs.

Brannon v. Boyd. Christian Miller & Henry. Sprinkle S.B. Office Judgment set aside Payne & Issue.

The same v. The same. The same.

Mayl & Taylor v. Hale John Boyd S.B. Office Judgment set aside Mayl & Issue.

Winslow v. Marshall & Coffman upon a Bond taken for the Delivery of Property Notice Proved as to Marshall. Judgment and Execution awarded accordingly.

Parsons exors v. B. Berry. Office Judgment set aside Payne for Security & Issues.

Johnston v. Herron Samuel Williams S. B. Judgment confessed by the said Samuel Williams with the 1st day of Execution until 1st October Next.

Marshbarger v. Snapp &c. upon a bond taken for the delivery of Property, Notice Proved, Judgment, and Execution awarded accordingly.

Riffe a/c v Stone &c upon a ~~Judgment~~ Action Bond taken for the Delivery of Property, Motion for over as to Stone, & Motion being confessed by Smith & Gland. Judgmt & Execution awarded accordingly —

Elizabeth Williams who was summoned to appear here to shew cause why she should not return to John Gunn, (who she was bound to by the overseers of the poor) personally appeared in Court and being heard, It is Ord. that she return to her said Master there appearing no cause for her leaving him, and It appearing to the Court that her said Master is not living in this County to receive her, It is further Ord. she remain with said Abbot until she shall come forward to receive her, or until the further order of this Court —

Committ. v Smith upon a Presentment of the Grand Jury, Parties heard & Order Information be filed —

Mathews v Carroll Cont. dft.

Williams &c v Green ~~Same~~ Cont.

Worster v Rankin &c Ins. Rehearing.

Present Asher Waterman Gent.

Absent, Benja. Harrison Gent.

~~Matthews who was Sworn to try the Issue between Smith & Berry~~

Berry v Smith Cont.

Abbot v Rankin Cont. until to Morrow at Defts Costs.

Present Benjamin Harrison Gent

Absent Andrew Shamblen Gent.

Slater vs Kean Plea of G. I. withdrawn Jury sworn to try the Issue to wit Edward Collens, Hugh Vivien John Hull, Charles Beard, James Ryle, Elias Vickers Arthur Davison, Henry Fowlerman, James Rego, Philip Woolf, Christian Ryffer, & David Coffman, Verdict for Defendant & Judgment

Miller vs Clemens discontd agreed

Cromwell Deft a Witness for Clemens ads Miller allowed 1 day attendance

Ld & Ferrell The same The same

John Miller The same The same

Present John Ewens. Gent
Present John Vanneman Gent
Present John Wayl Gent

Ord that the Rules be held in the Clerks office, on Thursday the 31st this Instant and on the days after the fourth Monday in June and July next agreeable to the Act of Assembly in that Case made & provided as the Law directs

Wayl & Taylor vs Hamilton Office Judgment set a side

Wayl for Security & Joinder

Ord that this Court be adjourned untill to Morrow Morning 10 Oclock

Henry Harrison

Wednesday the 30th day of May 1798.

Present Benjamin Harrison, William Herring, John Ewens & Asher Waterman } Gent. Justices.

Swaggart v Corcoran Judgment per award.

Goode v Allenback James Allen & Joseph Keller Security for Costs.

Slater v Rean on the Motion of the Plaintiff by his attorney for a new Trial, on the Verdict of the Jury in this Cause Yesterday, which upon argument was Overruled, the Court being Divided.

Crawford by his attorney Slater v Rean on the Motion of the Defendant, for leave to Add the Plea of Justification to his former Plea, which was Granted and remanded back to the Rules for Replication the Plaintiffs attorney not agreeing to Reply at this Bar,

Joseph Davis a Witness for Rean at Crawford Slaters attended 3 days attendance and Traveling 120 Miles Comming the same in Returning.

Christian Hana The same The same

George Hana The same The same

Margaret Hana The same The same.

Newton v Newton &c. against } In Chancery

This Cause Comming on to be heard on the Bill answer & Exhibits, and argument of Counsel, & the former Commissions not having Reported, It is Ordered adjudged.

and Decreed, that William Herring, George Huston, John Rush Christian Riger or any three of them, (the parties having Notice of the time) do go upon the Lands in Controversy and lay off for the Plaintiff by Meets and Bounds, one half thereof, having respect to Quantity and Quality, being that portion Devised, to the Plaintiff by, Further and make Report thereof to the Court, and that the Surveyor of said County do attend them for the Purpose of Making said Division if Necessary. But that the said Commissioners are to make said Division Independant, or Exclusive of that part of the Land Claimed by Ingle Bowyer, he not being a part to this suit, and it is further Ordered that the said Commissioners do state an account of the Rents and Profits of the said Land, so laid off, since the year when the Widow of the said Decedent died and make Report thereof at the same Time—

Absent. Benjamin Harrison Gent.

Present, Andrew Chandler Gent

Rolston & Thirsey Plaintiffs & Pltf Costs

Shettmans exrs & Rogers, Jury Sworn to try the Issue to wit

William Fowler, Abraham Funk, John Hall, Alexander Herring, John Page, Bathewel Herring, William Reed, Roger Mallowry, Arthur Davison, John Davis, James Riggs and Henry Fowberman, Verdict for Plaintiff for £5.11.5 & on the Motion of the Defendant by his Attorney a Non suit is awarded ~~& Judgt for Costs~~

Ahl & Rankin Cont. Defendant

Peter Koontz a Writt for Ahl & Rankin allowed 3 days Attendance.

Daniel Teamy [illegible] The same The same
2 days
Exors ats Ewen Court Defts

John Woodshanks The same The same 1 day

Barbara Barns The same The same 2 days

Ewens exors Ewen Court

The same The same Plea Warra & Judgmt Confessed
by John Rabbe Esqr saving his Equity — Pltf Costs

Absent Asher Waterman & John Ewens Gent
Present Benjamin Harrison & John Boyd Gent

Ewen Ewen Esqr & Jurors Jury sworn to try the Issue to wit
Thomas Gillingham, Morris Morrison, Jacob Lingle, John
Lingle, John Morrison, Richard Ragen, John Koontz, Charles
Beard, Jonathan Shipman, Joseph Hall, Daniel Ragen &
Thomas Hollow Verdict for, by consent & is ordered that the
Verdict & Jury Verdict be taken Plea Mayt Gent

John Shellman a Witness for Shellman exors & Ragen allowed
2 days attendance —

William Donaven Sen The same The same 2 days.

Pete Ewen & Mallowry Office Judgment set aside & Judgmt
for Security & Issue

Rule as to The same The same

The same & The same The same

Cornelius Cain a Witness for Erwin Lea & Lowry attorney 6 days attendance

Joseph Fawcett The same for the same 4 days.

Francis Stuart The same for the same 5 days.

William Wilson a Witness for Erwin Lea & Lowry allowed 6 days attendance, & Traveling Bottles, in coming the same & returning Twice

William Fowler a Witness for [illegible] ads. Erwin Lea allowed 6 day attendance

Miller
&
Harrison } In Chancery.

Ordered that the Surveyor of this County do go on the lands in the Complainants bill mentioned on the second Monday in June next & run out & divide the same agreeable to the Decree made in this Cause at March Court last the same not having been Executed, and make Return to July Court Next and it is further Ordered that upon Notice of this Order being given to the Surveyor he shall proceed Instantly.

Ord that this Court be adjourned until to Morrow Morning 10 o'Clock.

Benj. a Harrison

Thursday the 31st day of May 1798

Present, Benjamin Harrison,
Andrew Shanklen
John Hoyt & Asher
Waterman } Gent. Justices

Erwin Lux v Lowry by Consent of the Parties by their attornies
that the Jury in this Case, should deliver their Verdict to Asher
A Waterman & John Hoyt Gent, which was done accordingly,
in these words to wit, We of the Jury find for the Plff.
1 penny Damages & Judgment

Adam Bear v Daniel Dickerson WE set aside N. A. &
A Joinder Jury. sworn to try the Issue to wit John Morrison,
Francis Stuart, James Riggs, Arthur Davison, Robert Kyle
David Spangler, John Wise Sabastian Stonebraker, John
Mefsick. Alexander, Herring, Jonathan Shipman & Abraham
Funk. Verdict for, Defendant & Judgment.

A Showalter v Blain Cont. Defendant

A Capias ad. v Refsett Plea Wager & Judgmt. Confessed
agreeable to Specialty Int. Costs.

A Kershner v. Showalter Cont. Defendant

A Perkey ads. v Somerset Plea Wave & Judgment Confessed
agreeable to Specialty Interest Costs.

A Hull v Herring Cont.

Johnston adtis Pickering Jury sworn to Inquire of the Damages, to wit James Davis, James Lyle, Henry Fowberman, Daniel Ragen, Christian Fleckenger, Martin Coffman, Bathuel Herring, Archibald Retherford, John Sheridan, George Newton, Samuel Chandler, Robert Gwin Verdict for the Plt. for Debt & Declaration Mentioned & 1 Cent Damages & Judgment &

Carthrae v Mackall Jury sworn to Inquire of the Damages to wit the same Jury as in Bare v Dickerson Verdict for the Plt. for 1 Damages & Judgment for Defendants Costs —

Fawcett &c v Boyd &c set aside G.J. & Coender Jury sworn to try the Issue to wit. The same Jury as in Johnston Exrs v Pickering Verdict for Plt. $ 22 Damages & Judgmt.

Joseph Dean, a Witness for Dickerson ads Bear allowed 4 days attendance and Traveling 36 Miles in Summoning & the same in Returning — 1 81 Cents for 4 Forcages for coming & going the same for retiring

Wiley Jones the same for the same 4 days & the same Forcages —

Good v Allenbach Capt Deft &

Johnston v Showalter &c Affirm Judgment set aside Payment for Security & Issue

William Donaven Law a Witness for Dickerson ads Bear allowed 2 days attendance Not Examined

Miller v Funk dismissed agreed

Absent John Wayt Gent
Present John Ewing Gent

M Kinsey ass^t v Holton, Jury sworn to try the Issue to wit

Ad The same Jury as in Bear v Dickerson Verdict for Plt for the Debt in the Declaration Mentioned & Damages. Subject to a Credit of £4, 11/6 in August 1795 & Judgmt

Ep Zachariah Belsh Belshey a Witness for Dickerson as Bear allowed. Copy & 3 day attendance, and Traveling 36 Miles in coming and the Same Delivd to in Returning

Mealy v Fowberman, Jury sworn to try the Issue to wit

Christian Hetzenger, Martin Coffman, John Sheridan

Ad Archibald Retherford, Bathuel Herring, Carrie Ragen, Isaac Depo. Lewis Lyle, Mark Newland, Robert Guin, Thomas Holton & Jacob Showalter Verdict for Plt. for the Debt, & in the Declaration Mentioned & Damages & Judgment

Smith v Loftus Jury sworn to Enquire of the Damages to wit

The same Jury as in Mealy v Fowberman Verdict for the Plaintiff for £4 Damages & Judgment &

Gell ass^t v Miller Plea sworn & Judgment Confessed saving

Ad Equity agreeable to Specialty Interest & Costs

Brady v Layton Jury sworn to Enquire of the Damages to wit

The same Jury as in Bear v Dickerson except John

Ad Smith in the room of John Wise Verdict for Plt. for Damages & Judgment

Ad Miller v Woolford adm^rs Cont. Pefft

Ad Wharland exec^rs v Kefelt Cont

Shaw

Ad George Eaves a Witness for Miller v Woodford adm^rs allowed 3 days attendance & Traveling 23 Miles in coming & the same in Returning

Ad Brady v Mc Farland exrs Covt

Ad Washer ass v Mathews Plea Warrd & Judgment Confessed agreeable to Specialty Ints Costs &c

Ad Hermans exrs v same The same

Ad Holliday v The same The same

Ad Means v Ryon Jury sworn to Enquire of the Damages, to wit The same Jury as in Brady v Layton, Verdict for the Plaintiff for 1d Damages & Judgmt

Ad Chrisman ass v Freed & Jury sworn to try the Issue to wit the same Jury as in Means v Ryon, Verdict for the Plff for the Debt in the Declaration Mentioned and 1d Damages & Judgmt

Ad Foster v Shaser Plea Warrd & Judgmt Confessed, agreeable to Specialty Ints Costs saving Equity

Ad The same v The same The same

Ad Andrew Brown a Witness for Foucalt 4 Days allowed 4 days attendance

Ad Jacob Beatz the same The same 4 days.

Ad Salvage v Click Plea Warrd & Judgment Confessed agreeable to Specialty Ints Costs

Ad Chrisman v Maginnis The same The same

Ad Early v Barkley The same The same

Ad Peffle ass v Deleony The same The same

Ad Hunt exrs v Power Covt

1857.

Snapp vs Yeast. Plea waived & Judgment Confessed agreeable to Specialty Into Costs

Dunlap vs Reese & Judgmt Reversed for £16.11.1 1/3. Into Costs —

Donaghe vs Rales Plea Waived & Judgment Confessed agreeable to Specialty Into Costs.

Roulston vs Hoover The same The same saving Equity W. Eselasing N.G.

Herring vs Dean, Jury sworn to try the Issue to wit David Spangler, John Morrison, Francis Heard Alexander Herring, Charles Beard, Jonathan Shipman, Robert Kyle, John Smith, William Stone, Sabastian Stonebraker, John Mefford, & Abraham Funk Verdict for Defendant & Judgment

Arthur Davison allowed for Dean as Herring attorneys 3 days attendance

James Riggs The same for the same 3 days.

Thomas Gilmore The same for the same 3 days.

Stonebraker vs Fleckinger, Jury sworn to try the Issue to wit Peter Archentrout, Arthur Davison, James Davis ~~Arthur Dan~~ Archibald Rutherford, Daniel Rager, John Sheridan, David Spangler, Thomas Dolton, James Riggs Robert Quinn, Casper Hains, & Jacob Shewalter Verdict for Plt. for £7.11.1½ Damages & Judgmt

Fowlerman vs Healy Injunction Granted to stay all Further Proceedings, on a Judgment obtained by the said Defendant against Plt. & until the Matter shall be heard in Equity, on his the said Plt. entering into bond Security in the Clerks office within one Month as the Law directs.

Rosh Lea v Smith — Jury sworn to Enquire of the Damages
to wit John Smith Alexander Harkins George Letts John
Boyd John Mefsick Jonathan Shepman Sabastian Stone
Baker Henry Fowlerman John Morrison Isaac Depo
Charles Beard & Martin Coffman Verdict for Plt.
for 1 Cent Damages & Judgment

Joseph v Mims Cont. Deft.

Pretzman v Harrisons admrs Cont.

Jameson v Kefsell Cont.

Kean v Crawford &c. Cont.

Harmon v Hoffland Cont.

Brady v Craig Cont.

Mallowry v Long same

Ahl v Shaffer Cont.

J. Herring admr v A Herring admr Cont.

Charles Hoffland Esqr Produced in Court a Commissi
on from under the hand of his Excellency James
Wood Esq. Governor of this Commwth with the seal of
the said Commwth thereunto annexed, whereby he is appointed
Escheator of this County who entered into bond Security
and Made oath thereto as the Law directs

Charles Beard a Witness for Stoutenburgh v Fleckenger
allowed 4 days attendance

Isaac John Depo. the same for the same 3 days.

Exd Voluntine Woolf the same for the same 7 days.

Exd Abraham Funk The same for the same 5 days.

Exd William Stone The same for the same 3 days.

Exd Martin Coffman a Witness for Fleteuger ats Stonebaker
rond allowed 5 days attendance

Exd Robert Gwin a Witness for Herring & Dean allowed
5 days attendance

Ord that this Court be adjourned untile the fourth
Monday in June next Benj. ats Harrison

Monday. to Wit

At a Court held for the County of
Rockingham the 25th day of June 1798.

Present Benjamin Harrison
William Herring
Andrew Shanklen &
~~Lazarus Bigg~~ Joseph Baxter } Gent. Justices

Ordered that Andrew Shanklen & John Ewen Gent be appointed
to Settle the Estate a/c of Frances Green Deceased with the
Exors thereof & make Report to the Court

Bill of sale from Daniel Shyrtacker to John Rust was
Presented in Court and proved by a Witness thereto & Ord.
to be Recorded

The Last will and Testament of Christian Harman Deceased
was Presented in Court by the Exors therein named and
Proved by the oaths of Two of the Witness thereto & Ord.

and the Motion of the said Excrs 1600 who with Security entered into Bond and Security in the sum of Three Hundred Dollars Dollars Conditioned as the Law directs and they having made oath thereto a Certificate is Granted them for obtaining a Probate thereof in due form.

A Deed Quin to Whitmyer Proved by the Witness thereto &Rc

A Deed of Relinquishment from Reuben Moore &c to Dunkerson & acknowledgt. Levies acknowledgment taken &Rc

The same Thomas Dunkerson to Thos Moore acknowledged by Reuben & John Moore Levies acknowledgment taken &Rc

The same to John Moore The same The same

The same from Thomas Moore to R. Moore The same The same

A Bond from Thos. Dunkerson to Reuben Moore &c Proved by the Witness thereto &Rc

The Codicil annexed to the Last Will and Testament of John Rice Deceased was Presented in Court and further and fully Proved by the Oath of Rebecca Porter, one of the Witness thereto &Rc. and on the Motion of James Quinn & Elizabeth Mary Rice & William Rice, Executors named in the said Will, a Certificate is Granted them for obtaining a Probate thereof in due form they having with security entered into bond and in the sum of $12,000. and made oath thereto as the Law Directs, and leave is Granted George Snodden the other Executor to Join in the Probate the said Will having been Proved at a former Court

On the Motion of Michael Noyer, son of Wolfrey Noyer, It is Ord that he be exempted from paying County & Parish Levies &

Whilst Gregnis Esqr. Produced in Court his Licence
to Practice as an attorney in the Supreion and Inferior Co.
of this Commonwealth, and he having taken the usual oaths
prescribed by Law is admitted to Practice in this Court.

A Deed Hartman Exrs to Richey acknowlgd. wifes acknowledgment
& OK

Ditto Kesling Exrs to Smett The same The same

Ditto Nogle Exr to Runnion, acknowledged & OK

Ditto Harrison Exrs to Shellman The same The same

Ditto an Instrument of Writing from Bowyer Exrs to Reiver
Proved by the Witnesses thereto & OK

An appraisement bill of the Estate of Jean Smith Deceased
Returned & OK

A Deed Kester Exrs to Kester acknowledged wifes acknowledgm
thereof & OK

Ditto P. Kester to Kester The same The same

Ditto Kester to Slusher The same The same

Ditto Fair Exrs to Koontz Proved by the oaths of Two of
the Witnesses thereto & OK

Ditto Fifer Exr to Kesler acknowledged by George Fifer, Jacob
Shirey, and the acknowledge of the same wives being taken as
the Law directs, and the acknowledgment of Malachi Fifer
Hillary this wife being certified by Geo. Lewis Loffler, Esqr. one
of the Justices of the peace for Yorke County in the State of
Pennsylvania, and his certificate being certified by John
Edel Prothonotary for the said County is Ordered to be
Recorded

A Deed Curry Exrs to Rogers Proved by the oaths of three
of the witness thereto & the Commission of the Privy Examinatio
of the wife of the said Curry returned certified is Ordered to be

1625

A Deed Shaver Lease to Shall Proved by the oaths of Two of the Witnesses thereto 1 OR

Ordered. Daniel Yocumber, Personally appeared in Court and made Choice of Michael Stumbaugh as his Guardeen, who entered into bond and Security, conditioned as the Law directs —

A Deed Espelin Lease to Rowland acknowledged wifes acknowledgment taken 1 OR

Ditto Rowland Lease to Floyd The same

Ditto Argubright to Argubright acknowledged 1 OR

A Deed of Mortgage from Pickering to Brewbaker Proved by the Oath of Andrew Bard One of the Witnesses thereto —

A Deed Huffman Lease to Grove acknowledged wifes acknowledgment taken 1 OR

John Rutherford came into Court and made choice of John Coontz as his Guardeen, who entered into Bond and Security as the Law Directs, and It is further ordered that the said Guardeen, have leave to bind his said Ward unto Peter Coontz to learn the trade of a Hatter and who agreed to Give his said apprise 50 Dollars what the Law allows —

Davis vs Executors, an Injunction Granted to stay all other and further Proceedings on a Judgment obtained by the said Defts against the said Pltf at Common Law, Untile the Matter shall be heard in Equity, on his the said Pltf entering into bond and Security with in One Month as the Law Directs

On the Motion of Daniel Coffman, for a Resurvey and an Inclusive survey of his Lands in this County which was Ord. from last Term, whereupon Andrew

Sp Bird one of the Parties whos Lands the said Coffmans Lains, Personally appeared in Court, and Consented to the said Survey, & the same is Ord. entrd. next Court.

Sp A Deed Kring Exr to Eyman acknowledged was acknowledgment taken & OR.

Sp Ditto, Ditto to Michael Troel. The same The same

Sp The same to Bryan The same The same

Sp A Commission of the Priv Examination of Elizabeth Harter & Barbara Motts Returned certifying as the Law directs is OR

Sp Ditto The same The same

Sp Ditto The same The same

Sp A Certificate of the Emancipation of Adam a Negroe, Belonging to Joseph Kains, was Presented in Court and acknowledged by the said Kains & Ordered to be certifyed —

Sp Reeves to Dunlap upon a Notice to Cont. entrd. next Court

Sp A Deed from Zimmerman Exr to Woods & acknowledged was acknowledgment taken & OR.

X Sp Do from Spotts Exr to Coontz Proved by the oaths of Jno Williams & James Brown two of the witness thereto and a Commission of the Priv Examination of the wife of the said Spotts. Returned certified & OR.

Sp The same from the same to Crowbarger Proved by Jno Williams one of the witness thereto. The same order as above.

~~Ord Thos Stevens spec~~

March Term Broadly, upon a Notice for an Inquisition of Partition of his Lands.

~~Woodly vs Mack on the 1st Mon of this Sept Court to Recover his Costs~~

Mack vs Woodly upon a Notice for an Inquisition
Court survey of his Lands by Consent of the said Mack the said
Opr Notice was with drawn, and on the Motion of the Defd by
Dfd his attorney for his Costs in defending the said Notice, and
upon Argument the Court are of the Opinion that no Costs should
be Recovered —

William Herring Produced in Court his Acc for Services
Rendered as a Commissioner of this County amounting to
Copy &c Delivd to W. Herring to be Exd 53 days. and the Court having Examined the said Acc
are of the Opinion that the time therein Mentioned is Reasonable
and do Order the same to be Certified — as the Law directs.

Ordered that John Phillips be appointed overseer of that
part of the Road where of John Woodly was late Surveyor
To the Ovrs. in the Room of the said Woodly, and that the usual Tithables allotted to work on the said Road be appointed
for his Gang to work thereon & Keep the same in Good
Repair —

Ordered that, Isaac Miller be appointed Overseer of that
part of the Road where of Samuel Miller was late Surveyor
To the Ovrs. in the Room of the said Miller, and that the usual Tithables
appointed to work on the said Road be allotted him for his Gang
to work thereon & Keep the same in Good Repair

On the Motion of Isaiah Shepherd for a Writ of Adquod damnum for the purpose of condemning one
acre of the Lands of Henry Smith the Notice of the same being Proved & kept said Smith
Exd Ord. at the place where the said Chapman is about to erect a
Dam across Beaver Creek in this County for the

purpose of working a new and great Mill which he is about to build upon his own Land, It is ordered that a writ do issue to the said Shepman to be executed on the Thursday before July court next. And it is further ordered by the Consent of the parties that the Surveyor of this county do attend for the purpose of ascertaining the line between the parties at the place proposed for the abutment of the Dam aforesaid —

On the Motion of Lewis Bowyer It is Ord that John Taylor, Martin Earhart, Samuel Fulcher, & John Huston any three of them being first sworn, be appointed to View that part of the Road lead from the Court House of this County to John Peter Mill so far as the same has been Turned, Beginning at John Taylors Stile House and leading from thence to the forks of the Road, and that they make Report of the Conveniencies and inconveniencies attending both ways thereof to the Court.

Ordered that John Harrison (Farmer) be appointed Constable in the Room of Henry Armentrout, and that he Qualify as the Law directs —

Ordered that Henry Sipe be appointed Constable, in and for the Town of Keyser Town, and its Vecinity there of —

A Deed from Kerby to Hammer acknowledged & O R.

Ordered that John Markell be appointed overseer of the Road leading from Swift Run Gap, to Staunton, and the Road leading from the same place to Rock fish Gap, Beginning at the Intersection of the said two Roads, and to continue to the County line of Augusta, and that all the Tithables within Two Miles of the said Roads be appointed hands for his Gang.

to work thereon and Keep the same in Good Repair &c

An appraisement bill of the Estate of Robert Samples Decd Returned & Rd

Deed from Humphries to Woolaver acknowledged & proved & Acknowledgement taken & Rd.

Ord. from Armentrout Dir to allow the same the same

The plat and Original title papers of Samuel Ewen being Returned into Court Together with the Resurvey made thereon by the Surveyor of the County aforesaid and the Court having Examined the said Survey by the Original Papers are of the opinion that the said Survey is Just and Reasonable and It is Ordered that the same be certified to the Register of the Land Office as the Law Directs —

On the Petition of John Smith for a View of a way for a Road, leaving the old Road ~~a little~~ that leads from the Brick Church past the Widow Smiths plan and through the Lands of the said Smith) a little on this side of Shoulderys on plan next to Peter Wrens and them Keeping a Streight Course from that place into Keysels Town, and It is Ord that David Darnell Peter Nicholas, John Rush & Christian Kyger, or any three of them being first sworn, do proceed to View the Two ways aforesaid, and that they make Report of the Conveniences and Inconveniences Severally attending the same to the next Court

Present John Ewen ~~Andrew Woodburn~~ Joseph Barbee Gent

Absent ~~Andrew Woodburn~~ Joseph Barbee Gent

Rashleer vs Ryan

Upon an attach the Sheriff having returned Executed in One Waggon Harness One Mare Three Cows & Two Calves 4 Hogs 1 Chest 1 Table 2 Bedsteads &c in the hands of Thomas Harrison Junr.

Rashleer vs Ryan

Upon an attach. The Sheriff having returned Executed in the hands of Thomas Harrison Junr & Thomas Harrison Senr as Garnishees Whereupon the said Thos Harrison Junr Personally appeared in Court and declared he had in his hands One Waggon Harness 3 Cows & 2 Calves 4 Hogs 1 Chest 1 Table & 2 Bedsteads &c the Property of the said Defendant

& Thomas Harrison Senr being sworn Declared he has nothing in his hands the Property of the said Defdt and the Pltf Producing the Defendant account for £6 11 0 Judgment is Granted him for the sum aforesaid and that the Sheriff make sale of the said Attached effects and pay the Money arising from such sale in discharge of the above Judgment if any there should be after the payment of Costs Pltf £6 11 0 that being the amount of the Garnishees Demand against the said Defendant and that the Pltf have Execution for the Residue &c

Ryley vs Ryan Upon an attach the Sheriff having returned Executed Summons Thomas Harrison Jun Garnishee who Declares as above and the Pltf having Produced the Defts Note of £5 and also an a/c for £11 16 4 Judgment is Granted him for the sums aforesaid Inte Costs and It Ord that the Sheriff make sale of said Effects pay the sums in discharge of the above Judgment

if any there should be after paying the Costs Garnishee
Demand as aforesaid / that he have Execution for
the Residue &c

Spangler vs The same

The same The same

Judgment for Debt Interest Costs and that the
Sheriff pay the same agreeable to the Order aforesaid
/ that he / the have Execution for the Residue &c

Ordered that Lewis Swanger Extrix of John Boone Deceased
Deceased be allowed a further Credit of $61 37 Cents
in the settlement of the said Deceased Estate &c

Reighart vs Perkey Cont. / Alt

Ebright vs Ahl Cont.

Harry vs Lane Memphis Judgment Confessed with
stay of Execution until 1st Sept. Next

The same vs P. Memphis The same stay Execution
until 1st August Next

Sprinkle vs Yount Disagreed

Salvage &c vs Green & same

Poulton vs Ireland same

Rogers &c vs Goodwin same

Harry vs Neely same

Sally Clarke a Witness for Ahl as Ebright allowed
6 days attendance

Smith vs Ferree Dismissed

Ord that this Court be adjourned until to Morrow Morning 10 o'Clock

Benjn Harrison

Tuesday the 26th June 1798

Present Benjamin Harrison
William Fleming
John Ewing &c Judges
Thos Madison
Thos Madison
Chandler
} Justices

Ord Storey vs Huffman Covt

Do Wise vs Grimm Do

Do Paul vs Harrison admr Covt

Do Bealston vs Showalter Insolvent Deft Called, Judgt nil per note Interest & Costs

Do Chandler vs Jeffrey Dismissed agreed

Do Mallett vs Denton Covt

Do Hull vs The same The same

Do Brannen vs The same The same

Do Mathews vs Hoover The same

Do Wise vs Bish Judgt per Note Interest & Costs. (Deft calld)

Do Shaver vs Ahl Covt

Do Woolf vs Nash Deft Calld Judgt per Note Interest & Costs.

Apl Trustees exrs &c v Miller N.S.

Apl Saul v Grant Cont.

Apl Frailey v Sutler Cont.

Apl Zimmerman v Means Cont.d

Apl Harry ajr v Shaver Deft call.d Judgment Per note Interest Costs.

Apl Peacock v Robertson The same the same

Apl The same v William Bailey The same

~~Apl M'Donough v Smith The same the same~~

Apl M'Donough v Smith The same the same

Apl Wise v King Cont.d & Peacock v Donnally abatement by Return

Apl Quinn v Rustow Deft Call.d Judgm.t per note Ints & Costs

Apl Kettner v Coffman The same The same

Apl Mayes ajr v Willey & The same The same as to Willey & as to abates as to the other

Apl Woodly v Coiele Judgt Defendant Call.d Judgment per account Interest & Costs.

Apl Harry v Portu Deft Call.d Judgment per note Ints & Costs.

Apl The same v Quin Cont.d Deft

Apl The same v The same Deft Called Judgm.t Confess. with 1 day Exrs until 1st August next.

Apl The same v Reco N.S.

Apl The same v Woolf Deft Call.d Judgment per note Ints Costs

Apl Fuller ajr v Showalter The same The same

Apl Brooks v Rolen The same The same

Sp	Evans ex dx vs	Brady &c	The same. The same.
Sp	Smith agt. vs	Zimmerman	The same The same
Sp	Boalston vs	Black &c	The same The same.
Sp	Donaghe vs	Heffman	The same The same
Sp	Pence vs	Hoover	The same The same
Sp	Hamilton vs	Kingary Costs	
Sp	Wayt & Taylor vs	Howe	Deft Call. Judgmt per note Into Costs.
Sp	Wood & Nichols vs	Bowers	The same The same
Sp	Kyle vs	Roadcap &c	The same The same
Sp	Koontz vs	Lowery	The same The same.
Sp	The same vs	Coffman	same. same
Sp	The same vs	Wright	same same
Sp	The same vs	Matchtal	same same
Sp	The same vs	Lindsay	same same
Sp	The same vs	Brady	same same
Sp	Shangler vs	Pence &c	same Judgment as to Pence
			& Discontinue as to the other
Sp	The same vs	Dunlap	~~Deft Call. Judgmt per note Into Costs~~ Const
Sp	The same vs	The same	The same
Sp	The same vs	Roadcap	Deft Call. Judgmt per account Into Costs
Sp	Hostein vs	Gladden &c	Dismissed agreed
Sp	Ireland vs	Roadcap	Deft Call. Judgmt per Note Into Costs
Sp.	Coons agt vs	Taylor	N.S.

Ap. V. Harrison v Smith Sept Calls. Judgmt. per note Pltf Costs

Ap. V. The same v Mefsrs &c. The same The same

Ap. Rogers Winter v Jackson N.J.

On the Motion of John Boyd Esq. It is Ord that a Licence be Granted him to Keep an Ordinary at his House in this County for one Year on his Entering into Bond with Frederick Spangler his Security. Condditioned as the Law directs.

Abraham Phillips a Witness for Woodly is Condd allowed 2 days attendance

Henry J Gambell Reported that Pursuant to an Order of Court to him Directed for the Purpose of Superintending an Election of three fit and discreet Persons to act as Overseers of the Poor for the South District of the Parish and County of Rockingham, John Graham, James Davis & David Roalston were duly Elected.

Ezekiel Harrison Report that no elections was held for the purpose Choosing three discreet Persons to act as overseers of the poor for the North District —

Ordered that Nathaniel S. Armstrong Adam Rader & Jacob Custer be appointed as fit Persons to act as overseers of the Poor in the North District of the Parish & County of Rockingham Pursuant to an act in that Case made & provided

Ordered that the Sheriff Summons Jayson Pearcy & Wm Dunlap late Sheriffs of this County to appear here at next Court in Order to Settle for Monies remaining in their hands &c

Ordered that Abraham Miller be appointed Surveyor of that part of the Road where of John Hicks was late Surveyor off in the Room of the said Hicks, and that the usual Tithables appointed to work on the said Road, be allotted him for his Gang to work thereon, and keep the same in Good Repair

A Deed Davis Lee to Brannen for Sixty and fully Proved by the Oaths of Asher Waterman the Witness thereto & Ord.

Ordered that Layton Yancey Gent late Sheriff pay unto Andrew Thornton the sum of fifty Dollars out of the Dispositum for the year 1794 & 1795. for the Purpose of Purchasing Weights & Measures

Ordered that the Sheriff Summons all the acting Magestrates in this County to appear here at July Court next in order to Make out a true Statement, of all those that have Refused to act, Removed, Deceased, or those that acts as Deputy Sheriffs agreeable to the Governors letter &c

Ordered that the following Gentlemen be Recommended to his Excellency the Governor of this Commonwealth as Proper and fit Persons to be Commissioned as Officers in the 58th Regiment of the Rockingham Militia, to wit

Alexander Herring Lieutenant in the Second Battalion in the said Regiment (under Capt. Davis) in the room of the former Lieutenant having fallen in another Company by a Division of the same

Robert Magill Ensign in the Room of John Shipman removed

John Crouse Lieutenant of the same Battalion in Capt. George Shaddens Company in the room of Edward Shanklin resigned

Robert Green Ensign in the aforesaid Company.

John Kennison Lieutenant of the same Battalion in Capt. Hustons Company in the Room of John Weston resigned

John Wren Ensign in the room of John Jennings

Daniel Ragen Capt. in the 1st Battalion in the Room of John Broughs Resigned

Smith Lofland Lieutenant in the Room of Do Ragen

Henry Conley Ensign in the Room of Smith Lofland.

John Rodney Lieutenant in the first Battalion of the aforesaid Regiment, the Capt. Harrisons Company in the room of

Reuben Harrison Jun. Ensign in the room of

On the Motion of David Legget. It is Ordered that a License be Granted here to sell Goods for One Year of foreign goods and Manufactory for one Year from the date hereof within any part of this state, It appearing to their Satisfaction of the Court that he is a man of Honesty and Good demeanor, and he having Complyed with the Acts of Assembly in that Case made and Provided.

Ord. that this Court be adjourned until

John Graham personally appeare in Court and to Post the Oath of an Overseer of the poor for the South Division of the Parish and County of Rockingham, agreeable to his appointment.

Ord. that One of the Rooms of the Court House be Occupied as a place for the Confinement of Prisoners until the New Jail be Completed, or in such order as will be sufficient for Confinement.

Ord. that this Court be adjourned until the fourth Monday in July next.

Benj. Harrison

Monday to wit

At a Court held for the County of Rockingham the 23rd day of July 1798.

Present Benjamin Harrison
Andrew Shanklen, Layton & Q. Justices
Aguncy & John Ewen

Deed Piper Dest to Christian Scott Acknowledged wife acknowledg'ment taken
Ordered to be Certified to the Court of Greenbrier as the Law Directs

Ditto Jacob Kitrier Dest to John Proman acknowledged wife acknowledgment taken
Ordered to be Certified to the County Court of the County of Bucks in
the State of Pennsylvania Together with the County seal thereunto annexed
as the Law Directs

Ditto Sullis Dest to Dowell acknowledg'd wife acknowledgment taken 1 Ck

Ditto Rockabough to Russell acknowledged 1 Ck

Ordered that Henry Cook Jacob Nicholas & John Carthen Jr be appointed
Overseers of the Poor for the East District for the Parish and County
of Rockingham for the present year

Solomy Rist came into Court and Made choice of Jacob Riffe as her
Guardian, who with Security Entered into & acknowledged in the penalty
of $600 Conditioned as the Law Directs

Deed of Bargain & Sale from Waterman & Stone to Hoffman Proved by the
Oaths of the Witness thereto as to Stone and the acknowledgment of his
wife being taken as the Law Directs is Order to be Certified

Ditto Bowen to Mountz Hoover acknowledg'd 1 Ck

Present William Herring Gent

The last will and Testament of Michael Ryson Decd was Presented
in Court by the Exors therein named and Proved by the oaths
of the Witness thereto 1 Ck and on the Motion of Jacob Ryson Exor

of the Executors named in the said Will who Entered into and Acknowledged in the Penalty of $10,000. ~~according to Law~~ and made oath thereto & the Law Directs. a Certificate is Granted them for obtaining Probate thereof in due form, the Widow of the said Deceased and the other Executrix named in the said Will having personally appeared in Court and Refused to take upon her self the Burthen of the Execution of the said Will and it is Ord. that William Jones, John Hammer, Henry Kelly, Henry Everly or any three of them being first sworn be appointed to Appraise the Estate of the said Deceased and Make report thereof to the Court.

Ordered that John Peto John Hunter, John Taylor & David Hazard or any three of them being first sworn be appointed to View the old Road from Henry Everly, in Rexells Town, to George Rexells Town, House, as also the New Road, to Run, to Head from the said Place, to the said Rexells town and make Report thereof to the Court of the Conveniency and Inconveniency attending both ways as the Law Directs.

On the Motion of Christian Bleff. It is Ord that an Ordinary Licence be Granted him to Keep an Ordinary at his House in this County for one year, from this date, on his Entering into Bond with John Harry his Security as the Law Directs.

John Harry The same The same with John Carthea his Security &c

John Thompson Esqr. Produced in Court a Licence to Practice as an attorney in the Superior and Inferior Courts of this Common and having taken the usual oaths Prescribed by Law, is admitted to Practice in this Court.

On the Motion of Adam Harmon who owns the Lands on both sides of Stoney Creek and Desireing to build a Water Grist Mill ~~has also Erected Estate Where of he now stands upon~~ the Creek Whereof belonging thereto himself and the Land on the opposite side belonging against which he must abut his said Dam belonging to himself &c. It is Ordered that a Writ of Adquod-Dammum be awarded him to be Directed to the Sheriff of this County and to be Executed on the Second Monday Tuesday in September Next Agreeable to the Act of Assembly Concerning Mill Dams and other Obstructions of Water Courses

Deed for Grafton to Waterman Proved by the oaths of Isaac Hoover and George Kesler Two of the Witness thereto &c.

Ditto Stone Ker to Waterman Proved by the oaths of three of the Witness thereto ~~who were~~ and the Privy Examination of his said wife being taken as the Law Directs &c.

The Last will and Testament of Henry Lefe Deceased was Presented in Court by the Executors therein named and Proved by the oaths of the Witnesses thereto and Ord and on the Motion of the said Exors who with Security Entered into an Acknowledged bond in the Penalty of $1500. and made Oath thereto as the Law Directs, a Certificate is Granted them for obtaining a Probate thereof in due form.

A Settlement of the Estate Henry Snider Deceased Returned &c.

A Deed of ~~Bargain~~ Surveyor Selling unto John G. Jones to Stuart Acknowledged and Ordered to be Certified to the County Court of Botetourt as the Law Directs.

Ditto Power to Bola Cook Acknowledged ~~Bola Cook~~ and Witness Acknowledged taken &c.

Ordered that John Lincoln be appointed Overseer of that part of the Road which James Ewen was late Surveyor of in the Room of

of the said Ewen, and that the usual Constable appointed to work on the said Road be appointed him for his Gang to work thereon and Keep the same in Good Repair as the Law Directs.—

Ordered that John Carthew Jun. be appointed overseer of that part of the Road whereof Charles Lewis was late Surveyor of in the room of the said Lewis and the usual Constable appointed to work on the said Road be appointed him for his Gang to work thereon and Keep the same in Good Repair as the Law Directs.—

Henry Lepes personally appeared in Court and took the Oath of a Constable according to Law.—

A Deed from Lincoln Lee to Marks. acknowledged was acknowledged before Court

Ditto Deed to Lincoln acknowledged by Daniel Marks Attorney in fact for the said Lee, together with the said Power of Attorney which is hereunto annexed is Ordered to be Recorded.

Ordered that George Huston, Mathias Doud Christian Kyger and John Koontz of Rogers Town or any three of them being first sworn be appointed to appraise the Estate of Henry Lepes Deceased and make report thereof to the Court

Present Jos. Baxter Gent. Absent Lt. Hartly & Lawton Yancey Gent.

Isaiah Shipman Writ of Adquod damnum being returned into Court together with the Jurys Inquest thereto annexed which are in the words and figures following to wit. This Indenture of an Inquisition Taken &c. which Ordered to be Recorded. and It is further Ordered that John Smith & Henry Smith be Summoned to appear here at September Court next in Order to Shew Cause why the said Mill should not be Established agreeable to the said Inquest &c.

The Last will and Testament of Elizabeth Martin Deceased was Presented in Court by James Brown the Executor therein named and Proved by the Oaths of Two of the Witnesses thereto &c.

Ordered that John Henry be appointed Surveyor of that part of the Road where of Christian Kagy was late Surveyor in the Room of the said Kagy and that the usual Tithable appointed to work on the said Road be allotted him for his Gang to work thereon and Keep the said in Good Repair as the Law Directs.

Order that Jacob Barger have cert. be bound by the Overseers of the Poor unto Abraham Miller to learn the Trade of a Sadler, as the Law Directs.

A Deed of Bill Sale from Jos. Smith to Will. Smith acknowledged and Ordered to be Certified to the Court of Fayd County in the State of Kentucky with the County seale thereunto annexed as the Law Directs.

Present Taylor Nyaney, Gent. Absent Jos. Baxter Gent. &c. Rotherford is Security &c. John Ewen Gent. &c.

Upon a bond taken for the Delivery of Property, Notice Proved as to Henry and Judgment and Execution awarded accordingly.

Boyd v Wancell Alias an Injunction Granted to stay all other and further Proceeding on a Judgment obtained by the said Defts against the Pltf at Common until the Matter shall be heard in Equity on his the said Pltf. Entering into bond and Security in the Clerks Office within one Month as the Law Directs.

On the Motion of David Coffman for an Ac and Inclusive Survey of his Land Joining the Lands of Andrew Bird & Henry Salter, Notice of the same being Composed by Andrew Bird at the last Court and Court and Notice of the same being Proved as to the said Henry Salter and the same being advertised as the Law Directs) It is Ord that he be Permitted to make a Ac and

Including Survey of his Lands lying in this County Bucks
Joining the Persons aforesaid, and that the Surveyor of the said
County do go upon the said Lands and Survey & Include the
same at the Costs of the said Coffman according to his Directions
and the Original and Authentic Title Papers taking Care not
to Intrude upon the Possession of any other Person and Return
a fair plat and Certificate of the same unto this Court
and that the Sheriff attend the said Survey and Remove force
if any should be offered —

Reeves v Dunlap upon a Notice for Money Recvd by George
Bell as his Deputy. Notice Confessed by James Allen Esq.
atty. for the said Defdt. Judgmt is Granted them for £6 11 6/7. with
Interest thereon from the Decem. Court 1796. at 5 per Centum per
annum tele pacis Costs.

Storey v Huffman Dismd with Costs. no Information.

Dise v Grimm, Parties Heard. Judgmt by Nihil Dict for Debt & Pl.
179 3 tele pacis Costs.

Hupp v Ake the Defendt Delivered up by his Spl bail and
by the Pltf. attorney Prayed in Custody —

Paul v Harrison adms Costs Pltf

On the Motion of Archibald Hopkins Esq. It is Ordered that
Patience Fortune be Summoned to appear here at Septemter Court
next to shew Cause if any she can or Know to say why her Two Children
Sarah a Girl, & Daniel a Boy. should not be taken away from
her and Returned to the said Hopkins late her Master, which
said Children was Born before she became free, and

who is Servt. as Slaves. the Girls tile she arrives at the age of 18. and the Boy untill 21 years. as the Law Directs

Ebright vs Ahl.

Pd A Deed from Stone dus to Ragen be Proved by the oaths of three of the Witness thereto. and the Privy Examination of his wife being taken as the Law Directs & Rd

Pd Andrew Lamson a Witness for Ebright vs Ahl allowed 3 days attend.

Pd George Rosell The same The same 4 day.

Pd George Crowbarger The same for the same 5 day

Pd Michael Crowbarger The same 1 day.

Pd Andrew Calhoon The same 4 day.

Pd Martin Kuss The same for the same 3 day and

Pd Travelling 38 Miles in Comming and the same in Returning

Ebright vs Ahl. Parties heard. Judgment for 2 Dollars

Pd Int. 1st January 1799 tile paid Costs

Ord that the Court be adjourned untile to Morrow Morning 10 Oclock.

Benja Harrison

Tuesday the 24th July 1798.

Present Benjamin Harrison
Andrew Shanklen, John Ewen
& Asher Waterman.

Pd A Deed of Bargain from Thomas Hosto Kite Proved by Andrew Shanklen & Asher Waterman Two of the Witnesses thereto being the Causes of the Privy Examination of his said wife Rel. Certfs is Rd

John Weston &c Returning their Report of a View for the Road
Course so fair it has been Run Beginning at John Taylors
Stable House & from them to the Fork of the Roads, which said Report
are in these Words to Wit &c which Report agreeable to Ben order &
Ord that the said New Road be Established and it is further
Ordered that the Overseer of the Old Road do with his usual
Hands work on the said New Road and Keep the same in
Good Repair &c

Ordered that George Peter be appointed Guardeen for Henry
Shaver Infant and heir of Nicholas Shaver Deceased under
the age of 14 years on his Entering into Bond and Security in
the Penalty of £12.00 Conditioned as the Law Directs

Alexander Graham The same for Davis Shaver
Andrew Shanklen The same for Mary Shaver

On the Petition of John Pete for a View of a way for a Road
leading from his Old to his New Mill from thence through the
Land Enclosed Lands of Peter Mc Oliver and John M Causland
to Intersect the Road leading to Fredericksburg It is Ord that John
Smith, John Ewen, Jacob Nicholas & Benjamin Fawcett or any three
of them being first sworn be appointed to View the said Road and
make Report thereof to the Court of the Conveniencies and Inconveniencies
attending the same Road and make Report thereof to the Court &c

Present M. Herring Gent

On the Motion of Henry Smith for an Inclosure Survey of the Lands
lying in this County the hearing of which is Referred &c

Ord that Malcolm & Weston Surveyors for make Just Cost

Ord that Willis & the same Surveyor for make Just Costs.

Pd Brannon is The same Cont Defft.

Pd Mathews is Moore Cont.

Pd A Settlement of the Estate of Francis Green Decd Vel. & Rl

Pd Shaffer is The Cont Dis 〃

Pd Lt Steeley stas is Miller NJ.

Pd Reighart Perkey afs is Perkey Curtis Deany & Dis the Plt appearing to the Court that the Note was Extorted without Consideration, & Costs

Pd Eve Joseph a Witness for Perkey ats Reighart allowed 3 days attendance

Pd Elizabeth Perkey the same The same 2 days.

Pd Samuel Miller The same for the same 2 days.

Kyle is Kyser upon an attach.
The sheriff having returned Execution and Summons
Pd George Armentrout as Garnishee ~~and by Consent thereon~~ who
declares he is stands Indebted to the Defft ~~somethings~~ But is
not able to ascertain the amount and by Consent the same is
Cont entitle Defft Court in order for the Garnishee to make up
his accounts in

Ord that Andrew Shanklen, Benjamin Fawcett & John Wrenn Gent
or any two of them ~~being~~ be appointed to Settle the Estate of
Pd to be Kyser Decd 〃 and make Report thereof to the
Court

~~Adopted Andrew Shanklen Gent~~

Pd Freeley is Settled Dis

Pd Zimmerman is Means Cont.

Pd Saul is Grant Cont.

Pd Wise is King Defft Called Judgment per afs Int. & Costs.

Pd Harvey is Quinn The same per note Int. & Costs.

Pd The same is Rice The same The same

Hamilton vs. Kingary Parties heard & Judgmt. per ass. Into Court
Spangler vs Dunlap Deft Call. Judgmt. per note Into Court.
The same vs The same The same
Cook ass vs Taylor The same The same.
Winton vs Jackson The same The same
Penn vs Conrad Capt.
Woodly vs Kephart N.J. } Absent A Waterman
Nave vs Rust Dis
Ward vs Smith (Taylor) Deft Call. Judgment per note Into Court.
Ward & Taylor vs The same The same
Bell vs Sellars The same The same

Funk vs Kessler Capt.
Long ass vs Mogaret & Deft Call. Judgmt. per note Into Court.
Berry vs Groomer N.J.
Gilmore vs Kingary N.J.
The same vs Rogers N.J.
Arguright vs Stone Capt.
Vote & Wren vs Wrenn Deft Call. Judgmt. per note Into Court
Boyd vs Hoover The same The same
Wren vs Rogers The same The same
Koontz vs Coughlin The same The same
Treavey vs Hicks Re ~~Capt~~ upon a writ of Adjud. Damnum Capt.
Coffman vs The same The same
Holland vs The same The

Joseph Davis
to
Gawen Hamilton
} Upon an Injunction.

This Cause Comming on to be heared upon the Bill answer and Depositions ~~and the argument of Counsel~~ on both sides It is Ordered adjudged and Decred Whereupon on the Motion of the Complainant by his attorney the same is Dismd

William Richardson
to
James Bello &c
} Upon an Injunction

This Cause Comming on to be heard upon the Bill answer and other Exhibits thereto and the argument of Counsel on both sides. It is Ordered adjudged and Decred that the said Injunction be dissolved and the Motion of the Complainant for Costs ~~and~~ of his said Injunction and the Court being ~~now~~ Dear Devided It is Ordered that the same be Continued untels the next Court for argument

Joseph Smith
to
John Kingary
} In Chancery

This day Comes the Plt by his attorney and the Attachment Issued in this Cause being Returned Executed by the Sheriff, and the Defd failing to enter his appearance & answer the Bill of the Complainant agreeable to the Rules of this Court and the Act of assembly in that Case made and provided on the prayer of the Compt It is Ord adjudged and Decred by the Court that the Bill of the Complainant be taken for Confessed and that William Herring James Quinn & Walter Davis be appointed Commissioners who after advertising the time and place of sale

of the Premises in the Bill Mentioned at the Court house Door for Twenty days, to sell the same to the highest Bidder for Ready Money, after that the Deft may be barred of his Equity of R. Redemption and Compelled to Join with the said Commissioners to Execute and Convey the same to the Purchaser or Purchasers by a Deed of Bargain Sale or some other good assurance in Law with a Warranty &c as in the Bill Mentioned unless he appear here on the first day of August Court Next and Answer the Bill of the Complainant and in the Mean Time that the Deft. be Served with a Copy of this Decree —

Ord that William Tallman be appointed Surveyor of that part of the Road where of Engle Bowyer was Late Surveyor of in the room of the said Bowyer and that the Hands Tithables attending to work on the said Road be appointed time for his Query to work thereon and Keep the same in Good Repair according to Law —

Present Asher Waterman Gent

Commonth vs Conrod Dricks Who was Committed to the Goal of this County by Andrew Thaisdew Gent for a Breach of the peace upon the Complaint of Ewley Dricks. who being brought to the bar in Custody of the Goaler, and being fully heared in his Defence by Fleet Smith Esq his attorney. It is Ordered that he be Bound to his Good Behavior for One year and 1 day. towards all the Good Citizens of this Commonth and more Particularly Towards the said Ewley Dricks in the sum of $50 Dollars — that is to say the said Conrod Dricks in the sum of $25. and One Good Security in the sum of $25. or Two Securities in the sum of $12½ each.

Jacob Wyant Produced in Court a Commission from under the hand of his Excellency James Wood Esqr. Governor of this Court wherein he is appointed a first Lieutenant in a Company of artillery in the 3rd Regiment and 3rd Division of this Court. whereupon he took the Oaths Prescribed by Law which is Ordered to be Certified

William Donavan, The same as Second Lieutenant, Recd. same —

Bird Rogers. who was Summoned as a Witness in the Petition of Saul & Gant, was not appearing altho Solemnly Called It is Ord. that he pay in the sum of $10. untill he shall appear at the next Court and shew Good Cause of his non attendance

~~Ord. that this Court be adjourned untile the fourth Monday in May next~~

This being the Court that a Sheriff should be Recommended to his Excellency the Governr, the Court doth assign the following Reason why the same was not done, was Because a Majority of the Court Came not in the New Nomination —

Ord that this Court be adjourned untile the fourth Monday in August next

Benja. Harrison

Monday to Wit

A Court held for the County of Rockingham the 27th day of August 1798.

Present Benjamin Harrison, William Herring, Andrew Shaukleu, & John Ewens Gent. Justices.

Ordered that the Courts be held in the Clerks office on the 30th of this Instant on the day after the fourth Monday in September & October Next as the Law directs.

Bell v Hoover &c. & George Nunnerichouse &c. S.B. office Judgment set aside Inquest of Issues

Roalston v Davis &c. & Gavin Hamilton S.B. Office Judgment set aside Inquest of Issues

Hambarger v Penn &c. Office Judgment set aside Inquest of Issues.

Grand Jury Sworn for the Body of this County to Wit. William Fowler, Foreman, Jasper Mossey, Isaac Pope, Abraham Philips, Thomas Harrison, Richard Rogers, William Goad, William Devier, James Davis, Robert Dunn, Benjamin Erwin, Charles Beard, Hugh Devier, Joseph Lowry, David Brumfield & David Spangler. who Receiving their Charge and Retiring from the Bar, to Consult of their Presentments, and after some time Returned into Court, and made the following Presentments to Wit. We the Grand Jury being sworn &c. Nothing further appearing &c. It is Ord. that the same be Recorded and that Process Issue Returnable as the Law Directs.

Burnz arthur vs Croft. The Defendant delivered up by his S. Bail, and by the Pltf. attorney Prayed in Custody &c

On the Motion of Ezekiel Harrison Gent. Ralph Loffus is admitted his Deputy and sworn accordingly &c

Ap. Neal vs Michael Hoover William Robertson S.B.

Henry Cook Personally appeared in Court and took the Oath of an Overseer of the Poor for the East District for the Parish and County of Rockingham according to Law

Blazer vs Moore & Robertson S.B. Office Judgment set aside Nisi &c Issues

Downey vs Shanklen Same & William S.B the same

The same

Wright &c

Bowman vs Brettell Layton Gurney & Peter Harris S.B.

Absent Andrew Shanklen Gent. ~~Plaintiffs Attorney~~ Gent.

Court & Strong. A.G. & Jones Jury sworn to try the Issue to wit John Miller, Isaiah Shipman, John Reeves, Anthony Snowden, James Harrison, Benja Rayfield Henry Smith, Thomas Gilmore, John Broome, Edward Kingary, John Hall Philip Rust, we of the Jury find the Deft Guilty, &c do assess his Damage Cost & Judgment &c

Ap. Wier vs Christopher an attach. Contd

Ap Mallowney vs Long. Dismissed Pltf. Costs

~~Longan~~ Present C. Lewis Gent

Ap Court & Case fined &c according to Law for Getting Drunk

Ap Court & Mistrick &c Order Information

Ad The same vs Pickard fined for Getting Drunk according to Law

To copy

Jacob Nicholas for Court & Rape attending 2 days attendance
Do George Mallowes the same & Long 1 days attendance
Do Henry Cook The same for the same 1 day

Bira Rogers who was sumoned as witness on the part of Said is Grant.

Bira Rogers who was sumoned for, Not attendance, as a Witness in the suit of Said is Grant, Personally appeared in Court and being heard It is Ordered the same be Remitted

Do Lavina & King Peter Mulatto S. B. Left Delivered up, and by the Pltf. Attorney Prayed in Custody

Jacob Nicholas Personally appeared in Court and took the Oath of an Overseer of the Poor for the East District of the Parish and County of Rockingham

John Carlton Jur. The same The same

James Davis The same The same for the south District

Davis Rowlston The same The same

On the Motion of Benjamin Berry stating that he hath brought a suit in Chancery in this Court vs a Certain Benjamin Smith & others & that said Benjamin hath since departed this life having first Made & published his last will and Testament in which he appointed Wm Smith & Jos Smith his Executors & that he hath left Clement Smith Anne Smith & Sarah Smith his heirs at Law Infants of Tender years It is ordered on the Motion of the aforesaid Pltf that the Executors & heirs aforesaid be Made Parties To this Suit & that Henry Smith be appointed a Guardian to said Infants for the Purpose of defending in the same & that Process issue for the purpose aforesaid

Vance &c. vs. Warren R. Harrison, & B. Office Judgment set aside Payment & Issues—

Realston vs. Woods &c. John Kingary & B Office Judgment set aside Payt & Issues

John Rush a Witness for the Court in Pape allowed 1 day Attendance

Ord that this Court be adjourned until to Morrow morning 10 o'Clock. Benj. Harrison

Tuesday the 28th day of August 1798

Present Benjamin Harrison
Andrew Alexander John G Tucker
Wm Charles Lewis

Mc Clough vs Pelsa Dis agreed

Roop vs Roop Dis agreed

Brady vs Craig Dis agreed

Realston vs Webb &c same The same

Covel vs Bowerman Office Judgment set aside Payt for security & Costs

Elliot vs Smith & George Kessel & B Office Judgment set aside Payt & Costs

The same vs The same The same

The same vs The same The same

Harriet vs Profet Plea of Payment withdrawn, Costs to pay for Dismissed & Issues

Absent Benjamin Harrison Gent

Present Willegus Waterman Gent

Miller
vs
Harrison } In Chancery.

Agreeable to an Order of this Court at May Term last the Surveyor of this County having gone upon the Lands in the Complainants bill Mentioned and Divided the same agreeable to the decree of this Court in March last a plat of which was this day here Produced in Court and the Defendant failing to make any objections to the Equity & Justice of said Division and it appearing to the Court that the part of said Tract allotted B. is Contiguous to the other Lands of the Defts. & most advantageous to him It is adjudged Ordered and Decreed that he do Convey to the Complt. 151 Acres part of the Tract aforesaid allotted A by Proper assurances in Law with a Warranty against him his Heirs and that he pay the Complt his Costs by him about his suit in this behalf expended. To which Decree of the Court the Deft by his attorney Objects and Prays an appeal to the Honorable the next High Court of Chancery to be holden at the Capitol in the City of Richmond, which is Granted him on his Entering into Bond & Security in the Penalty of $1000. which is done accordingly.

Present B. Harrison, James Boggs & John Ewen Gent
Absent Charles Lewis & John Mayo Gent
Andrew Shanklen

Court is John Smith & G. Poindexter Jury sworn to try the Issue to wit John G. Miller Daniel Coffman, Andrew Garrett, Solomon Mathews, John Hall, Benjamin Reghart Christian Sites, Joseph Douglass, John Carothers Jr. John Groves Shanks, Richard Rogers, Pollarton Hopp, Verdict for Deft.

Judgment.

Vance &c v William Lowry R. Harrison S. B. Office Judgmt. set aside Pay. & Costs

Court v John Hite No. 1 Coroner Jury sworn to try the Issue to wit Elliot Rutherford, Robert Davis, David Proffit, George Crowbarger, Martin Archart Gordon, M Williams, Alexander Wilson, John Crowder, Archibald Rutherford, Robert Dunlap, Roger Mahowney, & Solomon Vance — We find the Defd Guilty of stopping the Road 26 days. Therefore it is Considered by the Court that the Complt. recover of the Defd $1.66 for every day the said Road stopped & $3.66 cents for every day the said Road stopped & also the costs of the Defd. by his attorney for the Court to remit the said fine, but which was objected to and overruled by the Court, they having no authority for so doing.

James Ryle who was summoned & attend. here this day as a Juror failing to attend. It is Ordered that for this his Contempt he make his fine with his Excellency the Governor in the payment of $8. unless he shew good cause on or before the next term.

Present Andrew Lewis Gent.

Matthews & Carrell by Consent of the Parties by their attorneys and with the assent of the Court, all matters in Dispute between the said Parties are referred to the final Determination of Benjamin Fawcett, Edwin Nicholas, & John King or any two of them, and their award to be made the Judgment of the Court.

Snapp v Yoest. the Defd Brought into Court by Virtue of a Warrant from James Beggs Gent. and Jas Allen attd for the Plt. having Notice & attending, & he produce a Schedule of his Estate, and having taken the Oath of an Insolvent Debtor is discharged from his Confinement.

Ord that the Court be adjourned until to morrow morning 10 Oclock —

Benjn Harrison

August 194.

Wednesday the 29th 1798.

Present Beverley Harrison
William Herring
John Ewers. John
Wayt Dames Bagg } Gent Justices.

Williams & a Green Court

Hunter v Hunter Court

Berry v Smith Court

Harvey v Pickering & Nathaniel Harrison S.B. Office Judgment set aside Payne Jones

Bear v Dickenson. Injunction Offered and upon Argument of the Counsel on both sides. It is Ordered by the Court that same lie over ruled with Costs — and It is further Ordered. that the said, ~~Plt. have Credit on the~~ Bear have Credit on for the balance due on the Bond due him from the said Dickenson to on the Execution of Dickenson v Bear —

~~Peter Ake~~ v
Talvage ass v Moyers Federick Shangler S.B. Office Judgment set aside Payne Jones

Present Asher Waterman Gent Absent John Ewers Gent

Peter Ake v John Rankin W.C. set aside N.A. Jones

Jury sworn to try the Issue to wit

Roman Dickenson, John Depo, John Howard
Adam Carpenter John Reese, Philip Bear, Isaac Mines
Jacob Kyle, Elias Vickers, Samuel Fatheman, John Poage &
Federick Shangler Verdict for Defendant.

and Judgment

Solomon Lane alt. . Pltf
vs
Simpleton Spendall Deft } In Ejectment for One Messuage One Tenement and one undivided fourth part, of one Plantation with the appurtenances. Containing by Estimation 17,000 acres lying and being in the Parish and County of Rockingham, of the Demise of Thomas Dunkerson, and thereafter his sister heir at Law of Thomas Moore Deceased

This day came the Pltf. aforesaid by his attorney and it appearing by the affidavit of Smith Holland Deputy sheriffs that Reuben Moore, John Moore, & Thomas Moore, Tenants in Possession of the Premises aforesaid hath been duly served with a Copy of the Pltfs Declaration and the rule thereunder written, and he not appearing altho solemnly called. It is Ord. that unless they they having Legal notice of this Order, or those under whom they claims or some, or one of them, do appear here at the next Term, and make themself or themselves Deft or Defendants in this suit in the Room of the said Spendall, plead the General Issue Confess the lease, entry and Ouster in the Declaration suppposed and enter into the Common rules to Insist on the title only at trial Judgment, shall be given for the Pltf. and the Commonwealth will [illegible] Habere facias, Possession awarded

The same . Pltf.
vs
The same Deft. } In Ejectment for One Messuage One Tenement One Plantation with the appurtenances containing 200 acres with the appurtenances situate lying and being in the Parish County of Rockingham, upon the Demise of Thomas Dunkerson, This day came the Pltf. aforesaid by his att. and it appearing by the affidavit of Smith Holland, Deputy sheriff that Philip Roads Tenant in Possession of the Premises aforesaid hath been duly served with a Copy of the Pltfs Declaration and the rule hereunder written, and he not appearing altho solemnly called, It is Ord. that unless he having Legal Notice of this Order, or those under whom he claims, or some, or one of them, do appear here at the next Term, Maketh himself or themselves Deft or Defts in this suit in the Room of the said Spendall, plead the.

the General Issue, Confesses the leave entry. Custer, in the Declaration
supposing and enter into the Common Rules to Insist on the title only at
trial Judgment shall be Given for the Plt. and the Com. thereto
Writ of Habere facias Possessionem awarded

Ap. Reed Atty in Roger allalloway Dis'r agreed 53
3
159

Ap The same in The same / same.

Present Joseph Baxter Esqr

Boon in Mellen & John Boyd & John Hull P/B. Office
Ap Judgment set aside Joyd Issue 40
8
32 0

William H. Dulaney a Witness for Rankin adv Atk allowed
Ap 3 days attendance / Traveling 40 Miles in Coming to Court the same in Returning.

Martin Kapp a Witness Atk in Rankin allowed 10 days attendance
Ap & Dep & Traveling 40 Miles in Coming the same in Returning

Ap & Dep Peter Koontz the same for the same 3 days without Mileage.

Ap Benjamin B. Reghard the same for the same 3 days.

Ap & Dep Daniel Feaney the same for the same 3 days.

Ap & Dep John Crookshanks the same for the same 3 days.

Court's Note. On the Motion of the Defts by their attorney who
pleed in arrest of the Judgment in this Cause Yesterday the following
Ap Errors to wit The Court's Note &c Whereupon upon argument of
the Counsels on both sides It is Ord. that the said Errors be Overruled

Ap Carpenter in Kephart Dis'd agreed

Present Joseph Chapline & Walter Mann Gent
Present John Evans Gent

Samuel Ryle Esqr
On the Motion of Samuel Ryle who was fined Yesterday for not
Ap attending as a Juror when summoned by the sheriff Personally appeared
S in Court, and being heard It is Ord. that the same be Remitted

Ap Joseph Davis a Witness for Rowe adv Crawford & Blair allowed 3 days
Dep attendance & Traveling 120 Miles in Coming & the same in Returning

Archibald Retherford who was this day summon. as a Juror came not attending altho' solemnly called. It is Considered by the Court for this his Contempt he make his Fine with his Excellency the Governor, by the Payt of £8. unless good Cause be shewn on or before the next Term.

J. Ewens Exrs vs Hugh Dever

Jury sworn to try the Issue to wit

John Koontz, George Weston, Michael Dick, Peter Hunton, Bathewel Herring, James Hunton, John Weston, John Armstrong, John Lounsball, William Pickering, Benjamin Reighart & Roger Mallowney, Verdict for the Pltf for £4 1 10/ pd Debt and 7/6 Damages. and on the motion of the Deft a Non suit is awarded —

Showalter vs Blair Court Pltf.

Kersmen exors Showalter Vs Jury sworn to try the Issue to wit

Thomas Duntannon, John Depo, John Howard, Adam Carpenter, John Reeves, Phelps Bear, Isaac Mynes, [illegible], Elias [illegible], Samuel Tallman, John Poage, Frederick Spangler, Archabald Retherford & Samuel Hupp Verdict for Defendant & Judgment

Miller vs Woolford admrs Deft.

George Shafer a Witness for Mclin & Woolford admrs allowed 2 days attendance & travelling 23 Miles & the same in returning

Elias Vickers a Witness for Dever ads. Ewens Exrs allowed 5 days attendance

M Farlanes exrs vs Ryfell Court Pltf.

Warren Keighley a Witness for Deft ads Warren allowed 4 days attendance

Frailey vs M Farlanes Exrs Court Pltf.

Abril, Benjamin Harrison Gent.

Goog v Allenbach. Jury sworn to try the Issue to wch
John Reeser, John Poage, Abraham Kyle, Roger
Galloway, Isaac Weir, John Desso, Adam Carpenter,
John Howard, Archibald Rutherford, Frederick Spangler, John
Huston, & Thomas Dunkerson Verdict for Defendant Judgt
there being Evidence produced to prove the Money charged in
the Pltf. Declaration was payed by the assignment of a bond
to John Finny

Pd John Miller a Witness for Showalter &c. Ses. Exs allowed
a days attendance

Pd Thomas Assenfelter the same for the same 8 days.

Pd Christian Bear a Witness for Allenbough &c Good allowed
4 day attendance

Pd Philip Bear the same 4 days.

Pd Valentine Showalter the same 4 days

Pd Sheriffs Fee Warts &c v Dixon Jury sworn to try the Issue to wch
John Hall, John Armstrong, John Somersall,
George Huston, Robert Quin, Richard Ragon, John Koontz,
James Huston, Mathew Herring, William Pickering, Peter
Huston & Benjamin Reighard Verdict for

Defendant

Pd Joseph v Miner Dismissed each Party paying their own Costs.

Pd James Davis a Witness for Miner &c Joseph allowed
4 days attd.

Pd Robert Davis the same 4 days

Pd William Reg the same 1 day.

Pd Joseph Douglass a Witness for Joseph is Morris allowed
Cpy Pd Sheriff 3 days attendance —

Pd Abraham Kyle a Witness for Shewallen ads Kersey exts
allowed 5 days attendance & Travelling 50 Miles in Coming
the same in Returning.

Pd John Sheriden a Witness for Joseph is Morris allowed 2 days
Cpy Pd at May Court Last to be charged to the Defts

Pd John Cowen the same for the same 3 days at this
Court.

Pd Moses Joseph a Witness for Joseph is Morris allowed 2
Cpy Pd days attendance at May Court Last to charged to the Defts

Pd James Quin a Witness for Smith is Loftus allowed 3 days
to May Court last
Pd the same a Witness for Morris ads Joseph allowed 3 days.

Pd John Smith the same 4 days.

Pd Ruth Joseph a Witness for Joseph is Morris allowed
Cpy at May Court last
2 days attendance to be charged to the Defts

Pd James Hickey a Witness a Witness for Joseph is Morris allowed
Cpy 3 days attendance & Travelling 13 Miles to Court & the same in
returning —

Pd William River a Witness for Dixon ads Harts exts
Cpy allowed 3 days.

Pd Richard Burk a Witness for Joseph is Morris allowed
Cpy 3 days attendance & Travelling 10 Miles to Court & the same in
returning —

Amos Sharp a Witness for Joseph Morris allo 2 days attendance at May Court Last to be Taxed to the Defft

Ord that the Court be adjourned until to Morrow morning 10 oClock

Wm Herring

Thursday the 30th day of August 1798

Present William Herring
John Ewens, James Beggs & Wakeman Beggs Gent.

Robyman & Harrisons admrs Contd

Jameson & Reffell Contd

Fry & Smith &c on the Motion of the Compt by his attorney It is Ord that a New Order of Publication do Issue as by Smith the former One not being Complyed — Returnable to March Court Next

Lucy & King the Defendant in Custody of the Sheriff appearing in Court and Confessing a Judgment agreeable to Specialty with Interest and Costs and by the Pltf attorney Prayed in Custody &c

Present B. Harrison Gent

Richardson & Bell &c Upon an Injunction

This day came the Partis aforesaid by there attorneys and upon the bill answer and other Exhibits, and the argument of the Counsels on both sides as to the Costs of this Injunction, which was Continued from Last Term) Thereupon it is Ordered & adjudged and Decreed that the Defendants Recover against the said Complainant his Costs by them about their Defence in that behalf Expended —

Absent William Herring Gent

Hull v Herring &c. Upon a writ of Right

Jury sworn to try the Issue to wit

John Graham, Peter Fenton, Hugh Dixon, Jermiah Kyle, Conrad Hausberger, Benjamin Hinton, Thomas Brill, Alexander Graham, John Hicks, George Rowland, Reuben Harrison, & John Smith

Verdict for Plff to that one of the Jury sworn that the Demandant hath More Right to Demand the Lands in the Declaration Mentioned than the Tenants have to hold the same & that his Claim is Bounded in the plat made in this Cause by the Letters of A.B. B.C. C.D. & D.A. and & Costs —

Present William Herring Gent Abrm. Jas. Boggs Gen

John Ewens a Witness for Plaintiff Thomas Thomas allowed 2 days attendance

Samuel Hemphill a Witness for Hull & Herring allowed 2 days attendance at Court and 2 days for attendance on the Land —

Burgarter v Cross. The Defendant in Custody of the Sheriff appearing in Court and Confesses a Judgment agreeable to Specialty with Interest and Costs and by the Plff Attorney Prayed Judgment

John Herdman a Witness for Hull & Herring allowed 2 days attendance

John Poage the same for the same 6 days and Traveling 20 Miles in Summing the same in Clerks Office —

Ord that this Court be Adjourned until the fourth Monday in September next. Benj. Harrison

Monday Court

At a Court held for the County of Rockingham the 24th day of September 1798

Present

Benjamin Harrison
William Harris
John Ewell & Joseph Baxter
} Gent. Justices

An Inventory of the Estate of John Rice Deceased. Returned & Recd.

Jacob Kenney Esquire Produced a Licence to Practice as an Attorney in the Superior and Inferior Courts of this Court and he having taken the usual oath Prescribed by Law. is admitted to Practice in this Court

Catherine Cline Orphan of George Cline Deceased. Personally appeared in Court and Made Choice of George Cline as her Guardian, who with Security entered into Bond in the Penalty of £300. Conditioned as the Law

The last will and Testament of Jacob Bowyer Deceased was Presented in Court by the Executor therein Named and proved by the oaths of Two of the Witnesses thereto Ordered to be Recorded and the said Executor having Refused & Paid upon themselves the Burthen of the Execution of the said will, thereof whereupon on the Motion of Henry Bowyer administrator of the said Deceased (Estate) & Granted him with the rest executor he having Entered into Bond and Security in the Penalty of £ Conditioned as the Law Directs.

X Ord'd A Deed of Lease from Hoagleather to Everhart, acknowledged and Rec'd

Ord'd A Deed &c. from Snyder &c. to Nair acknowledged before the Commissioners & Rec'd & Ord'd the Privy Examination of his Wife being Returned Certified & Rec'd

Ord'd Warrant to Warn &c. John Koontz & George Peirce & C.

Ord'd that Peter Pelser be appointed overseer of that part of the Road where of John Phelps was late Surveyor of in the room of the said Phelps, and that the several Tithables appointed to work on the said Road be appointed for this Year to work thereon and Keep the same in Good Repair

Ord'd On the Motion of Mary Hoffman Administratrix of the Estate of Daniel Hoffman Dec'd, it is Granted her she having entered into Bond & Security in the Penalty of $6,000 Condition as the Law Directs. Whereupon it is Ord'd that George Hoerter, George Peirce, Jacob Kepler, & John Koontz or any three of them being first sworn be Appointed to appraise the Estate of the said Decedent and make Report thereof to the Court.

Ord'd A Deed Fry &c. to Christmann acknowledged & Recorded & taken Rec'd

Ord'd The last will and Testament of Thomas Campbell Dec'd was Presented in Court and Proved by the Oaths of two of the Witnesses thereto &c.

Ordered that Joseph Krotzer, Joseph Bowman, John Peary & Benjamin Yount or any three of them being first sworn be Appointed to appraise the Estate of George Cline Dec'd and make Report thereof to the Court

On the Motion of Henry Smith for leave to ~~Granted leave~~ to make an Inclusive Survey of his Lands lying in this County adjoining the Lands of Samuel Miller, Nicholas Rice, John Rice Barrack Hopkins, John Smith Thomas Fulton, John Loftus Philip Caggey, George Hunnicutt Senr, and he having Complyed with the Law in that case, It is Ord that he be permitted to make an Inclusive Survey of his Lands situated as aforesaid.

Benjamin Harrison Esq returned their Report of the View of a Road leading from the Staunton to Bear Brooks Gap, and from Benjamin Harrison Mill to the Afsy Roman above Mrs. Crutchfield, which said Report are in these Words to wit agreeable to an Order &c It is Ord that the said Road be Established agreeable to the said Report.

John Harrison Esq returned their Report of the View of a Road leading from Harrisonburg to Keezells Town, which said Report are in these Words to wit agreeable to an Order &c whereupon, It is Ord that the said Road be established agreeable to the said Report.

Barlow's Case

upon a Motion for Attorney Bail in this Court

Security ~~Robert Barlow and Benjamin Barlow~~ ~~Executors~~ ~~awarded for Ten Pounds with Interest from the 25th day of~~ ~~the said Bond~~

Court's Rule upon a Recognizance for a breach of the Peace &c on the Motion of the att. for the Court It is Ord that the same be discharged.

A Sett'ment of the Estate of Nicholas Shaver deceased returned & Rec'd

Deed of Bargain & Sale from Hester ~~per~~ Her to Sprinkle & Proved by the Oaths of the Witness thereto and the Commission & of the Privy Examination of his said Wife returned Certified as the Law Directs is Ord

Ord that John Sellars be appointed Overseer of that part of the Road where of Stephen Connor was late Surveyor off in the room of the said Connor, and that the usual Tithables appointed ~~his precinct Gang~~ to work on the said Road be allotted him for his Gang to work thereon & Keep the same in Good Repair &c P. Andrew Hunter, Absent. J. Ewen Esq

On the Motion of John Ewen, ~~Esq~~ William Rankin Executors named in the last will and Testament of James Campbell Deceased who with Security entered into bond and Security in the Penalty of $2,000, a Certificate is Granted them for obtaining Letters thereof in due form the Widow and ~~other~~ Executrix named in the said will Renouncing Personally appeared in Court and refused to take upon her self the Burthen thereof

John Ewen &c returned their Report of the View of the Road leading from John Sites Old Mill to his New Mill and from thence through the Lands of John McFarland &c which said Report is in the words following agreeable to an Order of Court to us directed &c viz It is Ord that Joseph Burkholder Sen. John Herdman, James McKinney, Hannah Miller or any three of them being first sworn be appointed to appraise the Estate of the said Deceased and make Report thereof to the Court

Ordered that Jacob Everhart be appointed Guardian to John Beal orphan of Nicholas Beal decease[d] an Infant under the age of 14 years who ~~has~~ entered into bond & Security in the Penalty of $5,00 ~~Dollars~~ conditioned as the Law directs ——

Present John Ewen Gent. A. A. Shankler Gent.

Brannon ~~vs~~ Hunter Judgment confirm[d] agreeable to a/c with Interest & Costs

A Deed of Sale from Dickerson Clerk to T. Harrison Proved by the Oaths of Three of the Witnesses thereto & O K

~~X~~ Do Harrison ~~vs~~ to R Harrison acknowledged by Jos. Rogers one of the Parties thereto.

Smith ~~vs~~ Bowen upon a Presentment of the Grand Jury for Stopping the Road ~~Petition~~ Order Information parties heard ~~argued~~ on the Motion of the Defendant by his Attorney who waives his right of the Trial by Jury, and agrees to Submit the whole Matter to the Court & Whereupon ~~the Court~~ It is Considered by the Court that he be fined $1.66 Cents for Stopping the said Road 24 Hours & the Costs ——

Elizabeth Whitmyer Orphan of ~~John~~ William Whitmyer dec[d] Personally appeared in Court and Made choice of John Funk as her Guardian who with Security entered in bond in the Penalty of $30. conditioned as the Law directs ——

John Harrison &c Returned their Report of the View of a Road leading from the Harrison Berg. to Reigels Town which is a follows which agreeable to an Order &c Whereupon It is Ord. that John Smith, George Sheetz Stoutsenberger Jun[r] Leedy Asher Waterman & Hugh Tiffany Surveyors through whose lands the said Road is to pass be summoned to shew

cause why the said Road should not be Established agreeable to the said Report.

On the Petition of John Smith for a View of a way for a Road from George Shetzy's East to John Wrens Store and also Ordered that Jno. Harrison, George Pine George Carpenter & William Hughs. be appointed to View the way the Old Road now Runs, also the way proposed for a Road along the Line Between Jno Smith & Reuben Lotts, and also the way now Viewed for a Road from Reuben Town to the opposite Meadow, and make a Special report whether the old way Leading through the Land of said Jno. Smith, or the way along the Line between him & the opposite Lotts and whether the said way may not Join either with that now ordered to be opened to Reuben or along the Line with the old Road to as to have but one Road Reporting the conveniences & inconveniences thereof Especially & say whether one Road from the meadow opposite will not be sufficient.

Jacob Custard Personally appeared in Court and Took the Oath of an Overseer of the Poor, for North District of the Parish and County of Rockingham, agreeable to this Appointment.

Lee & Wetton &c upon a Bond taken for the Delivery of Property.

Jury Came & Brought Judgment and Execution awarded accordingly. Interest & Costs

Daniel Ragen Produced in Court a Commission from under the hand of his Excellency the Governor, wherein he is appointed a Captain in the 1st Battalion of the 58th Regiment of the Buckingham Militia, whereupon he took the usual oaths Prescribed by law, is Ordered to be Certified —

Smith & Lofland the same as Lieutenant the same.

Lewis Bowyer, the same as Capt. in the 2nd Battalion in the same Regiment. the same —

Graysons & Lyon R. Dist 7th Order.

Cornish & Lofland Dismissed.

Gilmore & Moyer. Dismissed

McDonough & Murdock & same.

Gwin & Indiana R same.

Cochran & Ord same.

Hopkins & Fortune, the Defendant being summoned to appear here to shew cause why her two children, to wit Daniel a Boy & and Sarah a Girl should not Returne to A. Hopkins her former Master — Personally appearing in Court, and being fully heard in her Defence, It is Ord that the said Children do Returne to the service of the said Hopkins, and serve him according to law —

Waterman & Harrison late Sheriff

On the Motion of the Plaintiff Judgment is awarded him for $100. the amt of the Order made in his favour, of the second instant, at a former Court. Costs —

On the Motion of Henry Evenly. It is Ord. that a licence
be Granted him to Keep an Ordinary at his House.
N in this County for one year on his Entering into Bond with John Harry
his Security in the Clerks office as the Law Directs

~~County Court~~

J. Woodly & Deed of Bargain & Sale Woodly to Pickering acknowledged &
N. Ord.

Present John Hoyt Esq. Paul A. Brown Jos. Baxter Gent.

Newton & Harris upon a Note for Money paid as his Security
N. Note proved Court

Eppler & Shrum Ats on an attach.
N The Sheriff having returned Executed in the
hands of John Cline and Summoned him as a Garnishee
who personally appeared in Court, and declared he stands
Indebted to the Deft a sum sufficient to satisfy the Debt and
Costs. and the said Deft being Called Did not appearing Judgmt
for £7 11 8/5 the amt of his a/c with Interest & Costs. from May
1796 Costs. and a Order Condemnation &c

N Kyle & Kyser upon an attach Cond.
N Cline & Johnston Cond.
N Paul & Harrisons ats Cond.
N Mathews & Warner same.
N Stickley ats & Miller N.S.
N Pickering & Shipman & Smith upon a Writ of Adquod
Damnum Cond.
N Adam Harmons Writ of Adquod Damnum Cond.

A. John Wayl. Genl. P. 21
Andrew Shanklen

Court is Vote. Parties Heard & Ordered no. Information
be fil'd Exp. that a Summons Issue to and to answer the said
Pl. Presentment and to shew cause Why he should not be
Jeiney

Philip Cob. came into Court and Made choice of
Roger Mallowy as his Guardian who with Security.
entered into the penalty of $200. Conditioned as the
Law Directs

Pl. Gilmore is att. Ferguson Judgmt per note Int. Costs.
Deft call'd
Pl. Berry is Crowe Dis'd

Frederick vs Ratcliffe

Pl. Woodley is Rickhart & Judgmt as to Overhalls & Dis'd as
to the other by Return Deft call'd

Pl. Abercrumbie is Means Cont'd

Pl. Arguebright is Stone cont'd

Pl. Fredrick is Ratcliff Cont'd

Pl. Saml is Grant Dis. it appearing the Pltf was a slave

Pl. Beard is Mallowy Dis'd

Pl. Ryan is Morrison same

Pl. Pence is Conrad Parties Heard and Opinion of the Court
Pl. that the Cows in the Petition Mention is the Property of the Pltf. Judgmt
for £5. which must be discharged by the Delivery of the said Cow
together with the Costs
Pl. Caldwell is same Deft Call'd Judgmt per note Int. Cost

Pl. Spangler Exr is Newland Jury the same the same

Howell v Jeffs &c The same same.

Ellenger v Soles Cont.

Woods &c v Nave & Deft cal. Judgt per note Int. Costs.

Miller v Thomas &c Cont.

Reichart &c v Benton Deft call Judgt per note Int. Costs.

Pevey v Wicks &c upon a writ of Atty &c Cont.

Coffman &c v Coffman &c N.S.

Coffman v Wicks &c upon a writ of Atty &c Cont.

Conrad v Ridenauer N.S.

Huffman v Roler Deft cal. Judgt per note Int. Costs.

Baker v Sevely The same same

Wayt &c v R. Hemphill The same

Todd v Herring cont.

Hoffman v Wicks &c Cont.

Indiana v Yount cont.

The same v Hemphill same & Roontz v Herring Cont.

Chandler v Hopkins Deft. call. Judgt per note Int. Costs.

Michael Dick a Witness for Conrad &c Penn allowed 1 day

Attendance

Jacob Funk a Witness for Penn v Conrad all. 1 day allo.

Henry Penn The same for The same 1 day

John Morrison The same for The same 1 day

William Penn The same for The same 1 day.

Alexander Herring. Produced in court a comm. from under the hand of his Excellency James Wood Esq. Governor whereby he is appointed a Lieutenant in the 2nd Batt. of the 58th Regiment of the Militia of this County who took the usual oaths prescribed by law. Off to be cert.

Ord that this Court be adjourned until the fourth Monday in October next & Benj. Harrison

Monday to wit

At a Court held for the County of Rockingham at the Court House the 29th day of October 1798.

Present

William Herring, Taylor Ryland,
Joseph Bader, Charles Yancey Gent.

On the motion of Barbary Shuen, Orphan of David Shuen Decd. came into Court and made choice of Isaac Bumard as her Guardian who with Security Entered into Bond in the Penalty of £50 Condition as the Law Directs

Deed of Bargain & Sale from Malcom Ker to Magdalen Brown duly proved by the Oaths of Thomas Fulton & Isaac Crawford 2 Witness thereto & O.R.

Ditto Workman Ker to Workman Proved by the Oaths of George Taylor & John Taylor 2 Witness thereto & the Commission & the Privy Examination of his said Wife returned Certificate is O.R.

Ditto Kessell Ker to Crookshanks acknowledged & wife acknowledgt taken & O.R.

Ditto Meadows Ker to Roach The same The same

Ditto The same to Worken The same The same

Ditto Harrison &c to A. Harrison further acknowledged by Daniel Harnel one of the Parties thereto & Ordered to be to lye for further acknowledgment

Present John Ewen Gent absent L. Yancey Gent.

A Deed of Bargain & Sale from Isaac Rex to Moyer acknowledged & was duly taken & ordered to be certified to the County Court of Randolph.

Ester Younger Orphan of Samuel Younger dec'd came into Court and Made choice of Michael Stephens as her Guardian who with Security Entered into Bond &c in the Penalty of £40 Conditioned for the Law Directs.

An Inventory & appraisement of the Estate of Michael Ryson dec'd returned & ordered to be recorded.

George Carpenter & Davis Lacy Exors named in the last will & Testament of Jacob Bowyer dec'd personally appeared in Court & Refused to take upon themselves the burthen of the Execution of the said Will whereupon

On the Motion of Francis Bowyer Admr of the Estate of the said Jacob Bowyer dec'd Administration is Granted (with the will annexed) who with Security entered into Bond &c in the Penalty of £1,000 Conditioned as the Law Directs.

And it is Ord that George Purlow, Peter Nicholas, John Rush & John Ewen or any three of them being first sworn be appointed to appraise the Estate of the said Deceased and make report thereof to the Court &c

A Deed Same wood to Attz Proved by 3 Witness thereto & Ord to be Recorded.

A Deed of Bargain & Sale from Smith Ellis to Bear acknowledged & was duly taken & Ordered to be certified.

A Deed of Bargain & Sale from Michael Beck &c to Jacob Beck Returned Certified agreeable to the forms of Customs of other foreign Deeds is Ordered to be Recorded.

Upon the Petition of Layton Yancey &c for a View of a Way for a Road leading from the upper end of Adam Bamburgers Plantation the Ridge to Conrad Bamburgers Mill and to Intersect the Main Road leading up the River at Jacob Millers Plantation

It is Ord that Layton Yancey Henry Cook Jr. Elias Kerley & John Hammer or any three of them being first sworn

be appointed to View the said Road and make Report thereof to the Court &c

On the Motion of John Runkel Gallay his wife late Mary Hall, It is Ordered that the Order of April Court last for binding Nancy Hall Daughter of the said Mary by John Ewens be Rescinded, and that the said Child Return to her said Mother —

On the Petition of John Hite, for a View of a way for a Road from M. John Wrens Store by the said Hites Mill Hill to the Road Leading to Petersburg, It is Ord that Benjamin Fawcett, Jacob Nicholas, John Smith (Dry River) & John Ewens or any three of them being first sworn be appointed to View the said way, and make Report thereof to the Court

On the Motion

Margaret Kispony
&
Martin Whitzels adms } By Consent of the Parties aforesaid by their Attorney, It is Ordered that Commissions be awarded each Party to take Depositions, as the Law directs &c

Upon the Motion of Plaintiff upon a Note for Attorney Fee as his Security. Note Proved. Judgment & Execution awarded for Eight pounds 11/3 with Interest from the date of the Note Except the said Costs — 11/3

Mayl & Taylor, a Partnership upon a Note upon a bond taken for the Delivery of Property, Note Proved & Judgment & Execution awarded for, agreeable to the Specialty Interest & Costs —

Order that the Overseer of the Poor bind Elizabeth Burkeyhiser Daughter of Jacob Burkeyhiser unto John Nair, as the Law directs —

Present Benj. Fawcett Gent & Jos. Baxter Gent

Marshburger is Refused upon a Notice for Money, Recevg. by him as a Sheriff Notice Proved & Court entitle to Morrow

The Last Will and Testament of Sarah Doorg Decd. was Presented in Court and Proved by the Oaths of Two of the Witness thereto Subd. and of the ~~Letters of Jonas Doorg Executor named in the said Will therein~~

On the Motion of Conrad Harshbarger, It is Ord that he be Exempted from paying County Parish Levies for his Negroe Peter, ~~a Mulatto~~ an account of his age & Infirmities.

Morton v Travis Costs Deft

Ordered that Layton Yancey, John Warren Gent be appointed to Settle the Estate Effects of Henry Kyser Decd as and also the Estate of Elizabeth Kyser Decd with the Exrs thereof and make Report thereof to the Court

Subd Kyles v Kyser upon an Attachment Dismissed at Plts

On the Petition of William Travers &c for a View of a way for a Road Leading from Harrisonburg by Benjamin Smiths Mill to William Travers Saw Miller, so Farr as it passes through John Brocks Plantation as also a New Road proposed to View on the East side of the said Brock Plantation, It is Ord that Henry McGranger, Peter Yeager, Peter Brown & Samuel Harrisons or any three of them being first sworn be appointed to View the said New Road, as also the Old Road and how Runs and make Report thereof to the Court &c

Present A. Shanklin Gent

The Commonwealth
Phelps County } Upon a Recognizance for a breach of the Peace on the Complaint of Christian Bolton, the said Defendant Personally appeared in Court in discharge of his said Recognizance and Eleven Witness being sworn and Examined touching the said Complaint, and ~~the Defendant~~ being fully heard in his Defence by his Counsel, It is Ordered that he be Discharged from his Good

Behavior for one year and 1 day, Towards all the Good Citizens of this Commonwealth, and More Particularly towards the said Christian Bolton, in the sum of Two Hundred Dollars. that is to say, the said Philip Coontz for in the sum of $100. and one Security in the same of $100. Whereupon Philip Coontz, [and Philip Coontz for his Security] appeared in Court and acknowledged himself Indebted to his Excellency James Wood. Esqr. Governor of this Comth and his Successors in Office in the sum of $100, each to be Levied of his respective Goods & Chattles Lands & Tenements and for the use of the Commonwealth to be Rendered.

Yet upon this Condition that if the aforesaid Philip Coontz shall be of Good behavior towards all the Good Citizens of this Commonwealth & More Particularly towards the aforesaid Christian Bolton for one year & a day then the above Recognizance to be Void or else to Remain in full force Virtue.

On the Motion of John Crookshanks, It is Ordered that he be Exempted from having Ordinary Licence for the year 1797. It appear to this Court that he has not obtained Licence for that year which is Ordered to be Certified to the Collector of Public Dues.

Cost Jonathan Bolton a Witness for the Comth in Coontz attended 1 day attendance

Cost George Hedley the Witness for the same is The same / The same.

Cost Elizabeth Bolton a Witness for the same is The same / The same.

Cost Charles Splaker, The same The same / day,

Cost Barnet Like The same The same / day.

Cost John Philips The same for The same / day.

Cost Abraham Pickering the same for The same / day

Cost Ulrich Philips The same for The same / day.

Pd William Woodson The same for the same 1 day

On the Motion Charles Lewis for a View of that Part of the Road Leading from Gabriel Jones to Staunton, so fair as it runs through his Lands, as also the New Roads Opened by the said Lewis. Beginning at the Fork of the River, above to Intersect the Old Road, at the Corner of his field, It is Ord. that John Carthea, William Lewis, Henry Perkey, & George Hudlow, or any three of them being first sworn be appointed to View the Old Road, as also the New Way, Now Opened, and make Report thereof to the Court of the Conveniences & Inconveniences attending both Ways

Pd Abraham Philips a Witness for the Comth vs Goontz allowed 1 days attendance

Pd Thomas Lutey a Witness for Norton vs Travis allowed 1 days attendance

Pd Peter Goodwin The same for the same 1 day

Pd Jacob Winters a Witness for Hooper vs Mathews allowed 3 days attendance

Pd Certificate of the Emancipation of Eleaser, Joe & Polly slaves the Property of Reuben Harrison, was Presented in Court & acknowledged by the said Harrison

Comth vs Fridley } upon the a Recognizance for a Breach of the Peace on the Complaint of Maria P. Shoolty, the said Defendant Fridley in his charge of his said Recognizance and being heard this same is Dismissed — with Costs.

David Profit a Witness for Comth vs Fridley attend 1 days attendance

George Leach the same for the same 1 days.

John Smith being summoned to this Court to Show Cause if any he have why Isaac Shipman should not have Leave to build and continue a Dam across Beaver creek, for the purpose of working a Saw & Grist Mill, the said John Smith come into Court and consents that the said Isaiah Shipman have leave to continue a Dam for the purpose aforesaid across the said Creek at the place it now is, and that he have leave to abutt the same on his the said John Smiths Land and to continue the same Site, it now is for the purposes aforesaid — But in case the said Isaiah Shipman should fail to obtain leave to build the his said Dam from other Persons. this Order is to be Void —

Charles Hoffman Deputy Sheriff of this County Produced in Court his account for Removing from this Benjamin Gibbs a Prisoner from this County to Martinsburgh Berkley County to John Stephensons in Berkley County, which is Estimated at 87 Miles, Going & the same for his returning, and the Court having Examined the same is Ordered to be Certified —

Dorcas Hoffman the same for Guarding the said Prisoner

On the Motion of Darius Brumfield who is Charged 320 Acres of Land lying in this County. he having made it appear to the Satisfaction of the Court, that he never Owned any such Land It is Ordered that the same be Certified to Doctor of Publick Accounts as the Law Directs —

Thos Campbell

William Roalston & William Dunlap Exors named in the Last will & Testament of Thos Campbell Deceased personally appeared in Court, & Reference to take upon themselves the Burthen of the Execution of the said will & the Widow of said Deceased having appeared in Court & waived her right & claim to Letters of Administration thereupon

On the Motion of John Ewen & William Roalston Exors of the Estate of the said Deceased is Granted them (with the will annexed), who with Security entered into bond in the penal sum of $300 Condittions as the Law Directs and it is Ord that Jacob Burkholder, John Berdman, James McCartney & Samuel Miller or any three of them being first sworn be appointed to appraise the Estate of the said Deceased, and make Report thereof to the Court

Ord that John Ewen, Benjamin Harrison & Joseph Baxter Gent be Recommended to his Excellency the Governor, as proper Persons, and fit Persons, to Execute the office as Sheriff for the Ensueing Year —

Ordered by B Dale from Richardson Exr to Robert acknowledged his acknowledgment taken & Ord

Ord that this Court be adjourned until to morrow morning 10 Oclock

Wm Cunningham

Tuesday the 9th day of October 1798.

Present

William Herring
Andrew Hamtramck
John Ewen Visher
Waterman

Gentleman Justices

John Lincoln, Jacob Ruffe & Athey Showalter Commissioners appointed to assign Dower & lay off the Right of Dower of Susanna Miller, Widow of John Miller, deceased made a Report in the following words to wit see the endorsement which is ordered to be Recorded &c.

Settlement of the Estate of Henry Kephart Exr Returned &c

Deed of Bargain & Sale from Thos Harrison Esq to R. Harrison further acknowledged by the said Thomas Harrison &c

Ryan vs Harrison, On the Motion of the Pltf by his attorney It is ordered that the Dismission of the last Court be set aside and that the same be Reinstated &c

Hoover vs Shaffer upon an attachment, Returned Executed on one Frantz &c on the Motion of the Pltf by his attorney the same is Contd until the next Term

Paul vs Harrison against Court

Mogen assee vs Erback Exr &c

Mayl vs Messerly Plea agreed

Mayl & Taylor vs Smith same.

Mathews vs Hoover same

Pd Sulana v Ayoust Discharged agreed

Pd Koontz v Denney same.

Shipman v Jn° Smith upon a Writ of Adjuad - Damages Court and by consent it is ordered that ~~Henry~~ Surveyor of the county go upon the Lands referd in the Writ for part of the Jury & return three plats thereof to this Court shewing the boundaries of Isaiah Shipman John Smith & Henry Smith respectively to the William & Mary & return a plat of the Creek as far above said dam as he may suppose the Water will flow &c & that he make said survey on the second Monday in Nov^r next

Pd Hicks &c v Denney upon a Writ of Adjuad Damages Court

Pd The same v Coffman The same

Pd The same v Sulana The same

Jn° Miller v Lt Jones Thomas &c By Consent of the Parties by their attorneys all matters in dispute is referred to the final determination of William Denning John Ewen Leitsher Waterman Gent or any Two of them and their award to be made the Judgment of this Court

Pd Ettinger v ~~Lt~~ Peter Court Ill.

The New and Report of a Road from George Shultz Meadow Land into Keefer Town, ~~from~~ for Running the Road leading from the Widow Smiths to Wrens Store being Returned into Court. It is Ord that the New way leading Shultzs into Keefers Town as marked by the Viewers be Opened and the Assessment of that part of the old Road

do with the usual Fifthers, appointed to work under, him he allotted him for his Gang to work thereon & Keep the same in Good Repair, and It is further Ordered that the old Road, is not to be stopped untill the said New Road is opened and put in Good Order, at which time the said Smith is to have leave, to stop up the said Old Road—

P Hockley Exor in Miller Deft called Judgmt per note, Int & Costs.

P Fenton in Russell - Cont.

P Adam Zimmerman in Means. Cont.

P Arguright in Stone Deft called, Judgment for per ass. Interest Costs.

P Coffman exors in Coffman & Deft called not appearing Judgmt per note Interest Costs.

P Conrad in Ryglemans N.S.

P Todd in Herring Cont.

P Roush in Harrisons & Defts call'd Judgmt per note Int & Costs.

P Mayer ass in Fowlands same The same

P Hofland ass in Lukey The same The same,

P Vanclief in Painter The same The same

P Koontz ass in Bolton The same The same.

P M'Donough ass in Means & The same The same,

P The same in The same, The same —

P Adam Harman Writ of Adjud. Sanicum Cont.

Lofton Yancey Gent Late Sheriff produced in Court his ass for Summonig Attending Two Veniers on S. Butler & W. Kendrick to the District Court, which was Examined Allowed by the Court Ordered to be Certified.

Ez. Harrison Gent The same for on. W. Gault Ex. and Jacob Good. The same. The same

and also an account for Removing the aforesaid Prisoners to the Lists from the Goal of this County to the District Goal in Staunton, which which was Exam.d & Ordered to be Certified —

and also. Three Certificats, of ~~Recognizance~~, of Jacob Gelston Michael Dashiell, & Gordon Rogers. ~~as Witnesses~~ for attending and guarding the aforesaid Prisoners to the District Goal as aforesaid which were Severally Ordered to be Certified —

P. Ireland v Hemphill Court

Robert Magill Produced in Court a Commission, from under the hand of his Excellency the Governor, wherein he is appointed, an Ensign in the Vth Battalion of the 58 Regiment of the Virginia Militia and he having taken, usual Oaths Prescribed, by Law before Benjamin Harrison Esq. the same is Ordered to be Certified —

Ensign

Lewis Riggs a Witness for Smith ats Shipman attended 2 days attendance

Charles Lewis Produced in Court a Commission from under the hand of his Excellency James Wood Governor, of Virginia wherein he is appointed a first Lieutenant, of a Troop of Cavalry in the 3d Regiment & 3 Division of the Militia of Virginia, and he having taken the usual Oaths Prescribed by Law, before Benja Harrison Gent the same is Ordered to be Certified —

St Clair Kelly The same as Second Lieutenant. The same. The same.

Robert Shanklin the same as a Lieutenant in a Rifle Company in 1st Battalion of ~~the~~ the said Militia. The same. The same.

On the Motion of Benjamin Smith who owns Land on both sides of ~~South fork~~ and Desiring to build a Saw and Water Grist Mills, the bed Whereof Belonging to himself and the fee simple Property of the Land on the Opposite side against which he will abut his said Dam, also belonging to himself. It is Ordered that a Writ of Ad quod Damnum, be awarded him, to be Directed to the Sheriff of this County, and to be Executed on the, Second Thursday in November, Next ~~December~~, (Returnable to the December Court Next,) Agreeable to an act of Assembly. Concerning Mill dams and other Obstructions of Water Courses —

John Hoffland ~~Son~~ of Harmon Hoffland, came into Court and Made Choice of Smith Hoffland as his Guardian, who with Security Entered into Bond in the Penalty of $500 Conditioned as the Law Directs —

Smith Hoffland & Charles Hoffland Ors. for E. Harrison Gen Sheriff of this County Returned their List of Delinquents and Insolvents for the year 1796 which was Examined Settled by the County and Ordered to be Certified they having made Oath thereto as the Law Directs —

Smith Hoffland ~~the~~ same for the year 1797. The same Order —

Ordered that, William Owen be Appointed Overseer of that part of the Road where of John Ewen was late surveyor, of in the room of the said John Ewen, and that the usual Tithables Appointed to work on the said Road be Attended him for his Gang to work thereon & Keep the same in Good repair &

And that the Court be Adjourned until the Fourth Monday in November next.

Ordered that Jacob Mentz be Summoned to appear here at the next Court to shew Cause if any he can or knows to say, why his Children should not be taken away from him and Bound out it being Suggested by the Overseers of the Poor, that he ~~is~~ does not ~~Circumstances~~ to ~~sufficient~~ to rais and Educate them in a Decent like Manner,

Ord that this the Court be adjourned untill the fourth Monday in November next —

Jon Herring C

Monday to wit

At a Court of Quarter Session held for the County of Rockingham, the 26th day of November 1798.

Monday the 26th day of November 1798.

There not appearing a Sufficient Number of Magestrates to form a Court, It is Ordered that the same be adjourned untill to Morrow Morning 9 Clock.

And Shanklin C

Tuesday to wit

At a Court Continued and Held for the County of Rockingham the 27th day of November 1798.

Present Andrew Shanklin, John Ewell Benjamin, Gent. Justices, Fawcett & Asher Waterman

Ordered that the Court be held in the Clerks office on Wednesday the 28th Instant and on the day after the fourth Monday

in December January & February Next as the Law Directs —

Daniel Lee Esq. Produced in Court a Commission Licence whereby he is Admitted to Practice as an attorney in the Supreme and Inferior Courts of this County and he having taken the usual Oaths Prescribed by Laws is admitted to Practice in this Court,

Malcolm vs Benton &c
Action a Note upon a Bond taken for the Delivery of Property. Notice Proved Judgt & Execution awarded Accordingly —

Ellis vs The same
The same

Vance vs Lowrey &c & Herring S.B. Office Judgment set aside Payment & Issues

Monaugh, Assr vs Hazlerton Office Judgment set aside Pay & Issue

Smith vs Dunlap late Sheriff
Action a Note for Money Recovd by G. Bell his Deputy. Notice Proved Court

Bennicks vs Carrell John Koontz S.B Office Judgt set aside pay & Issues

Harshbarger vs Copland Court

Reed vs Koontz Brothers Shoemakers S.B Office Judgt set aside pay & Issues

Kephart vs Pickering Office Judgt set aside pay for Security & Issue

Sept Wayt & Co vs. Curry. Thomas Harrison & Daniel McHenry
L.B. Office Judgment set aside Wayt &

Sept Wayt vs The same The same

Capt Robertson Whitlock & Holland L.B. Office Judgments set aside Wayt &

Sept Quin vs Harrison & Holland L.B. Office Judgt set aside Wayt & Issues

Sept Seavely vs Berry Office Judgt set aside Wayt for for Security & Issues

Sept Rowlston vs Blain The same The same

Sept Dunlap vs Vance The same The same

Sept Neal vs Downes A. Arnold & L.B. Judgt set aside Wayt & Issues

Sept Holland agt vs Kessler Office Judgt set aside Wayt for security & Issues

Sept Reed vs Herring The same The same

Sept Wilkes vs Blain The same The same

Sept Shannon agt vs Knapp The same The same

Sept Quin vs Cravens & The same The same

Sept Robertson vs Boyd The same The same

Sept Harrod vs Harris Office Judgt set aside, Wayt &c.

Sept Dunlap vs Green & Kessler Judgt set aside Wayt for Security &c

Sept Bright agt vs Brittles Office Judgt set aside Wayt & Issues

Sept Wayt & Co Mefeeds Office Judgt set aside Wayt for Security, & Issues

~~Robert Adams vs County Comm. Off.~~

Covel ase vs Foreman. / John Arquebright S.C.

George Crowbarger a Witness for Defts vs Ath allowed
4 days attendance

Ordered that Taylor Kearney & St Bentley Esqrs be appointed to ~~Administrate~~ make a further Settlement of the Estate ase of Frederick Harris Deceased with the Executor thereof & Frame report thereof to the Court, And

It is further Ordered that William Dodrill make Summons to attend the said Commissioners, in Order to Deliver up a bond which they have in their hands. the Belonging to the Estate of the said Deceased

Hamm Kyle a Witness for Jameson vs Kessler allowed 2 days attendance 218 miles coming to & from the same in returning

Garret Hamilton a Witness for Thomas vs Harrison, allowed 4 days attendance

Dawbarger & Co vs Mayor &c Rule upon a Notice upon a bond taken for the Delivery of Property Notice Proved & Judgment Execution awarded accordingly

Peter vs Cathrea The same vs The same

Lavan Newton a Witness for ~~Peter~~ Splaker vs Smith allowed 2 days attendance

Anthony Shoemaker a Witness for Evans vs Newton allowed 2 days attendance & Travelling 18 miles to Court & the same in returning

Ord. that the Court be adjourned until the fourth Monday in Decem. Next. Thos Shanklin

At a court held for Rockingham County at the Court House on Monday 24th December 1798

Present William Herring and Thos Shanklin } Gent. Justices
John Lurin, & Joseph Baxter,

Alexander Herring Surveyor of this County returned to Court a Location of Lands lying in said County & in Brocks gap which is ordered to be recorded as the same directs,

Deed Ord. Deed from Ma to Hindman further proved by the oath of Thos Johnson and ord. to

On the motion of John Hedmon It is ordered that all Tobacco Pay for four Lawdays Levies rendered this County as profferred, Necessary to save, and to be levied in the Same for the present year

Copo & Highways Thomas Shanklin The same 10 Days
John Hopkins The same 6 do
Bothuel Herring The same 30 do
Capt William Dunn The same 30 do

Ord Deed Bargain Sale Malcum to Hanby proved by the oaths of John Smith & William Purse, & ord.

Ord The same to the Same The same

On the Motion of Joseph Brozer for leave to make an Inclusion Survey of Lands in this County adjoining the Lands of Michael Warren David Brumfield, Joseph Scurr, Adam Shonk & Joseph Brozer, he having complyed with the Law in that case It ordered that Survey of this County go upon the Lands aforesd ~~and~~ on the Second Monday in February and Survey the same according his Orignal and authentic Title papers and return a plat thereof to the Court according to Law,

Deed of Court Hinton to Hinton &c was returned to Court and proved by the Oaths of the Witness thereto & O.C.

On the Motion of Israel Strickler, Jane Hord, administration with the Will annexed of the Estate of Sarah Hord is granted them the exr mentioned in said Will having appeared in Court & taken upon him the execution thereof & made oath & with Security entered into Bond & Security Condition as the Law directs,

Ord. It is ordered that Christian Stroke, John Stroke, Martin Nicle & Jacob Keyser or any three of them being Sworn be appointed to appraise the same and make return thereof to the Court

Ordered that Christian Funk of Isaac be bound unto ~~David~~ Abraham Brenneman according to Law,

A Deed Evenhart to Hagerthey acknd & OR

Ord. that George Gilles be summoned to next Court to shew Cause why he should not be fined for failing to attend as a Juror on Benjamin Smith's Writ of ad Dam. when summoned by the Sheriff.

Bird & Adams
vs
Solomon & Mathews &c

On a Bond for the Delivery of Property &c

The defendants not appearing and notice of the motion being proved, Judgt is the Plaintiffs for Specially Inf & Costs

The Last will and Testament of Lewis Peebles Decd was return'd to Court by Jacob Peebles, Christian Kagy & Andw Hite, wits therein mentioned and proved by Two of the wits thereto and O, C,

And on the Motion of the said Exrs who made oath and entered into Bond & Surety conditioned as the Law directs, Certificate is granted them to obtain probat thereof according to Law in due form

On the motion of Joseph Wanger for leave to make and Inclusive Survey of his lands in this County, adjoining the lands of Joseph Strolzer, Adam Shank Abraham Chrisman, Lazarus Paulser John Wright, Abram Bleyer, John Perry, Christopher Young, & David Brumfield, & Philip Rust, &c he having complyed with the Law in that case, It is ordered that the Surveyor of this County go on the lands aforesaid on the Second Tuesday in February next and Survey the same according to his original and authentic title paper and return a plat thereof to the Court

Hoover

Shaffer & al Defts

The Sheriff having returned execution and the Plff proving to the satisfaction of the Court that Defts Hand fully indebted him the sum of £16.15 with Interest on £10 from October 26th 1798 & on £16.15 from the 1st day of May June 1798 Judgt & Order Con demnation &c

Ord. That Peter Nicholas, be appointed Surveyor of the Wherof Jacob Pence was Surveyor, in the Room of said Pence and that the usual Lethreables work thereon, and keep the Same in good repair according to Law,

Ord. John Safliver be appointed Surveyor of that part of the Wherof Archibald Hopkins was formerly Surveyor in the Room of said Hopkins, and that the usual Lethreables work thereon and keep the same in good repair according to Law,

On the Motion of Daniel Strickle, who made it appear that he was regularly ordained a Minister of the Gospel in the Lutheran Society & Dutch Presbyterian Church It is ordered that he obtain Testimonial to Solemnize the Rites of Matrimony according to the Rights & Ceremonies of the Said Church on his entering into Bond and Security in the Clk Office conditioned as the Law directs

Andw Shanklin returned his account amounting to fifty days for Services Rendered this County as Constable of the Pennsa Line, for the year 1798. which was examined and allowed & ordered to be certified to the Auditor of Public accounts as the Law directs.

Absence of the prisoner

Adam Miller vs Kirkbuyer, The Comm. of privy examination of said Millers wife returned & Filed

On the Motion of John Bright for leave to make an Inclusive Survey of his lands in this County adjoining the lands of Casper Haines, Peter Wheeling, Peter Armontrout, Mary Armontrout, Benjamin Hawkins, Adam Caufst, David Laird, George Carpenter, Colin Green, Woodhouse, he having complyd with the Law, in that case It is ordered that the Surveyor of this County go upon the land aforesaid & on the first monday in February next, & make Survey of the same according to his Original & on Platt & Certificate & return a plat thereof to Court according to Law

Samuel Dobbs
Robert Duke } Upon Attach,

On the Motion of the Defendant it is ordered that the Same be dismissed, it appearing to the ~~Court~~ Satisfaction of the Court the Same was illegally executed, ——

P Hugh Paul is Harrisons Admrs. Contd

P Franks is Keizle — The same

P Zimmerman is Means — The same

P Ettinger is Sittes — The same Settled & Mutual Credit

P Connor is Ruzleman, Parties heard & The same — Judt upon note Judt

P Todd is Herring — The same Contd

P Ireland is Humphries — the same

P Matthews is Ray — the same

P Wright is L Smith, Contd

P Hinton is Hinton — Parties heard Judt pro note Interest &c

P Mercer is The same — The same

P Rogers v Cook Inquest fine e/c Judt Costs

Ewin

Dunk 5 & Or Attach

The Shff having returned Exd on
William Ralston being Summoned Garnishee
declares that he has in his hands one black mare
colt. one year old, &c and Cond
Andr Blair is the same Cond,
Dunkl & Keizle Gaspar Hanes allowd 2 days att.

Wm Stanton

Jones Stanton } On a Notice for money
paid as Sec[y]
Parties heard & Judgt on the Notice
Pickup Exrs. vs Mallory &c, Judt pro rata Endorsers &c.
Smith vs King. &c the same,
Boyd. vs Sanahan dismd
Martin vs Hunton, Granted, N.S.
The same vs The same same
Penn vs Hunton The same same
Chadwick &c vs Kingsley &c Parties call'd Judgt
Miller. vs Vance &c Contd,
Smith vs Pifer dismd
Price vs Moyers, Contd,
Koontz vs Long Judt
The same vs Brady Contd
The same vs the same same

Pl. Poolyman's Miller, cond

Pl. Leonard is Hitzy parties to Suit

Pl. The same is Hover same

Pl. Carbough is Quinn, dis-

Pl. Coffman exrs is Brooks, Hand Sued

Pl. Adam is Sowers, cond

Pl. Hays is Boyd Sued

Pl. Blair a/s.

Pl. ~~Chestnuts~~ is Hamilton Sued

~~Henry Solomon Smith~~
Pl.
Henry Smith } ~~Boone Solomon Smith~~

~~Grandparents of Solomon~~

Henry Smiths Ancestors Survey being returned into Court together with his Office Notes and the Right whereof being Contested by John Smith the same is Rejected ~~and Smith Boone~~ ~~Scated~~ by the Court.

The Court proceeded to Lay the County Levy a State ment of which is as follows Viz.

To James Allen Esqr Deputy atty	883.	33
To L. W. Williams Clk Fin Ex &c.	25.	00
To Some under the Tan Law,		
To the Keeper of the Poor House	25	00

Ord That Benjamin Smith Isaac Sitler John Miller & Abram Solomon or any three of them first Sworn and Qd. Same be appointed to appraise the estate of Isaac Parker Decd. & make report thereof to this Court.

Ord Court be adjourned to Court in Course.

At a Court held for Rockingham County at the Court house on January 28th 1799.

Present William Haring, John Ewin - Joseph Bowden, Esqrs Justs. Stt Kelly - -

Ord. that John Pelle be summoned to next Court to shew cause why his children should not be Bound out according to Law it being Suggested to the Court that he is in that capacity to support in that manner the Law directs,

Ord. that George Hunton be appointed to examine into the capacity and fitness of matthew Stephenson to act as Assistant Surveyor in this County and make report to the Court,

Ord. Deed Bill Smith Sq. land to Charles Sq. land ack. & R.

Ditto Carpenter Mx to Doreman Ack. & Wife's Latin as the Law direct and Ord.

Ditto Grave to Grave ack. & O. & R.

Ditto, Davis Exrs. to J. Cusland ack. by Joseph Davis Ord. to lie to be further ack.

Ditto, Bowen Mx to Yates Ack. & Wifes acknowledgt. Latin as the Law directs and Ord. R.

Deed Bs, Dickinson Mss to Chandler, Proved by the oaths of three of Wit. thereto & Recorded as the Law directs is O.R.

Letter. Donnelly Mss, to Fowlks. proved by the oths of three of the Wit thereto & O.K.

The Last Will and Testament of Andrew Boyd, was produced in Court by the Exrs therein mentioned, proved by the oths of the Witnesses thereto and O.R.

The appraisement of the estate of Lewis Peebles Dec'd was Returned to Court and O.R.

The Last Will and Testament of Christopher Smith Dec'd was produced in Court proved by the oaths of two of the Wit. thereto and O.R.

And on the Motion of the Exrs therein who made oath, and entered into Bond and Security in $1000 as the Law directs Certificate is Granted them to obtain probat thereof in due form,

And it is Ord'd that Leonard Sittenden, Ludwick Keller, Adam Kline, George Kleiner, or any three of them comfirming first Sworn be appointed to appraise the same and make report thereof to this Court,

George Hunton Esqr. who was appointed by this Court, reported that Walter Stephenson, is a proper and fit person to execute the Office of Assistant Surveyor, who thereupon took the usual oaths prescribed by Law

The Last Will and Testament of Andw Byrd dec'd was produced in Court by one of the exrs therein named, proved by the oath of Abram Byrd one the Wit. thereto who also made oath that John Rudder Dec'd was present at the time of executing the same and that ~~hand writing that he is his~~ he signed the same as a witness to the same in the presence of the said Abram Byrd and the Testator which is ordered to be Recorded.

And it is further ordered that a comsn issue to the Chief Magistrate in the County of Barbour in the State of Kentucky, to take the depositions of William Rudder the other subscribing Witness and on the motion of Andw Byrd the Exr. Certificate is granted him to obtain Probat thereof in due form, and it is ordered that, John Woodey Reuben Wood, Lewis Bickle, George Phillips, Jacob Woodey be appointed to appraise the same and make report thereof to the Court,

Johnstons. Exrs
Pickering &c } Upon motion Bond
Rollie proved as to Harrison & Rudd

Deane
Knapp &c } The same
Rollie proved as to Knapp & Rudd

Harry
Jr } The same
Josh
Rollie proved as to Rudd

Ord. that Levy Bunkhauser, be bound by the oversees of Poor unto Christian Hoover, to serve the Joiner Trade according to Law.

Ord that Josiah Harrison, John Reves, Ezk Harrison, & Reuben Moore, or any three of them be appointed to view a way for a Road leading from Eleaser Hathaway's Plantation &c. as per Petition unto Lewis Erkles Merchant Mill, and report the convenie and inconveniencies attend the same to the Court according to law

Ord that Jacob Shute be appointed overseer of the Road leading the Widow Smiths to Keizle Town, and that the usual Tithable work thereon and keep the same in good repair according to law.

On the motion of Reuben Harrison a commission is awarded him to take the deposition of Thos Alderson in the County of Greenbrier a witness in this Suit in Chancery now depending in this Court on the part of the Moors Defendants

Ord. that Archibald Taylor be appointed overseer of that Part of the Road where of John Swisher was formerly overseer, in the Room of Jacob Swisher and that the usual Tithables work thereon and keep the same in good repair according to law.

Ord Rec'd Smith a to Smith. Mtg. & O.R.

Ord. Smith Mtg. to Goodwin Depos each & Depts &c & taken on the Sons & dines and O.R.

Robert Quinn produced a Comsn from under the hand of
James Wood Esqr Governour of Virginia wherein he is appointed
an Ensign in the Second Battalion of the fifteenth Regiment of
the Melitia who having took the oaths prescribed by Law as
which is ordered to be Certified, —

Cyl Rec

The Commwlth vs Woodley, on the complaint of
Pitt, for a Battle of the Peace, who appeared
in Court whereupon divers witnesses being examined touching
the Matter of Complaint and the Parties being fully heard
by their Counsel, Whereupon It is ordered that the said
John Woodley give Security for his good for the space
of one year & day, towards all the good People of this
Commwlth parteularly towards the said Lucinda Pitt and
Mary Pitt And thereupon the said John Woodley
with John Burns, and Thomas Sobey came into
Court and acknowledged severally Indebted unto Jame
Wood Esqr Governour of this Commwlth, that is the said
John Woodley in the sum of one hundred dollars
And the said John Burns, and Thomas Sobey in
in the sum of $50. each of their respective Goods
& Tenements goods and Chattles to be levied and to
Said Levy the use of the Commwlth to be reserved,
yet upon this condition that the said
John Woodley shall be of good behaviour

towards the said Lucretia Pitt and Mary Pitt for the Space of one year as aforesaid, Then this recognizance to be void

Ord that Clerk the motion Bond of Jane Softus Sarah Woods Francis Softus, George Softus Margaret Softus, Ralph Softus James, William Softus, Heirs of Ralph Softus Decd, It is ordered that to be entered in the Register of said office that they are the Heirs of the said Softus dec.

P A Settlement of Francis Harris re Ex & Ors R,

P Due Rogers Exr to Cochran &c Auth. Writs Attn. &c taken as the Same counts & C, R,

P Ditto Rathbone & Exr to Rathbone &c The same

Ord that a Comm be directed to Abram Lukhorn John Shaw Edward Dougherty, Saml Hughes, & Saml Bostic Commissioners to take the depo

P Counter vs Pitts upon Bond Issue, to heard & Det

Ord that the Court be adjourned until tomorrow Morning 10 Oclock,

W. Fleming Jr

Tuesday January 29th 1799

Present Andrew Shaulkin,
John Cowin, Asher Waterman } Gent Justices
Wclair Kitty,

Ord that Satan yanny, & Wclitty, Gent be appointed to make a further Settlement ~~make a further~~ of the Estate account of Freedrick Haines Decd with the Executors and make report thereof to the Court And It is further ordered that William Hedrick and Wife be Summoned to attend the said Commissioners, and deliver up a Bond which they have in their hand belonging to the Estate of the said Decd

Ord that Abram Lincoln, John Sharr, Edward Dougherty, Samuel Hughes, and Sam Booth, be appointed Commrs to take the Depo: of Jacob Hamer, in the State of Pensylvania a Wit. in a Suit Depending in this Court between Jere Hamer, vs Wm Bradshaw and report the same to Court according to law

On the Complaint of Nanny Hamer for being Howe
the father of her Base born, Child, who appeared in Court, & on the petition of the Defr It is ordered that the said Hamer be Summoned to next Court and abide their the Courts Ord

Pl. ~~A Deed of Conveyance~~ Instrument of writing Rust. to Shaver. proved by the Wit: and O.R.

Pl. Wise is Johnston. Cond

Pl. Curie is Dicks — same

Pl. Blain is Sheraine — same

Pl. Rich. is Despeaux — same

Pl. Harrison is The same, Attach against Garnishee, Cond

Pl. Hulon is Sears — Cond

Pl. Harshberger is Smith Sofland. same des. the Defts paying all Costs except a Sawyers fee,

Pl. Amon is Meffords Cond

Pl. Keizle &c is Smith, same 05 18 83

Pl. Hopman is Smith same

Pl. ~~Hicks is Tregay~~ is ~~Hicks~~ &c same

Pl. The same is Coffman same

Pl. The same is Sofland same

Pl. Adam Harmon. Writ of ad quod Damnum. same

Pl. Borough Smiths ditto same

Pl. Overseers of the Poor is Munts same

Pl. Paul is Harrisons Admrs Cont'd

Pl. Funk &c is Keizle — same

Pl. Zimmerman is Means Dis'd

Pl. Ettinger is Gibbs — Cond

Pl. Miller is Millar same

Pl. Lord is Henry same Present Wm Henry Gent

D	Ireland	is Hemphill	heard & Jud for 3 ℔. 15. 4 p/n
D	Ryan	is Morrison &c	Same Jud per note, Intent Hearts
D	Price &c	is Henton	Dft called & Jud per note Intent Hearts
D	Martin	is The same	The same
D	The same	is The same	The same
D	Bright	is Smith	cond.
D	Roonts	is Brady	Dft call & Jud & p note Intent
D	The same	is The same	The same
D	Matthews	is Ray	cond.
D	Miller	is Vance &c	Jud & per note Int Hearts
D	Wells	is Noyes	The same
D	Brotzman	is Miller	cond.
D	Adam	is Lowery	cond.
D	Smith	is Bream	cond.
D	Wiseman	is ~~Braden~~ Long &c	cond.
D	Eppler	is Kingary	Parties called Jud
D	McDonough	is Mintz &c	The same
D	Epler	is Lowery	The same
D	The same	is Devire	The same
D	The same	is Vance	Jud & p ase Int Hearts
D	Coleman	is Lindsay	Jud & p note Int Hearts

Dft. Yoeland vs Smith ~~Injunction~~

Dft. Irvin vs Crookshanks, Ind. for Ind. Costs.

Dft. Funks vs Malloy dis'd

Dft. Boyd vs Boyd. Ind. for non Ins. Costs

Dft. The same vs Miller The same

Dft. The same vs Jennys (a free negro) dis'd

~~Dunlap vs George Bell dis'd~~

Dft. Smith vs Dunlap dis'd

~~Oct. Ctar~~

On the Motion of John Donaghue Admr of the estate of John Donaghue Dec'd is granted who having complyed with the Law, Cer tificate is granted him to obtain Letters of admon in due form

Ord. That Jacob Moore Jr be appointed overseer of the Road from the Plane Mill to fording on the North Branch of Shenandoah a mile above the Bridge, and that he open ~~Ditches~~ & keep the same ~~and~~ in good repair, and that the Titheables within said one Mile & half thereof Work thereon according to Law: ~~and keep the same in good & fair~~ ~~repair~~

On the Petition of Richard Rogan Jr for a view from the Point of Intersection as already established, unto the Plane where Smiths Road crosses the ~~Woodstock~~ Road leading from this Plane to Woodstock

Ord that Reuben Harrison Benjamin Smith. Asher Watterman, & John Hedman, or any three of them being first Sworn, be appointed to view the same and report the same to Court

~~Peter ads Davis, Orders filed, &~~

Ord that Samuel Marks be appointed overseer of the Road leading from Keizle Town to Woodstock, begining at his present at the ford of Smiths Creek at the Widow Harrisons, and ending at the Poison fields & that Moses Bumgarners &c Johan Marks &c as per Petion, work thereon & keep the same in good repair and as by law

Peter Harry & Wit. for Smith is Breden attend 2 days attendance

Ord that Henry Marks be appointed overseer of the Road leading from New market to Harrison twp beginning for his present at Sabastian Marks, to the Big Spring, and that Jon Swash &c as per Petion open the same Reasons to saw & work thereon & keep the same in good repair according to law, And that Nathaniel Harrison be appointed overseer from the Big Spring unto to Bowers, & and that the Lithe abes within one mile and a half work thereon and keep the same in good repair according to law And that Isaac Depo be appointed overseer from thence unto William Smiths Bridge and he open the same according to law. and that Tillie abes within one mile & a quarter

thereof work the same and keep the same in good repair according to law.

Ord that ~~Roland be appointed overseer Road~~ ~~leading~~

Ord. that George Sitlington be ~~appointed~~ Recommended to James Wood Esqr. Governour, Virginia in the Room of John Ashby Dismissed a proper and fit person to be commissioned Ensign in Riflle Company under Capt Harrison

Ord that Court be Adjourned until Court in Course

Wm Harrison

At a Court held for the County of Rockingham the 25th day of February 1795.

William Harrison
Present Layton Nyswanger
Joseph Barlow
Lineham Keckley } Gent Justices

A further Settlement of the Estate of Frederick Main Decd returned & Ord.

Adm Smith Ack to William Delaney & Ord.

The last will and Testament of Henry Henry Decd was presented in Court by Mary Henry & John Henry

the Executors therein named and Proved by the Oaths of the Witnesses thereto and Ordered to be Recorded

And on the Motion of the said Executors who with Security Entered into and acknowledged bond Conditioned as the Law directs, and a Certificate is Granted them for obtaining Probate thereof in due form they having made Oath thereto as the Law directs,

And it is further Ordered that Gad Gilman, Joseph Hunter, Theo. Lyerden & Peter Bowman or any three of them being first sworn be appointed to appraise the Estate of the said Decedent and make report thereof to the Court,

An appraisement bill of the Estate of Christopher Smith this returned HOR

A Deed of Bill of Sale from Baker to John Nelson proved by 3 Witnesses HOR

A Deed of Bill of Sale from Smith Wife to A. Baughen for the acknowledgement by his Wife she being first privily Examined as the Law directs & OR

The same from A. Baughen to Treasure The same

Deed to A. Scholar Baughen acknowledged mtf acknowledgement taken HOR

A Deed from Sheldeman Rex to Deadmon acknowledged mtf, acknowledgement taken HOR

Deed from Deadmon Rex to Sheldeman The same The same

Ordered that the Overseers of the Poor bind Melinder Wright Orphan of Mary and Neal Caulk unto George Coogler as the law directs.

Ordered that Edward Shanklin be and is hereby appointed Commissioner for this County for.

A Deed of Bargain from Matthew Weatherholt, William Allman, Christian Weatherholt, to Jacob Lewis, acknowledged by Christian Weatherholt, and proved by the Oath of John Hardy as to the others & ordered to be further Proved

An Instrument of Writing from Abner Gwyn to B. Denton acknowledged &c

Ordered that Benjamin Harrison & William Herring Gent be appointed to settle the Estate of Anthony Hoffer Decd & make report thereof to this Court

On the Motion of Benjamin Denton who owns the Land on both sides of Linvills Creek and desiring to build a Water Grist Mill and saw Mill on the Land whereof belonging to himself and the fee Simple Estate in the Land on the Other side against which he will abut his said Dam belonging to himself, a Writ of Ad quod damnum, is awarded him, to be Directed to the Sheriff of this County and to be Executed on the Second Monday in April next

John Ewen Gent. Produced in Court a Commission from under the Hand of his Excellency James Wood Esq. Governor of this Commonwealth whereby he is appointed Sheriff of this County for the year 1799. who made oath there to and Entered into Bond & Security as the Law Directs —

Ordered that the Account of the Poor Child Deborah Gunn, who was formerly bound unto Ann Calhoon, at the request of the said Calhoon unto James Beggs as the Law Directs

Ordered that Andrew Shanklen & John Black be appointed Commissioners for ascertaining the Taxable property of this County for the years 1799 1800 & 1801. who personally appear in court, and took the Oath prescribed by Law.

On the Motion of George Baxter Ordered that John Fowler Executor of Ralph Fowler Deceased be Summoned to appear before at the next court to render an account of his administration &c

Whereas the Emancipation of the Slave Cato a Negroe, Mowah, late a Slave the property of Benjamin Harrison was presented in Court and acknowledged by the said Harrison &c.

Present Jos. O'Kelley & Joseph Baxter. Gent
Present, Benjamin Fawcett & Asher Graves Gent.

John Ewen Gen Sheriff came into court and entered his protest against the Insufficiency of the Goal of this County

On the Motion of John Ewen, Gent & Joseph Fawcett Edwin Nichols ordered that his Deputys Sworn accordingly

Joseph Fawcett Esq. Sworn

Present A Shanklen Gen Absent B Fawcett Gent.

Deed of Bill of Sale Harrison to Cato acknowledged &c.

Ordered that the Covenant of the Poor Child John Fell and Poor Child of John Fell unto Henry Burgess to learn the Trade of a Black Smith according to Law

Edward Fell the same unto Andrew Shanklen, to learn the Trade of a Joiner and Carpenter,

On the Motion of Martin Snider, who owns the Lands on both sides of Harrisons Run, and Possesses of Building a Water Grist Mill, the Bed whereof belonging to himself and the fee Simple Property in the Lands on the Opposite side, against which he must abut his said Dam, belonging to himself, a Writ of Ad quod Damnum, is awarded him to be directed to the Sheriff of this County and to be Executed on the 1st Monday in April next.

On the Motion of John Ewer Gent Deputy Postmaster is admitted his Deputy and Sworn accordingly for the Special Purpose of collecting his Old arrages &c.

Ord that the Court be adjourned until to Morrow Morning 10 oClock

Wm Herring

Tuesday the 26th day of February 1799.

Present, William Herring
Andrew Shanklen
Layton Nanney
Charles Lewis
} Gent Justices.

Harrison v Mossocks upon an attachment dismissed

Wise v Johnston Ditto continued

Reed v Mossocks upon an attach. On the Motion of the Pltf by his Attorney, an attachment is awarded him against the Garnishee Returnable as the Law directs

H. Pond v Harrison's Admrs Ca. Pa. Dismissed

Pl. Deed from Breeden to Graham. Proved by the oaths of Wm McWilliams & Jno Shackleford Witnesses for Pl.

Pl. Adam Harmon in rel of Agnes Harmon con. Ewen & Decree upon an attachment.

The sheriff having Returned Executed in the names of William Roalston and Summoned him a Garnishee who personally appeared in Court, and being sworn declares he has in his hands One 2 year Old Mare the Property of the said Defendant, and the Plaintiff having Produced the Defendants Account for $6.84 Cents, and the same being substantiated to the satisfaction of the Court Judgment is Granted him for the same aforesaid with Interest Costs, and It is further Ordered, that the Sheriff make sale of the aforesaid attached effects, and pay the Money arising from such sale in Satisfaction of the the Pltf. Demand, after first paying $11,33 Cents the amount of the Garnishee Account, & for Keeping the said Property for 11 Months —

Pl. Smith & Smith. Notice for Inclusive Survey. Con.

Pl. Bacon & Decree upon an attach. Con.

The Report of the Viewers of a way for a Road leading from Benjamin Smiths Mill to the William Graves's Mill as said Road is Laid through, the Lands of John Brooks as also a New Road Proposed to run through the Lands on the East side of the Plantation of the said Brooks, being Returned into Court by the Viewers which, are in these words to wit, We Henry Morgan & having Viewed the Two ways aforesaid, are of the opinion that the New Way is much the best It is Ord that the same be Established agreeable to the said Report, once that the Viewers of the said Old way, do with his usual Fetnable work on the said New Road, and Keep the same in Good Repair as the Law directs

Upon the Petition of John Wells Esq^r a View of a way for a Road leading from John Morris Store, to his Old Mill, and from there to his New Mill, through the said Wells Lands, and from there through the Lands of John & Otiver McCausland, into the Great Road leading to Fredericksburg, It is Ord that George Weston John Snapp, George Moore, Jacob Kerst & Christian Heger Esq^r or any three of them being first sworn be appointed to View the said Road, and that they also View the present Fredericksburg Road, and also a way proposed for a Road by the said McCausland & Road ing through the Lands of the said Wells, and make Report thereof to the Court, of the Conveniences Conveniencies and Inconveniences attending the said Ways, according to Law—

On the Motion of Margaret Holley a Poor Woman who is about to Institute a Suit against the Estate of Norman Campbell Deceased, It is Ord that the Attorney for the Commonwealth Prosecute the said Suit in forma Pauperis—

On the Motion of Humphrey Keys It is Ordered that a Licence be Granted him to Keep an Ordinary at his House in this County for One year, on his entering into Bond with Asher Waterman as his Security, in the Clerks Office, as the Law Directs—

Nathan Todd a Witness for G. Todd in Herring, allowed 2 days attendance and Travelling 15 Miles in coming to Court and the same in Returning—

The Report and Review of the way for a Road from the Point of Intersection as already Established to the place where Smiths Road enters the Road leading from North west end of Warrenton to Woodstock, being Returned by the said Reviewers in the words following to wit, "Pursuant to the within Order We It is Ordered

That ~~the~~ way mentioned in the Order of Court, be Established agreeable to the Report of the Viewers. — And it is Ord that George Blume ~~be~~

~~Robert Adams of the Road leading from the aforesaid Place to Woodstock~~ be appointed Overseer of the Road aforesaid, and that he do with the following Tithables, to wit Daniel Ragen &c. open, work thereon and Keep the same in Good Repair according to law, and that when the said New Road shall be opened, that the Old Road be discontinued —

Ord. that John Yancey be appointed Overseer of that part of the Road where of Jacob Kessling was late Surveyor of in the room of the said Kessling, and that ~~he do with~~ the usual Tithables appointed to work the said Road be allotted him for his Gang to work thereon and Keep the same in Good Repair

Ord that Benjamin Lewis be appointed Overseer of the Two Roads where of John Marshall was late Surveyor, of in the room of the said Marshall, and that the usual Tithables appointed to work on the said Two Roads be allotted him for his Gang to work thereon and Keep the same in Good Repair &c

P Trevey v Weeks &c upon a Writ of Adjud-Damnum, Dismissed Defendants Costs —

P Coffman v The same The same

P Loflane v The same The same

P ~~Duncan~~ Smith Writ adjud-Damnum cont

P Newton v Evans Cont. Defendant,

P Funk v Rosell Cont. Plaintiff.

P Ellingler v Seles same

P Miller v Miller Cont.

Fodd v Herring Cont.

Wright v Smith same

Matheus v Rea same Plaintiff

Adam v Lowrey same.

Smith v Breeden Cont.

Jasper Dain a Witness for Pauls v Reside allowed 1 day attendance

Whiselman app v Long R. Dismissed with Costs.

Schultz man v Miller Cont.

Loflana v Smith Cont.

Chrisman v Coffman, pleas in error Cont Deft,

The same v same same,

The same v same same

The same v The same same

Michael Brannan v Smith & Cont as to Deft A.S. as to other

The same v The same The same,

Stover v Newton Deft call. Judgment agreeable to Mole Interest Costs

Woodrow v The same The same,

Bowen v Wright The same.

Jones v Mole The same same

Dodds v Morrison for The same same as to Morrison Mc. as to the other

Dunnough v Delmeade The same same

Bogen v Lindsay The same The same

Boyd v Miller The same as per account Interest Costs

Lockam v Smith Cont.

Harry v Dixon Dismissed for Deft,

Ord The same v Fouts Ns.

Ord The same v Rolen Sheriff agreed

Ord The same v Neff Constable Returned

Ordered that the Overseers of the Poor lines Cody Shoals. Superseded Shoals unto Ezekiel Logan as the Law Directs

Ordered that the same lines Nancy Shoals Orphan of Shoals unto Benjamin Harrison as the Law Directs

Ord Michael Wilkinson a Witness for Wilkinson v Long allowed 1 days attendance

The Court Proceed to the Compleasion of the County Levy for the year 1798.

To Amount Brot from Decem. Court last	$[illegible]
" Samuel M Williams under Tax Law	$133,33
" William Herring Coroner for Holding an Inquest of the Body of J. Redenger	15,00
Jacob Peebler for Service rendered by him	2,80
Waggon & Davis Smith Ditto	1 50
Jacob Carpenter for Ditto	4,17.
John Baxter for One old Wolf scalp	4,00.
John Peery for One Ditto	4,00.
Thomas Hopkins for One Ditto	4,00.
Michael Yorgen for 4 young Ditto @ $2	8,00
Leonard Rankin 1 old Wolf	4,00
Adam Fireborough for Waggonage	2 50
James Barley for 1/2 days Ditto	75
	$183,95

To amount Brot forward ..... $183,95.
To Richard Custard for 1 Old Wolf 2.00
To Robert Cochran for 1 Wolf .....
To Samuel McWilliams for Keeping Court house 12.00,
To Henry Lyamble for Cleaning stove pipe 1.00
$198.83
To Sheriff Commission County Revenue 298.62
$496.65
Cr
By 2365 Tithables at 21 Cents per Tithable $196.65

Ordered that the Sheriff Collect 21 Cents from each Tithable Person, in this County, there being in Number 2365

Benjamin Smith West of Edgewood - Summons, being Returned into Court, Together with the Sheriff Return thereon which is in these words to wit, We of the Jury find it Ordered that the said Mill be Established agreeable to the Inquest of the Jury aforesaid

Ordered that the Overseers of the Poor bind William Leach unto Thomas Sullivan to learn the Trade, of a Taylor according to Law

Ordered that the Sheriff Summon the acting Magistrates within this County to appear here at April Court Next, to consult on Measures, concerning the Old Court House

Ordered that the sum of Two Hundred and 50 Dollars be appropriated & appropriations on the Tithables of County of this

County for the purpose of Repairing and Keeping in Repair the Road across Swift Run Gap, and that the Clerk do apportion the same And it is further Ordered, that Jacob Beery Jacob Bear, and John Mayney, or any two of them be and they are hereby appointed Commissioners, for superintending the Service Repairing the said Road, and that the said Commissioners shall have Power, to Borrow the aforesaid sum of $250. for the purpose aforesaid, and to repay the same, when the said sum shall be collected by the Sheriff Together with the Interest, which the said Commissioners shall agree to Give for the loan aforesaid —

Ord that the Court be adjourned until the Court in course

And Franklin

Monday to wit

At a Court held for the County of Rockingham the 25th day of March 1799

Present William Fleming
Andrew Shanklin,
Joseph Baxter &
Charles Lewis } Gent. Justices —

Harnes & Rockford F. Ghaugler & B. Office Judgment set aside pay Costs.

Shodden & Longer. Lewis Strayer & B Office Judgment set aside pay Costs

Leonard & Roads. Mise agreed

Mise & same The same

D Wales v Grove & Peter ~~Lorrant~~ Jacob Woods & Peter Lorrant
S. B. Office Judgment set aside Sept & Issues.

D The same v The same same.

D Arnett v Ellinger & Jacob Woodley S. B ~~Office Judgment~~
~~set aside Payment Costs~~

Grand Jury Sworn for the Body of this County
Viz Smith Zolland Forman Thomas Lokey, Peter
Coontz, Charles Beard, Benjamin Saltsman, Jacob Nicholas
Stephen Conrad, Thomas Dunkenson, Archibald Rutherford
Jacob Lincoln, David Coffman Joseph Lair Joseph Kreitzer
David Rodston John Lardin, Daniel Searcy & John Wood
-ley who Receive there charge, and Retired from the
Bar, to Consult of there Presentment, and after ~~there~~ some
time Returned into court and made the following We Present
Re nothing further appearing It is Ord that the same be
Discharged and that Process Issue Returnable at the
Next Courts.

D Booth v Miller Peter Bright S/B

D Hauser v Rouse Christian Deadmore S. B Judgment Confessed
~~appealed to~~ with stay of Execution 1st day next
Ord that the Rule be held in the Clerks office on the Thursday
the 28th Instant and on the day after the fourth Monday in
April Next, agreeable to the act of assembly &c

D Yancey v Neff. John Peary S. B office Judgment set aside
Sept Issues

D Pedery v Ireland Order Dismissed set aside, and Remand
-ed to the Rules —

D Rockfish v S. Conrad The same Order.

Hoyt v Mansfield Christian Burr forer d. Argue bought & B.
Office Judgment set aside pays Issue
Absent A. Chandler Gent
Comth v John Messeck ats Q. Forgery Pres. E Harrison Gent
Comth v Brooks Order Cassis in the Law Books.
Rex. Spence v John Messeck ats Larceny Sworn to
by the Issue & wife
Hoyt v Messeck James Messeck S. Bail — Payment
Issues.
Matthews v Doherty Benjamin Fawcett S. B Office Judgment
set aside pays Issues
Hansbarger v Bateman WE set aside the Defendant
Pleads Tender, & Costs Defendant
Present Benjamin Fawcett Gent
Absent Charles Lewis Gent
Comth v L. Messeck ats Q. Forgery Jury Sworn to try
the Issue to wit George Gilmore, Henry Sipes, Thomas
Bryant Henry, Price, Casper Moyer, Shirley Coffman,
Shirley Funk, Daniel Matheny, Jeremiah Deck, John
Berry, Casper Main & Nathaniel S. Armstrong. Verdict
Whereupon the Defendant by Counsel prays his appeal to
S.B. Judgment
Moore ats v Bowman & Gad Gilmore & William Blair
S.B. Office Judgment set aside pays Issues
The same v The same The same
Comth v Wise Costs Def.
Frost v Pickering John Fretz S.B.
Kephart v The same The same

Davis v Millers Heirs on the Motion of the Def Complain-
ant by his attorney, It is Ord that Samuel Miller be appoin-
ted Guardeen, to Defend the said suit for, William Miller
Aubrey Miller, & Patsey Miller, Infants under the age of
21 years.

Harrison v Stephens & Armstrong, John Armentrout & J. B. / John Armstrong Esq
for Office Judgment set aside Sayl Issues

Reed v Herring, John Neal & Felix Shelton & J. B.
Sayd Set & Issues

Smith v Southers, Order Information

Carson Messrs a Witness for the Comth v Messrs allowed 1 days
attendance

Smith v Wyatt, Order Information

Wise v Johnston upon an attachment Comth

Reed v Messrs upon an attachment,

Returned Executed Summs Eleven Messrs, being a Garnishee who
appeared in Court and being Sworn, Declares he has in his
hands one part of Wolsters 1/4 Horse mare, Coal which he Delivered
to the Sheriff at the time of Execution, the attach was [illegible]
[illegible] Court the Defendt for £4 3/4,
[illegible] Sd Fortune also,
being Sworn a Garnishee, who being Sworn, Declares he stands
Indebted to the Defendant $5 and the Plaintiff Produced in
Court the Defts note for £4 3/4 Judgment is Granted him for the
sum of Execution Interest Costs, and it is further Ord that the Sheriff
make Sale of the aforesaid attached Effects and pay the Money
arising from such sale in satisfaction of the Pltf Judgment after

having first satisfied $16,50. the amount of Elihu Alexander, on of the Garnishees account against the said Deft, and that the other Garnishee pay the amount of this account due the said Defendant, as aforesaid, to the said Plt. in satisfaction of the Writ aforesaid that he have Execution for the residue &c

Comth v Delphrey N.C. Bowden Jury Sworn to try the Issue to wit George Gilmore, Henry Pope, Thomas Bryant, Henry Mauney Pence, Casper Moyer, Christley Coffman Christly Funts, Daniel Matheny, Ransom Peace, John Peery Casper Wain & Nathaniel L. Armstrong. Juror with drawn Plaintiff Discontinued the Defendant paying all Costs.

Seevely v Winey John Carthree Jun. S.B.

Loflana v Erwin. Office Judgment set aside & appeal Issued.

Dunlap v Reeves &c Office Judgment set aside & Execution

Vance v Matheney Office Judgment set aside & appeal for Security Bonded

Craig v Carthree Charles Loflana S.B. Office Judgment set aside & appeal Issued

Crosshorse use v Penn Office Judgment set aside & Discontinued agreed

Reed Use v Silver &c Office Judgment set aside & appeal for Security Issued

~~Motion to dismiss the Same~~

Spears v Snapp John Marlow S.B.

Lutz v Lyon Office Judgment set aside & appeal for Security Issued

Davis v Meredith upon an Injunction cont.

Boyd v Lancaster Motion same

Divine v Ewens in Eq. cont.

Haustarger v. Peace & Judgment Confessed as to Peace with the stay of Execution untill the 1st May next Court next.

Conkith v. Barter for a breach of the Peace, in the Presence of the Court, the said Defendant, being fully heard in his Defence, It is Considered by the Court that he be Bound to his Good behaviour for One year and a day, in the sum of Thirty Dollars, and Two Securities in the sum of Thirty Dollars each, or One Good Security in the sum of Thirty Dollars,

Ord that the Court be adjourned untill the to Morrow Morning 10 oClock —

Wm Henry

Tuesday the 26th day of March 1799.

Present, Benjamin Harrison
Andrew Shanklen
Joseph Barker
James Boggs
} Justices

Mathews v. Carrell Discont. Order

Williams v. Green Cont.

Denton v. Denton &c. Cont.

Berry v. Hamilton &c. Cont.

Fotherman v. Healey Dismiss agreed

Ricghart v. Stone Green Dismission set aside Remanded to the Body

Cond v Fowler in Cav. Rule for Security for Costs —

Showalter v Blain Jury Sworn to try the Issues to wit Conrad Hamberger, John Corbelshantz, John Strickler, Isaac Harnet, Peachey Harrison Isaac Harrison John Page John Castleman John Hammer, Richard Weeks Daniel Ragan, Benjamin Reighart, Harmon Hughey Verdict for the Plaintiff for the Debt in the Declaration Mentioned & 1 Cent Damages & Judgment

Comth v Baxter who was Committed to Goal of this County for a breach of the Peace, in the Presence of the Court yesterday this day personally appeared the said John Baxter and who was Ordered to be bound to his Good behavior, for the term of $30. towards all the Good citizens of this Commonwealth and Two Securities in the sum of $15 each, Whereupon the said John Baxter with, Christian Miller, Valentine Gunn, his Securities Personally appeared in Court, and severally acknowledged themselves Indebted to his Excellency James Wood Esqr Governor of this Commonth. in the sum of $60, that is to say the said John Baxter in the sum of $30 and his said Securities in the sum of $15 each, to the Levies of their respect. Goods & Chattles Lands & Tenements, and for the use of the Commonwealth, to be Rendered —

Yet upon this Condition that if the said John Baxter shall keep the Peace & to be of Good behavior towards

all the Good Citizens of this Commonwealth, for One
Year and 1 Days that then the above Recognizance
to be Void & otherwise to Remain in full force & Virtue

Pr Peter Seter a Witness for Mathew Carrell allowed 1 day attendance
Pr Benjamin Linvell The same for The same 3 days

Present William Herring & Ezekiel Harrison Gents
Absent James Beggs Gent

Long & Mungar Discontinued at Defendants Costs.
Mungar & Long Discontinued at Plaintiffs Costs Absent Andrew Hamilton Gent.

Miller & Woolforton ats W.E. set aside
Covenants Performed Found

Boyd & Miller Ff upon a Notice upon a bond taken for the
Delivery of Property Notice proved Judgment & Execution
awarded accordingly

Miller & Wolford ats Jury sworn to try the Issue Viz
John Applinger, Daniel Wolfskeg, Charles Lofland, Michael
Baker, Bathewel Herring, Benjamin Linvell, William Travers
John Armstrong, Roger Galloway, Andrew Carrell, John
Hess & John Smith, Verdict for Plt. for £64.3.3 Cents
Damages Judgment & the Defendant by his Attorney allowed
for a New Trial and which Motion was over Ruled

Thomas Dawes a Witness for Showalter & Blain allowed 3 days
attendance

Miller & Harrison Discontinued at the Defendants Cost

Isaac Miller & John Miller & The same & The same Order
Discontinued set aside, & Recognizance & Costs taken; ~~Ordered that~~
~~further Order be by Consent of the Parties by Clerk~~

and. By consent of the said Parties by their attorneys
It is Ordered that Judgment be Entered respectively agreeable
to an award made by the arbitrators in a former
Petition between the said Parties —

P. Curry v Cummerson & John Wright S. B. Office
Judgment set aside pay ment Costs

P. Alexander M'Farland Exor v Q. Kessle M.E. set aside N.A.
& Joinder

P. Koontz assee v Saunders Henry & Gamble S.B. Office
Judgment set aside pay Costs

P. Philip Thysa a Witness for Wolfords admr on Miller
allowed 4 days attendance & Traveling 4 Dy. Miles to
Court the same in Returning

P. Jacob Black The same The same

P. Frailey v M'Farland Exor Executors dismissed Mon
sum Insermatus —

P. Crawford assee v Jesse & George Kessle S.B.

P. Pretzman v Harrison admr dismissed Mon sum
Insermatus

P. George Shaffer a Witness for Miller on Wolfords admrs
allowed 1 day attendance & Traveling 2 Miles to Court the
same in Returning —

P. Moses & Nicholas v Armstrong & Daniel Welshey
& Jesse Harrison S.B. Office Judgment set aside pay Costs

P. Wagl & Zayler v Armstrong & Office Judgment set
aside pay Costs

P. Wagl v The same The same

Harrison ass^e Armstrong } Nathaniel T. Armstrong. S.C.
Office Judgment set aside pay^d Costs

Present John Waterman Gent.

~~Harrison ass^e Armstrong } Stephen John Armstrong Executor~~
~~of John Armstrong dec^d S.C. Office Judgment set aside pay^d~~
~~Costs Withdrawn~~

On the Motion of John Ewen Gent. Charles Lofland is admitted his Deputy Groom accordingly for the Special Purpose of collecting his Old arrears &c

Ord that the Court be adjourned until to Morrow Morning 9 Oclock — Benj^a Harrison

Wednesday the 29th March 1797.

Present Benjamin Harrison,
Andrew Shanklen,
Ezekiel Harrison,
Benjamin Fawcett } Gen^l Justices
Asher Waterman

Catherine Penn ass^e London & Ireland C. Kessell S.C.
Judgment Confessed, ~~—~~ by Ireland, agreeable to Specialty, with Interest Costs, with Stay of Execution until argument Court next

Downey } Shanklen Dismiss agreed

Timothy Graybale Plaintiff } In an Ejectment for one
against } Messuage, one Tenement
Solomon Spendale Defendant } and one Plantation Containing forty acres with the appurte

Tenances ~~with~~ Situated lying and being in the Parish and County of Rockingham, upon the Demise of Thomas Losey.

This day came the Plaintiff aforesaid by his attorney, and it appearing by the affidavit of Edwin Nichols Deputy Sheriff that Michael Lellingor the Tenant in Possession of the Premises aforesaid, hath been duly served with a copy of the Plaintiffs Declaration, thereto hereunto under Written, and he not appearing at the Solemnly called, It is Ord. that unless he leaving legal notice of this Order, or those under whom he claims, or some, or One of them, do appear here at the next term, and make themself or themselves Defendants or Defendants to this ~~suit~~ in the room of the said Spendall, Plead the General Issue, Confess the Lease Entry & Ouster in the Declaration Supposed, and Enter into the Common Rules, to Insist on the Title only at Trial, Judgment shall be Given, for the Plaintiff and the Commonwealths writ of Habere facias Possessionem awarded.

Absent Asher Waterman Gent
Present Joseph Baxter Gent,

Harry & Nichols Conrad Hainbarger S.R. Office
Judgment set aside Term Fourth

Defendant is Entitled by Consent of the Parties aforesaid by their Attorneys. This Suit is Referred to the Final Determination of John Preston & Hugh McCauley, with leave to choose an Umpire in case of disagreement, and their award to be made the Judgment of this Court.

George Allen a Witness for Lellingor & Long
Allowed 1 day attendance

P. Weston v Travis Court Defendants
D Plain v Duke upon an attachment Court

L. Herring admr & al. v Herring admrs. In chancery

This cause coming on to be heard & heretofore by the
Hell answer &c & it is the opinion of the Court that Benja-
min Harrison & George Weston Gent be appointed Com-
missioners to state & examine the Defts accounts, of his admrs
and in the Execution of which they are to be governed by the
following principals to wit That he shall account for
&c which said opinion & Decree is here fully and to all
which said opinion & Decree of the Court the Defendant
by his attorney objected because it is contrary to the Laws
of this Commonwealth &c

D Brattan ass v Isaiah Sherman & Jonathan Sherman & al.
Office Judgment set a side paid & Issued

D Lutz v Leon Office Judgment set a side paid & Security
Joined

Present William Herring, James Beggs, Gent.
& Benjamin Fawcett, & Andrew Hamilton Gent.

A. Warlaumont admr v Ky Kessell Jury Sworn to try the Issue
to wit Benjamin Berry, Leonard Hubweber Joseph Frantzum
Daniel Blazer, John Blazer, Reuben Harrison, Lewis
Philip Shoolz, James Deeley, Philip Roads, Andrew
Fowling, Conrad Sellars & James Smith Verdict for
the Plaintiff for £39, 50 Cents Damages

Present Benjamin Fawcett & Joseph Barker Gent
Absent & Harrison & James Beggs Gent

D James Newton v Widow & Children of M. Forbaine. Kessell for M. Forbaine
Ex'rs Jallowed 7 days to the Issue

Graham v Lowry &c Leonard Herring L.B. for Lowry
Office Judgment & execution Trayl. d Issues

Harrison v Reeves &c Order Publication against the
absent Defendants on the Law Docket — returnable to August court
next

Isaac Black a Witness for Mr Parlaman attn v Russell
allowed 1 days attendance

John Harry a Witness for Frantum v Detweiler allowed 1 days
attendance

Thomas v Harrison Jury Sworn to try the Issue to wit
Alexander Graham, David Gilliday, Charles Rogers, Robert Kyle
Alexander Herring, Jeremiah Kyle, George Thurston, Conrad
Hambarger, Samuel Chandler, David Spangler, Samuel
Downey, Joseph Wells, Jeremiah Lacey, adjourned until
to Morrow Morning 9 o'clock —
Whereupon the Court did Hearing-time to go through their
Evidence, the same is adjourned until to Morrow Morning
9 o'clock

Moore v Jackson, Benjamin Fawcett S. B. Office Judg
ment set aside Trayl. d Issues

Ord that the Court be adjourned until to Morrow
Morning 9 o'clock — Benj.a Harrison

Thursday the 28th day of March 1799.

Present Benjamin Harrison.
William Waring
Andrew Shaw Esq
Asher Waterman
Esqrs Justices

Lyon v Coe — In Chancery on the motion of the Complainant by his attorney, It is Ord that an Order of Publication Issue Returnable to August Court next.

Jones v Allen The same The same

Robertson v Daniel The same The same

Graham v Smith &c The same The same

Bailey v Kephart &c The same The same

Laird v Heller Weir The same The same

Moulton v Moulton The same The same

Whitzel Weir v Whitzels admrs In Chancery. This day came the Plt by their attorney and the said Defendants not appearing It is Ord that the Bill be Taken for Confessed and that a Conditional Decree be Entered agst the said Defendants, agreeable to the prayer of the said Bill unless they appear, and shew cause on or before 1st day Court next and that the said Defendants be served with a copy of this Order

Fry v Smith &c In Chancery. On the motion of the Complaint by his attorney, It is Ordered that the Bill be taken for Confessed & Decree agreeable to the prayer thereof as to the Defen

dant Smith who lives in Kentucky, and as to the other Defendants against whom Process of Contempt hath Issued Bill also taken for Confessed & Conditional Decree unless they appeare, and Shew Cause at or before may Court next, and that the same Defendants be served with a Copy of this Order ——

Thomas v Harrison, The same Jury as in yesterday. Verdict for Plaintiff for $66.66 Cts Damages & Judgment

John Workman a Witness for Thomas v Harrison allowed 4 days attendance

Present Ezekiel Harrison Gent,
Absent Asher Waterman Gent,

Barnet v Proctor Court to August Court next by Consent

Richard Wooten a Witness for Proctor & for Barnet allowed 3 days attendance

John Nortcutt the same for the same 2 days

William Jackson The same for the same 2 days

Peter Bright the same for the same 2 days

John Neil assee vs Sergeant Ezekiel Harrison
P.P. Bail Says & Issue

Page v Devier Court.

53 4 522 Kean v Crawford Motion & plea in abatement

This day came the Parties aforesaid by their Attorneys, and upon the Argument of Counsels on both sides It is Considered by the Court, that the plea aforesaid

is Good, and that the Proceedings be Quashed to which Opinion of the Court the Plaintiff by his Attorney Prays an appeal to the Honorable the next District Court, holden in Staunton on the 1st day of April Next which is Granted him on his entering into bond & Security in the sum of $63.34 Cents, which was done accordingly

Robertson v Boyd Dismissed. 53 272

Brannen v Boyd Alexander Graham & William Brannen D. B.

The same v The same The same

Woods v Allen Elijah Woods D B ~~Issue Joined~~ ~~Issue~~ Non est factum Covenants Performed Joinder

Harrison v Lofland Plea of the Defendant Tender & Release, and Tender of £10.14.6. Jury Sworn to try the Issues to wit, Christian Riger, John Preston, Peter Rush, George Woods, Benjamin Berry, John Smith, John Nesbit, Thomas Dolton, William Hannaber, James Goodwin, Timothy Heaven & John Adcar, Verdict for ~~the Plaintiff~~ Peter Rush one of the Jurors is withdrawn by Consent & Cause

Dft John Boyd a Witness for Smith Baker & Kessell to allowed 3 days attendance.

Pltf Leonard Spence The same 3 days The same

Pltf John Grumley The same 3 days same

Pltf Gawen Hamilton a Witness for Thomas Harrison
allowance 1 day attendance

Pltf The same a Witness for Berry ad Harrison
viz allowed 1 day attendance

Pltf Thos Shaffer Cont.

Pltf Snider & Heiss Plea Warn & Judgment agreeable
to Precept Plaint Hosb

Pltf Moyers & Swaggart The same The same

Pltf Total & Pickering The same The same

Pltf Wayl & Woolf The same The same

Pltf Wayl & Taylor & Hamilton The same

Pltf The same & H Lowberman same

Pltf The same & I Hall same

Pltf Baker Sr & Kepple Cont.

Pltf Conrad Hamburger a Witness for Leonard Harman
allowed 6 days attendance

Merct & Harmony Genl
Prest of Waterloo Gen
Pltf Gwin & Harrison Jury Sworn to try the Issue
Pltf Wit Conrad Hagsburger Leonard Spence
Henry Sprinkle, Thos Boyd, John Penn, George
Kepple Robert Shanklin Esqr. Mason Warren
Spangler, George Nagel & Adam Fisher &

~~Verdict~~ Alexander Graham Verdict for the Plaintiff for the Debt & Declaration Mentioned & Costs Damages. Whereupon on the Motion of the Defendant by his attorney, prays an appeal to the Honorable the next District Court Holden at Staunton on the 1st day of April next which is granted him on his the said Def Entering into Bond & Security in the Clerks Office in the Penalty of £200. on or before the 30th Inst Instant

& that this Court be adjourned until the fourth Monday in April next.

Benj. Harrison

Copy to Wit

At a Court held for the County of Rockingham the 29th day of March 1779

Present. Benjamin Harrison, Andrew Shanklen, Joseph Baxter & Asher Waterman Gent. Justices.

A Deed of Release & Assignment from Crowe &c to Country man acknowledged & O.R.

A Deed of Trust from Moore to Carrie proved by the oaths of Mathias Cloyer, Abram Smith & Thomas Moore, three of the Witnesses thereto & O.R.

Ward Country man Exr to Miller acknowledged wife
acknowledgment taken & OR

The same Bohman The same The same.

Ward of Beall from Whisler Exr to Ground & acknowledged
wife acknowledgment taken & OR

Ditto Green Exr to Green The same the same

Ditto The same to Whisler The same

Ditto ~~Green~~ Green Exr to Joseph Green The same

Ditto Johnston & to Brannaman fully proved as to
the Johnston & and ~~for further proof Chrisman~~
proved by Two Witnesses as to Chrisman

Ditto to The same to Chrisman The same Order

Ditto Kepliger Exr to Dairy acknowledged wife
acknowledgment taken & OR

Ditto Peter Exr to Thomas The same Order

Ditto Ingebright to John Ingebright acknowledged
& OR

Ditto Harlan & to Shepherd proved by the oath
of Philip Koontz & John Armstrong & Order to lay for
further proof.

Ditto Shaw to Shaw acknowledged & OR

Ditto Ewen Exr to Williams acknowledged wife
acknowledgment taken & OR

Ditto Hopkins Exrs to Gilmore The same and order
to be certified to the court of the county of Harrison as the law directs

Ditto Swearingen Exr to Evans The same

Ds Ditto Raynell Exr to C. Sitts The same order

Ds Ditto The same to Peter Sitts The same.

Ds Ditto Warrison Exr to Mefeeke acknowledges £0R,

Ds Ditto The same to Chris The same Order

Ds Ditto Hopkins Exr to Barker further and fully acknow
r lodges by his said Wof 0R

Ds Ditto Warrison Exr to all Williams acknowledges
r £0R

Ds Ditto Warmonto convoa acknowledgt & empss
r acknowledgt taken £0R.

On the Motion of Charles Loftus administration
of the Estate of John Boyd Deceased is Granted
him he having entered into Bond and Security in
the Penalty of £300 conditional the Law directs

The Last will and Testament of John Mackall Deceased
was Presented in Court by the Executrix therein Named Jean Mackall
the Executrix therein named and proved by the Oaths of Two
of the Witnesses thereto £0R. and on the Motion of the said
Executrix who with Security entered into and acknowledged bond
in the Penalty of £5,000 a Certificate is Granted her
for obtaining a Probate thereof in due form she having made oath thereto as the Law directs. and Leave
is Granted the other Executor to Join in the Execution
thereof and It is further Ordered that

Charles Lewis Benjamin Lewis Henry Persley & John Perry

or any three of them being first sworn be appointed to appraise the Estate of the said Deceased and make Report thereof to the Court.

Ordered from Waterman Ller to Rogers acknowledges ~~wife~~ acknowledged and taken ORe

Letter Ester Ller to Shetler acknowledged wife acknowledg taken Ordered to be Certified to the Court of Botetourt County as the Law Directs

An Inventory of the Estate of Jacob Bowyer Deceased Returned ORe

Deed Grimes Ller to Harrison acknowledged wife acknowledged taken ORe

Letter the same to Sheets The same

The Last will and Testament of Archibald Hopkins Deceased was Presented in Court by William Hopkins William Rockstow & George Bartlett the Executors therein Named. and Proved by the oaths of Two of the Witnesses thereto and Ord. and on the Motion of the said Executors who with Security entered into and acknowledged bond in the Penalty of $15,000. a Certificate is Granted them for obtaining a Probate thereof in due form they having made oath thereto as the Law directs — and it is further Ord. that Benjamin Newton, David Rockstow, Richman Hopkins & Thomas Gordon or any three of them being first sworn be appointed to appraise the Estate of the said Deceased and make report to the court.

On the ~~last~~ Petition of Francis Bowen, for leave to turn the Main Road leading from Colo Harrison Mill to Bro-ck Cape so far as it runs through his land, It is ordered that Archibald Hopkins Ezekiel Cuyler, James Ewen & John Taylinger or any three of them being first sworn be appointed to View the said Road, as also the said way proposed to be turned and make Report thereof to this Court of the Convenience or inconvenience attending the same thereof to the Court.

Alexa from Harrison Rd to Cocomour further and fully ordered pleaded by the wife of Samuel McWilliams 1706

~~On the Petition of the Sheriff Collector, in behalf of the Inhabitants of this County~~
~~For the year 1798~~

Ordered that the Sheriff lay on one Seventh, on the amount of the Revenue Tax in this County for the year 1798, and collect the same, agreeable to the amount of each Persons Tax and pay the same as heretofore Directed, and that so much of the Order made, heretofore as to the Collection of the aforesaid Tax be Rescinded

Ordered that Frederick Spangler, and Samuel McWilliams be appointed Trustees, for the Purpose of, Selling to the Highest bidder, ~~the old Court House~~ at Public Sale the old Court House, and that the Purchaser, be compelled to Remove the same off the Public Square in such time as the said Trustees shall Direct

Ordered that John Carthew Jun be appointed Overseer of that part of the Road where of Charles Lewis was late Surveyor of in the room of the said Lewis, and that all the Tothables within Two miles of the said Road be allotted him for his Gang to work thereon and Keep the same in Good Repair

Ordered that George Russell, John Brookshanks & Henry Cook be summoned to appear here at the next Court to shew cause why they should not be fined for not attending as Jurors, on Martin Shields Writ of Adjournment Summons when Summoned by the Sheriff

The Last will and Testament of Grace Johnston Dec was Presented in Court by Jonathan Shipman the Executor therein Named and proved by the oaths of Two of the Witnesses thereto A.R. and on the Motion of the said Executor who with Security entered into and acknowledged bond in the Penalty of £200 Conditioned as the Law Directs, a certificate is Granted him for obtaining a Probate thereof in due form, he having made oath thereto as the Law Directs

and it is further Ordered that John Smith, William Devin, Joseph Douglass, & Hugh Devin or any three of them being first sworn be appointed to appraise the Estate of the said Deceased and make Report thereof to the Court

Power of Attorney from M Kissam to Manger acknowledged by William Sherlock, attorney in fact for the said Kissam, which is to be filed with the said Power of Attorney is

Ordered to be Recorded 281

Johnston
Johnston & Wilson upon an attachment cont.

Benton & Evans cont.

Ord that William Mitchell be appointed Constable in Capt Ezekiel Harrisons Company, whereupon he personally appeared in court and took the Oaths prescribed by Law

Smith & Hoover, upon a Recognizance for the support of Nancy Stagmon, for being the reputed father of her bastard Child the said Defendant being called and appeared, It is Ordered that the Attorney for the Commonwealth Prosecute his said Recognizance, as the Law directs

~~Lockhart & Hardy upon an Injunction dismissed~~

Evans & Hamilton upon an Injunction cont.

~~Hamilton & Hardy~~ same.

Dixon & Ewing & Ux same same 26
18
76
60

Boyd & Lowell & Wife same same

Blair & Chandler same same

Lincoln & Vance upon an attachment.

The sheriff having returned executed in the hands of Solomon ~~Hardy~~ Vance and summoned Heirs as Garnishee, who personally appeared in Court and being sworn, Declares he stands Indebted to the Defendant upwards of Twenty pounds ~~and the Plff prays~~ ~~the Defendant be charged~~, and on the motion of the Plff. by his attorney Judgment is Granted Him for the sum of £10 5. and Costs. and It is further Ordered that

The same Garnishee pray the amount of the Judgment of execution out of the Money in his hands. &c

Baker v Loftus admr cont

Adam Harman Wid of Adgood Garnishee cont

Martin Sweden Ditto Ditto

Benjamin Denton Ditto Ditto

Enoch Shepherd Ditto Ditto.

Pd Deed. Hutt to Adam Bibb acknowledged &c

Funk v Kessler Costs pd.

Todd v Herring cont

Ellinger v Iden cont

Bright v Smith cont

Mathews v Bowyer abated by Return

Eversole v Flowers Dismissed agreed.

Loftus admr v Nichols same,

Kingery v Norman same.

~~Beaver v Beck same~~

John Miller v Isaac Miller Judgment for amount

Harry v Funk NS

Rogers v Severin NS

Miller exor v Gray NS

Dunlap v Wade Dismissed agreed

Green v Weir NS

Waterman v Brooks Dismissed agreed

Blair v Dicks upon an attachmt,

The Sheriff having Returned Exd to the house of William Rockstro an Summons Plaint & Garnishee, who personally appeared in Court and being sworn Declares he has nothing in his hands the Property of the Deft, It is Ord that William Herring & Lobi Ewen, be Summoned to appear at the next court to Declare what they have in their hands the Property of the said Deft. the Same is Cont.

Mathews v Ray Martin Means & Heirs Issued

Plea from Carpenter & to Pence Proved by the oaths of 3 Witness thereto & R.

Adam v Gurney cont.

Smith v Brewer Cont.

Prolzman v Miller Cont.

Lofland v Smith cont.

Chrisman v Coffman & Petition Cont. Deft.

Brunner v Griffith & Deft call Judgt for want of Suits abate as to Smith Costs

The same v The same The same

Harvey v Neff Deft call Judgt for want of Suits Costs.

The same v Divier The same order

Jordan v Smith cont. Deft

Mayer v Plum Deft call. Judgment for want of Suits Costs

Maynard v Spangler & cont. Deft

The same v Hemphill Ditto

Loftus adm vs Beaver Recpt Deft
Dentrough vs Humphries cond
Loftus adm vs [illegible] Malcom & same,
The same vs Weaver & Norman & Reggans abates as to Reggans Judgt nil as to the others
Ordd that John Wren & Benjamin Fawcett Gent be appointed to settle the Estate accounts of Jacob Bowyer, Decd with the Executors and make report thereof to the Court
Haughs vs Joseph Funk & Abram Funk, Judgt nunc pro tunc as by Joseph Labats as the other stay Executn 30 days.
Conron vs Poole. on the Motion of the Plaintiff by his attorney It is Ordd that the Petition be amended and to Insert, in the Room of John, George and that a new Summons Issue
Loftus adm vs Sharp & Deft call & Judgment for note Inter Hosb
Rogers vs Berry. The same The same.
Silas Ray a Witness for Ray ads Mathews allowed 1 days attendance
Mary Ray the same for the same 1 days attendance
Rogers vs Francis Deft call & Judgment for note Inter Hosb
The same vs Morrison The same The same
The same vs Lockhart the same Order
The same vs Mallowney the same
Harrison ads vs Groves The same

Adler ats vs Beard The same order

The same vs Wm. Rowley The same

Kingcaid vs Rachford Dis agreed

Wm Monaghan vs Mount Leff called Judgment for Plaintiff Costs

The same vs Weight The same order

The same vs Griffeth The same

The same ats vs Newland s the same

The same vs Ettinger The same the same

Fiser vs Bolton The same the same

Mentant vs Brite The same the same

The same vs The same the same

Brockaf vs Jones The same the same

The same vs Blazer The same the same

Carell vs Graff Judgment as to Moore, & abates as to the Other

Kyle ats vs Mains Leff called Judgment for Pltf Costs

Retherford vs Ray Dis agreed

Showalter vs Boyd Cont.

Moyer vs Arnights Cont.

Bryant vs Bell Settled.

Harsberger & Co vs Self Dismissed upon a Note & upon a Contract for the Delivery of Property Note & Account Judgment & Execution awarded

Minute Book 4 Part 1

Page 286 was skipped

The Report of the Views of the 87
way for a Road, agreable to the Petition of John Hetes &c Viewers returned, into Court, in these words to wit agreable &c It is Ord that the Old Road be continued, and that the said Petition be dismissed, Whereupon on the Motion of John & Alexr McFarlane, who objected to the said Road, It is considered by the Court that the said John Loffland recover against the said Defendant their costs about their Defence in that behalf expended

Ord that Richd Smith & Loffland have leave to bind John Loffland unto Alexander Graham to learn the Trade of a Saddler as the Law Directs

Nathan Foda a Witness for Foda in Herring allowed 1 days attendance 15 Miles coming to Court and the same in returning

Ordered that the following Gentlemen be Recommended to his Excellency the Governor, for Mayor and fit persons to be Commissioned as officers in the 1st & 9th Battalion of the 58th Regiment the Rockingham Militia

John Green an Ensign in Capt Lincolns company in the 1st Battalion, in the Militia appointed in the room of Henry Irving removed

Charles Loffland Lieutenant in Danl Ragens Compt of the 9th Battalion in the room of said Ragen advanced.

George Rowe Ensign

Robert Shanklen in the same company in the room of Henry Cowley Resigned

Ord that the Overseers of the Poor bind John Fell unto Dennis Lanahan, to learn the trade of a stone Mason according to Law, and that so much of the order made to bind him to Henry Burgess be rescinded

Ord that the Overseers of the Poor bind Edward Fell, who was ordered to be bound unto Samuel Chandler, to learn the trade of a Sadler, as the Law Directs the said Andrew Chandler having consented to the same

On the Motion of Dwight M Cowles, It is Ord that a License be granted him to Keep a Tavern at his House in this County for One year on his Entering into Bond & Security and the Clerks Office as the Law Directs

Ord that this Court be adjourned until the third Tuesday in May next Benja Morrison

Tuesday to wit

At a Court held for the County of Rockingham the 21st day of May 1799

Present Benjamin Harrison. Ezekiel Harrison Joseph Baxter & Asher Waterman } Gent Justices

Ordered that the Rules be held in the Clerks office on Thursday the 23d. this Instant and on the days after the third Tuesday in June & July next according to Law. —

Rockhill & Conrad Remanded to the Rules. —

Michael Lindsay & Rogers Lis & plt. Orderly.

Rodgers & Davison &c The same

M'Donough & Slaughter The same

John Miller & Isaac Miller Lis mispt. by reason of the award made in the suit of Isaac Miller & the said John Miller —

Smith & Smith Lis mispt. agreed

Woodcock & Bowman The same.

The same & The same The same

Rogers & Agent & B office Judgment set aside! Payment & Costs —

Smith vs Corner & Ux Ind Suits Office Judgments set aside payt for Security Issues

Crawford vs Ux Office Judgment set aside payt for Security Issues

Present William Herring Gent

Absent Benja Harrison Gent.

Pyle vs Lasley, Mathias Frey & B. Office Judgment set aside payt Dismiss

~~Lucabs vs Breckenridge~~

Lucabs vs Breckenridge & Davis Coffman & B Office Judgment set aside payment Dismiss

Pallman vs Prefet Jacob Everhart & B Office Judgment set aside payt Dismiss

Lucabs vs Mayer. Davis Coffman & B Office Judgment set aside payt Dismiss

Present A. Shanklen Gen Absent, E. Harrison Gent

Booth vs Miller. Office Judgment set aside payment Issues

Oswald Dismiss Hoy Smith attys. Office Judgment set aside payment Dismiss, Neale for Security for Costs.

Grand Jury Sworn for the Body of this County viz Smith Lofland Foreman, John Rockitz, George Berry, Davis Coffman, Zachariah Shackelford, Thomas Gosden, John Smith, William Freehold, Hugh Dixon Williams Fowler, Ulrey Sailor, Christian Roads, Martin Earhart, Henry Cook, Hefsey Kistler, & Henry Berger. who receive their charge and retired from the bale, to Consult of there Presentments and after some time Returned into Court and made there

following are Present &c. Nothing further appearing
It is Ord that the same be discharged; and that Process
Issue Returnable as the Law Directs —

Shelton & Gunn vs Adam Fireboughs & Michael Miller S. B. office
Judgment set aside Regd Costs

Cochran agt Lindsay upon a Notice upon a bond taken
for the Delivery of Property. ~~Postponed~~
for the Motion of the Plaintiff by his attorney, It is Ord that
the same be Quashed, and that the Defendant Recover agst
the said Plaintiff his Costs about his ~~&~~ Defence in that
behalf expended

Rogers vs Lindsay &c Upon a Notice on a bond taken
for the Delivery of Property. Notice proved by Evidence and
Notice being proved as to Donavan the other Defendant, Judg
-ment & Execution awarded accordingly

Bowers vs Wright upon a Notice on a bond taken for
the Delivery of Property. Notice proved Judgment & Execution
awarded accordingly

United States vs Peighart, Jacob Abbot S. B. office

Absent Chs Fawcett Gent Present A. Waterman Gent,

Jones vs Wolcott &c upon a Notice on a bond taken for the
Delivery of Property Notice proved Judgment & Execution
awarded accordingly

Smith vs Brooks abated by Return.

The same vs Hoff Capias

P Coutts v Southern Court

P Williams v ~~Mob &c~~ Green Court

P Newton v ~~Newton~~ &c Little.

P Berry v Hamilton & Court for the answer of the Injunct

P Herring adms v Herring adms. Court award

P Smiths exors v Coiner &c Two suits Adam Fiebough &
Michael Miller S. C. offer a Judgments set aside Hazl Landon

Present Benjamin Fawcett Gent. Absent A. Waterman Gent.

P Coutts v Beggars Court

Caleb a Coole who was Summoned to appear here at this
Court to shew cause why he should not be fined for not attending
as a Juror, on an Inquisition to be taken on the Lands of Martin
Snider, who personally appeared in Court and being sworn &
is ordered that the ~~Distringas~~ same be discharged

On the Motion of John Ewen Gent Sheriff of this County
Samuel Chandler is admitted his Deputy and sworn accordingly

Ordered that ~~William~~ the Overseers of the poor bind William
Lock poor child of John Lock unto William Donavan Junr.
to learn the Trade of a House Joiner, and that so much of the
Order made at a former Court for binding him to Thomas
Dalaven be rescinded

Ord that the Court be adjourned until to Morrow
Morning 10 O'Clock.

Wm Herring Clk

Wednesday 10th

A Court Continued and held for the County of Rockingham the 29th day of May 1799

Present Andrew Shanklen,
Ezekiel Harrison,
Joseph Barter &
Asher Waterman } Gent Justices.

Ordered that the Overseers of the Poor bind John Fell poor Child Fell. unto Abraham Yount to learn the trade of a Waller, and that so much of the Order made at a former Court for binding him to Dennis Lanahan be Repealed.

Samson vs Kessels Cont Plaintiff.

Samson vs Kessels Ex upon a Notice on a bond taken for the Delivery of Property. Notice proved Judgment & Execution awarded accordingly

On the Petition of Michael Lindsay Stating that on Yesterday before the Rising of the Court, he was taking into Custody, and so remains, by Virtue of an Execution which Issued, on a Judgmt of William Cochran &c. against him, in Consequence of an Order of Yesterday to Quash a bond taken on a former Execution Issued on said Judgment, and Prays the same to be Quashed as having Issued before the Rising of the Court & signing the Order of yesterday but is Overruled, with Costs, the Court not Considering the Execution as founded on the Order of Yesterday, but that said Order did Quash the former Return of the Sheriff

Present Benjamin Fawcett Gent,

Harrison vs Lofland. On the Motion of the Plaintiff by his Attorney for leave to withdraw his Replication & to demur to the plea of Tender, one of the pleas of the Defendant, in the said suit, which is upon there words to wit and the said [illegible] and upon argument of the Counsels on both sides. It is Ord that the same be over ruled — and thereupon came also a Jury, to try the Issues to wit James Bolton, John Rader, Andrew Carrell Mathias Miller, Alexander Herring, Nathaniel Harrison, Jacob Hoover, John Taylor, Samuel Rupp, Christian Wolstine, John Barrick & Martin Rupp Sworn, for the Plaintiff for $35.81 Cents Damages and on the Motion of the Defendant by his Attorney Leave in arrest of the Judgment aforesaid the following Reasons Harrison vs Lofland The Copy is Continued for argument

Ahl vs Shaffer Cont.

Brookhart adm Kyser M.C. set as ex. vs Bowman

Huber vs Penn John Reed S.B. Office Judgment set aside Praye Bowman

Absent Ezekiel Harrison Gent.

Comth vs Wite Upon a Presentment of the Grand Jury, for Stoping, that part of the, leading through his Land, to Fredericksburg. This day came the Attorney for the Commth and the said Defendant by his Attorney and being heard, It is Considered by the Court that he is Guilty of the Offence aforesaid, and do Assess his amercement to $1.66 Cents for Keeping the said Road stopped 24 Hours. Costs —

John Rush a Witness for the Comth is Wite allowed 3 days Attendance

Copy

Baker &c vs Kessell &c Conrad Hamberger S.B.

Payment & Joinder. Jury sworn to try the Issue to wit

John Hoover, Henry March, Daniel Coffman, Daniel

Blazer, William Pertsem, John Blazer, Henry Pence, Henry

Leonard, Henry Hamberger, James Smith, George Pence

& Mark Archbolds Verdict for the Plaintiff for the debt in the

Declaration Mentioned subject to a credit of $66.13/4 or thereabouts to be ascertained by the Record itself, and also a credit of $28.10 Cents

endorsed on the writing in the Declaration Mentioned & also for credit for $2.50 Cents

Paid per Plaintiff Damages assessed

Conrad Hamberger a Witness for Loffland & Harmon

allowed 2 days attendance

Harmon Hughey The same The same allowed 7 days

Francis Evick vs Barnetts Office Judgment set aside

payment for Severely & Joinder

Carrell vs Moore The same The same

Kessell assee vs Knapp George Peter S.B office Judgment

set aside payt & Joinder

George Crowbarger a Witness for Knapp & Ake allowed

3 days attendance

Daniel Coffman a Witness for Loffland & Harmon allowed

2 days attendance & Travelling 40 Miles to court and the

same in returning

John Bansel a Witness for Blazer & Moore allowed

2 days attendance

Moore assee vs Fawcett & Two Suits George Kessels

S.B office Judgment set aside payt & Issues

Ordered that the Sheriff Summons all the acting Magestrats, in this County to appear here at June Court next, to take into consideration the Conduct of the Last ~~of the New Jersey Lawyers~~, for the Purpose of Recommending New Magestrats, and the Recommendation of a Sheriff for the Ensueing year,

Sp. John Boyce a Witness for Smith & Ux vs Kissell allowed Two days attendance, but not to be Taxed in the Bill of Costs

Sp. John Grumley a Witness for Smith & Ux vs Kissell allowed 2 days attendance

Sp. Leonard Spence the same for the same 2 days

Sp. Blair vs Duke upon an attachment Cont.

Sp. Wise vs Johnson the same.

Sp. Joseph Davis vs Hamilton upon an Injunction Cont.

Sp. Devin vs Ewens exon. The same The same

Sp. Boyce vs Fawcett Wise The same same

Sp. Blair vs Chandler &c The same same

Sp. William Persons a Witness for Blazer vs Moor allowed 2 days attendance

Ord that the Court be Adjourned until the third Tuesday in June next

Ind Franklin

4 5/8 / 320

5 3/4 / 37 1

Tuesday to wit

At a court held for the County of Rockingham the 18th day of June 1799

Present William Fleming
Taylor Yancey
Ezl Harrison
Benja Fawcett
} Gent. Justices

Deed from J. Rose to J. Rose acknowledged by the Attorney & R

Ditto from P. Guinn to P. Guinn proved by the Witness thereto & R

Ditto John Armentrout Exr to J. Armentrout acknowledges & acknowledgt taken & R

Ditto Frederick Armentrout to J. Armentrout the same The same

Ditto Everhart Hen to Rush the The same

Ditto Kelmer Hen to Roadcap the same

Ditto Miller Hen to Harner The same

Ditto Richwine Hen to Harner & The same

Ditto The same to Stoffer The same same

Ditto Landerback dato J. Kempffer The same

Ditto Lea to Lincoln acknowledged & R

On the Motion of Henry Freezner, It is Ord that a License be granted him to Keep an Ordinary at his House in this county for one year, on his entering into Bond with Jacob Rose his Security according to Law;

A Deed from Bright Esqr to Layman, acknowledged
Proved & Recorded & Ret'd

Harrison vs Spencer Upon a Notice for Money Rec'd
as his Security to Sam Hart. Notice Proved Judgmt
& Execution agreeable to Notice & Costs —

Spangler is Charged Upon an attachment the Sheriff
having Returned executed in the hands of Peter Whitmyer
and Summoned him a Garnishee, who Personally appeared
in Court and being Sworn, Declares he will stand Indebted
to the Defendant the sum of £20 in April next,
and the Plff having produced in Court the Pltffs note for
£20 with 6% Interest Judgment is Granted him for the same
agreeable to the said Note Int & Costs and it is further
Ordered that the said Garnishee pay the amount of the said
Judgment to the Pltff when the same is due & Costs &
Judgment to the Pltff when the same is due

An assignment Bill of the Estate of George Weaver Deceased
Returned & Ret'd

Said Bill of Ditto estate Returned & Ordered to be Recorded

A Said Bill of the estate of Robert Sampler Deceased
Returned & Ret'd.

A Bill of Sale from Isaac Denton to David Roderton
Proved by the oath of John Boyd one of the Witness thereto
& Ordered to Lye for further Proof.

Ordered that John Wilson & Benjamin Fawcett Gent be appointed
to settle the estate of George Weaver Deceased with
the Executors, and make Report to the Court

A Deed of Trust from Woolf to Le Prelleur ors
acknowledged in Court

On the Motion of John Hoop It is Ord that Licence
be Granted him to Keep an Ordinary at his House in this
County for one year on his entering into Bond with
Andrew Carrick his Security

Margaret Ord came into Court and Made Choice
of John Boyce as her Guardian who with Security entered
into Bond Condetioned as the Law Directs

On the Motion of John Lucas who Owns Land on both
Side of Brooks Creek and Desireing to Build a Same
Mill the Bed whereof belonging to himself and the Land
on the Opposite Side belonging to himself a Writ of Adquod
Damnum is awarded him for the Purpose aforesaid
directed to the Sheriff of Berry Wick
County to be Executed on the 27th of this Instant
Returnable to July Court next

Smith v Hoover upon a Recogz on the complaint
of Nancy Stanton for being the reputed Father of her
base born Children, Continued until July Court next

A Deed of Bill of Mortgage from Bear to Wanger Acknowledged
in Court

A Deed from Shaver to Shell further and fully proved by the
Oaths of Benjamin Fawcett One of the Witness thereto in Court

On the Motion of Peter Conroe, It is Ordered that to be Certified to the Auditor of Public accounts, that he is Taxes charged with 196 acres of Land, Returned in the commissioners books for the last year and It is further Ord that the commissioner, do discontinue the said Land on his books

On the Motion of Christopher Howard, It is Ord that his son Philip Howard be exempted from paying county & Parish Taxes until he he shall be restored to better health

The last will and Testament of William Donavan Decead was Presented in Court by Reuben Harris & Martha Donavan the exors & Exectrix therein named, and proved by the Witness thereto & OR. and on the Motion of the said executors who with Security entered into Bond, and made oath, thereto as the Law Directs a certificate is Granted them for obtaining Probate thereof in due forme

Ord that New Summons Issue on all the Petitions that has not been executed, According to Law,

Ord that New Summons Issue on all the Presentment of the Grand Jury Where the same are not executed Returnable as the Law Directs

An appraisement bill of the Estate of Philip Meyers Deceased was Returned & OR

The Plat and some of the Original Title papers of Davis Coffman being Returned into court together with the Exclusive Survey made thereon by the Surveyor the County and the Court having examined the

the said Survey by the said Original Papers, are of the opinion that the same is Just and Reasonable, and do Order the same to be continued, for another Patent, belonging to the said Title Papers ——

On the Motion of Lyne Glenore who owns the Lands on both side of Muddy Creek, and Desirous to build a Saw and Water Grist Mill, the Bed whereof belonging to himself and the Fee Simple Property in the Lands on the opposite side also belonging to himself It is Ord that that a Writ of Adjunct Damnum be awarded him to be Directed to the Sheriff and to be executed on the 1st Monday in July Returnable to July Court next according to Law.

On the Motions of John Loftus Sarah Moore Francis Loftus George Loftus Margaret Sanders, Ralph Loftus Washington Loftus James & Nathan Loftus, It is Ordered to be Certified to the Register of the Land Office, that they are the Heirs and Legal Representatives of Ralph Loftus Deceased ——

The Plat and Original Title Papers of Henry Wanger being Returned into Court Together with the Exclusive Survey made thereon by the Surveyor of the County, and the Court having examined the said Survey by the said Original Papers are of the Opinion that the same is Just and Reasonable, and do Order the same to be Certified to the Register of the Land Office as the Law Directs ——

Ord that all the Petitions on the Docket that have not been called be continued ——

Ordered that the ~~Court~~ the Sheriff Give Benjamin Harris
on ~~the~~ late Sheriff. a Credit for £3 11 2½ on the Execution
now in his hands of the commonwealth. in favour of Asher Waterman for a balance due of the county
Depreciation for the year 1787

Ordered that John Harry pay Samuel M.Williams three
sum of £10 11 11/6. out of the Rent of the old court house.
for the ~~last~~ year 1798.

Ordered that John Harry pay Asher Waterman Gent the
sum of £3 11 2½ out of the Rent due for the old court
house

Samuel M.Williams — — — — — — — — — Dr
To balance due on Settlement at aforesaid
Court — — — — — — — — — — — — — £7 11 0.

Ditto — — — — — — — — — — — — — Cr
By Law Sale for the use of the Office £3 11 0.
By blank books &c furnished the Office 14/8 6. £18 0 6
To balance due £10 11 11 6.

By Order in full on John Harry as above.

Deed from Harrison &c to Tho Harrison acknowledged
and with a Memorandum taken £0 2 6

Present Andrew Shanklin Gent.

Deed of Bargain from Logan &c to Peter Pfrow proved by
the Oath of the Witness thereto £0 2 6

Courts Bible & Others Acts by Returns
The same to County Warrants same. The same to George Bibles same
The same to Attorney same — Absent Harvey Gent

Jordan v Smith Parties Plea Judgment
for account Interest & Costs —

Isaac Samuels a Witness for Jordan v Smith
allowed 2 day attendance & Traveling 22 Miles to
& from the same in returning Twice —

Benjamin Cennebaker the same for the same
allowed 2 days attendance & Traveling 22 Miles to & from
the same in returning Twice —

William Steinberger the same for the same allowed
2 days attendance & 22 Miles Travelings to & from the same
in returning —

Adam Harmon Writ of Adjourned Damnum Cleng.
Benjamin Denton Ditto . Cont.
Martin Snider . Ditto cont. 184
Davis v Hamilton upon an Injunction cont.
Davies v Ewen et als . . cont.
Boyd v Fawcett & Wise . . cont.
Blair v Chandler cont.
Morrison v Simons upon an attach.
The constable having returned exec
on one Horse and the Defendant not appearing to
replevy the same on the Motion of the Plt. Judgment
is granted him for the sum of $8.50 cents Costs.
and Order said &c —
Wise v Johnston upon an attach cont.
Blair v Ditto The same

Ord that John Hemphill be appointed Surveyor of that part of the Road whereof John Pence was late Surveyor, taking in addition to his present that Road leading from the Point of Intersection into the end of German Street and that the Inhabitants within one Mile on each side of the said Road be appointed him for his Gang to work thereon and Keep the same in good Repair

Ord Barter vs Loftus adm

Ord that John Ewen, Benjamin Harrison, William Herring be Recommended to his Excellency the Governor, as proper and fit persons to fill the Office of a Sheriff of this County for the Ensuing Year

Ord that Daniel Wright who was bound to John Shell-man, be bound by the Overseers of the Poor, unto Jaimes Burgess to learn the Trade of a Joiner & Cabinet Maker according to Law the said John Shelpman having personally appeared in Court and consented to the same

Ord Susanna Palin a Witness for Doughty vs Mayer attowed 1 days attendance

Ord Martin Naffe the same for the same allowed one days attendance

Ord that Solomon Vance a Witness of Moyer vs Doughty allowed 1 day attendance

Ord that the Court be adjourned until the third Tuesday in July next

Wm Herring

At a Court held for the County of Rockingham on Tuesday the 16th day of July 1799

Present Benja Harrison
Abdon Shanklen
Asher Waterman & Gent Justices
Benja Fawcett

A Deed of Bill of Sale from Carrell Lee to Bowman acknowledged was duly acknowledged & Ord

Ditto Oler Lee to Westcott The same The same

Ditto The same to Strode The same The same

Ditto Strode Lee to Westcott The same the same

A Recog to Whisler upon an attachment Christian Sites Lee & B. —

Deed of Trust Wolstan to Miller acknowledged & Ord

Deed Fitzwater &c to M Kinney returned Certificate agreeable to the usual forms of the foreign Deeds is Ordered to be Recorded

Ditto The same to The same The same

The last Will and Testament of John Reeves Dec'd was presented in Court by Thomas Dustanson one of the Executors therein named and Proved by the oaths of Two of the Witnesses thereto & Ord

And on the Motion of the said Executor who with Security entered into and acknowledged Bond in the Penalty of $3,000. a certificate is Granted

him for obtaining a Probate thereof in due form for he having made oath thereto as the Law Directs — and Leave is Granted the other Executor to Joine in the Execution of the said Probate. —

Ord Deed of Bargain & Sale from D. Harrison to Shandley proved by D. Metzger thereto ORs

Ditto

Ordered Laurance Bowen, John Harrison, Josiah Harrison and Michael Summers or any three of them being first sworn ord. be appointed to appraise the Estate of John Reeves Deceased and Make report thereof to the Court.

Ord Deed from Godwin to Yeast proved by the oaths of D. Metzger thereto ORs

On the Motion of William Ireland, It is Ordered that a Licence be Granted him to Keep an Ordinary at his House in this County for one year, on his entering into Bond with John Graham his Security as the Law Directs —

ord John Boyd the same, with Alexander Graham & Abraham Berry his Securty. —

ord Mc Farlane exhibits in Respect Re upon a Notice reported a Bond taken for the Delivery of proper Notice proved Judgment Execution awarded —

ord Wyld & Taylor vs Hamilton Re The same The same

ord McDonough vs Wright Re The same The same.

ord The same vs Yeast Re The same The same

On the Motion of Parvin Liggett It is Ordered that a Publick Licence be Granted him for one Year

he having complyed with the Laws in that case made and Provided —

P. Harrison & Morris upon an attachment —

On the Motion of Conrad Hausbarger It is Ordered to be Certified to the auditor of Public accounts, that the said Hausbergen is twice charged with 91 acres of Land Returned in the commissioners books for the year 1798.

and It is further Ordered that the said commissioners discontinue the said 91 acres of Land on his said books —

On the Motion of John Darry It is Ordered that a Licence be Granted him to Keep a Tavern at his house in this County for one year on his entering into bond with Christian Bleff his Security in the Clerks office according to Law —

Christian Bleff The same with John Darry his Security —

P. Neill & Bolton Ats.

P. McDonough & Hemphill Ats

P. The same & Black Dismissed agreed —

A Deed from Brady Exr to Rutherford acknowledged Vide Acknowledgment taken IRD

Ordered that George Cline, Samuel Leidy, William Smith and Andrew Shankles or any three of them being first sworn be appointed to appraise the Estate of William Donavan Deceased and make report thereof to the Court —

Ettinger v Sites Court

Bright v Smith court

Smith v ~~Bush~~ Breeden Court

Protzman v Miller Ditto.

Loffland v Smith Ditto.

Todd v Herring Ditto

Chrisman v Coffman & Petitions court Deft.

Harry v Funk. Deft called 3 cryed fer note Interest Costs

Kessel v Mc Farland rules Injunction. Officers to stay all further proceeding on a Judgment, recovered by the Defendants against the said Plt. at Common law which Motion was over ruled the court being Desired

Deed of B Hale from Bush to Kessel proved by 3 Witnesses thereto & R

Ditto from Kessel Hex to Paul acknowledged wife acknowledged taken & R

Lucas v Whisler Upon a writ of Adquod Damnum. This day, Came the parties by their attorneys, and on the Motion of the Plt. by his attorney, to Quash the Inquest of the Jury, on the said Writ, which was objected to by the Defendant, whereupon on the argument of the Counsels on both Sides It is Considered by the Court, that the said Writ be Quashed, and that an Alias Writ, ~~be awarded~~ issue to the Sheriff of Harrison County with Costs, the hearing of this Motion) and to be executed on the 1st Tuesday in August Next

Sherman v Smith. Upon a Writ of Adq. court Deft

Berger Newton Ditto court Martin Sanders &c. &c.

The Plat and Original Title papers of Joseph Winger being Returned into Court Together with the Inclosure Survey Made thereon by the Surveyor of the County and the Court having Examined the said Survey & the said Original papers are of the Opinion that the said Survey is Just and Reasonable and do Order the same to be Certified to the Register of the Land Office as the Law Directs

Joseph Crotzers The same The same

Ordered that the Overseers of the Poor bind John Herron of the age of 17 years the 1st day of September next, to Henry Sprinkle to Learn the Trade of a Waller, according to Law

On the Motion of Petit Conrad Suggesting that he owns Lands on one side of Honey Run alias Harmons Run for leave to build a dam across the same to work a Water Grist Mill which he intends building on his own Land in Rockingham County and he having proved that he gave Notice of the said Motion to Martin Snider Owner of the Land on the opposite side of the said Run, ten days before this Court, that on this day the said Writ would be moved for It is Ordered that a Writ of Adjudication Issue to him to be executed on the Monday after August court next to Locate an Inconvenience one acre of the said Sniders Land as the Law Directs. for an abutment to the said

Funks is Repell Parties Pleas & Ills rejected with Costs

Thereupon is Cherrett upon an Attachment

310

Susanna Palser a Witness for Ought as Moyer allowed 1 day attendance

Casper Kain a Witness for Respt as Funk allowed 3 days attendance

Benjamin Reighard a Witness for Funk & Respts. allowed 6 days

Mary Wright a Witness for Palser as Vance allowed 1 days attendance

Ordered that William Crawford, Robert Rutherford Frederick Spangler & James Cochran be summoned to appear here at the next Court, to shew cause why they should not be fined for not attending as Jurors on an Inquisition to be taken on a writ of Ad quod damnum, issued out of this Court by Grad & Gilmore

Ordered that all the Recognizances now on the Docket, for the breaches of the peace be cont'd

Ordered that all the Petition no remaining on the Docket be continued

John Black Esqr of the commissioners of this county returned his account into, amount to $59.25. cents which is ordered to be certified as the Law directs

Ordered that Richard Lair orphan of Caty Lair be bound by the Overseers of the poor, unto Mr. Rutherford to learn the trade of a Gun Smith according to Law

Jacob Mustard a Witness for Nicholas Judd allowed 1 days attendance

Ord that the court be adjourned until the 3rd Tuesday in August next

Benja Harrison

Monday the 26th to wit

At a Court held for the county of Rockingham the 26th day of August 1799

Present Andrew Shanklen
Asher Waterman
Benja Fawcett
Charles Lewis
} Gent Justices

Kyle v Bless Thomas Lotty, Edwd Wallenday, Aron Wallenday S.B office Judgment set aside Issue

Kerodzer v Smith George Dennis S.B the same

Dunlap v The same The same

Pennington &c v Smith exor. James Allen Secty for Costs

George Leonard v L Leonard, Office Judgment set aside Issue Joseph Lewis

Mc Donough ajpt v Jackson Conrad Harshbarger S.B Office Judgment set aside Issue

Ord that the Rules be held in the Clerks office on Thursday the 29th day of this Instant, and on the days after the 5th Monday in September & October next

Smith v Gilmore. Dismissed

Mc Donough ajpt v Court Office Judgment set aside Issue for security

Leonard v G. Leonard, Thomas Dunlevy, L.B. M.C. set aside Judgt N.C. Issue

Miller v Coffman, Samuel Coffman L.B. Office Judgmt set aside Payt Costs

Adams v Loftland Samuel Adkinson L.B. Gamble L.B. Office Judgment set aside Payt Costs

Lacey ejt v The same The same

Evans ejt v The same The same

Smith v Cochran Discontd

McDonough ejt v Rathfon, Frederick Spangler L.B. ~~Payt of~~ Office Judt Set aside, Payt & Joinder

Loftus & Evans v O'Neal, George Hornbrook L.B. Office Judt Set aside, Payt, Joinder,

Grand Jury Sworn to wit

Smith Loftland Gorsuch Casper Mifford John Smith, William Smith, Wm Evans, Thos Dunlevy, Dan'l Brumfield, George Dove, Michael Warren, Abraham Beaty Edward Loftland, Jacob Rife, William Fowler John Ledger, Joseph Ledger Jun.r Addm.d Petties, who received their charge, and retired from the bar to Council of their Presentments, and after some time, returned into Court, and made the following, viz. We present & nothing further appears and same be Recd. & that Court,

Deck v Baught upon a Caveat, Order Survey, as the Law Directs, to be executed on the 1st Monday in October next, if fair if not the next fair day —

Bennet v Dove &c upon a bond taken for the Delivery of Negroes ~~Injunction &c~~ Notice Proved Judgmt &c Execution &c

Frost v Pickering the same The same

Evans ejt v Feeny the same The same

Talbot v Ringgold, Daniel Welch L.B. Office Judgmt set aside Payt & Costs Bail taken before A Waterman 9 Jany 99.

~~Commonwealth of Pennsylvania~~ 213.

Rogers v Francis upon a Notice on abeas taken for the Delivery of Property Action Proves Judgt & Execution reversed —

Counth v Warren, heard and dis mist

Ord. That this Court be adjourned until to morrow morning 9. O'Clock

Wednesday the 21st day of August 1799

Ezek. Harrison

Present: Benja Fawcett
Charles Lewis
John Mease
John Waterman
} Js. Justices

Timothy Goodtitle
ag'st
Dick Notitle
} In Ejectment

This day came the Plaintiff by his attorney and it appearing by the affidavit of Joseph Fawcett Deputy Sheriff that Solomon Mattheus, Tenant in Possession of the Premises, hath been duly served with a copy of the Plaintiffs Declaration and the Rule thereon thereon Written, and he not appearing tho solemnly called, It is Ordered that unless he having legal Notice of this order or those under whom he claims, or some or one of them, do appear here and make himself or themselves Defendant or Defendants, in this suit in the room of the said Notitle, plead the General Issue confess the lease entry and Ouster in the Declaration, Suppose, and enter into, Common Rules to Insist on the title only at trial &c"

Nathaniel Penrose Esqr produced a License to Practice wherein he is admitted to Practice as an Attorney in the Supreme and Inferior courts of this Commonwealth, and he having taken the usual oath Prescribed by Law is admitted to Practice in this Court

Counth v Shaw Heard and Dismissed

Agreed & Waiver Gen'l Entry

Heard, Charles Thaddeus Esqr

Andrew Shamblen, Produced, his account, in Court, for his Service as Commissioner, of this County, for the year 1796, which was examined and allowed by the Court and ordered to be Certified ——

Present Asher Waterman Gent
Present Andrew Shamblen Gent

Gunn an Infant } Talbot Dismissed at the Defendants Costs —
Vs

Note Writ & all Attorney, Judgment, Confessed, agreeable to Specialty, with Interest Costs —

Reuben Moore } John Moore &c. on a Delivery Bond
Vs
Notice moved Court

Andrew Howell, } The same &c. The same
Vs
The same

Loftus } Buggs Same vs Main S. B. Office Levied
Vs
set aside Jayl Bounds ——

Smith } Waterman. upon a Recogz. Dismissed with costs ——
Vs

The same } Shanglen the same ——
Vs

The same } Koontz. the same,
Vs

The same } Davis Faigen same.
Vs

The same } Loftons the same
Vs

The same } Irelans the same,
Vs

The same } Moffets the same
Vs

The same } Wattle the same
Vs

The same } Donavon the same,
Vs

Comth vs [redacted], John Peace, [redacted] Rechey & Charles Rogers upon a Recgz. for a breach of the peace on the complaint of John Welch. Parties being cy they be bound to their Good Behavior, for one year in a Day, whereupon, the said John Peace with Christian Kyger & Frederick Sprangler, acknowledge themselves [redacted] Indt to James Wood, Gover, in the sum of $200. that is to say the said Peace in the sum of $100. & his Securty in the sum of $50 each as the Law directs -

The same vs Jeremiah Rechey, with Frederick Sprangler his Security
& Smith Collard, the same

The same vs Rogers, with Jeremiah Kyle his Security
the same as above

Ord that the Court be adjourned until to morrow
morng 9 o'clock.

Ind Shanklin

Thursday the 29th day of August 1799

Present Andrew Shanklen
Ezl Harrison
Benjamin Fawcett } J. Justices
& Charles Lewis

Moore is allowed to upon Notice on a bond & condition for yesterday Court
the Delivery of Property, Judgment Notice Proved, Judgmt
Execution awarded

Carell vs The same the same

Byerly vs Logan Dismissed agreed 53
Harris vs Harris the same 2 57 59

Bright vs Britten the same

Conrad v Smith Dismissed Pltf orders—

Smith exors v Conrad Dismissed Pltf orders—

Tallman v Project the same the same

Smith v Hoover upon a Recogz. on the Dismissed

The same v Hoover Dismissed at the Defendants Costs.

Blazer v Moore in Case and the same v the same in Covenant (about the rent of some Land) By Consent of the Parties by their Attorneys there several suit is Referred to the final Determination of Jacob Steigle, Peter Depp, Barnhard Peale and John Evans, with leave to choose an Empire whose award or any three of them to be made the Judgment of the Court—

John Barnet a Witness for Blazer v Moore allowed 4 days attendance

Andrew Carrell the same for the same— 3 days

Mathias Miller the same for the same 3 days.—

Smith exors v Conrad & Frederick Spangler S. B. Office Judgment set aside Issue

~~Murry v Hoover~~

~~Hoover v Murry~~ By consent of the Parties by their Attorneys all Matters in Difference between them, are Referred to the final Determination of Hugh McCauley and John Penn, and their award, and the award of their Empire in case of disagreement to be made the Judgment of the Court—

Smith v Kyner & Parties heard, and the same are severally ordered to be discontinued—

John Owens. a Witness for Koontz & Smith allowed 3 days attendance not to be taxed in the costs—

John Graves the same for the same 3 days. not to be taxed in the costs.

Jacob Fritch the same for the same 3 days.

Jacob Donavan the same for the same— 2 days.

Jacob Foreman the same for the same 3 days.

Michael Storms the same for the same 3 days.

Joseph Hall a Witness for Waterman & Comth allowed 2 days attendance

Alexander Graham the same for the same allowed 3 days.

William Sandy a Witness for Spangler & Comth allowed 3 days attendance

Elijah Woods a Witness for Murry & Woods allowed 4 days attendance

Alexander Reed a Witness for the Comth & Waterman, allowed 3 days attendance

John Roadcap a Witness for Spangler & Comth allowed 2 days attendance — not to be taxed into the bill of costs.

Humphrey Keys a witness for Waterman & Comth allowed 3 days attendance Present Wm Herring Gent. Absent C. Lewis.

Newton & McDowell Defts

Comth & Purkey Partin Hoare and Defendants

Brooks

McDonough ats & Brooks George Dove S.B Office Judgment set a side pays & Issue

Comth & Mc Kee & Graham ~~Brooks Superintendent~~ Defts called not appearing fined for a breach of the Peace & the Law strictly — Present

Mc & Johnston Comth

Comth & McKee fine according to Law for a breach of the peace

The same & Graham Defendants

Blair & Duke upon an attachment Comth

Shrum & Chesnut, Comth

Harrison & Morris same

Comth & McLaughlin Blair order Informal

Smith v Heft Discharged for want of Information —

Smith v Southern et G. Court

The same v Duggan cont.

Rea v Moffett upon an attachment Court

Williams v Green Court

Berry v Hamilton & Court

Hinton v Hinton & same

Herring admr v Herring admr Court for Report of the Commissioners

Smith v Kessell Discharged

Peter Bowman a Witness for Spangler & Smith allowed 3 days attendance not to be taxed in the costs. 3 days.

John Boyd the same for the same

Warren v Loffland Error withdrawn, Judgment, agreeable to the Verdict of the Jury & Cost

Knapp v Kessell Pleas Waived & Judgment, agreeable to Specially Entered Costs

Shee v Shaffer, Continued — Plaintiff.

Moyers v Black William Norman J. P. Office Judgment set aside pays Costs

Kyper v Brooks Issue Jury Sworn to try the Issue to wit William Jackson, David Warren, Christian Risser George Dove James Brooks John Falk William Tallman Thomas Dunkerson Elijah Moore, Richard Mertz Jacob Chrisman, & John Koontz. Verdict for the Plt. for £11-8/7½ Damages & Judgment.

~~Smith v Spangler Error~~

Coulter v Hinton Court

Miller v Goodwin W.C. set aside N.G. & S. Sall Jury sworn to try the Issue to wit George Crowbarger, William Armstrong, John Mark, Conrad, Dan Risser, William Roulston, Andrew Bowman, Thomas

May. William Rachford, Samuel Hupp, John Messick Henry Watchell, and John Owens. Verdict for the Plaintiff for 1 Cent Damages & Judgment

Hainsbarger vs Bateman Jury Sworn to try the Issue to wit The same Jury as in Ryson vs Crookshanks. Verdict for the Plaintiff for ~~£5~~ 1/6 Damages. Judgment

Comth vs Crawford Hearn & Hennessee

George Shreve a Witness for the Comth vs Spangler allowed 3 days attendance

Anthony Sowerber a Witness for Asher Waterman ~~was~~ Was Comth allowed 3 days attendance — not to be taxed in the

Page vs Dever Comth Dept

Daniel Blazer, a Witness for Blazer vs Moor allowed 6 days attendance and Travelling 22 Miles to & fro, and the same in returning ~~3~~ Miles —

Christian Vandeveer a Witness for Spangler vs Comth allowed 3 days attendance — not to be taxed in the Costs

Caleb Chandler the same for the same allowed 3 days attendance

Sevely vs Burns F. Spangler I.B Office Judgment set aside pay Costs —

Hainsbarger Ho vs Lilley Jury sworn to Enquire of the Damages to wit George Crowbarger, William Armstrong John Mark William Rowlston And. Bowman, Thos Alexander Mason, Samuel Hupp, John Messick Henry Walthell John Owens & Jacob Leinaker Verdict for Plt. for $40.66 Cents Damages Judgment.

Alexander Mason a Witness for Spangler vs Comth allowed 3 days attendance

Hugh Tiffney the same for Waterman vs same allowed 3 days attendance

Newton vs Travis Comth

Sp Heppe v Able Court The same v the same the same

Sp Shafer v Able Discontd —

Loffland v Ray Jury Sworn to E of the Damages to wit
The same Jury as in Hyson v Brookshanks Verdict for Plff
for one cent Damages & Judgment —

Sellers assignee v G. Repple Plea & Issue & Judgmt

Miller v Miller &c the same the same

Swing v Shafer the same the same

Johnson v Showalter &c the same the same

John Brannen v Boyd the same the same

The same v the same the same.

Woods & Nichols v Harrison the same

Harvey v Pickering &c the same the same

Hansbarger v Penn &c the same the same

Bell v Hoover &c the same the same

Boon v Miller &c the same the same

Vance &c v Lowry &c the same the same

The same v Marin &c the same the same

Rowlston v Woolf &c the same the same

Salvage v Moyer the same

Blazer v Moore the same —

Frantzum v Fitzwater Judgment per award

Henry Leonard a Witness for Moore on Blazer allowed
2 days attendance

Joseph Hall a Witness for Miller v Goodwin allowed 4 days
attendance —

David Wallace a Witness for Smith v Waterman allowed 3
days attendance —

not to be taxed in the bill of costs

Sept 11 Mark Newland a Witness for Waterman & Court 3 days attendance —

Sept Caty Newland the same for the same 3 days,

" George Crowbarger a Witness for Hupp & Ask allowed 3 days attendance —

" William Messick a Witness for the Court & Richey allowed 2 days attendance — not to be taxed in the bill of costs —

" Miller exors & Sexton Walter Davis S. B. office Judgment set aside pay Costs —

" Bateman & Hamberger Injunction offered to stay abatement Granted, on his entering into Bond & Security in the Clerks office in twelve days & the Law Directs —

" Blazer & Moore. ~~Motion for Judgment for the Court Damages~~ Jury Sworn to Enquire of the Damages to wit Henry Smith, Edwd McMonagle, William Bateman, William Darrow, John Davis John Messick Benja Lewis George Fitzwater, Wm Donaven Christian Kiger William Jackson & John Mekins, Verdict for the Plaintiff for $52,87 52/100 Damages & Judgment

" Dunkerson & Roats upon an Ejectment continued

" The same & Moore & The same

" Waterman & Repsell Motion set aside N. & Jordan Jury Sworn to try the Issue to wit John Blazer David Postel, John Vance Solomon Vance, John Brannin, John Fleming, Thomas Fleming, Isaac Rodkin, William Sandy, Joseph Hall, John Owens & Henry Wattle Verdict for the Plt. for $27. 80 Cents Damages & Judgment

" Covel & Bowberman, Jury Sworn to try the Issue to the same Jury as in Waterman & Repsell, Verdict for the Plt. for the Debt in the Declaration Mentioned & 1 Cent Damages

Henry Berry Dun. 322 a Witness for the Court is Taken
& mark allowed 3 days attendance ~~not to be taxed~~

Ord that the Court be adjourned until to Morrow
Morning 9 O'Clock

Wm Henry Jr

Friday the 23 day of August 1799.

Present, William Henry.
Ezekiel Harrison
Andw Shanklin and 9 Justices
Joseph Baxter

Jno Moore a Witness for Waterman & the Committee proves
3 days attendance - and not to be taxed in the Bill of Costs he
not being examd on the Trial.

Hawkins & Joseph Thompson. ~~Plea to the Issue~~ Plea waived Judgt
Stephart vs Pickering - - the same
Vance &c. vs Lowery &c the same
Lovelace vs Henry - - the same
L. Boaston vs Blair &c the same
Quinn vs Ryson &c same —
Dunlap vs Vance the same
Moore vs Hoover the same
Lofland &c vs Kepple same
Wright vs Berry the same
Wright &c vs the same the same
Winters vs Blair the same
Wright &c vs Mifflet the same.

Rennicks v Carrell the same

Reed v Koontz the same

Reed v Herring the same 5 3/4 21 3

Spears v Knapp the same

Lyons v Logan & the same

Dunlap v Lyons & the same,

Capito v Whisler the same

Wilborough v Grant James Cochran S. B. Office Judgment set aside pays Costs

Harrod v Proffit Jury Sworn to try the Issue to wit Martin Coontz, Nathaniel Smith Mark Overholts Philip Coontz, Jun. John Woodley, Thomas Foley, James Davis Andrew Duling Philip Coontz Sen. Nathaniel Pickering, James Bolton Jonathan Bolton, Verdict for the whereupon they Cannot, James Davis one of the Jurors is pitcharn Hard for the defendt. by his attorney leave is granted him to add the plea of Payment 4 Syder.

Lyons v Graves John Coalter security for Costs

Tarrell &c. v Williams Dismiss'd agreed

Lofland v Irwin the same

Crawford v Grant William Sprinkle S. B. Office Judgment set aside pays Costs

Jacob Grant a Witness for Koontz 20 Cents allowed 3 days attendance

Coty Grant the same for the same 3 days

Lofland admr v Brunson Office Judgment set aside pays for Security Costs

Cook v Harrison the same the same

Jonathan Shepmans J.B. Office Judgment

Roberts v Hamilton. Recognizance discharged

Wm Jackson a Witness for Prosecutor Warrt allowed 4 days attendance —

John Nesbit the same for the same 4 days

Richard Weeks the same for the same 4 days

Christian Kegi the same for the same 4 days.

Davis on note v Berry Costs

Evick v Hamilton Jonathan Shepmans J.B.

Elliott v Smith & Three Sets. cost Dismissed

James Mahaney a Witness for Prosecutor v Loffland allowed 2 days attendance & Traveling 56 Miles to court and the same in returning —

Gordon M'Williams a Witness for Watsman Cost allowed 2 days attendance —

M'Donough appt v Court Plea Waived & Judgment

Graham v Lounsdale &c In Chancery, Defendant for Confessed —

Court v Penn, who was on Recognizance last Court in Recognizance for his Good behavior for one year & day on the Complaint of John Welch, this day came the said John Welch, into court, and complains that his fears from the said Penn was removed, and Requested that he might be released from his said Recognizance which is ordered accordingly —

Crawford v Court Plea waived & Judgment Confessed

Rogers v the same The same —

Rogers v Yount, Debt } sp by his S. B Spruce
~~vs Debt~~ and by the Att. attorney paid in Court 40/

Allen ought to The same The same

Crawford is The same The same whereupon
the said Abraham Yount personaly appeared in court
and took the oath prescribed by Law for the Relief
of Insolvents Debtors, whereupon the said Yount is discharged
from the Several Judgments aforesaid

Ord that the court be adjourned untile the
third Tuesday in September next

Wm Lenoir

Tuesday to wit

At a Court held for the County of
Rockingham the 17th day of September 1799

Present Benjamin Harrison
Abram Shanklin
Ezel Harrison
Layton Yancey } Gent Justices
Joseph Baker

X Deed Gibson dis to G Gongwer a Tenn. wpers
Acknowledg taken & OR

Ditto Phelps dis Certificate Proved by Wilson Thurston
& OR

Ditto Rogers dis. to Freeney further Proved fully proved
by the Oath of Same Chandler & OR

On the Motion of Federick Roads. It is Ordered to be Certified, to the auditor of Public accounts that he is Charged with 150 acres of Land in this County, which he never possessed the having made oath thereto —

A Deed of Bill Sale Carpenter &c to Carpenter acknowledged in open court & ordered to be Certified to the State of Kentucky as the Law Directs —

On the Motion of Gabriel Jones. It is Ordered to be Certified to the Auditor of Public accounts that he is Charged with 300 acres of Land lying in this County, which he never owned, the having made oath thereto as the Law Directs —

A Deed Gunn to Deatwood proved by 3 Witness thereto &RC

Ditto to Thomas. the same

Ditto to Solomon the same

Ditto Roles &c to Butt acknowledged in open court & ordered to be &RC

Margaret Smith orphan of Nathan Athen Smith dec'd came into court and made choice of Jacob Nichols as her Guardian, who with his security entered into & acknowledged a bond in the penalty of $100 conditioned as the Law Directs —

A Deed Miller &c to Danksbarger acknowledged in open court &RC

Ditto. Bowlog &c to Winn proved by 3 Witness thereto, and the confession of Privy examination of his wife returned certified as the Law Directs &RC

Deed Lewis to Yancey acknd and RR

Deed Dora Dees to ~~Robt~~ Porter acknowld by the parties, and Certified as the Law Directs & RR

Deed of Trust. Lindsay Lee to Donaghe. acknowled & wife acknowled taken & RR

Letter Court to Magill, proved by Sellers Millican & W. Gambill 2 Witnesses thereto & RR

Ordered that New Summons Issue on all the Petitions that has not been executed Returnable as the Law Directs

~~Petition~~ is Kephart Adm^r

Dansbarger is Longer sane.

Deed. Ewen Lee to Graham, acknowled wife acknowled taken & RR

Settlement of the Estate of George Weaver Dec^d Returned & RR

~~Bell~~ Bell v Mathews & Shaw, upon a Notice on a bond taken for the Delivery of Property Notice proven as Shaw, Judgment & Execution awarded

~~Another Matter~~

Nancy Green orphan of James Green Dec^d came into Court and made choice of John Green, who with Security entered into Bond in the Penalty of $60 conditioned as the Law Directs

Hannah Hoard orphan of James Hoard Dec^d came into Court and made choice of Christian Porter as her Guardian, who with security entered into Bond in the ~~the~~ penalty of $1000 conditioned as the Law Directs

Court Adjourned Until Court.

Ordered that the Division of the poor being Gideon Lyon a plan of Norton Lyon Deceased unto William Bryant the Trade of a Powder Maker —

Ordered that Henry Sprinkle be appointed Surveyor of that part of the Road whereof Samuel Leedy was late Surveyor of in the Room of the said Leedy, and that the usual Fathers appointed to work on the said Road be allotted him for his Gang to work thereon and keep the same in good Repair —

Ordered that William Crawford be appointed Surveyor of that part of the Road whereof William Bryant was late Surveyor of in the Room of the said Bryant as he appointed him for his Gang to work thereon and he

The appraisement Bill of the Estate of Archibald Hopkins Dec'd returned and ord.

An Inventory of the Sale of the Estate of Mary Younger Dec'd returned and Ord.

~~Abond & Beq Bonds in Court~~

~~Recd the Money Court~~

Lipsman & Smith Coms.

Deed from Thos Pate & J. Burris, acknowledged by Thomas & Snider wits acknowledged Letters & Order to issue for further proof —

The last will and Testament of Marcus Snider dec'd was presented in Court and proved by 2 witnesses thereto HRR and on the Motion of Robert Mizell the Exor therein named who made oath, thereto and entered bond and security in the penalty of $600. condition as the Law directs, a certificate is Granted him for

Attaining a probate thereof in due forme —

Ordered that John Wrenn & Charles Lewis Esqrs be appointed to settle the estate of Mary Younger Decd with the Exrs and make report thereof to the court

A Deed Granted Dus to Snider acknowledged & OR

Ord that Bathurst Herring, John Hall, Daniel Tinkle and John Hunter or any three of them being first sworn be appointed to appraise the estate of Charles Snodden Deceasd, and make report thereof to the court —

Present, Wm Herring.
Absent. A. Shankland

Ord that the overseers of the poor bind Rachel Shoemaker orphan of Shoemaker Decd unto Benja Bowman, as law directs —

Ordered that the overseers of the poor bind Sally Shoemaker orphan of the same unto Robin Byerly — L

A Deed Poer Dus to Custer Proved by 3 Witness thereto and a Commission & Privy examination of his said wife Ret certified & OR

A Bond from Lincoln to Whisler acknowledged & OR

Ditto from Whisler to Lincoln the same same

A Certificate of the freedom of Sampson a Negroe slave Returned into court and Proved the Witness thereto & OR

Shrum vs Guinn Dismd agreed
B. Hunter Atty Daguerr. Comp. Martin Snider Def. Def Cyrus Gilmore Esq

Deed from Chas Lewis to Long. Proved by 2 Witnesses thereto, and the consp. of the former examination of his said wife returned certified 1802

Ditto to C. Chew the same

Harrison & Morris upon an attachment returned executed &c on the Motion of the Pltf by his attorney, Judgment is Granted for £5 Debt, 15 Jan 1799 Costs. Order condemnation as the Law Directs

Ordered that all the Petitions now remaining on the Docket that has not been called be continued

On the Motion of Adam Forebaugh It is Ord that his Two Sons, Daniel & Adam, be exempted from paying County & Parish Levies for Reasons appearing to the Court — until they be Restored to better Health

Present A Thruston, Gent
Absent L Causey Gent

Ordered that all the Injunctions and Pallats that has not been called be continued

The Plat and Original title papers of Peter Burkholder being Returned into Court together with an Inclusive Survey made thereon by the Surveyor of the County and the Court having seen and examined the said Survey by the said Original Title papers are of the Opinion that the same is Just and Reasonable, and do Order the same to be Certified to the Register of the Land Office as the Law Directs

Present A Waterman Gent
Absent E Harrison Gent

The Last will and Testament of George Hunter Decd was Proved in Court and Proved by the oaths of 2 Witness thereto &c

The Last will and Testament of Easter Newton dec'd was Presented in Court and Proved by the oaths of the Witnesses thereto &R, and on the Motion of Benja. Newton, & Davis Poulston executors therein named, who made oath thereto and entered into and acknowledged bond in the penalty of $500 conditioned as the Law Directs, a certificate is Granted them for obtaining Probate thereof in due forme — and It is further Ord. that Jesse Harrison, Martin Croomes, Abraham Peery & William Bryant or any three of them being first sworn be appointed to appraise the Estate of the said Decedent and make Report thereof to the Court

The Last will and Testament of Michael Wise dec'd was Presented in Court and Proved by the oath of William Herring one of the witnesses thereto and Ordered to be for further Proof —

Edwin Nichols Esq. for John Ewen Gent Returned his List of Delinquents and Insolvents, in the Revenue Tax for the year 1798, which was examined and allowed by the Court, and ordered to be Certified as the Law Directs —

Ordered that George Snodden of William Snodden administrator, be allowed a further Credit of Six months 1798, in the Settlement of his Decedent Estate accounts —

Charles Collins Esq. for E. Harrison Gent Returned his List of Delinquents and Insolvents in County Taxes & Revenue Tax for the year 1797 which was examined and allowed by the Court, he having made oath thereto as the Law Directs.

Ord that Lucas Peebles be appointed Surveyor of that part of the Road where of John Hemphill was Surveyor of in the Room of the said Hemphill and that the usual Tithables appointed to work on the said Road be attotted him for his Gang to work thereon & Keep the same in Good Repair—

Ord that John Perry be appointed Surveyor of that part of the Road where of Michael Warren was late Surveyor of in the Room of the said Warren, and that usual Tithables appointed to work on the said Road be attott him for his Gang &c

Ord that the Court be adjourned until Court in course —— Benjn Harrison

At a Court Held and Held for the County of Rockingh on the 19th day of September 1799 in the 24th year of the Commonwealth for the examination of Obediah D. Williams otherwise called Obediah Dew Williams who was committed to the Goal of this County by Andrew Shanklin Gent on Suspicion of Felony and Horse charged with Feloniously by Stealing and Leading away on Horse & Mare out of the Stable of Michael Warren on the Night of the 5th May last, above the Value of £5.

Present Benjamin Harrison
William Herring
Andrew Shanklin & Gent Justices.
John Waterman

The Prisoner being led to the bar in custody of the Jailer, and there upon came the Deputy attorney for the Commonwealth and Peters Pettigrew to wit Michael Warren, James May, Isaac May, & Thomas Chew being Sworn and examined touching the Premises whereof he stands charged and the said Prisoner ~~being~~ ~~guilty~~ pleaded not Guilty and being fully heard in his Defence the Court upon Consideration of the Circumstances of the Case as it appears to them are of the opinion that he is _____ Guilty of the Offence wherewith he stands charged — and that the same is Tryable in the District Court, whereupon, It is Ordered that he be Remanded to the Jail of this County, and from thence to be removed to the Jail of the District Court holden in Staunton and there to Remain until Discharged by due Course of Law —

Mess^rs Michael Warren, Isaac May James May & Thomas Chew —

Michael Warren Deposeth and Saith that on the Night of Sunday the 5th of May last, in the after part of the day, he put the Mare described in the Warrant, into the Stable, and tyed her, and that about 10 o'Clock at of the same Night he went to the Stable, and she was then there and that he fed her, and that in the Morning she was Gone, and that in a day or two he ~~[illegible]~~ went in search of her, and made enquiry, but never heard of her, until he got to Staunton where he found her in Custody of Michael Garber,

Tavern Keeper of that place, and was told she was rode there by the said Prisoner, who was then in Goal —

Isaac Hays Deposeth and Saith that on Wednesday the 8th of May last, he was in Charlottsville, and saw the said Prisoner passing through that place, Riding of the Sorrel Mare, Discribed in the Warrent and Now claimed by Michael Warren, and that he was also leading a Grey Mare, and that after some short time, he Perceived them in company with his Brother James Hays & Thomas Chism, and Over took him the said Prisoner, and after some Conversation the said Prisoner Informed his Deponat he had Raised the said Sorrel Mare, —

James Hays Deposeth the same as above.

Thomas Chism the same ——

~~Where upon~~

Isaac Hays a Witness for the Comth is Williams allowed 1 days attendance & Traveling 40 Miles to and the same in Returning ——

James Hays the same for the same. ——

Thomas Chism the same for the same, and Traveling 33 Miles & the same in Returning ——

~~Whereupon~~

Be It Remembered that Michael Warren Isaac Hays, James Hays & Thomas Chism Personally appeared in Court and Severally acknowledged them selves Indebted to his Excellency James Wood Esq Governor of this Comth and his Successors in the

of $100 each to be levied of their respective Goods and Chattles Lands and Tenements and for the use of the Comth to be rendered —

Yet upon this condition that they and each of them shall well and truly make their personally appearance at the next Staunton District Court to be holden on the first day of April next then and there to give Evidence against Obediah D. Williams otherwise called Obediah Dew William who stands charged with feloniously stealing, and leading away from the stable of Michael Warren one Sorrel Mare and shall not depart thence without leave of the Court and shall not depart thence until discharged by due course of Law, then the above recogz to be void otherwise to remain in full force and vert.

Benja Harrison

The Court arose.

Tuesday 15th Inst

At a court held for the county of Rockingham the 15th day of October 1799

Present Benj. Harrison
William Herring
Joseph Baxter
Benja Harrison
Gent. Justices

A Deed of Bargain & Sale from Jones to Hawkins of the State of Kentucky was presented in court and acknowledged and ordered to be certified —

Deed from M. Shands &c to John Rader acknowledged by Persons Wife, and certified as to the rest as the Law directs is Rd

Ditto Irvin Lux to Fitzsimmons acknowledged wife
acknowledged Letters &c R

Ditto Harriet Lux to Young acknowledged and the comp
of the previ examination of his wife returned certified &
Ordered to be Recorded

Certificate of the Emancipation of Pat a Negroe woman
late the Property of Thomas Harrison acknowledged &c R

Deed from A. Nogal &c to Perrin further acknowledge
by Christiana Pipe, and the communications & previ examina
tions of the wife of the other parties thereto returned &c R

Deed Fuage to Pipe acknowledged &c R

Certificate from under the hand of William Perrott
Justice of the acknowledgment of a Deed of Trust, &c
returned &c R

Ditto from Thomas Graves. The same

Deed from Steagleather Lux to Conrad acknowledged
&c R with a translation &c R

Ditto Carr Lux to Earhart acknowledged wife acknowled
-gment Letters &c R

Ditto Delvey Lux to Dearmore the same same

Ditto Colwell Lux to Shular the same same

Ditto Delvey Lux to Shoulderman the same same

The Last will and Testament of Michael Wise Deceased
was Presented into and Proved by the Witness thereto &c R
and on the Motion of John Mc Palen Powers the Exors
therein Named, who made oath thereto, and entered into
and acknowledged a bond in the Penalty of $2,000
Conditioned as the Law Directs. a certificate is Granted

them for Obtaining a Probate thereof in due form.

Dcd Ackd Ackd

Dcd Armentrout Exr to Armentrout &c acknowledge wpe acknowledgmt taken — HRR

Ord that William Dening, Henry Harshbarger, Francis Erwin & William Fowler or any three of them being first sworn be appointed to appraise the Estate of the said Michael Wise and make Report thereof to the court —

Ord

The Last will and Testament of James Rawley Decd was presented in court and proved by the Witness thereto HRR

Dcd

Dcd Young Exr to Russell acknowledged ~~bef~~ wpe acknowledgment taken HRR

Ord

Ord that Henry Minger, Lewis Seter, Peter Brown and William Harris or any three of them being first sworn be appointed to View that part of the Road leading from Harrisonburg to William Harris Saw Mill, so far as it runs through the Lands of Cullop Newman, also the New Road opened by the said Newman, and make Report thereof to the court of the conveniencies and inconveniencies attending both ways —

Cpd

The Last will and Testament of Daria Berry Decd was presented in court and proved by the Oaths of two Witness thereto HRR and on the Motion of Joseph Baxter & John Newman the Exrs therein named who made oath thereto and entered into Bond and Security in the Penalty of $1000 conditioned as the Law Directs, Certificate is Granted them for Obtaining a Probate thereof in due form

Deed of Bargain Sale from Quinn Her to Marten
Acknowledged & Proved & taken &c&c

Ord. that George Barter, Wm Hopkins, John Cain, Thomas Hopkins, or any three of them, be appointed to appraise the estate of David Berry dec'd and make a report thereof to the Court.

Settlement of the Estate of Anthony Dudophia returned and ordered.

The Last Will and Testament of Patrick Quinn Deceased was Presented in Court and Proved by Two Witnesses thereto &c. and on the Motion of Robert Quinn the Executor therein name, who made oath thereto and entered into Bond and Security in the penalty of $1000 conditioned as the Law Directs a certificate is Granted him for Obtaining a probate thereof in due form, John Quinn the other executor having refused from under his hand & Seal Desired to take upon himself the burthen of the execution of the said Will — And It is further Ordered that John Hall, John Whitmire, Nathaniel Herring & Leonard Herring, or any three of them being first Sworn be appointed to appraise the Estate of the said Deceased & Make Report thereof to the Court —

Absent Benja Harrison
Present Andrew Hamilton Gent.

Benton & Travis By consent of the Parties by their attorneys all Matters in Difference is Referred to the final Determination of John Bright, Benjamin Tallman & John Harrison, and Their award to be made the Judgment of the Court

Deed of Bargain & Sale from L. Coffman Her to Daniel Coffman Proved by 3 Witnesses thereto, and Acknowledged by the said Grantor she being first privily examined as the Law Directs & Ordered to be certified — to the Court of Archers.

Ditto. From the same to John Coffman the same same

Ditto John Coffman Vs. Isaac A. Coffman, Proved by 3 Witnesses thereto and the Privy Examination of his said Wife being taken as the Law Directs is Certified Whereupon

[illegible]

the same

Ditto the same to Said Coffman, and moved by the oaths of the Witnesses thereto and acknowledged by the said Barbary Ditto

On the Motion of Henry Shoulderman, It is Ordered to be Certified that he is Charged with Two County Parish Levies for the year 1798, he having made it appear to the Satisfaction of the Court that he has only one

The Report and Review of the two Roads leading through the Lands of Francis Bowen, being Returned into Court by the Viewers, which is in these words to Wit agreeable to Whereupon It is Ordered that the New Road be Established agreeable to the Report of the said Viewers

Ordered that New Summons Issue on all the Petitions that has not been executed Returnable to the Law Direct

Ordered that New Summons Issue on all the Presentments of the Grand Jury that has not been executed

Overseers of the Poor is Chrisman upon an attachment Parties heard and Discharged

On the Motion of Gad Gilmore Suggesting that he owns the Lands on both sides of Already Cut, and Desiring to build a Saw and Water Grist Mill thereon belonging to himself, and the fee Simple Property in the Lands on the opposite side belonging to Infants, It is Ordered that a Writ of Ad quod damnum is awarded him to be Directed to the Sheriff of this County and to be executed on the first Tuesday in

December Mesta. the former one not being executed

340

Bottom Dist to County On the Motion of the Plaintiff by his attorney, It is Ordered that a commission, be awarded them to take the Deposition of Mark Overhold and William Woodfore Witnesses as the Law Directs

Hagen & Woolf &c upon a Notice on Bond taken for delivering Bond Notice proven Judgment & Execution awarded

Talbert use &c Hale &c the same The same

Howell use &c Hilyard &c the same the same

Deed of Bill from John Coffman Dist to Daniel Caldwell proved by Witnesses thereto, and acknowledged by his said wife she being first privily examined as the Law Directs &c

Ordered that the Overseers of the poor bind John Shoemaker Orphan of Christian Shoemaker, Deceased unto Joseph Byerly Junior to learn the trade of a Miller as the Law Directs

Deed of Bill from Seniger Dist to Piper acknowledged with Attorney Endorsement taken &c

Deed from Dagy Dist to Armintrout, the same the same

Present Benjamin Harrison
Abram Joseph Baxter . . Esquires

Wicks use Moyer Discontinued agreed

Shipman & Smith Upon a Writ of Adjudication This day came the Parties aforesaid by their attorneys, and upon Solemn Arguments of Counsel on the Demurrer as well as other grievances on both sides, ~~Now the Opinion of the Court that the said~~ and ~~Defendant~~ It is the Opinion of the Court that the said Shipman have leave to build the Dams for the Purpose of Mortising his said Mills, agreeable to the Request of the said Jury, on the Writ aforesaid, on Payment the said

paying unto the said Smith the Damages so found by the Jury aforesaid and that the Plt recover cost against the said Defendant his cost, about his Writ in that behalf expended &c

On the Motion of John Crookshanks, It is Ordered that a Licence be Granted him to Keep a Tavern at his house in this County for One year on his entering into bond with Andrew Carrell and John Smith his Securities in the Clerks office according to Law

Ordered that Andrew Shanklen & Asher Waterman Samuel McClellan & Thos Scott be appointed to view the most near Steps of the New Road of this County, and make Report thereof to this court on to Morrow

Ord that the court be adjourned untile to Morrow Morning 9 Clock

Benjn Harrison

Wednesday the 16th of October 1799

Present Benjamin Harrison, William Herring, Andrew Shanklen & Asher Waterman } Gent Justices

Ettings
Pltf Mayenaph a Spangler & Dft called Judgment Per nole Suits Cost
Pltf The same vs Dunphrits The same the same
Pltf Ralph Coffins admrs Beaver & the same same
Pltf The same vs Matsons & the same
Pltf Rogers vs Irwin The same the same
Pltf Letellers exrs vs Gray abates
Pltf Kerbaugh vs Dunphrits Discontd

Green vs Wise Defendant called Judgment for note Int Costs —

Chrisman vs Smith The same the same.

The same vs The same same

Swank vs The same same.

Hamburger vs Utzler Discharged —

Peacock vs Smith Judgment for note Interest Costs.

Chisman vs Marks the same the same —

Lucas vs Brunk Discharged

The same vs the same same.

Gray vs Yount same —

Douglas vs Mapes NS Costs

Kennedy vs Mark NS.

Peters vs Bowers NS.

Bankholder vs Freed NS.

Lofland vs Cryer NS.

The same vs Davison NS.

Lofland

[redacted] vs Woolf NS.

Carthrae vs Funk cont

The same vs The same same

Preston vs Cromer & Def called Judgment for note Interest Costs

The same vs Whitmyer & The same the same

Neely vs Bleff the same same

Krieg vs Yates the same

Thegard vs Profits the same

Carnell vs Miller the same

Krieg age vs Bowyer the same

Lofland vs Pickering the same

Rice vs Mole the same

Roberts v Fawcett Judgment per Note Interest Costs
Cook v Proffit Dft called Judgment, Costs
Crotzer v Culp the same same
The same v The same same
Neill v Bolton the same same
McDonough v Devier the same same
The same v the same same
The same v Bell same
The same v Memphill same
The same v Hamilton same
The same v Harrison same
The same v Paher same
The same v Plumb same
The same v Roler same
The same v Mallowney same
Rolands ofs v Roler same
Sterns v Berry same
Reighard v Plumb same
Burkholder v Berry same
Graham ofs v Suttles same
Kersh v Smith same
Panther ofs v Plumb same
~~Loftons v Devier same~~
Krieg v Moore same
Jones v Plumb same
The same ofs v The same same
McDonough v Funks the same

Chandler v Coffman the same

Ettinger v Yeto dismissed —

Adam v Lowry cont.

Smith v Brenden Ditto

~~Lingle v Gorsuch / NS~~

Loflana v A. Divin ~~cont~~ Judgment per note.

Kite &c. v Showalter Dismissed agreed

~~Sanders v Fickle, Wilbarger / Lorger, Barnfield Boyer~~
Miller & King NS.

Protzman v Miller cont 7th,

Loflana v Love Judgment per note Pute Costs

The same v I Devin agreed

~~Test~~
Alexa of B Bale from Wayne to Graham acknowledged 10th

Present Benjamin Fawcett Gent
Absent Asher Waterman Gent 8

Yoda v Herring cont.

Conrow v Rader Ditto

Samuel Chandler a Witness for Hemphill 4 days Kerlough allowed.
4 days attendance

George Bright a Witness for Bright v Smith allowed 6
days attendance

Burtary Martin The same for the same 6 days.

Lugle Martin The same for the same 6 days

Bright v Smith Partial Nonsuit Judgment for £3.11.6/9 Interest
from 1st July 1796 tete Costs

Allmin exrs v Shultz Petition amended & NS.

Loflana v Smith cont.

Showalter v Boyce cont.

Mayer v Enright Ditto

Chrisman v Coffman & Petition cont.

Neile v Judd Def called Judgmt per account & Int. and Costs —

Jacob Mallard a Witness for Neile v Mallard allowed 3 days attendance —

Parry v Long cont.

Morrison v Rust Parties heard and Disd.

Susanna Palser a Witness for Rust & Morrison allowed 1 days attendance

Thomas Warren the same for the same 1 day

Peter Nicholas the same for the same 1 day

John Rush the same for the same 1 day

Christopher Young a Witness for Morrison allowed 3 days attendance —

Elizabeth Young the same for the same 2 days

Bryant v Bell Parties heard Judgmt per account Interest Costs —

John Vance a Witness for Bryant v Bell allowed 5 days attendance

Christian Nance a Witness for Bell & Bryant allowed 2 days attendance —

Vance & v Palser parties heard and Disd

Tallerson v Bleff. cont —

Cochran & v Wachtle Def called Judgmt per account Interest Costs

Mary Neele a Witness for Palser & Vance & allowed 3 days attendance

John Shenck a Witness for Cochran v Wachtle allowed 2 days attendance

Ord that the Overseers of the Poor bind Nathan Burgess son of John Burgess ~~unto~~ who has left this County unto Archibald Retherford, to learn the trade of Gun Smith, according to Law —

Commth v Fisher and Sprinkle, upon a Recogz for Breach of the Peace on the complaint of Sally Brown

This day came the Deputy Attorney for the Commonwealth, and the said Defendant by their Attorney and being fully heard, ~~upon the Evidence~~ ~~of both parties and the Evidence appears to the Court~~ the court ~~Court~~ doth ~~is~~ Ordered that Fisher one of the Defts. be discharged from his said Recogz with costs and that William Sprinkle the other Defendant ~~be bound to the Good behaviour~~ ~~for one year and the same~~, in 4 Securities, whereupon Henry Sprinkle his Security personally appeared in Court and acknowledged himself Indebted to his excellency James Wood Esqr Governr of this Commonwealth in the Sum of $100, to be Levied of his respective Goods and Chattles, Lands and Tenements, and for the use of the Commonwealth to be rendered. Upon upon these conditions that if the said William Sprinkle ~~should ~~be of good behaviour~~~ who is under the age of 21 years of age shall be of Good behaviour towards all the Good citizens of this Commonwealth, and more particularly towards the said Sally Brown for one year and 1 day then the above Recognizance to be void otherwise to remain in full force and virtue —

Davis v Hamilton upon an Indt cont. Blain v Chandler & same
Ord Boyd v Trabue & same. Devin v Ewen exrs same

The Writ of Adquod-Dammum Issued for Peter Conrad to Condemn one acre of the Land of Martin Snyder for the abutments of Dams which the said Peter Conrad Wishes to build across Stoney Run alias Harmon Run for the purpose of Working a Water Grist Mill, which he is about to build on his own land in Rockingham County, and he stating that the bed of the Run, belonging to himself, and the said, owing to the Inability of the Sheriff not being Executed, On the Motion of the said Peter Conrad by his attorney, an Alias Writ is awarded him for the purpose of Condemning one acre of the Lands of the said Snyder to be laid off, on both Sides of the said Run so as to secure to the said Peter Conrad, abutments for his said dams, so proposed to be built for the purpose of Working the said Mill and Circumscribe and Locate the same by Metes and bounds, on both Sides when laid off which is to be Directed to the Sheriff and to be executed on the Monday Tuesday after November court next.

Com[mon]wealth vs Frey parties heard & Order Suspension

Samuel M[c]Williams Clerk of this County produced his account into court, for Services Rendered on behalf several Prosecutions of the Commonwealth, for Misdemeanors and breaches of the peace &c which is ordered to be certified to the Auditor of Public accounts—

James Allen Esq. Deputy attorney for the court.

The same The same —

Martin Snider Writ Adquod Damm. Cont.

B. Newton Do. Cont.

The Court Proceed to lay the County Levy for the year 1799 a Statement whereof is as follows to wit

To Saml Allen Depty attorny for the Comm.rs for the year 1799 . . . . . $83.34.

The Clerk for Ditto 25.00

The Sheriff for Ditto 25.00

$133.34

Ord that the same be continued to be complied

Alexander Herring a Witness for Shipman v Smith attowed 4 days attendance

Blair v Dale upon an attachment, Discontinued at Pltfs Costs

Wise v Johnston same

John Ewen Gent Sheriff Produced in court his a/c for his attendance on one call court &c which was Ordered to be certified to the auditor of Public accounts

Attest B. Fawcett Cert.
Present E. Harrison Cert.

Thomas Scott Andrew Ashe Waterman Samuel Shanklen & William returned their Report of the View of the Road of this County which is in these words to wit We first Viewed which is Ordered to be Recorded and that John Harry the undertaker be served with a copy of the said Report

On the Motion of John Ewen Gent Benjamin Fawcett is admitted his Deputy and Sworn accordingly

Ordered that John Harry be Summoned to appear here at December court next in order to make a final Settlement with this court for the rent due for the old court house

Ord that the following Gentlemen be Recommended to his Excellency the Governor, as proper and fit persons, to be commissioned in the 58th Regiment of the Rockingham Militia —

William Beard a Lieutenant in the room of John Dexter Resigned in the 2nd Battalion, of the Militia aforesaid

James ~~Brown~~ Woodsum Ensign in Ditto —

~~Henry Smith Lieutenant in the room of John Cro~~

John Crouse Capt in the room of George Snowden Resigned in the same Battalion of Ditto —

Henry Smith Lieutenant in the room of John Crouse of Ditto Ditto —

Jacob Hoser Ensign in the room of Robert Quinn ~~Resigned~~ Removed —

George Gilmore Capt in the Company Posted men belonging to 2nd battalion of the Militia aforesaid in the room of Lewis Bowyer Resigned

John Surjace Lieutenant of Ditto in the room of George Gilmore —

George Earhart Ensign in the room of John Surjace

Robert Magill Lieutenant in the same Battalion of the said Regiment, in the room of Alexander Herring ~~Res~~ advanced

William Rice Ensign in the room of said Magill

Adam Sellers Ensign in the said Battalion of the said Regiment in the room of Elvin McCausland — Resigned

Reuben Keto Ensign in the same battalion, in the room of Henry Ellayer resigned

Reuben Harrison Jur. Lieutenant in the 1st Battalion of the said Regiment in the room of John Nader removed

David Caldwell Ensign in the room of Reuben Harrison

William Smith Lieutenant in the 2nd Battalion of the said Regiment, in the room of Daniel Rogers, who is removed

George Rowland, Ensign in the room of Henry Overly, who refused to serve

Trumbo Ensign in the 1st Battalion in the said Regiment in the room of Custard resigned

On the Motion of Benjamin Harrison It is Ord that James Quinn, William Gowl, John Whitmore & Aron Solomon or any three of them being first Sworn be appointed to View the Two Ways first leading from Dry River by Cole Harrisons to Harrisonburg, as also the New way proposed for a road to Penn, as is already Marked out and Make Report thereof to the court of the conveniency and inconveniency attending the said Several ways to the Court and that they also View the Road leading from the North River to Brock Gap, and they also View the New way proposed for the said Road to Penn, &c

Ord that Christian Strole be appointed Surveyor of that part of the Road whereof John Fultz was late Surveyor in the room of the said Fultz and that the usual Tithable appointed to work on the said Road be allotted him for his Gang &c

John Ewen Gent. Sheriff Produces his account into court, for his expences, in removing Abraham D Williamson, this Debt to Staunton District Court, which is ordered to be certified —

Samuel Chandler Jailer of this County produces his account into court for Diating sundry Prisoners, that was confined in the Jail of this county, which was examined & ordered that the court be adjourned until court in course

Benj Harrison

Tuesday the 10th

At a court held for the county of Rockingham the 10th day of November 1789

Present Benjamin Harrison
William Fleming
Layton Nancy
Joseph Baker
Beggs
Gentlemen Justices

Present John Trammell & Bolling for Attorney & Poole attached Days Attendance —

Attorney & Poole Licensed

Grand Jury Sworn to wit

Smith Foreman John Kirtley John Phelps
John Poole Charles Beard David Taylor Leonard Fridley

John Smith, Martin Earhart, Thos Losey, Abraham Boon, Adam Fellar, Thomas Sulaven, George Phafer, Adam Vanbarger, Abraham Peery, Nicholas Peery, who returned their charge and retired, from the bar to consult of their Presentments, and after some time returned into court, and Made the following Presentment & Misdemeanors appearing and Indictment is Ready. and a true bete. order was, the same be adjourned until to morrow morning 12 Oclock —

Ordered that Judgment set aside and Dismissed

Warden Infant v Maggot Dismissed agreed

John Kistler v Andrew Carell Dismissed Defft costs.

Blain v Keller & Hugh Ewen S. B Office Judgment set aside. Judgment by Issue

Wonough v Rook the same The same

Court & Southern Jury sworn to try the Issue to wit Daniel Orfet, Hugh Ewen, Roger Mallowney, Richard Weeks, Michael Warren, John Fairburn, Benjamin Lewis, William Jackson, George Cooglen, James Adams, Robert Mac[illegible], John Crowe. Verdict Guilty, & assessed Debt Damages. Judgment.

Losey v Ettinger. Ohelifs Road. S. B.

Smith v M'Laughlin &c Order Capias

The same to Trey court

Reese v Hughes. James Ewen S. B.

On the motion of Peter Yonce Peter Setzer & Jacob Bauman Securities for Jacob Rife & Jacob Ryle admrs of Jacob Ryle dec. Ordered that the said admrs be Summoned to the Next Court to give security.

The Commonth. v Keller. dismd. Recd and Dismd

The same v Smith The same

M'Mullen v Thomson. Conrad Hamburger L.B. Office
~~Judgt. set aside proposals and Issue~~

Richard Allen a Widow, Mary & Doors allowed
1 day attendance

Present, Andrew Shanklin, Ezekiel Harrison, Charles Levin
Absent, Benjamin Harrison, Hayden Yancey Gentn.

Blazer v. Moore upon a Notice for a Commissioner for the
Delivery of Property Notice proved, Judgt & Execution Comand
accordingly

The same v The same The same

Harvey v Dunphill The same The same

Blazer v Moore In covenant
Judgment for Plaintiff.

The same v The same in Case.
The same, The same

Thos v Mann Dismissed Costs.

Comth v Kelly upon a Recog.
Continued until to Morrow

Ordered that the Court be adjourned until to Morrow
Morning 10 Oclock

Henry

Wednesday the 20th November 1799

Present William Herring
Andrew Shanklin
Ezekiel Harrison
James Beggs Joseph Carr } Gent. Justices.
Baxter

Fawcett v Robuts. Injunction, Granted, to all other further proceedings on a Judgment Recovered by the Defendant v the Complainants at common Law, until the Matter shall be heard in Equity, on his the Compl. entering into Bond & Security within one Month, as the Law Directs —

Deech v Boughner, upon a Caveat,
(On the Motion of the Pltf. by his Attorney)
It is Ord. that the Surveyor of Augusta County do go upon the Lands in Controversy at such time as the Pltf. shall appoint, in giving the Defendt reasonable notice thereof & survey the same agreeable to the Directions of both parties, and return fair Plotts & Reports thereof & one Chain Carrier of s.d County of Rockbridge shall attend s.d Surveyor & examine take & return in Depositions such Witnesses as shall be produced by either party & the Sheriff of s.d last mentioned County is to attend s.d Survey & remove Lives & any the Officers.

Nicholas Nicholas Weir v Nicholas Adams. Dismiss the Defendant paying all costs —

George Thornton Security for Costs.

Page v Devin Rule for Security for costs —
W Est. set aside

Bottom Exr v Koontz Henry Coleman L. B., N. G. & Jones

Miller v Dunlap. Robert Dunlap L. B.

Bird's adm'r vs Mathews Hoffman, Thomas Dunkenson's B.

The Grand Jury Sworn for the body of this County Yesterday Met agreable to there adjournment who Retired from the bare, to consult of the Presents, and Indictments to wit:— an Indictment vs Peter Morgan for Petit Larceny. Not a True bill. and also an Indictment vs Susanna Lamb for Petit Larceny not a True bill —— no further business Appearing Ordered the same be Discharged ——

Ord that the Rule be held for the Clerks office on Thursday the 1st Instant and on the days after the third Tuesday in December, January, February next agreable to the Act of Assembly &c

Court vs Morgan on a Recognizance for Petit Larceny. Appeared and Discharged

The same vs Lamb The same The same

John Thompson a Witness for Kirby, on Court allowed 2 days attendance ——

Brumfield vs Green & Thomas Loftis's B. Office Judgment set aside pays Costs

George Crawford a Witness for Nupp vs Ahl allowed 2 days attendance

Loftis adm'r vs Brentnall John Smith's B. ~~Office~~ ~~Office~~ pays Costs

Smith vs Nolands John Smith's B. of the same same

Rogers vs Logan & Samuel M'Williams's B. Office. Issue as ~~usual~~ Pays Costs.

Woodly vs Green Ezekiel Harrison Security for costs

Grymes vs Loftland Saml. M'Williams's B.

The Comth v Kelly) on a Recogz for a Breach
of the peace on the complaint of Catherine Mongar.

Parties Nearer Ogr that he be bound to
his Good Behavior for 1 year 1 day, Towards all the
Good citizens of the Comth, and more Particularly to the
said C. Mongar, in the sum of ~~$1000~~ $500. and
one Security in the sum of $500. Whereupon the said
Kelly with Jacob Bare his Security ~~Catherine Mongar~~ the
entered into Recogz as the Law Directs.

Mchael Deck a Witness for the Comth v Kelly
allowed 2 days attendance

Christian Deck the same for the 2 days

~~Jacob Deck the same for the 2 days.~~

Martin Mongar the same for the same 2 days.

~~Mary Mongar the same for the 2 days.~~

~~John Mongar the same for the~~

Charles Deck a Witness for Kelly on Comth allowed 2
days attendance

Mary Mongar the same for the same 2 days.

John Mongar the same for the same 2 days.

Ogr that the Court be adjourned until to Morrow
Morning 10 O'Clock

W. Henry J.

Thursday the 21st November 1799.

Present
William Herring
Andrew Shanklen
Ezekl Harrison &
Asher Waterman
} Puisne Justices.

Whistler v Capito Injunction Granted, on his entering into Bond Security in the Clerks office within one Month as the Law Directs —

Donough v Miller Peter Barnhart & B office Judgment set aside Supl Issues.

Young v Barnhart Mark Newcombs & B. The same serve.

Williams & v Williams same

Newton v Newton & same

Daniel Goodell
John Noteller } upon an Ejectment
upon the Demise for one Life
one of Lands in the Possession of Daniel Metzger &c
Common Order v John Young and John Neff Tenants
in Possession of the Premises as the Law Directs —

Donough v Armbrow Ezek Harrison & B office Judgment
set aside Supl Issues —

Taylor v Russell Edwin Nichols & B office Judgment
set aside Supl Issues

Comb v Higgins Dismissed —

Shangler upon v Armstrong &c office Judgment set aside Supl
and Dismissed —

Berry v Hamilton &c cont

Sefes Herring admr &c. Herring admr &c. Covt

Coalter & Nuttow Covt

Hupp & Ahl in Covenant

Plea Warra and Judgment for Debt and Costs —

Hupp & The same continued —

Page & Davis ME sd assee &c. & Jones

Jury Sworn to try the Issue to wit

Thomas Dunlavon, Henry Sprinkle Benjamin Berry

Gideon Dun, John Berry, William Fowler, George Fitzwater

William Diggan William Craven, Davis Brumfield Thomas

Hollow & William Jackson, Venire for Jury adjourned

until to Morning 11 Oclock —

Fawcett & Welsh. In Debt On the Motion of the Defendant

by his Attorney to Quash the attachment, Issued in this cause,

which Motion, was objected to by the Pltf attorney, and upon

argument of the counsel, the said Motion was Overruled —

to which Opinion of the court, the said Defendant by his

Attorney, excepted, to and which is signed & sealed, agreeable

to the act of assembly —

Berry &c. & Benjamin ~~Smothers~~ ~~Injunction~~ granted

~~on filing bond & security in the sum~~

Mackenzie & Koontz. Ashe Waterman, & B. office Judgt,

set aside & Issue

Lutz & Lyon Plea Warra & Judgment

Wayt & Taylor & Armstrong & The same

Wayt & The same The same

The same & Robert Hemphill same

Dunlap & Reese &c. Judgment Reversed — with

Waite & Lyons &c. Two Suits. Plea Warra & Judgt.

~~County of Haddon Plea Statement of Judgment~~

Harrison v Stephens & the same ~~same~~ Plea Waiver of Judgmt.

Graham v Lowry & the same the same

Berry v Zimmerman & the same

Hankey v Neff the same

Bratton v Shipman the same same

Harrison v Armstrong & the same

Redfern v Dixon the same same

Woods & Co v Azumbrong the same the same

Berry v Kesler the same same

Moore v Jackson the same same

Kyle v Losey the same same

Ord that Conrad Custard & James Bryan be appointed Com'rs of inquiry for the purpose of taking care of the Estate of Morgan Bryant, a Man of unsound mind now confined in the Jail of this county, until he shall so long as he shall continue in that State &c

Allen app. v Rice William Craven S.B. office Judgment set aside payt dismissed

Ord that the court be adjourned until to Morrow Morning 10 o'Clock.

J. Glenn

Friday the 27th day of November 1799

Present Benjamin Harrison
William Herring
Andrew Sharpless &
Asher Waterman } J. Justices

Loftus admrx Dcvit & Injunction Granted for the
Sum of £3 11 5 & Costs & being a part of the Judgmt
pd Recovered by the Plt. in the Dist. Ct. Common Law until the
Matter shall be heard in Equity, on his entering into Bond
Security in the Clerks Office in one Month as the
Law Directs —

Page vs Davies The same Jury as in Yesterday
pd, and by Consent Thomas Dunbarton One of the Jurors
is withdrawn, and the Cause is continued —

Joseph Smith Complainant
agst
John Hingary } In Chancery

[redacted] is Cause coming on to be heard upon
the Bill Answer and exhibits and the arguments of Counsel this 27th
day of November 1799 upon Consideration whereof the Court do Order
Adjudge and Decree that the Defendants do pay unto the Plaintiff
the sum of £169.9.6 with Interest thereon ~~to be~~ after the rate of Six
Centum per annum from the 28th day ~~of~~ March 1796 at or
~~before~~ upon the 1st ~~day~~ Monday in June in the year 1800 and
Costs and in case of failure in the payment of the Debt and
Interest on or before that day, that John Eden and William
Herring the Appointed Commissioners who after advertising the time
and place of the sale for One Month from the first Monday
in June that they do proceed to sell the Land in the Bill Mentioned
for the best price that can be obtained for Ready Money or
so much as will Satisfy the Debt Interest & Costs and such Credit
may be Given for the Balance as the Defendant may Direct

and out of the Amount 360 of the Sale do pay the Complainant
the Debt & Interest aforesaid and the Costs of advertising
the Sale, and the Overplus if any to be Returned to the
Defendant his heirs or assigns, and that the said Commissioners, do upon a sale thereof convey the same to the Purchaser or Purchasers thereof, and that that a copy of this Decree be Served on the said Defendant

Dyke & Peugh Coles Benjamin Fawcett S.B. West a sicle
Covenants Performed & Sowden ——

Joseph ass & Carthrae Erwin Nichols S.B. ——

Warner & Profit Jury Sworn to try the Issues to wit
Hugh Divin Alexander Herring, John Fields
Jeremiah Kyle, Solomon Lofland, William Cochran, Charles
Lofland Conrad Nulry, Abraham Phillips Ellis Rothwell
Adam Carpenter, & Barnhart Like Verdict for Plff for
the debt in the Declaration mentioned to be discharged by the payt of £26.16.6
Lawful Interest thereon & Company Damage, and on the Motion of the
Defendant who filed in arrest of the said Judgment the following errors
to wit Warner to Profit &c and the same is continued for argument
Coates Dexter Coates

Bollow Dex & Koontz. on the Motion of the Defendant
by his attorney It is Ord that a commission be awarded
them to take the Deposition of Joseph Koontz. Defendant
on his Giving the Pltf 10 day Notice of the time
and place of taking the same ——

Irving & Smith Order Survey, as the Law Directs.
and to be executed at any time, on the Pltf.
Giving the Defendant Notice of the same ——

Lyle vs Ringgold Jury Sworn to try the Issue
to wit the same Jury as in Page 6
Dver except. David Probst & Archibald Retherford
in the room of William Graves & David Brumfield
Verdict for the Plt for $197.50 Dam ages
& Judgment

Thomas Lisey a Witness for Philips & vs Loflan allowed
5 days attendance

Richard Gladden a Witness for Phifer vs Kuss allowed
3 days attendance

David Elmer the same for the same 3 days.—

John Shawyer the same for the same 1 day.

Jacob Shertz the same for the same 1 day.

John Nisbit a Witness for Probst & Barnet allowed
4 days attendance

William Jackson the same for the same 4 days.

Christian Kiger the same for the same 4 days

Richard Wells the same 4 days.

Peter Bright the same 4 days.

James Mahoney a Witness for Philips & vs Loflan
allowed 4 days attendance.—

Charles Sloan a Witness for Bolton Jun vs Coontz
allowed 2 day attendance.—

Jonathan Bolton the same 3 days

Barnhart Lisey the same 3 days

Abraham Pickering the same 3 days,
Ord that the court be adjourned until the 3rd Tuesday in
December next

Berry & Harrison

Tuesday the 1st

At a court held for the county of Rockingham the 17th December 1799

Present William Harris, Andrew Chandler, Ezekiel Harrison and Isaac Beggs } Gentlemen Justices

Deed from Moore &c to Wood proved by Benjn Estes ORC

Articles of agreement from the same to the same

Deed from Bryant &c to Funk further and fully acknowledged by J. Gum. ORC

The Last will and Testament of George Gongwer dec was presented in court proved according to Law, and on the motion of the Exr therein named who made oath and entered into bond & security in the penal sum of £1000, a certificate is granted them for obtaining a probate thereof in due form. and it is ordered that Leonard Fulweiler, Lewis Keller, Robert Graham & Peter Roler, or any three of them being first sworn be appointed to appraise the estate Deceased according to Law ——

Deed of Bargain & Sale from Charles Lofland to S. Lofland. acknowledged ORC

An Inventory of the Estate of George Gongwer Deceased Ret. ORC

Age that the Overseers of the poor bind Christian Funk Orphan of Funk Deceased to Abraham Branaman, according to Law

The Last Will and Testament of Henry Brambach Dec'd was Presented in Court and Proved according to Law. and on the Motion of Henry Wanger one of the Exors therein named. who made oath and entered into bond and Security in the sum of $4,000. a certificate is Granted him for obtaining a Probate thereof in due form, and Leave is given for the other exors to Join in the said Probate

The Last Will and Testament of James Roalston Dec'd was Presented in Court and Proved according to Law & on the Motion of James Quinn the exor therein named, who made oath thereto and entered into bond and Security in the sum of $1000, condition as the Law directs a certificate is Granted them for Ltr

Present L. Yancey Govt.
Absent. A. Standley Govt.

John Lincolns Will of Adjudged Lunacy Returned and ordered to be Dismissed

Betsey Graves, Orphan of James Graves came into Court and made choice of James Evans as her Guardian, who enters into bond Security according to Law

Clarinder Talford orphan of Talford came into Court and Made choice of Benja Smith as her Guardian who entered into bond according to Law

Ord that Joseph Newton be appointed Overseer of the Road whereof John Denny was Surveyor of in the room of the said Denny and that the usual Fothals be appointed for his Gang &c.

Pl Fawcett vs Wilson upon an attach cont.

~~Petition exhibited in the name of~~

~~Lewis Bibbs, and Summons issued returnable~~

~~wh proceedings appears in court,~~

Pl Deed Carson to Wanger, proved by D. Wilson Esqr

Pl The Justices vs Parry cont.

16
30
26
78

Ord that Lewis Bibbs be appointed overseer of the Road leading from Isaac Bigg. passing Bibbs to the county line on the foot of the Mountain, and that he warn sufficient be appointed, for his gang to work &c

Ord that Lewis Silor, Andrew Fitz, George Cline, & Jno Solomon or any three of them being first sworn be appointed to appraise the estate of Henry Brumback Deceased, &c

Pl Salvage vs Allison Plts &c

Pl The same vs Simpson same

Pl Wrought vs Longer Plts

Pl Same vs Tinkle same

Pl The same vs Owens same

Pl Julian vs W Avery Plts &c

Pl Chrisman vs Coffman & Peterson Plts &c

Ord that new sums issue on all the Petitions that has not been executed, and also Executions of the court

Ord that all the Petitions, now remaining on the Docket be cont.

Pl Wise vs Johnston cont.

Pl Blair vs Duke same

~~Wood & Gurney Guns~~

O. Charles Lewis

Pl Dunlap vs John Vance & W. Vance Note in prose Judgmt & Execution

Spear vs Snap &c same same.

Ord that Layton Yancey and Charles Lewis Gent be appointed to settle estate a/c of Jacob Cloyer &c &c

Epperson vs Lowry &c upon a bond &c Note proved & Judgt.

Byrn vs Miller &c same same

~~Lofton adm vs &c~~

Lofton adm vs John Fauburn &c same same

The same vs Hugh Lewis & ors. Note proved

Ord that Ezk Harrison & Jas Biggs Gent be appointed to settle the estate a/c of Jacob Kyle &c

An appraisement bill of the estate of Wm Pleasants Esq. Filed

Bustchelder vs Frend &c Discharged

Ord that Ezk Harrison be appointed a Commissioner for taking care of the Estate of Morgan Bryant, in the room of Conrad Custard.

Upon the Petition of Joseph Crozier &c for a View of a way for a road leading from the Town of Harrisonburg to intersect a Road leading from Brocks Gap to New Market, at or near Ezk Harrisons, It is Ordered that Smith Lofland, Charles Bean, John Crozier and Thos Dunlevy or any three of them being first sworn be appointed to View the way so proposed, and Make Report thereof to the Court of the convenience and Inconvenience attending the same &c

Ord that the Court be adjourned until Court in Course ——

Wm Herring Jr

Tuesday to Wit

A Court held for the County of Rockingham the 29th day January 1800

Present William Herring
Layton Yancey,
Ezekiel Harrison,
Asher Waterman, & } Gent. Justices
Charles Lewis

Deed from Smith to Sammon, proved by Two Witnes & Ordered to be Recorded ——

Ditto Peters to Harris the same the same

Power of Leave from Woodly to Mac Way & others Acknowledged by John Harrison attorney in Fact for the said Woodly, and the Power of Attorney thereto annexed which are ord

Deed from Peters to M. Nunn acknowledged & O R.

The Last will and Testament of Peter Zitty Deceased, was Presented in Court, and proved by the Oaths of Two of the Witnesses thereto & R. and on the Motion of Peter Zitty one of the executors therein named, who made oath and entered into bond, Security in the Penalty of $ a certificate is Granted him for obtaining a Probate thereof in due form, whereupon Jacob Zitze the other executor, personally appeared in Court and refused to take upon himself the burthen of the executorship

Mary Bourgeois Orphan of Henry Bourgeois Dec'd personally appeared in Court and made choice of Michael Whitaker as her Guardian, who with Security entered into bond in the Penalty of $ conditioned as the Law Directs —

Ord that Saml Reggs. be Summoned to appear here at February Court next to shew cause why Saml Nelson his apprentice should not be taken away from him and be bound to some one else it being suggested to the Court that he is ill Treated —

The Last will and Testament of Saml Magill Dec'd was presented in Court by Saml Magill the Executor, and proved by the oaths of the Witness thereto A.B. and on the Motion of the said Executor who made oath, and entered into bond in the penalty of $3,000. a certificate is Granted him for obtaining a probate thereof in due form —

An appraisement bill of the estate of George Gongware Dec'd A.R.

Deed of Bill of Sale from Gwin to Smith, A.R.

Deed of Trust from Alleyn to King acknowledged A.R.

Ord that Walter Davis, Francis Erwin, George Snodgrass, & Joseph Douglas, or any three of them being first sworn do appraise & appraise the Estate of Saml Magill Dec'd and make report thereof to the Court —

Ord that Adam Nelson, be Summoned to appear here at next Court to shew cause why his Children should not be taken away from him and bound, out by the Overseers of the Poor, it being suggested to the Court that he is not in circumstances, to raise and Educate them in a proper manner —

Deed of Trust from Morrison to Graham, proved by 2 Witnesses & OR

Ord Asher Waterman and John Wood be appointed to settle the Estate accounts of Thomas Lewis dec'd with Exrs and make report in writing to the Court.

~~Fawcett & Roberts~~.

Fawcett & Roberts, an Injunction Granted, he having made Oath and entered into bond & Security in the Clerks office according to Law.

Ord that Adam Hamburger, John Yeary, Mathias Cash & Henry Monger or any three of them being first sworn be appointed, to View ~~Lane~~ that part of the Road leading from Harrisonburg to Swift Run Gap, beginning at Stephen Bowmans field, and there through the Lands of Mathias Cash ~~and to Bowmans~~, and Adam Bellar, to where it Intersects the old Road, and that they also View the old road as it now runs, and make report thereof to the court of the conveniency and Inconveniency attending the same.

Ord that, Jacob Rife, John Riddle, Peter Crumpacker, & Samuel Parsel or any three of them being first sworn be appointed appraise the estate of Peter Tilley Deceased & make Report thereof to the court.

A Certificate of the manumission of ~~the~~ Jack, a Negro man late the Property of John Carthrae, proved by 2 Witnesses & OR

Ord

M'Kinsey & Co Appeal. Notice confessed & Continued.

Abram C. Lewis Gent.

Ord Court & Nicholas Orr Pres. James Beggs Gent.

The Last will and Testament of Graham Perry Dec'd was proved in Court, by the executors therein named, & proved by the oath of one Wilkey Hunter &c and on the election of the executors who made oath and entered into bond and security in the sum of $. . Continued on the Law Docts, & a certificate is Granted them for obtaining a Probate thereof in due form and it is Ord that Mary Taylor, Jacob Kepler, Henry Kepler, & Jacob Rife or any three of them being first Sworn, &c

Ad use from Maggot Dec to Maggot admr alleged
Copies admr alleged Taken &c

Ditto from Hunter Dec to Graham same

Tilkison v Bleft continued Defendant

Ord That the overseers of the Poor bind Margaret Livingston Orphan of Edmund Livingston, be bound unto Philip Long according to law

Ord that the overseers of the Poor bind Elizabeth Livingston Orphan of Edmund Livingston unto Jacob Harner according to law &c

Ord that overseers of the Poor bind James Burns unto Philip Miller to learn the Trade and Mistery of the a Weaver, and that Mary Burns be also bound unto the said Philip miller as the Law directs

Ord. that the overseers of the Poor bind Lemuel Burns Harmon Cluley, according to law

On the motion of James Hunter exr of George Hunter who made oath has entered into bond and security in the penalty of $300. and Hath oath a certificate

is Granted him for obtaining a Certificate thereof in due form — the writ having been proved at a former court,

Present, Benj^a Fawcett

Ex parte Kyle v Brackmann, Notice proved. Judgment by Execution
(Edwin Nichols to pay the fees for Kyle)
Ex parte Rice v Mohler the same. ——— same.

Ex parte Graves to Messrs. Mc (Edwin Nichols to pay fees for Graves)

Ord that James Bigg and Ezekiel Harrison be appointed to settle the estate of Jacob Kyle Deceased, with the advice thereof and make report thereof to the court

Ord that Joseph Feavey, be appointed Surveyor of the Road leading from Harrisburg to Woodstock Beginning at the end of both Streets, to the point of Intersection of the foot of the big hills beyond the said Joseph Feavey in the room of George Cline and the Constable appointed to on each side the said Road, be allotted him for his Gang to work thereon and keep the same in good repair ——

Ex parte Bartles v Loffler adm ent.

Ex parte Johnston v Showalter, Notice proved Judgment by

Ex parte Lyon v Road exp Mrs O.

Ex parte Kyle v M Lyon same.

Ord that Frederick Strayer, & Benj amin Smith Gentlemen be appointed, Commissioners, to let to the Lowest bidder, the building of a bridge, across the Spring Run, at the place where Main street crosses the same, and make report thereof to the court, ——

Ex parte Smith v Butts. upon affidavit for a breach of the peace parties heard and dismissed ——

Ex parte Lyons for v Rules adm ent.

371.

Davis Roach a Writ for Bulkeley Contl
Adt 1 day
Peter Boshang 5 cause 5 cause
Benjamin Stone 5 cause ——
Contl v Fawcett, on a Recognz ante. Contl and this
Subpoena. Issue for Grace Hayley the Prosecutor ——

John Harry ——— Dr
To the Rent of the old courthouse for 5 years @ £10/6/0 pr
£12.15/- ——— £63.15.

Ditto Cr
By Matt Gamble Dlr. Recpt $36-00
" Sell Wm. Mann ——— 10.00
" Ditto Order ——— 35.25.
" A. Waterman ——— 10.10
$121.05 £36.10
Balance ——— £27.5

Roman Scott
Ord that John Waterman, Hewith Loftland & Wm. Wilson
be appointed to view the new Road, and make Report
thereof to the Court whether the same is done, & agreable
to Contract ——

Fawcett vs Welch upon an attachment
David Goldsday being Sworn & Examined
a Garnishee, Declares that he is agent for James Bingley
& that the firm appears to owe James Welch upwards of
Two Dollars pounds but that from his Knowledge of the
Contract he thinks the Money will not be due to the 1st
day of May next, Therefore it is Considered by the Court
that Pl. Recover agt the Defdt for £106, Interest from the 1st
day August 1799 Cents prox Costs.

and It is Ord that the said agent do pay to the said Pl all of the Property of the said Company, the Debt Interest Costs aforesaid, & the Fine, the said Debt being so much thereof in his hands from the said Company to the said Company, on 1st day of May Next, if so much thereof shall be of the Property of said Company in his hands—

The View and Report of Road Leading from the Court House of Rockingham, to New Market, which is in these words to wit, We South Ly Road &c which is Ordered to be Continued—

Ord that New Summons Issue on all the Petitions that remain undecided—

Pl Benjamin Hunter writ of Adjud—Damages &c

Pl Peter Conrad. Ditto cont

Pl Lyd Gibbons Ditto cont

Pl Martin Snider Ditto cont—

Ord that all the Petitions be Continued—

Ord that the Court be adjourned until Court in Course—

Wm Harrison Jr

3 73 2 5 6

Tuesday Court

A court held for the County of Rockingham
at the Court house the 18th day February 1800

Present. Benjamin Harrison
William Herring
Joseph Bartlett James
Beggs G — } Gentlemen.

An appraisement bill of the Estate of John Peem Dec'd rec'd
& Ord

On Motion a Deed from Peter Dec'd to Abraham Effort acknowledged
in the Law Deeds &c Ord

John Evans
A Deed of Trust from Mount to Abraham Effort & Jonathan Heatherly Jun'r
Proved by the oath of Thomas Heatherly Jun'r

A Deed from Shipman to Garrison acknowledged & Ord

A Deed from Thomas and Wife to Thomas acknowledged &
acknowledged before & Ord

The same to be Recorded The same same

A Deed of Trust from J. Miller to J. Folk acknowledged
& Ord

Elizabeth Kyle orphan of Jacob Kyle came into court and
made choice of Christian Funk as her Guardian who
entered into bond & Security as according by Law

John Evans Esq. Produced into court a commission from
under the hands of his Excellency the Governor autho

he is appointed Sheriff of this County for the year 1799. who with Security entered into bond and made oath thereto as the Law Directs.

Ord that Benjamin Harrison and William Herring Gent be appointed to settle the estate account of Silas Hart Deceased, and make report thereof to the Court

An appraisement bill of the Estate of James Magill dec. Returned & Rd

The Last will and Testament of A. Berry Deceased proved and fully proved by the oath of G. Hunter & Ors

Ord that the Orphan of the poor have Leave to bind Orphan of Jean Sewell unto Edward Erwin as the Law Directs.

Deed of Bargain from Cutler Lee to Koontz acknowledged and the examination of Mary examination of his said wife returned certified &c

Polly Berry Orphan of Davis Berry Deceased came into court and made Choice of Reuben Graham as her Guardian who with Security entered into and acknowledged bond, as the Law Directs

On the motion of John Hoover, It is Ordered that a License be Granted him for Keeping a Tavern at his house in this County for one year, on his entering into bond with George Keyser his Security in the Clerks office as the Law Directs

Deed from Shipman &c to Gregory proved by the Witness thereto &c

Ord that John Bright, Caspar Wain, Nathaniel Harrison, & James Bell or any three of them being first sworn be appointed to appraise the Estate of George Hunter dec

David Fehn
v
John Chapman } Upon a Motion for Attachment for Plaintiff
as Security for him to Federick Fehn
Note (thereof being) Conspired by the said Defendant
(B) Certain Bearer and Judgment for £44 11 3/2 with Interest
from 27th January 1792 and also for £3 11 5 1/2 with Costs
from 1st May 1792 to the Date of Costs.

(A) Deed from Harrison Esq to L. Woodley Acknowledged &
Ordered to be Recorded —

Edwin Nichols
On the Motion of John Ewen Gent. Joseph Fawcett, and Charles
Fawcett, are admitted his Deputys and Sworn Accordingly —

On the Motion of
John Shrum Orphan of David Shrum Deceased came into
Court and made choice of Jacob Yantsey as his Guardian, who
Entered into bond Security, with Law Deeds —

Ordered that the Sheriff Pay John Workman Seven Dollars
(A) out of the Forfeitures for the year 1798 if so much thereof
(B) Thomas Chandler the same Sum Dollars —

Court to Fawcett. on a Recognizance for Peace
to Morrow —

Benjamin Fawcett Gent
Recd Atty James Bogg Gent.

Ordered that Jacob Zingler be appointed Constable in the Room
of Michael Deck, and that he Qualify as the Law directs
Ordered that this Court be adjourned until to Morrow
Morning 10 O'Clock

Benj. Fawcett

Wednesday the 19th February 1800

Benjamin Harrison

Vs.

William Herring

Asher Waterman &

Benjamin Fawcett

The last will and Testament of Henry Brumbach was presented in court and further proved by the oath of David Royster, and who also proved the hand writing of Joseph Brechtel, who is a Subscribing witness to the said will and who is now deceased

On Motion of Fawcett Ordered

On Motion of Wright Ordered

On Motion of Todd & Herring same.

Ord that no Summons Issue and all the Petitions that has not been executed

Court to Fawcett upon a Recognizance & appearing that there is Error on the face of the Recognizance, on Motion of the attorney for the court it is Ordered that the same be discontinued

Loftin vs Dixon Ordered

Hooton vs Wiggington Dismissed

Barto vs Loftin same.

Caldwell vs Edenborough abates

Benjamin Hatton Mich[ael] Parrish Dismissed

Whitney ats

Upon a Notice for Money Recovered Smith Lofland on an Execution of the said Whitney ats Thomas Hatton & Barto Bearer, whereupon the Defendt personally appeared in court and made oath that he was duress'd in possession of a Receipt from Mark Smith Esqr. for £10, in Stead of the above Execution

Judgment is Granted him for £10.11.8½ with Interest
from 28th day August 1798 till paid the balance of the
aforesaid Execution Costs — Edwin Nichols Plaintiff
Beadle & Loftus same Defd
Mc Nee & Johnston same
Blair & Dale same
Reed & Mesplet same
Benjamin Hunter Esqr of Adjutant-General same
Peter Connor Esqr Sheriff — Ditto
Gad Gilman Ditto — Ditto
Adam Lymburner Ditto
Susanna Baker & Widow Rights or Attorney allowed 6
days allowed

Ordered that Charles Lofland be appointed Commissioner
for appraising the Taxable Property in this County, in the
room of Andrew Shaw Esqr who personally
appeared in Court, and was Sworn accordingly

Ordered that the Overseers of the Poor bring Sarrey Downey
& Share of William Downey unto Henry Burgess
as the Law directs —

Ordered that the Overseers of the Poor bring Abigail Downey
Orphan of W. Downey unto Sarrey Craig as the Law
directs —

Ordered that all the Petitions that has not been called
be continued.

Blair & Chandler same Defd
Fancelle & Boyd same
Davis & Hamilton same
Devins & Ewen same
McDonough & Matchett discharged

The Court proceed to the consideration of the County Levy for 1799. a Statement whereof is as follows to wit

To amount Brot from October Court	$133 34.
" ~~Isaac Bowles for Wolf Scalp~~	
" John Hopkins for one Wolf	4.00
" Richard Kyle for the building of a bridge	56.00
" Jacob Lowder for 3 old Wolves	12.00
" John Hopkins for 1 Do	4.00
" John Quinn for 1 Do	4.00.
" Samuel M'Williams for Examining Commissioners books	20.00
" Samuel Chandler for fencing & furnishing the Seals &c. for Two years to December 1799	2.00
" Henry L. Garrett for Examining the State &c.	1.00
	259.34
" Samuel M'Williams for Keeping the Court house	12.00.
	271.34
To Sheriff Commissd County Expts	56.50
	$328.84

Cr.

By 2049 Tithables at 16 cents $328.64

Ord that the Sheriff collect 16 cents for each Tithable in this County there being in number 2049

John Brown Gent came into court and entered his Protest against the Reasonableness of the Seal of this

The Commissioners appointed by order of the last Court, to View the New Road, and make Report, whether the same is done agreeable to contract, made a report, in the following Report, to wit, We the comm[issioners] that the same is done agreable to contract, except Glapboring in the Windows of the Petton Room, and, and the doors of the said Room, are without locks — and also are without bolts to the two doors, of the Criminal Rooms. Whereupon John Harry the undertaker having Produced an made attorney in the stead Saml Chandler who has agreed to have see that the same shall be completed, and the court do agree to receive the same, from the said Harry, — agreable to his contract

Ord that Samuel Williams be appointed to have Glap put into the windows of the court house, and that the Sheriff pay him for the same out of the Supplus Returns for the year 1798 —

Ord that the late Sheriff pay John Harry, the sum of £100 out of the Deposidums for the year 1797. the balance due him for the work of the Jail —

Ord that Samuel Chandler be appointed to have put in or cause to be done, such a Number of Glass, and Glazing, the same, as shall be Deficient, in the New Jail, and that the sheriff pay the same for New Jail, and that the sheriff pay the same to him out of the Deposidums for 1798.

Ord that the court be adjourned until court in course.

Pr[esent] Jer[emiah] Morrison

Tuesday to wit

At a court held for the county of Rockingham the 18th day of March 1806

Benjamin Harrison
Peter W Hening
Ezek Harrison &
Sam Bryce } Gent Justices.

Custis Harrison Esqr produced a Licence from under the hand of three of the Judges of the General Court whereon he is ~~admitted~~ to practice as an attorney in the Superior and Superior Courts of this Comth, and he having taken the Oaths prescribed by Law is admitted to practice in this court

Ord that the Writs be held in the Clerks office on Thursday the 27th this Instant & the day after the third Tuesday in April Next

Grand Jury sworn to wit

Smith Coffman Foreman Thomas Burden son, Benj: Fallwell, William Craven, Peter Coontz, John Coontz, Ulrey Sailor, Henry Kyger, John Smith, William Cochran, Robert Rutherford, Thomas Harrow, Thomas Selaven, Henry Hambargin, Nicholas Peary, Abraham Peary & Lewis Coffman who Retired & were charged, and Returned from the Bar to consult of their Presents and after some time Returned into court and made ~~their~~ ~~Presentments~~ Presentments & no presentment and Ord they be Discharged

Norton v Turner Costs

Williams v Ria. Dis at pl. Costs.

Porter v Loffer abt Costs

George Lemmon v John Leonard Def agreed

McDonough v Hugh, Edwin Nichols & B Office Judgt set aside Sept Term

On the Motion of John Ewen Gent, Samuel Chandlee is admitted his Deputy Sworn accordingly.

Savage v Name. Peter Peter, & B. Office Judgment set aside Sept Term

Coroner's Inquisition McLaughlin & Q Borden Jury Sworn to try the Issue to wit. Jacob Chetara, John Ewen George Dowes, George Fetzwater, Peter Peter, John Smith, Philip Koontz Martin Burkholder, William Crawford, Zachariah Shaffner, Saml Wiseman, & John Snider, Verdict Guilty and one cent Damages & Judgment.

Ex parte Petition

Ex parte the Owners of the Poor bring John Hanford [illegible] bound Ends of Caty Hanford unto John Fultz according to Law.

Mary Ann Wade v Grocer &c. Abram Brantam & B.

Coroner's Inquisition McGee & Q Borden Jury Sworn to try the Issue to wit John Peary, Thomas Hay, Henry Shultz Henry Long, Henry Kephart, Henry Swindle, Jacob Shader Abraham Roper, John Young, Henry Cook John Shultz & John Hart, Verdict Guilty and Assessment $3,70 Cents Damages & Judgment.

Coroner's J. Brooks & Q. Borden Jury Sworn to try the Issue to wit. The same Jury as in the Coroner's McLaughlin, Verdict not Guilty.

Coroner's Inquisition

James Brooks Sen. Produces an Court a Comm. from under the hand of his Excellency James Monroe Governor, wherein he is appointed, an Ensign in the 58th Regiment of the Rockingham Militia, and he having taken the usual oaths prescribed by Law before a J. Harrison Esq. is ordered to be Certified —

William Beard Lieutenant in the Militia aforesaid The same —

George Earhart Ensign The same The same

Suing is Bright Samuel Comm. J.P. Mc. est. a.c. de Contents Superiores Pounder

Costs as Woolf & Samuel Comm. of Lewis dec. J.P.

Present Joseph Baxter Gent
Absent Ez. Harrison Gent J

Comth as Wm Shankle Discharged —

Grove app as Miller Philip Peale J.P.

Comth as Blain The Defendant appeared in his own proper person, and pleaded not Guilty, and Issue Pounder
Jury sworn to try the Issue to wit The same
Jury as in Comth as Brooks Verdict and Guilty,
assessment one Dollar & Judgment
Miller as Purcell Office Judges set aside Sept. Pounder
Wise as Johnston cont.

Blain as Pulse dis.

Rees as Mc Cabe & cont. and Order attached as Garnishee —

Comth as Southern cont.

Comth as Rutherford dis —

Comth as Crookshanks Discharged —

In Trespass 363.

Hughes v Fitzwater on the Motion of the Defendt
It is Ordered that the Surveyor do go on the Lands
and Survey the same according to Law at some day
to be appointed by him — on his the said Defts
Giving the Plaintiff 8 days Notice —

Savery v Baron Climpson Pl. Orders

Present B. Fawcett Esqr
Absent J. Baxter Esq

Wyatt v Paton George Esqr & Benjamin Harrison, Esq.
Perhaps exon
upon
Mallowny &c } a bond taken for Delivery
of Property Notice proved Judgmt & Execution awarded

Monnys
v } The same
The same

Peto & Wain
v } The same
The same

Lewis exon v Daniel William Herring Esq
Ordered that the Court be adjourned until to morrow
Morning 10 o'Clock Benj. Harrison

Wednesday the 19th day of March 1800

Present Benjamin Harrison
William Herring
Benjamin Fawcett & Gentlemen
Charles Lewis

Burkholder & Lowry Dismissed agreed

Letton admr & D. Dixon &c upon a Notice on a Delivery bond. Parties Heard and Dismissed with ~~cost~~ but the Motion having been made before the Determination on the Injunction —

Williams & Green Dismissed

Hunton & Hunton Court

Present Ezek Harrison Gent.
Gent Charles Lewis

South & Mathias Fry & G Saunder Jury Sworn to try the Issue to wit Philip Cook, Peter Bowman sen, Adam Bute, John Phelps, James Bolton, James Dickey Tobias Smith Peter Barnhart, Charles Beard, Dennis Farnham, Thomas Francis & Jonathan Bolton Verdict Guilty, Judgment for £30. agreable to the act of assembly

Berry & Hansbrough & Co

Herring admr & Herring admr Court

Ott & Shaffer Dismissed agreed

John Coalter & Hunton Court

Mathews & Doherty Court Dismissed on the Motion of the Defendant, a commission is awarded him to take the Depositions of James Pumphrey Witness, on his Giving the

Plaintiff Notice of the Issue and Place of Taking the same

Page vs Dixon Capt Cleft.

Pitt vs Woodly Dismd at Defendants costs

Woodly vs Barley John Fretz S. B Office Judgment set aside Payt Pounder

David Brumfield vs Writes for Depositions & Costs allowed 1 days attendance

Parrish vs Berry Plea Warren and Judgment saving Equity

Wyss vs Webb Capt Plt. but not to loose his place

Elliott vs Smith &c Plea Warren and Judgment saving Equity

The same vs The same same

The same vs The same same

Graves vs Phelps Disagreed Absent B. Harrison Gent Pract. James Biggs.

Phelps Rovicks vs D. Lofland, Jury Sworn to try the Issue when John Loftus, James Smith, Josiah Harrison, Isaac Vanleer, George Carpenter, Charles Spencer, Henry Marts, David Harrison Levin Stevens, Abraham Pedigrew, George Pence, & John Price, Verdict for Defendant Costs, upon the Motion of the Plaintiffs Counsel Rule is awarded

Monaugh vs Dixon, John Dixon S. B. Office Judgment set aside Payment Pounder.

Cochran vs Woolf Anthony Rodes S. B

Murphey Agt vs E Harrison, James Williams S. B Office Judgt set aside, Payment Issue

Laws vs Nigh Jury Sworn to try the Issue when Peter Boorman, Adam Britt, John Phelps, James Bolton Jonathan Bolton, James Dickey, Tobias Smith,

Charles Beard, Michael Storm, Thomas Lolley Thomas Evans and Philip Coontz. Verdict for Defendant Judgment Miller v Dunlap; Affirm Judgment set aside pay Bowman

Nichols appt v Lanahan Archibald Rutherford L.B.

Mary Smith v B. Smith Dismissed

Kepell v Abram admrs W. E set aside, N. A Bowman Duly sworn to try the Issue to wit Gideon Dunn, Daniel Holliday John Moore, Samuel Fallman, Dennis Lanahan Isaac Ireland Daniel Brumfield, Elliot Rutherford, John Frankham, Charles Kyle George Clem & Solomon Wane Verdict for Plaintiff for $40 Damages & Judgment

David Harrison a Witness for the Comth v Fry allowed 4 days attendance

Mullin v Thompson Affirm Judgment set aside payment and Issue

Jesse Roach a Witness for the Comth v Fry allowed 3 days attendance

James Mahoney a Witness for Roach & v Lofland allowed 2 days attendance. Present Asher Waterman Gent.

Bond taken for the Good behavior of Morgan Bryant a man of known Mulatto, Now convicted in the Case of this County was presented in Court and acknowledged by the Obligor thereto and ordered to be certified

Reuben Harrison a Witness for the Comth v Fry allowed 2 days attendance

Thos Foley a Witness for Phillips & v Lofland allowed 2 days attendance

James Worden the same for the same 4 days

Mawdesley & Wilcox for Lessee & Regts attorned
3 days attendance & Verdict for 15 Shillings in common form
Costs
Same on Returning —

Riley Robinson & Wilcox for the Court & Jury allowed 3
days attendance

Harrison & Lancaster & Bring Asher Waterman & B Officer
Judgment set aside Regt Warrant

Sitler & Smith George Reports & B officer Judgment set
aside Regt Warrant

Abrm Ezl Harrison Gent.

Brattan &c

Shipman & } agree a bond taken for the Defendt
Property Judgment & award &c

Peter Barnhart & Wilcox for Reports & Shannon attorned
4 days attendance

Gray John G Irving the same The same 8 days

Gain & Cravens Condt ads Plt costs, but not to keep it.
Place on the Docket —

Ord that the same be adjourned until to Morrow
Morn 9 Oclock

Abrm Ezl Harrison

15/
12 0
3 3/8
No 4

Friday the 26th day of March 1802

Benjamin Harrison

Present Peter Loring

Asher Robinson } Esqrs. Justices

Benjamin Lincoln

The Writs & Bailiffs Returns Subpœna & Executions

Grand & Coert. Court. Publication & the Law Books.

Returnable to August Court next

Lincoln } Bailiffs

The Jurors Execution offered and Granted to

Edmd. Hay for Mrs. Fenno and Jurors duly made

Proclamation against the Plaintiff by the Defendant or

Their attorney but None and being in the Clerks

Office within one hour—

Peter Loring & Asher Robinson Esqrs. swore to by the Sheriff and

John Brown Parker Benjamin Lincoln Benjamin Harrison

Samuel Bellamy Bernard Lincoln George Wood Abraham

Stevens Adam Bass James Bailey Abraham Bass,

Levi Stephens & Thomas Lobdell for Jeffrey Bolton

Damages and Costs taxed at the Defendant, as Plaintiff

Said is against—— Of Damages.

Writ & Subpœna upon attach Returnd.

Writ & Subpœna & N.E. set aside & Jurors

Duly drawn to try the Issues to wit, John Smith

Jno. Brown, James Harrison, James Hyde, Henry

Lincoln, Thomas Jones, Isaac Allyn, Abraham Bass

John Noe, Isaac Day, Philip Coombs Charles Hyde

Verdict for Defendant & Judgment

Walter v Braxton Same Garrison L.B.

Coonts

Bollow dec v Philip Coonts L.B.

Robert Pettyjon v Witness for Pettyjon v Walton
allowed 9 days attendance

George Sales the same 8 days

John Affleck the same for the same 10 days

Nathan Burgess the same 10 days

Nathaniel Kelly the same 6 days & Travelg
25 Miles to Court, the same in returning

Woodly v Green ME set a side & N. Co Dismiss
Jury sworn to try the Issue to wit Thomas Walton
John Davis, Same Garrison Same Kyle Henry
Spradlin Thomas Davis Nathan Bloxon Isaac
Day Philip Coonts Charles Kyle Henry Bryant &
Nathan Ivy, & Verdict for plaintiff for £13.19/-

Damages & Judgment.

Gideon Dove v Witness for Walton v Pettyjon
Allowed 6 days attendance

Woodly v Standley Idem Same & Judgment same as
Equity,

Reed v Lincoln same same

Lincoln v Morgan same same

The same v Thos Brumfield & same

Shelt v Green same same

Walker v Penn same same

Evans v Standley same same

Carroll v Adams same same

Pltff by Smyth same same

Smith exr v Common same same

Allegen agt v Black same same.

~~Abbott agt v Parkhurst same same~~

Abbott agt v Brooks same same

John Roberts v G. Hamilton same same.

Cockayne v Harris same same

Pierce atty v Carpenter & Reg Bankrupt Issue &c.

Ord that the Court be adjourned until
to Morrow Attorney Genl to Elect

Benj. Harrison

Friday the 21st day of March 1840

Present Benjamin Harrison
William Herring
Asher Waterman & G. Porter.
Benjamin Fawcett

Defts v Rivers By consent of the Parties by
their attorneys, an Affidavit in Support & Reply to the
final Determination of William Herring, George
Weston, and their assigns and the assigns of their Company
in case of disagreement to be made the Judgment
of the Court.

Davis v Hamilton Contd

Blair v Chandler Contd

Pierce v Carpenter Motion

Berry v Fawcett Issue Motion

Peck v Baughn cont.

Baughn v Peck continued

Dempsey v Rhodes assd to Jn Chancery cont.

Counde v Smith assd continued

Jane Bolton Exr

Philip Counde } In Case.

Plea of et. G. with drawn, and the Defendant by his attorney, Reader Justifies Every Breach to the Issue & ads, John Graham, Gordon McClellan, Jeremiah Kyle, Jacob Shingle, Caleb Chandler, Peter Bowman, Charles Lofland, Thomas Bolton, Stephen Conway, John Roads, Adam Penn, & Henry Sprinkle, Verdict for Defendant

Judgment

Plff John Philips a Witness for Bolton Exr v Roads absent 4 days attendance —

Elizabeth Rispole the same 3 days.

Uriah Philips the same — 3 days.

Abraham Pickering the same — 4 days.

Henry Kephard the same — 4 days.

Theodorus Kephard the same — 2 days.

Charles Parker the same — 4 days

Mark Overhood the same — 3 days

Abraham Phillips the same — 8 days.

James Vickery the same — 4 days

John Mickleburg the same — 4 days.

Henry Cowan a Witness for County aforesaid 5 days attendance

John Counts the same 2 days.

Bathia Cowan the same 5 days.

Frances Campbell the same 5 days.

Mary Counts the same 5 days

Thomas Lotey a Witness for Smith & Ivy attended 2 days attendance

Miller & Bowman, William Bowman & John Smith L.B. West acted as Jurors

Ord that the Court be Adjourned until Tomorrow morning 9 Oclock

Test Henry A. Harrison

Saturday the 22nd day of March 1800

Present Benjamin Harrison
William Henry
Benja Jones & Jno Hunter
John Mayo

Ord that the Court be adjourned until Court in course

Test Henry A. Harrison

Sheriff's Accts
Sheriff's Accts to Court

At a Court held for the County of
Roscommon the 13th day of April 1800

Present Benjamin Morrison
William Norris
Lodge Gunning and } Esqrs Justices
Edw Morrison

Decem Catherine Young to Mary Taylor admonished 10/

Ditto Robert Burke to Robert Johnston wife admonished and
taken 1/8

Dito Neill Burke to Martin Kelly admonished wife admonished
taken & Order to be Recorded

Ditto Robert Burke to Robert the same the same

Ditto Robert Burke to Robert the same the same

An appraisement bill of the Estate of John Attacheate Esqr
returned & ordered to be Recorded

George Gilmore Bodkin in Court a commission from
under the hand of his Excellency the Governor, whereon he is
appointed a Captain, and is sworn & accordingly &c.

Bill of Sale from William to Rogers admitted
10/

Rules of Court from Smith to Fitzgibbon to Court &
John Mc Dermot

Decem from Wheatley Esq to Bate admonished wife
admonished taken 10/

Ditto Armstrong Esqr to Lodge admonished wife admonished taken
10/

Ditto the same to Jacob Powell Esq the same the same

Ditto the same to Martin the same same

Dec 31 Dean Dennison Paid Rec acknowledged £0 0 0

An assignment held of the Estate of George Boulter Decd
Released £0 0 0

Dec 31 Dean Rider Paid to Order acknowledg upon account
taken £0 0 0

Ditto Rider Paid to Order acknowledged upon account
taken £0 0 0

Ditto Rider Award to Rec Com acknowledged by Dancer
Reyn a Decree in part for said Dispowell £0 0 0

Ditto Rider Paid to Laurence Dancer acknowledged £0 0 0

Ditto Ivy Paid to Order acknowledged £0 0 0

Ditto Rider to Justin & Jones by 2 Warrants Remitted
£0 0 0

Ditto Thomas Paid to L. Millecamps acknowledged upon
account not taken £0 0 0

Ditto the same to A Thomas the same the same

Ditto the same to G. Smith the same same

Dec 31 Dean Paid for one Order to Lewis & Jones by Rec
Warrt Remitted £0 0 0

Dec 31 Dean Hall Paid to Millecamps acknowledg upon account
not taken £0 0 0

Ditto Matthews 20 to Mary Jones by Rec Warrt
Remitted £0 0 0

The Last will and Testament of Richard Gilmore
Decd was proved in Court by Grandson Gilmore
the Executor therein named & Sworn by the Warrt Remitted

Orders to be entered — And on the Motion of the said Exor
who proves the Records entered into an acknowledged bond in
the Penalty of £20,000 Condition as the Law directs & certif.
cate is Granted him for obtaining a Probate thereof in due
Form

And it is further Ord that John Lewis, Peter Archer Jacob
Archer & John Pendleton any three of them being first
Sworn be appointed to appraise the estate of the said
Deceased and make report thereof to the court

To the Exrs

An appraisement bill of the Estate of Sarah Ward Decd
Read & Ord

The Last will and Testament of Thomas Harrison Decd was
Proved in court by Preston Harrison Joseph Cranen Benjamin
Harrison Junr & Samuel Hubbard, the Executors therein
named and proved by the Witness thereto &c. and on the
Motion of the said Executors, who made oath & duly entered into
and acknowledged Bond in the Penalty of £2,000
Condition in the Law with a certificate in Order
thereon for obtaining Probate thereof in due form. And it
is further Ord that William Smith, Frederick Stanger,
William Cranen, Daniel Preston or any three of them be

To be Exrs

appointed to appraise the Estate of the
said Deceased &c

Ord that Charles Lewis, Christian Rieger, Jacob Hopkins
and Jacob Bear, or any three of them being first sworn
be appointed to Revise the Personal estate of Penelope
Gilmore Deceased with the Legacies thereof & make
Report to the Court

The Last will and Testament of Daniel Pierson
Esqr and Codicil was Proved in Court by the Oath
of Mary named and Proved by the Witness thereto &c
And on the said Executors, who made oath & duly entered into
and acknowledged Bond in the Penalty of £8000 Condition
Ford on the Law Books, a certificate is Granted thereof for
obtaining Probate thereof in due form and it is
further Ord that Joseph Lain Esqr

George Chichester John King of Lacock Pike on
Oath three of them being first sworn he appointed to appra-
-ise the Estate of the said Deceased and make report
of the same

Will from Attorney Rec to Attorn, proved by 3 Witnes
[illegible] the Exam. During examination of the same wife
Returned £0 0

Bill of Sale from Evans to Meek, proved by
2 Witness Stamp £0 0

The last will and Testament of Thomas Smith Merchant
Deceased in Parish of Saint Margaret the Exr. and
proved by the Witness Stamp £0 0 — And on the oath
of the said Exr, who made oath same with Security enter-
-ed an acknowledge bond in the Penalty of Ten thousand
Pounds conditioned on the Last Part a certificate of Grant
thereof for obtaining a Probate thereof in due form, and
also to the Same Exrs, Henry Smith, George
Smith, & George Hammersley with or any three of
them being first sworn to appraise the same

Will from Ayres Rec to Real acknowledge wife attorn
wife Stamp £0 0

Will from Rec to Leighton acknowledge wife attorn
wife Stamp £0 0

Bill of Sale from Evans to E. Evans proved by 2
Witness £0 0

The Last Will and Testament of Mary Wetherhead Spins
ter of Bremhill in Parish, written in the German Language,
and the same being Notorious Translated into the English
Language which was proved by the Translator and the
Said oath being given by 2 Witnesses thereto ex-
-amined to be the same

And on the Motion of the Executors thereon Granted
who made oath and entered into and acknowledged bond
in the Penalty of $ ___ conditioned as the Law
directs a certificate is Granted them for obtaining a probate
thereof in due form ___

On the Motion of William Graves Esq it is Ord that
a Dedimus Issue to Grandee him the having complied with
the Law in that case.

On the Motion of Michael Deck admr of the Estate of
Lately ~~Lewis~~ a Grandee him the having made oath and entered
into and acknowledged bond ~~in the~~ with Security in the
Penalty of $300 conditioned as the Law directs. ___

On the Motion of Henry Penn admr of the Estate of
Jacob Penn decd a Grandee him the having made
oath and entered into and acknowledged bond in the Penal
Ty of ~~$1000~~ $150.00 conditioned as that Law directs ___
whereupon Catherine Penn the Widow and Relict
of the said decedent personally appeared in Court and
Relinquished her right of ~~Dower~~ administration ___ and it further
appearing that Jacob Hyatt, Christian Heyer, Abram
Wetherholt, Jacob Rothrock or any three of them being
first sworne do appraise to each distributee the Estate of the
said Jacob Penn
and Decedent he make report thereof to the Court ___

On Petition for a View of a way for a road ~~from~~ by order
the Reg Road leading from this place to Newtown
at or near Stoney Run and running through the lands
of Christopher Whitzel and Peter Conrad to the Mill
Seat of Martin Snyder It is Ord that Mathias Conrad Peter
Fetter & George Graves & Henry Pensbaugh or any three of them
being first sworn do appointed to View the said Road and report
at the ensuing Term thereof to the Court ___

Philip Gum & Peter Gum on fears of Morton Gum Dec
came into court, and made choice of William Byard
~~Decd~~ and it is Ord that the said William Byard
be appointed Guardian to Peter Gum and Morton Gum
Orphans ~~son~~ of the said Morton Gum Decd who are
Infants under the age of 14 years who with Security entered into
and acknowledged bond conditioned as the Law directs —

Whitzel & al v Bowerstock Motion for Judgment as
to Dowe —

Morton v Corcoran &c Motion for Judgment &
Execution awarded

Monaugh v Plunkett ~~&c~~ Motion moved and Judgment
as to Plunkett & Mears —

Bleighkart v The same The same

Panther v The same The same

Bright v Smith &c Motion for Judgment as to
Smith only —

Peacock v The same The same

John Rapp a Witness for Ruffner &c Myers allowed
3 days attendance at February Court last —

Upon the Petition of Philip Stults praying for the
Town of Harrisonburg to Benjamin Hinton Thos Sr
Jon & Jas Rapes through his land It is Ord William
Preston Danl Preston Jas Coe Burkholder & Martin
Kramer, or any three of them being first sworn do appoint
Ste to View the said Roads as also the new Way proposed
for the said Roads to Town by the said Philip Stults and
that they make Report thereof to the next Court of the conjectural
convenience or inconvenience, ~~of~~ attending the
said Ways ~~and~~ the last thereof to the Court —

A Report of the View of a Way & Road leading from the Town of Harrisonburg to Swift Run Gap, which is in Lieu & in Obedience to an Order of this Court of the 20th Day of

[illegible]

The Report of a View of a way for a Road, leading from the Town of Harrisonburg to Swift run gap, Beginning at Stephen Conrad's field and thence through the Lands of Mathias Cook and Adam Yeller to where it intersects the old Road and near Evans which is in lieu wards to run. In Obedience to which is ordered to be opened and established, agreeable to the said Report

[illegible]

Ordered that the Road from Harrisonburg to Swift run Gap be established as a Public Road, and that Thomas Evans, who is appointed Overseer of the Road leading from the Town of Harrisonburg to Yellow Bank, be extended so far as the Bank, at or near the Mouth of Joseph Evans Lane and that he warn all persons liable to work on the said Road to attend at such time as he shall appoint to work thereon and that he keep the same in good Repair &c

John Green Produced an account as Commissioner from under the hand of the Governor whereby he is appointed an Ensign in the 5th Regiment of the Militia of Virginia and he having taken the usual oath prescribed by Law is Ordered to be Certified

Ordered that Anthony Miller be appointed Overseer of that part of the Road which the said Abraham Shoemaker was late Surveyor of in the room of the said Shoemaker and that the same Tithables appointed to work on the said Road be allotted him for this Year to work thereon and Keep the same in good Repair

Ordered that the Sheriff of Rockingham County do pay unto

Peter Conrad 20/
Martin Snider 20
Jno Yeakum 20

Which is the Knight an Injunction offers to stay all further Proceedings on a Judgment Recovered by the Defts in the Ct of Common Law which was Objected to by the said Defendt and the Objection was Sustained by the Court, and the Motion Refused with Costs —

Ord. that Samuel Miller the aforesaid Constable in the Room of James Riggs, and that he Qualify as such Deputy —

Ord. that Jacob Stoutenburgh the aforesaid Surveyor of that part of the Road which of Jacob Shultz was late Surveyor of in the Room of the said Shultz and that the several Inhabitants repairing to work on the said Road be added Inspection to Gang to work thereon and Report the same to Court upon Oath & exemption from Same Whilst Employed as Surveyor aforesaid &c. Refused

Present William Bleecker Esqr
Present Benja Lawrence Esqr

William Blain
Samuel Chandler } In Chancery
George Bell } This day came the Parties aforesaid by their Attorneys, and upon the Bill answer, and other Exhibits, and the Argument of Counsel on both sides, It is Ordered that the Injunction be dissolved, and that the said Injunction be dissolved, and that the Defendt recover their Costs — and their Defence in that behalf expended —

Present William Bleecker Esqr
Present Benja Lawrence Esqr

Ord. from Rule Nisi to Enter a Nonsuit & enter Judgment Nisi &c —

Ord. Court Adjourn to Day Six Weeks

Ord that Mr. Geo. Pope be appointed Surveyor of that part of the Road where of John Rader was formerly Surveyor as in the room of the said Rader and that the usual Fortitude appointed to work on the said Road be attended him for this Court &c.

John Graves produced in Court a Commission whereby he is appointed Capt in the 5th Regt of the Militia of Virginia and he having taken the usual Oaths by Law &c.

Jacob Shaver the same an Ensign

Ordered that Jeremiah Wapp Reading from Levy Rees by Edw Harris on to Harris's old ford which is now found to be a good & convenient Road to be established, agreeable to the said Report, and that it be the Road and the old Road stopped so soon as the said Harrison shall open a Road through his said Land. Le

Present B Harrison G.

Ord that the Court be adjourned until to Morrow morning 10 ofl &c

Benj Harrison

Wednesday the 16th day of April 1800

Benjamin Harrison
Plaintiff William Herring
Edw Harrison &c } Defendants
& Matthewman &c

An Inquisition taken on the Lands of John Overton
by the Executors returned & Ordered to be Recorded ——

Smith v Bathurst Dismissed
Lofland v Mosby same
Pedrechin v Jenkins same

Ordered from Selby Jones over to Mary Jones Exr 3
Writings Deeds &c to one of the Court &c

Mussen adm v Stuart continued

Upon the Petition of Isaac Gray for a View of Roads
for a Road leading from John Mc Clanahans on Pokey
Branch Mill and up the said River to the top of the
Branch to the top of the Branch Mountain & ordered
that Benedictus Leigh & Jno Mc Clanahan Lay out, &
Ordered that Bathurst Herring, John Smith, Jno Mc
Clanahan and George Hunter Gentlemen or any three of them
being first Sworn do proceed to View the said Ways
until it Intersects the Orig road or Pendleton Lane, and
that they make Report of the conveniency, Inconvenience
and Necessity attending the said Ways thereof to the
Court.

Smith v Ewen & John Gaither Exrs } Information

On the Motion of Thomas Harrison Executor

of the estate of William Herring. Hicks & Spraulbo here
by leaving Summons with them to appear before this Court
Security in the penalty of $6.00 Commissioners fees
Docket —

Adam & Lowery Road exp. Defts atty Judgment as to Hardesty
as per rule. Pltfs Costs to date of this

Loffland & Smith Dis

Smith & Brewer Costs for Security for Costs —

Conway & Rector Costs —

Smith & Brewer Costs for Security for Costs Adm Herring

Security for Costs —

Pretzman & Miller Costs

Def. Thos. William Cochran, James Cochran, James Clarke
& Edward Newland or any three of them being first sworn to
appraise the Estate of William Herring dec'd and
make report thereof to the Court

Shrewsbury & Boyd Costs Pltfs

Cochran & Funk & Defts atty Judgment per rule Pltfs Costs

The same & A. Funk atty The same same

Patterson & Bop Pendleton Moore & Sweet Per order of the Court.

Aron Watkins exp & Rebop for Patterson & Bop attend
6 days attendance —

Catherine Watkins exp the same 3 days —

James Benton & Wedrup for Bop & Patterson attended
4 days attendance

Loffland & Herring Defts atty Judgment, rule made this Court

The same & Conway The same —

Parker & Evans Costs

Banta & Loffland Costs

Kennedy v Karp the same

Adam Jones Burgesses Smith Mar to Lydiana Robertson
and others to the Records —

Felix v Dunn Mar Jones Parties & Rec as & Mrs contest,

Coughlin v Mary Post calls Subpœna Returned

John Laurence v Wm Fox Recog as Felix above
2 days Attendance & Travelling &c costing the same
Returning —

Jacob Shoemaker the same Mar same 2 days

Barry v Long, Parties Mary Sedgwick Dismissed Pub
Cost —

Bonnaught v Miller Post calls Subpœna Cost

The same v Rheinhart same v King, the same
v Connelly the same v Boyd same Defendants calls
Sedgwick Dismissed Pub Cost —

Lingle v Comer Cost

The same v Clapp & al & Post calls Subpœna,
The same v Clapp & the same
Daly v Kemp same same
Robertson v Long same
Hide v Webb Costs Post
Rosenau v Harvey abates
Fite v Martin the same
Delaney adm v Vance Dept calls Subpœna & Sedgwick Pub Cost
Fite v Smith the same
The same v Mahoney same same
Daniels v Beers & same same

Graham & Potter same same

Lofland & Moore same same

Logan & Armstrong & same same

Rogers & Miller same same

Fraley & Rathbone same same

The same & The same same

Donaghue & Berry same same

Mrs. of & Ewing same same

Eppler & Harrison same same

Pollock & Bowman same same

Altoffer & Myers same same

Waters & Miller same same

Conrad & Hite same same

Smith & Fair same same

Stephens & Edwards same same

Maylard & Ewing same same

Rust & Myers same same

Moore & Stoffey same same

Neely & Hunter Court Off

Rodes & same Court Off

Rathbone same Court Off

Wiper & Phaffer agreed

Rogers & Perry N.S.

Moontz & Bowyer N.S.

Ewing exr & Mahoney N.S. 40 32

Mitchell & Zimmerman N.S

Mrs of Trust from Smith & Hite Recorded by Mrs Porter
Mr Wilkes Note for Rec

Peter a Van a Peter Brown sworn the usual oath

Evan a Parker Tho sworn & exam for Parker Brown Lessee

for Ejt. & that Patent —

Henry Rumsey a Witness for Evan a Parker

& says attendance

Lucinda Spence a Witness for Evan a Parker also

2 days attendance

Richard Humphrey Parker Brown Surveyor for Ejt

Costs —

Edward Hopkins a Witness for Richard a Humphrey also

2 days attendance —

Graham a Tilden sworn

Richard a Overly Comb left

Dunbarger a Hall Ejt call & sworn for ejt

Ent Cook

William Richard a Witness for Richard a Overly

attends one Day attendance

The Plat and Original Title papers of John

Brennan being returned into court together with the

Survey thereon, made thereon by the Surveyor of the county

and the court having examined the said Survey by the

said Original papers are of opinion that the said Survey

is Just and Reasonable and do order the same to

be Certified to the Register of the Land Office at Nuttown

to Certificate —

Colonel Benjamin Forwood Sworn

Abraham A Waterman Sworn

Evan a Hamilton Lewis a Brown sworn Boyd a

Forwood & Joseph Parker a Witness Sworn

Sept that the several days aforesaid the 3rd
Tuesday in May next Benj. Harrison

Tuesday the 6th

A Court held for the County of
Rockingham the 20th day of May 1800

Present Benjamin Harrison
Esqrs Justices
Thomas Lee & Peter
Gaines Esqrs

Sept that this Court do hold in the Clerks office on Thursday
the 2d day of August on the days after the first Thursday
Tuesday in Each & July next & according to Law

Depoy v Reul Office Judgment ad assize 2 Dls 2

Jo
Logan v Armstrong Adam Lesh & B. taken before M
Matthews Sept 4th & August Office Judgment ad asse
hapl Costs

Coleing v Ireland Dis ad Costs Cost

West v Koontz Dis agreed

Price v Sprinkle same same

Sept that Joseph Harrison, John Bright, Thomas
Moore & John Armentrout or any three of them do
appoint, to Meet and lay off the Land of the
Land of Dan. which Henry Kephart Dies seized and
possessed of to Anne Kephart, the Widow and Relict
of the said Deceased, and that they render report
to this Court

Rees vs Depoy & Joseph Dougherty Dis

Present Benjamin Harrison Gent.

Thomas Lee Esqr

Harrison v Grove. Refd to Mc Jonas Dobson
matter of Isaac Harrison, Thomas Moore, Jacob
Rife and Frederick Clem or any three of them
and their award to be made the Judgmt of this court

~~L. Agency~~

C. Lewis v L. Yancey, C. Davenport & B. Officer Sugmt
set a side Default Nonsuit

Abel A Matthew Gent

Moore ~~and~~ Harrison on the Motion of the Defts
~~Com~~ a commission is awarded him to take the Depos.
of Witness, on his Giving due notice of the time
and place of taking the same —

Pickering v Smith's Exrs Defendant

Grand Jury Sworn to wit

William Fowler (Foreman) Martin
Earhart, Thomas Dunkinson, John Harrison Philip
Armentrout, David Spangler Casper Mossor William
Smith, John Moore Abraham Peary Andrew Carrick
John Miller Peter Brown, Zachariah Shackelford
David Brumfield William Fowler Jerry Culp &
Joseph Lodge who received their charge and retired
from the Bar to consult of their Presentments, and
after some time returned into court and made
the following ~~no~~ Presentment to nothing further
appearing It is Ord that the same be Discharged

Davis v Shaffer & Ralph Davis S.B. ~~&~~ Two
Sums. Office Judgmts set aside pay Costs

Loftin v Woods. Office Judgment set aside pay Cos.

Davis v Hamilton Exrs. Dixon v Executors, Boyd
v Fawcett Wise & Fawcett v Roberts Exrs

Cr. Coutts v. C. Fawcett upon a Recognizance continued by consent until to Morrow

Mears v Meares Order Publication as to Troutbaugh and a commission is awarded Allen Pitt to take the Depos. of Michael Boop & Michael Mentella, Residing in the County of Lincoln in the State of North Carolina, at the court house of said County and that the said Commission be Directed to any five Magistrates in the said County upon that any three of them may act, on legal Notice of the time and place of taking the same &c

Mears v Meares On the Motion of the Plt by his attorney, Order Publication as to Troutbaugh, one of the Defts in this cause, and that a commission is awarded the said Plt to take the Depositions of Michael Boop and Michael Mentella, Residing in the County of Lincoln in the State of North Carolina at the court house of the said County. on Giving the Defts, notice thereof, and that the said Commission shall be Directed to any five Magestrates in the said County and that any three of them may act &c

Cr Coutts v Hungary upon Error in arrest of Judgment upon the argument, It is the Opinion of the court that there Error be Error & Judgment

Shore v Noland Bry. Cr Fawcett D. B Office Judgment set aside pay Costs

John Pitt a Witness for Pelsney v Smith & Allen 4 days attendance

Elizabeth Pitt the same the same 4 days

Doe v Fitzwater Cont. Pltf.

Brooks v same same same

Wood v Allen same same

Barnes v Profit cont. 53½

Boucher v Clerk same Dick 21½ Bought cont.

Ayerley v Staff &c Notice prem Judgment &
Execution awarded for the use of M. Zwicker —

Grow v Miller Affm Judgment set aside pay Costs

Rewcastle v Shipman, Joseph Fawcett & B Affm Judgm.
set aside pay Costs

Salvage app v Nunn, &c Affm Judgment set aside
pay for Security & Costs —

Hopkins v Bailey the same the same

Present Benjamin Fawcett Gent
Present Charles Lewis Gent

Ord that
On the Motion of Benjamin Brown, and
appointed Counsel unto William Denton, It is
Ord that the said Denton be Summoned to
appear here at the next court, to shew cause
why he should not be taken & way from hence &c

Ord that the court be
Fawcett v Welch On the Motion of the Defft
by his attorney, for to file as Special bail in this
cause a Recognizance acknowledged
by Charles M. Denton, before Asher Waterman
Esqr, which was objected to by the Pltf court
due which objection was sustained, and the bail
Rejected &c —

Ord that the court be adjourned until to
Morrow Morning 10 o'clock —

Benj. Fawcett

4th

Wednesday the 21st May 1800

Present

Benjamin Harrison
William Herring
Ezl Harrison & Charles G. Fenton
Esqrs

Cowand & a Writs of Error abated by the Death of the Defendant

Benton a Benton & Co

Berry a Smith &c. Ditto

Herring adm a Herring adm Ditto

Coutts a Benton Ditto

Webb a Rives Reserved to the first Determination

Samuel Miller, Robert Grattan, James Benton, & Darius Spangler, ~~to the Jurors~~ two ~~sworn~~ and three others, and the assent of three Umpire in case of their disagreement to be made the Judgment of the Court

Nicholas agt a Hamilton & Office Judgment set aside & Dismissed —

Savage a Nance &c. Parole Nance 1813.

Staff Adm a Nance continued —

Philips &c a Holland Jury sworn to try the Issue to wit

George Rader, Henry Fowerman, Abraham Funk, Jacob Ketler, Jeremiah Webb, George Koob, Peter Andrew, Batterson Herring, John Parker, Michael Koontz, Christian Carbaugh and Jacob Christman, Who find for the Plaintiffs for $34.50 cents Damages & Judgment

Benton a Francis cont, Barter a Lofton adm cont

Reed a Mefford cont

Pedenus v Sun Mr. On the motion of the Plaintiff by his Attorney Mr Ayt. Rule a commission be awarded him to take the Deposition of Mathias Fry Witness on his Given the Defendant reasonable Notice of the time & place of taking the same

Pepper v Kurtz Continued accordingly.

Present Benjamin Harrison & Gyant
Charles Lewis

Present James Begg & Benja Fawcett

Dunbarton & Road. 6. Westerdale & Gyant and the cause is continued under the Determination of the suit in chancery of Harrison & Reeves &c.

Page v Dunn Jury Sworn to try the Issue to wit Edward Shandelin, Peter Keating, Alexander Wm Philip Coontz, James Craig David Pray, John Smith James Blain Archibald Patterson Adam Fordonge, Israel Shipman & Stephen Conrad, Verdict for the Plaintiff for $26.66 cents Damages & Judgments.

Thomas Tolley a Witness for Philips &c v Lofland allowed 2 days attendance

John Ewen the same 2 days.

Cochran v Woolsey Office Judgment set aside pay Costs

James Dunn a Witness for Dunn ats Webb allowed 2 days attendance

Solomon Spendale Lessee of
Dunbarton ats Mr Simpleton Spendale, John Moore Reuben Moore & Thomas Moore, enter Chancellor, defts. in the room of the said Spendale, ~~pleads the General~~ issue Confess the Lease entry & Ouster in the declaration supposed, plead the general issue & agree to insist upon the title only at the trial, & joinder & Rule.

Ex. The same v Roots the same order & Cert

Timothy Grabale Lessee of Thos Pearson Losley v Solomon Spendall, Michael Ellinger came into Court and entered himself Defendant in the room of the said Spendall & confess the Lease entry & Ouster in the Declaration supposed, plead the General Issue & agree to rest upon the title only at bar & Issue

Ex. John Smith a Witness for Page & Penn allowed 11 days attendance

Ex. Penn & Penn NE Shaw for Pl. & Leonard Hall for Defs

Penn & Penn NE Shaw for Pl. & Leonard Hall for Defs agree

Penn & Penn NE Shaw for the Plaintiff & Leonard Hall for the Defendant that leave to plead the two following pleas to wit 1st & Justification, to the pleading of which last plea the Plaintiff by his attorney objected, at this time as being dilatory & unadvised & Material to the Defs Defence, but in Arrest whereupon he hath leave to Demur, and by Consent the cause is continued until tomorrow —

Present B. Harrison

Bright an Infant v John Smith NE Shaw & Leonard & Justification Borden Levy sworn to try the Issue to wit Georg Rader Henry Fowler Jan, Jacob Bitner, Jeremiah Webb, George Roots, Peter Andrew, John Vance, Christian Cadwaugh Jacob Chrisman, Samuel Coffman, Benjamin Webb, & Thomas Gosney Verdict for Pl. 1 cent Damages and the Defendant agrees to pay the costs & Judgment.

Ex. Nicholas Roots a Witness for Bright v Smith allowed 4 days. —

Ex. Barbara Master the same 5 days. 53 53/4

Ex. Elizabeth Roots the same 8 days. 11 11/2

5 2

5 3

5 3

4/47

Leonard Spence & Wm Jos Smith & Jos Bright
allowed 3 days attendance —

John Grimsley the same — 4 days

Ord that the Court be adjourned until
to-morrow Morning 10 o'clock

Benj. A Harrison

~~Wednesday~~ Thursday the 22nd May 1862

Present Benjamin Harrison
Layton Nancy &c Gen Justices
Silas Matthews

Peace & Decorum, Injunction Granted to stay the further
Proceedings of a Judgment Recovered by the Defendant
Agst the Plaintiff, which is Granted him on his entering
into Bond, & Security in the Clerks Office within one Month —

Grimsley & Graves, ~~Spence & Pitt~~ by Consent, of the
Parties by their Attorneys, the Speechifiers, ~~for the~~
and Demurrer, filed in this Cause is withdrawn, and the
Defendant pleaded the Gen'l Issue, Jury Sworn to
try the Issue to wit Andrew Blair Dan'l O'D Hardy
Thomas Lokey, Henry Miller Stephen Conner George
Mallow, Conrad Sellers, William Williams Philip
County, Daniel Ragen, Jacob Ritter Hiram Bolton
Verdict for, and by Consent of the Parties Thos
Lokey, one of the Jury aforesaid is withdrawn
The Cause is continued

Harry v Smith Lewis Spangler &c. Office Judgt
sd a Sci fa pays Costs —

Supp v Abt Sary Sworn to by the Issue to and
Edward Shandler, Bathurst Herring Nicholas Outley
Alexander Stein, John Smith Abraham Laughlin, attach
Overholt, Adam Peters, Samuel Coffman, Joha
Crotzer, & Michael Coutz, Verdict for the Plaintiff
for $262, 5 Cents Damages & Judgment

Bathurst Herring & Witness for Gum & Cram attend
3 days attendance —

Edward Shandler the same — 3 days

Adam Myerright the same — 2 days

Boyle v Keefer Discontinued at the Plff costs —

Byrth v Stella Plea Warn Judgment saving Equity
Exon Cost

Alexander v Fawcett Ditto Ditto

The same v The same same

Coolap v Harrison same — same

Lofland v Brickman same — same

Mowright v Rachford same — same

Miller v Coffman same — same

Dunlap v Smith same — same

Crotzer v same — same same

Taylor v Keefer same same

Crum v Lofland same — same

Kyle v Keefer same — same

Smith man v Crum & same — same

Lewis agt v Lofland same — same

Burlowagt v Mackall ats same same

Yates &c v same — same same

Cryan v Loftus. affirmed agreed

Rogan v Moran William Ireland & the Defts
Deliver up and pray in custody

Ord that the attendance of James Mahony a Witness
for Rourke v Loftus, is not to be taxed in the bill
of Costs

Rourke v Loftus on the Motion of the Defts by
his attorney, It is Ord that the attendance of James Mahony
a Witness in the said cause, is not to be taxed in the bill of
costs

Lipsey v Whitzell admr cont.

George Crowbarger a Witness for Dupp v Ahl attended 1
day attendance

Craig v Carthies cont.

Vance v Mathews cont & Pt.

John Dupp a Witness for Dupp v Ahl attended 9 days
attendance & Travelling 23 Miles to court and the same
on returning 5 Times

Samuel Dupp the same 9 days and the same
Mileage

Mathews v Doherty Jury Sworn to try the Issue to
wit Joseph Craven John Mefford William Craven
Joseph Murrison Henry Fowlerman James Kyle
David Davison Joseph Rogers William Jackson David
Peary John Locke & George Crowbarger Verdict for the
Pltf the Debt in the Declaration Mentioned to be Levied
by Pltfs Damages & Judgment, and on the Motion of the Pltf
Costs in Equal is awarded

John Patterson a Witness for Lycoming Co v County attended 2
days attendance & Travelling 100 Miles to court and the
same in returning

John Harrison a Witness for Doherty & Matthews
allowed 3 days attendance —

Ng Bonds

Harrison & Peters, on the Motion of the Defendt
a commission is awarded him to take the Deposition of Reuben
Harrison, on his Giving the Pltf Notice of the time and
Place of taking the same and the cause is continued
at the Defts costs until next court

Locke Infant, & Mum WC set aside NG & Sentence
as to the Dog and Bonds, Jury sworn to try the Issue to wit
William Carew Aaron Kyle David Harrison, Joseph
Rogers, William Jackson, John Mizell, Joseph Graves
David Peay, George Cranbagh, John Pou Gordon
& Wilkins & Daniel Coffman, Verdict for Defendant
& Judgment

Henry Fowlkes a Witness for Locke & Mum allowed
4 days attendance

Joseph Mumford a Witness for Mum & Locke
allowed 3 days attendance —

Pickering & Fry & Thomas Lolley & B West acted NG
& Bonds —

Alexander Mum a Witness for Mum & Locke allowed
4 days attendance —

Ord that the Court be adjourned until to
Morrow Morning 10 Oclock —

Benja Harrison

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2 1 4 3

Friday the 27th 18, May 1800.

Present Benjamin Harrison
William Berry
Clayton Yancey & Gyles Tarleton
John Waterman

Rush & Rush v Shewing In Chancery.

This day came the Plaintiff by his attorney, and it appearing to the court that the said Defendant, had been duly served with an attachment in this cause and not appearing, On the Motion of the Plaintiff by his attorney It is Ord that unless the said Defendant shall appear on or before August court next, and answer the bill of the complainant, that the said bill shall be taken for confessed and the Matter hear & Decreed accordingly, and It is further Ordered that the said Defendant do be served with a copy of this order —

Henry Whiles v S. Whiles. Dismissed agreed.
MB and a Sum of N.A Hairston & Plaintiffs
Attorneys costs v Matthews Defendants Attorneys.
by the pa orders —

Present Benjamin Harrison Gyles Tarleton Gent
Clayton Yancey
Absent A Waterman & Gent

Daniel Price a Witness for Defendants v Matthews
allowed 5 days attendance and Travelling 35 Miles to court
and the same in returning Ditto

Casper Hoffman a Witness for Defendant v Matthews
allowed 4 days attendance

Rogers v Moran, the Defendant personally appeared in
Court and confessed a Judgment for the Debt in the Declaration
Mentioned, with Interest & Costs &c

Daniel Bransford a Witness for Defendants v Matthews allowed
3 days attendance

Fieri Fac Gradall Lessee of
Hooker Lokey
vs
Michael Ettinger

In Ejectment

Jury Sworn to try the Issue
to wit William Craven, William Crabough, George
Koob, Daniel Peery, Solomon Roach, John Owens Sen.
William Mitchell, John Mespelt, Mark Newland, George
Mallow, Samuel Coffman & Jacob Ritner, and on the
Motion of the Defendant, William Craven one of the
Jurors is withdrawn Continued — Plt.

Miller vs Lowry continued —
Lawrence vs Hyde continued

Waterman Lessee Bell & Bates as to Rees and Harrison.
Jury Sworn to enquire of the Damages to wit the same
Jury as in Lokey vs Ettinger Verdict for the Plt. Damages
1 Dollar vs Poulton Mc sd a side pt Cy Lowries,
Oswald Lessee Mc vs Smith Lessee plea of fully administered
and Issue & Joinder & Cond Defendants cost —

Koob vs Ritner M. C sd a side N Co. & Joinder Jury Sworn
to try the Issue to wit Daniel Peery, Solomon Roach
John Owens, William Mitchell John Mespelt, William
Craven, Mark Newland, George Mallow, William Lamar
Charles Lofland, Smith Lofland, Andrew Blair Verdict
for Defendant & Judgment

Solomon Goodlett Lessee of
Peter Gilbert vs Peter Noble, Solomon Matthews by his
Attorney came into Court, and entered himself Defendant in the
room of the said Noble, Confess the Lease entry and Ouster in
the Declaration Supposed & Pray the General Issue Pages to
Issue upon the Title only at the trial and Joinder & Continued

Bailey Lessee vs Keyser Ejectment

Peary v Cathcart Mc'd a scire Mon Debt
Debt tinct, & Damages — Jury Sworn to try the Issue
to wit Philemon Roach, John Penn, William
Mitchell, John Mifflin, David Proft, William Craven
Jacob Kitner, George Mallow, William Donavan,
Andrew Blair, John Graham & Henry Wathello Verdict
for the Plaintiff & Judgment

Mark Hopland who was the day Summoned as a
Juror, and failing to attend It is Ord that he be
fined in the sum of $8, and he shall appear at the
next Court & shew cause during the time aforesaid
Why he shall not pay the same
David P Koontz & Samuel Downey Recognd

M'Donough v Memphill Jury Sworn to try the Issue
Enquire of the Damages to wit Michael Coontz
David Spangler, William Jackson, Arthur Damron,
Hugh Devin, Adam Fogally, David Peary, Charles
Lofland, Thomas Potter, Benjamin Smith, James Cochran
& David Brumfield Verdict for the Plaintiff &
Judgment

Lecost Ho v Koontz Jury Sworn to try the Issue
to wit the same Jury as in M'Donough v Memphill
except John Penn in the room of David Spangler Verdict
& Judgment

Walker v Koontz Jury Sworn to try the Issue to wit
the same Jury as in Lecost Ho v Koontz Verdict for
the Plt & Judgment

Caldwell v Darrow Jury Sworn to Enquire of the
Damages to wit Philemon Roach, John Penn, William
Mitchell, John Mifflin, David Proft, George Mallow,
William Donavan, Andrew Blair, Jacob Kitner, Henry
Wathello & Isaac Day, Smith Lofland Verdict the
Plaintiff & Judgment

On Pearsall v Burnhart Discharged —

And Enough v Jackson Jury Sworn to try the Issue
on which the same Jury as in Caldwell v Harrison except
William Cravens in the room of Smith Hoffland, Verdict for
Pltff by default, against appearance, for Debt
[illegible] and Damages [illegible] by consent, W. Cravens one of the Jurors
in this cause is withdrawn, and the cause is cont. and
leave given the Pltf to amend his Declaration on his pay
=ing the cost of this Term —

Present Ezt Harrison Clerk,
Present A Waterman Sheriff.

Miller adm v Sheridan Motion.

Loffler adm v Burgess and the same v P. Wolf. Jury
Sworn to try the Issues to wit the same Jury as in
Enough v Jackson, Verdict for the Pltf. for the Debt
in the Declaration Mentioned — Judgment

Salvage v Ringgold Jury Sworn to try the Issue to wit
the same Jury as in Walker v Koontz Verdict Plaintf

Mercer v Hoffland Jury Sworn to try the Issue to wit
the same Jury as in Salvage v Ringgold, except [illegible]
[illegible], John Graham, and Daniel Rayer in the room of
Charles Hoffland and Benjamin Smith. Verdict for the Pltf.
for the Debt in the Declaration Mentioned and $26,25 Cents
Damages, and Judgment, to which opinion of the court
the Defendant prays an appeal to the first day of the
next District court to be Holden at Hamilton on the
1st day of September next on his entering into bond
and security in the Clerks office in Seven Hundred and
fifty Dollars —

Reighart vs Stone cont.

Craig & al vs Mackall exrs Two suits continued

Brewbaker vs Mathews cont.

Fry vs Robertson Ditto

Richardson vs Conner Ditto

Shoaltz vs Coontz Ditto

same vs Fawcett Ditto

Mathews vs Shipman Ditto

Fry vs Smith &c Ditto

Penn vs Mantz Ditto

Wise vs Darrow Jury sworn to enquire of the Damages. to wit William Cramer Daniel Ragan John Graham, John Penn William Jackson, Michael Coontz Daniel Reap Dan'l Spangler, James Cochran, Thomas Dolton Hugh Devin & Isaac Figally, Verdict & Judgment,

Ways vs Mackall exrs cont.

Mclaughlin &c vs Fry &c cont.

Smith vs Nolan Jury sworn to try the Issue to wit the same Jury as in Wise vs Darrow. Verdict for the Plt. & Judgment.

McDonough vs Armstrong Dis agreed

same vs Roop Plea warn & Judgment sans capiatur Into Court

Rogan vs Logan & same same

Allen &c vs Wise same same

Blair vs Ritter & same same

Mackenzie vs Koontz same same

Brumfield vs Green same same

Rees v Miller same same same

Bonds adm v Mathews cont

McDonough v Miller Jury Sworn to try the Issue to Enquire the same Jury as in Smith v Noland. Verdict for the Pltf & Judgment

Jones v Martin cont.

Fry v Pedrin cont

~~Roberts v Rogers cont~~

Andrew Blair a Witness for Roberts on Doors allowed 4 days attendance

Absent Benjamin Fawcett Gent,
Present Asher Waterman Gent,

Fawcett v Welch Jury Sworn to Enquire of the Damages to Enquire the same Jury as in McDonough Verdict for the Plaintiff & Judgment

Radford v Nunn cont ~~cont~~

Matthews v Ireland ~~cont~~ Discontd

Benjamin Britton who was Summoned to attend here this day as a Witness for Roberts v Britton, It is Ord that he be fined according to Law, unless he appear hereon or before the next Term, and shew Good cause to the contrary —

Roberts v Ruffner cont

Carter v Yount cont

Frederick Miller a Witness for Peary v Carthrew allowed 4 days attendance —

Chesterfield County the same 4 days.

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371

Allen & Wife On the Motion of the Defendant by his attorney, who prays an appeal to the 1st day of the next District court to be holden at Staunton on the first day of September on his entering into bond with David Spangler, John Penn & W. Craven in the penalty of $2000 conditioned as the law directs —

Ord that the court be adjourned until to-morrow morning until the 3d Tuesday in June next.

Benj.a Harrison

Tuesday 16th June

At a court held for Rockingham county the 16th day of June 1800 —

Present Benjamin Harrison
William Hinton —
Eph.d Harrison and
Joseph Baxter —
} Gent.n Justices

A Deed Covenant fm to Thos.s Lee proved by William Wilson & ordered to be certified

A Deed Regr and Cor — to Rice proved by the oaths of three of the witnesses thereto and the commiss.n of the Notary examination of the said wife returned endorsed & ordered

A Deed Grant to A Bare acknowledged &c.

The assessment made of the estate of Abraham Peyton 1400 Ac

An appraisement bill of the estate of Peter Tilly dec'd
Rec'd

A Deed Armstrong & Co to Goldrick proved by John Vetch &
Philip Mallen two Witnesses Rec'd

A Deed Adam Lee to Coffman acknowledged & ordered
to be taken Rec'd

A Deed Price Lee to Bernstein acknowledged & ordered
to be taken Rec'd

A Deed Bond to Zeigler, Justice and fully proved by
the oath of William Shannon, Rec'd

A Deed Lucas & Lisle to Cook acknowledged & ordered
to be taken Rec'd

A Deed Armstrong to Harrison proved by 3 Witnesses
Rec'd

A Deed Rodston &c to Davison proved by 2 Witnesses Rec'd

An appraisement bill of the estate of Peachy D. Gibson
Returned Rec'd

A Deed Rust Lee to Cook acknowledged & ordered to be taken Rec'd

A Deed from Abram Chrisman Lee to Jacob Chrisman
now returned certified agreeable to the form of other
foreign Deeds Ordered to be Recorded

A Deed from Moore Lee to Price proved by 2
Witnesses & the county Survey examination returned
Rec'd

A Deed from Barton to Smith acknowledged in the court
of the County of Frederick and certified Rec'd

A Deed of Trust from Smith to Cook the same.

Deed from L. Coffman &c to L. Coffman further
proved by the oath of Andrew Coffman
1876.

Deed from A. Matheny &c to L. Matheny further
proved by the said Matheny &
Speer

The same to the same same

An appraisement bill of the estate of Davis
Berry returned &c

Deed of lease from Bell Wayd to Peters proved by
Witness thereto &c

An appraisement bill of the Estate of Norton Gunn
Decd returned &c

Sale bill of Ditto same

Deed from Gunn to Lohr, acknowledged &c

The same to L. Bean the same

Benjamin Britton who was summoned to ~~attend the last court~~, attend at this court, to shew cause why he should not be fined for not attending at the last court, as a Witness for Ronelson Britton &c appeared and being sworn was discharged

Ordered that Martin Earhart be appointed Surveyor of that part of the Road where of Jacob Detweiler was late Surveyor in the room of the said Detweiler and that the usual tithables, appointed to work on the said Road be notified him for his Gang to work thereon and keep the same in Good repair &c

Ordered that Rachel a Negroe Girl the property of Jacob Detweiler be exempted from paying taxes, untils she should be restored to better health

(1) Cyf tho Mercy Esther an appointed Surveyor Thos Prod.
(2) of the Land Study Com Sessions to see Laid Survey on the
(3) Oath of the said Justices and Make the same Return
(4) Affidavit to made on the said Proof be allotted for Survey

(a) Wiltin v Powys No. £
(b) Cwmrid v Glam No. £
(c) The same v Brecon same £
(d) The same v Pembroke same £
(e) Clwyd v Radnor same £
(f) Merion v Berg same same £.

(1) On the Petition of John Brown, late of Llanvaes
Prisoner, Praying his Discharge out of his Custody
in Regard he Conversed with the Christian Religion
Particularly and Especially of which he is Reputed to be a
(2) Member of the Independent Persuasion of the Second and Having
taken the Oaths of Allegiance to their Majesties and
signed the Declaration and Security Condition as the
Law Direct & Performance is Granted him for his
Release upon Payment of Charges & Security for the

(1) The Last will and Testament of Rachel Williams
(2) was Proved in Court and Letters were Granted
by the Oath of Rachel Williams 1861

(3) An Affirmation had of the Estate of Esther Newton Spinster
was Returned 1861

(4) Ditto from Barnard for Letters of Administration with
the Will Annexed 1861

(5) Lewis Bennett late of Cardiff and made other as
Parish Clerk Sexton of the Same with Salary
Duties and Emoluments Same as the Salary of £14.10
Per Annum as the Late Clerk

Michael Wheeler the same for Mary Brumbach the same order

Ord that Federick Road be appointed Guardeen to Samuel R Brumbach and Infant under the age of 14 years who with Security entered into and acknowledged Bond in the penalty of $14.00 conditioned as the Law Directs

Ord that Samuel Shriver be appointed Guardeen to David and Francis Brumbach Infants over the age of A. Brumbach, and under the age of 14 years and that he be Summons to appear here at the next court to enter into bond and Security

Ord that Thomas Oliver a base born child of Elizabeth Oliver, age 10 years in October next be bound unto Joseph Deaver to learn the trade of Silver Smith, by the Overseers of the poor, as the Law Directs

Ord that Nancy Brumbach be appointed Guardeen for Shirley and Tobias Brumbach Orphans of A Brumbach Decd. who is under the age of 14 years who with Security entered into and acknowledged bond in the penalty $28.00 conditioned as the Law Directs

The Last will and Testament of Edward Hoke Deceased was Proved in court and proved by the oath of one of the Witness thereto & OR.

Ordered to be

Ord Letters issue to Golloway acknowledged OR

Ordered from Mallie to Letters issue same

On the Motion of George Pence It is Ord that he be exempted from Paying Costs for $20, com. which he is charged with, It appearing to the Satisfaction of the court that he does not own such Land. which is Ordered to be Entered — and that the commissioners drop the 204 acres Tract, and 16 acres part of the 216 acres Tract, on the Books. It is Ord that a Hawker and Peddlers Licence be Granted unto David Legat and he having complied with the Law in that case made and Provided —

~~Court vs Supp Order Information be filed~~

Court vs B Crow upon Affidavit for fighting the said Defendant personally appeared in Court, and confessed himself Guilty, whereupon It is considered by the Court, that he be fined in the sum of $1.50 Cents and Costs —

~~Court vs Crow Order Information be filed~~

Court vs Frost Parties heard and dismissed

Court vs Crow and the same vs Supp, personally appears in court, and agrees to Submit the whole Matter to the court, whereupon It is Ord that John Crow be fined in $2 & Costs, and Supp the same

Morgan vs Moore Fortune Brown Judgment for

The same vs same same

Carrell vs same same

Epler vs Hungary &c same

Gilmore vs Shuff &c same

Ordered for Court that Jas Crow Deliver unto Adam
Crow one

Counts v Crawford Plan to Issue and Deliver
~~Warrants Sale Attchts Appearance~~ Costs, and
and that Gaol Limits whereon entered as the
Prosecutor be exempted fro the Payment of Costs.

Whitmore appl Verdict Judgment Confessed for
balance of Note Int & Costs with Stay of Execution until
next Court

Deed Davies Procedure to A Price, Acknowledgt
Dispn Acknowledgment taken & OR

Do same to Philip Waggoner the same

Deed Peter Jackson Ramsey Esq to Jacob Miller the same
Deed Thomas Shultz Acknowledgt & OR

Chapman v Smith. Notice Proved & Judgment
Int & Costs Subject to a Credit of $5.64 Cents

~~Report of View of a Way for a Road~~

Report of a View of a Way for a Road
leaving the Main Road leading from Town
to Richmond, at or near Stoney Run, to Martin
Snyders Saw Mill, which is in these words to wit
Agreeable to the within Order We the Subscribers have
Appointed and Peter Conrad be Summoned to appear
here, at this next Court, to shew cause why the same
Road should not be opened &c

Conrad v Peter Def called not appearing Judgt
for account Int & Costs

William Kelly a Witness for Conrad v Peter
allowed 1 Days Attendance

Ord that the Court be adjourned until to
Morrow Morning 10 o'Clock

Present Harrison

Wednesday the 18th day of June 1800.

Present Benjamin Harrison
William Fleming
Benjamin Fawcett
Asher Waterman
} Gent Justices.

Pratzman v Miller Court Appl

Reed v Young Dismissed

Settlement Court cause

Armentrout &c v Smith Two Petitions Dismissed

Rowe v Perry Dismissed

Shawyer v Person same

Smith v Denton Court

On the Motion of James Denton It is Ord that a License be Granted him to keep a Tavern in his House in this County for one year on his entering into Bond with Michael Brown, Dennis Farnham his Security in the Clerks Office

William Ireland the same with John Graham his Security

Smith v Fawcett Dismissed at Plts Cost

Rue v Mofield an Attach in Garnishee

Davis v Hamilton Court

Price v Ewing &c Court

Rathbone v Denton Dismissed

Boyce v Fawcett Writ upon an Injunction

This day came the Parties aforesaid by their Attorneys, and upon the Argument of the Counsel, and, other exhibits, being heard. It is Ordered adjudged and Decreed that the said Injunction be

the Dividend and that the Defendants Recover against the said Defendant their costs about their Defence in that behalf expended &c

Fawcett v Roberts upon an Injunction

This day came the Parties aforesaid by their attorneys, and upon the bill answer, and the Argument of Counsel on both sides, It is Ordered Adjudged and Decreed by the Court, that the said Injunction be Dissolved and on the motion of the said Plaintiff the Docket the same is continued on as an Original suit in Chancery —

Benjamin Stanton Adqud damnum being returned & recited &c on the motion of the said Denton Orders that the said Writ be absolutely agreeable to the Verdict of the Jury &c

Peter Conrads Writ of Adqud. Damnum Cont.

Martin Smiden. Ditto . . . . . Cont

Isaac Gilmore writ of Adqud. Damnum being ret. Together with the Surveyors Argument thereon &c whereupon on the Motion of said Gilmore, the said Payment is Granted a Writ is awarded him to be executed on the 20th this Instant — on his Oath being made by John Joseph Crotzer, Reasonable notice of the same

Denton v Francis Cont.

Baxter v Lofton ads an attachment awarded —

Brown v Denton Cont

Smith v Breeden Cont

Messenger v Stutes Cont Dft

Stutes v Webb Ditto Ditto

Adams v Adams Dist

ex Lengle v Comer Defs cattle Judgment for account Costs —

ex Reighard v Overly Parties heard and Judgt for $2.15/100 Int 14th Sept 1869 with said Costs —

ex Rogers v Peary cont Defs

ex Koontz v Bowyer Defs cattle Judgment for account Int Costs.

ex Ervin v Mahoney Discharged

ex Dodds v Denton Defs cattle Judgment for note Int Costs

ex Lash v Archbaldy same same —

ex Gantley v Miley same same

ex Dyer v Crookshanks same same

ex Ervin v Jackson same same

ex Royer v Verney same same

ex Reighard v Crookshanks same same

ex Fryer v Coffman same same

ex Curtain v Alt. Coffman same same

ex Reighard v Crookshanks same same

ex Depoy v Hamilton same same

ex Roush v Pence [redacted] same

ex Reinecker v Ray same same

ex The same v I. Moore 2 Petitions the same

ex Parry v Mefferly same same

ex Wabash v Roop same same

ex Sellars v Rain Discharged

ex Parry v Spruttle Defs cattle Judgment for ass Costs Costs —

Bowen v Allred Deft call Judgt for a/c Int Costs

Byerly v Crowe same same

Dickinson v Sellers cont.

William Reighart a Writ of Ven for Reighart v Crosby allowed 2 days attendance

Samuel Harry a Writ of Ven for Harry v Shindle allowed 2 days attendance

Mitchell v Carpenter Deft call Judgt for a/c Int Costs

Showalter v Boyd cont.

Bickley v Overton Parties heard Judgment for ~~a~~ ~~Injunct~~ dissolved for $5.50 Cents and Costs

Ord that Asher Wiseman and Benjamin Fawcett be appointed to Settle the Estate a/c with the of John Boggs Decand and make report to the court

Upon the Petition of Walter Newman &c for a View of a Way for a Road to run along the County line between this County and Shenandoah through the lands of William McDonald in the said County of Shenandoah and through the lands of Henry Sowers in the County of Rockingham to the intersection, It is Ord Reuben Strode Abraham Rhodes Barnet Rhodes Benjamin Rhodes Abraham Rhodes and any Two of them being first Sworn be appointed to View the said Way in conjunction with the Viewers that shall be appointed by the County Court of Shenandoah, and that they make Report thereof to the court

1798

George Mowrey a Witness for Rodney & Newton
allowed 2 days attendance —

Ord that the Owners of John Peary who is an Owner
of the Road Leading from the Town of Harrisburgh to
Woodstock be Cited so far as the Hollow at or near
the Mouth of Joseph Peavey Lane and that he work
thereon and keep the same in Good Repair —

A Report of View for a Way for a Road Leading
from the Town of Harrisburg to Intersect the Brock
Gap Road Leading to New Market, which is in these
Words to wit, We Simeon Holland &c It is Ord that
Henry Ralf, John King, John Penn, Isaac Black
Peter Colton Barnhart Lisk, Joseph Crotzer, Michael
Warren, Samuel Dehart, George Mowrey Richard Ragen
& Daniel Ragen, through whose Land the said Road is
to Pass, be Summoned to appear here at the next
Court to show cause why the said Road should not
be Opened agreeable to the said Report —

Edward Nichols Esq. for John Cain Gent. Returns
his List of Taxable Lands and Inhabitants in the Parish
and County Levy for the year 1798. which is Read
and allowed by the Court, he having made oath thereto
as the Law Directs —

Settlement of the Estate of Silas Hart Deceased was
Returned &c

Ord that the Court be Adjourned until the
3d Tuesday in July next — Benj. Harrison

Tuesday to wit

At a court held for the County of Rockingham the 15th day of July 1800

Present Benjamin Harrison.
William Nevins
Benjamin Fawcett } Gent Justices
Charles Lewis Joseph
Party

Clerk v Indians Dismissed

Deed of B Sale from Goldsby to Aldridge proved by the Witness thereto & OR

Deed Brittle Lee to Leap acknowledged & ordered to be certified

Deed from Whitzel Lee to L. Putnam acknowledged & ordered to be certified

Deed from Nevins Lewis & Conway to Glascock acknowledged & OR

Deed of Trust from Barker to Bell acknowledged in the Court of the County of Augusta and certified in order to be Recorded

Deed of B Sale from Carrodus to Kyle the same the same

Ditto Bargain Bargain Sale to Donaghe the same the same

On the Motion of John Robertson it is ordered that a Licence be granted him to keep a Ferry at his house in this County for one year, on his entering into bond with John Roberts his Security in the Clerks Office Conditioned as the Law directs

Dec. Swan v Nyeuel NS.

Dec. Denton v Smith NS.

Dec. An appraisement bill of the estate of Peter de Groen Dec.d and Returned NR

Dec. Charles Hoffland Produced in Court his account as Comp. of the Rents &c. of Estate &c. for ascertaining the Taxable Property in this County which was examined and allowed by the Court and Ordered to be certified.

Dec. N. Smith v J. Smith &c. On the Motion of the Complt by his attorney It is Ordered that a commission be awarded them to take the Deposition of Gavin Hamilton an aged and Infirm Witness on their Giving the Defendant Notice of the time and place of taking the same —

Dec. Pence v Mantz upon in Chancery by Consent of the Parties by their attorney It is Ord.d that Comm.s be awarded each party to take the Depositions of such Witness as they shall think fit on their Giving Notice of the time and place of taking the same —

Absent Charles Lewis Gent.

Dec. Deed of Release from Whitzel Lee to C. Kyger &c. Acknowledged in Open Court NR

Dec. Smith v Denton vide Injunction

Dec. Davis v Hamilton upon an Injunction cond.

Dec. Price v Evans same same

Dec. Pence v Weber same same

Dec. J. Conrad Writ of Adjud Damnum cond.

Dec. Same Petitioner Ditto Ditto

Martin Snider Writ of Judgment Damages Ret
Recites above that the said shall be established agre
-able to said Judgment &c

William Pena orphan of Jacob Pena came into
Court and made choice of John Pena as his
Guardian who with Security entered into bond in the
Penalty of $600 Conditioned as the Law Directs

Pena of Ballou from Taylor Lee & Whitmore adminr
Judgment &c as above stated taken &R

John Lodge came into Court and made oath that
the Last will and Testament of Thomas Chandler
Deceased was lost or mislaid and that he had not
Destroyed or otherwise made with the same Whereupon
on the Motion of the said John Lodge Letters of Ad
and Singular the Goods and Chattels of the said Dece
-dent is Granted him he having entered into bond and
Security in the Penalty of $100 and made oath thereto

Chandler vs Blanchard Attachment Contintions for the
Delivery of Property Notice proved Judgment

The same vs The same same

Donaghe vs D Berry &c same same

Lincoln vs Vance &c same same

Burkholder vs Berry (only) same same

Shull vs Gunn &c same same

Wright Taylor vs Ball &c same same

Colegrove vs Black &c same same except J.

Gr An appraisement bill of the estate of Thomas Fullerton Deceased Rep & Rq

Gr Venton & Evans Dis agreed

Rud & Mifflin & Gwin upon an attach.
John Whitmer Sworn a Garnishee
who declares he ~~has no~~ is Indebted to the
Defft Gwin the sum of $100 due last April when
upon on the Motion of the Pl by his attorney Levings
& Granted him for $5. and Costs and that the said
Garnishee may the same out of the Money in his
hands &c

Vanbergen & Bateman &c upon a Defy bond Notice
Proved and Judgment &c execution —

Ord that William Cherryholmes be appointed Surveyor of
that part of the Road lately of Michael Baker work late
Gr Surveyor of in the room of the said Baker and that the
usual Tithables appointed to work on the said Road be allotted
him for his Gang to work thereon and Keep the same in
Good Repair —

Gr Bates & Loftin admrs — Contd

Gr Brown & Newton Partn Insolvent and Discharged

Gr Protzman & Miller cont Defendant

Gr Smith & Brevoort — Contd

Gr Shoemaker & Boyd . Contd

Gr Minnis exon & Gates Contd

Gr Gates & Smith &c cont Plaintiffs

Gr Dickerson & Lillard Contd

Rogers vs Perry Deft call Judgt pro ⁊ Costs

Martin vs Goodrum ⁊ same ⁊ same

Conrod ⁊ Wilder same ⁊ same

same ⁊ G Bolop same ⁊ same

same ⁊ N Pinckard same ⁊ same.

Barbary ⁊ Rapp same ⁊ same

Lindsey ⁊ Vance same ⁊ same

Woods ⁊ Carpenter same ⁊ same

Funk ⁊ Culp same ⁊ same

Salvage ⁊ Bowyer same ⁊ same

Brumfield ⁊ J. Vance same ⁊ same

Caldwell ⁊ Nesbit same ⁊ same

Walker adm ⁊ Smith cont Deft

Long ⁊ Darby cont pltf.

Brumbach ⁊ A. Rust cont.

Rogers ⁊ Nesbit cont

[illegible]

Pettigrew ⁊ Spirks attach by Return

Wells ⁊ Rutledge cont Defendt

Ord that Perry Wanger be appointed Guardian for Daniel and Fanny Brumbach Orphans and Heirs of Fanny Brumbach Deceased. who are under the age of fourteen years. who with Security entered into and acknowledged a bond in the Penalty of $10,000. conditioned as the Law Directs —

Present Benjamin Harrison W. Herring Gentl

Present Asher Waterman Charles Lewis Gentl

Ord that Benjamin Harrison. William Herring and Abraham Shadden Gentl. be Recommended to his

Excellency the Governor, as Proper and Fit persons to ~~be~~ act as Sheriff for the ensuing year.

Present Benj'a Harrison & W. Herring Gent.

Ord that the following Gentlemen be Recommended unto his excellency the Governor as Proper and Fit persons to be added to the Commission of the peace for this County, ~~Prosetto~~ to wit James Cochran Samuel Chandler Geo. Newton John Green Smith Leland Josiah Harrison and Walter Davis

Present Benjamin Harrison & Charles Lewis Gent.

Ord that the Court be adjourned until the 3rd Tuesday in August next

Wm Herring

At a Court ~~of Oyer and Terminer~~ held at the Court House of Rockingham County the 8th day of August 1800 for the trial of John M Coy, who was Committed to the Jail of this County on Suspicion of Felony and Stands charged with Feloniously entering into the Dwelling House of Abraham Cheny Volmer and stealing therefrom one Linnen Sheet &c.

Benjamin Harrison,
William Herring
Ezekiel Harrison,
James Bigg and
Joseph Baker
} Gentlemen Justices

The said Negroe boy being led to the bar in custody of the Gaoler, and being charged with the felony of stealing ~~and otherwise~~ by his Counsel pleaded not Guilty ~~in Special~~. and thereupon came the Witness to wit. Abraham Cherryholmes, Duncan Lofland and one William Smith. who being Sworn and examined touching the Offence wherewith he stands charged and being Guilty heard in his Defence, The court ~~having~~ upon consideration of the circumstances are of the opinion that he is Guilty. Whereupon, the said Prisoner, submitted himself to the Mercy of the court and it is ordered that he be taken to the Public Whipping post, and receive Fifteen Lashes on his bare back. and it is ordered that the Sheriff attend and see the above order executed.

Jury V Harrison

Tuesday to wit

At a court held for the county of Rockingham the 16th August 1808.

Present { Benjn Harrison, William Herring, Ezekl Harrison, James Bigg. } Gent Justices

On motion to Dismiss it is agreed

Henry Dangerfield produced in court a license wherein he is appointed to practice as an Attorney in the Superior and Inferior courts of this Comth and he having taken the several oaths prescribed by Law, is entitled to practice in this court

Cochran &c. vs Warren Office Judgment set aside and
Writ issued again.

Fegally vs Webster John Fouts S. B. Two Suits, Office
Judgmt set aside pay Costs

Reynolds vs Depoy &c Office Judgment set aside
pay costs Bonded

Grand Jury Sworn to wit

Smith Lofland (Foreman) Peter Koontz Jacob
Nicholas Wolfrey Isaac Derby Kepler, William Smith,
Thomas Hanks, William Craven Perry Burgess
Archibald Patterson, John Smith Abraham Berry,
Nicholas Berry Perry Eyman, John Green, who
Returned their charge and &c and after some time
returned into Court again & made the following Report
and also an Indictment & attached, and the same is filed
Bowers &c Attorney further appearing It is ord
they be discharged, and that Process Office retain
Table as the Law Directs

Stephens vs Bagley Peter Koontz S. B. pay costs Bonded

Boggs adm vs Smith &c Office Judgmt set aside pay for
Security Bonded

Bell exr vs Coffman, Saml & Andrew Coffman S. B. Two
Suits Office Judgments set aside pay costs

Reynolds vs Mitch. Phelps Gryman & David Golladay
S. B

Rees adm vs R. Warrow. Office Judgment set aside
pay for Security Bonded

Counts vs J. Davis on a Recognizance charged on the
oath of Catherine Miller with being the reputed father
of her base born child personally appeared the Court

in Court in discharge of his said Recognizance and
and agree to enter into a Recognizance with Security
for the Maintenance of the said Child Misreption
by the said Thomas Davis Martin Shoemaker &
John Doherty. his Securities acknowledge themselves
Indebted to his Excellency Aaron Ellmore Governor
and his Successors in Office in the Sum of £52
to be Levied of their respective Goods Chattles Lands
and Tenements and for the use of the Court to be
Rendered. Yet upon this Condition that if the
said Thomas Davis shall well and Truly pay unto
the Overseers of the Poor for the Parish and County
of Rockingham the sum of £7. on or before the
1st day December next, and £7 Annually
for Two Succeeding years or Keep the Parish
indemnified from the Maintainance of the said
Child then the above Recognizance to be void
~~Void~~

Ord that the Rules be held in the Clerks Office on
Thursday the 21st Instant and on the day of the
Third Tuesday in September and October next
according to Law—

Ex. Ireland vs Mary Martin Pauper S.B

Comth vs Isaac Miller upon a Recognizance &
~~the complaint~~ for a breach of the peace of the complainant
of Ann Miller, personally appeared in Court in
his discharge of his said Recognizance, and being fully
heard in his Defence by his his attorney, the Court
upon due consideration of circumstances of the case
are of the opinion that he is Guilty and that he be
bound to his Good behavior for the ensuing year & stay in the
sum of $200. and one Good Security in the sum of $100
& two Securities in the sum of $50 each, Whereupon

The said Isaac Miller and Peter H. Spangler his Security personally appeared in Court and acknowledged Indebted to his excellency Jas Monroe Gover and his Successors in Office in the sum of Three Hundred Dollars, that is to say the said Isaac Miller in the sum of $200. and the said Spangler his Security in the sum of $100 to be levied of their respective Goods Chattles Lands and Tenements for the use of the Commonwealth to be Rendered, ~~conditioned as the Law Directs~~ yet upon this Condition ~~and~~ that if the said Isaac Miller shall be of good behaviour towards all the Good citizens of this Comth for one year & day, and more particularly towards the said Ann Miller then the above obligation to be Void &c

Bryant vs Adam & Reuben Harrison S.B. upon a Notice for Money Issues or an execution

Hopkins vs Burnett, Notice proved & Continued until to Morrow.

Miller vs Bowman plea Issue & Judgment confessed with Interest for a Second but Costs with the stay of execution for 6 Months

Ord that the Court be adjourned until to Morrow Morning 9 Oclock.

Wm Herrings Jr

Wednesday the 20th August 1800.

Present

Wm Harris
William Herring
Ezekiel Harris
Benja Farwell
} Esqrs

Dawes v Metcalfe
Robertson v Robertson
John Harrison Esq Sheriff

Judgment set aside & reap d Costs

Davison v Green. By consent Order entered that the Jury Process Attachment issued in this Cause be set aside

Chrisman v The same. The same Order

Present James Bayly Esqr

Bennet

Hopkins v Hodgson upon a Notice for a Motion for an Execution. Rule discharged on payment of Principal Interest & Costs from Saturday. Judgment for £23-2-6. with 5 p Cent Damages from the Return day of the Execution and Costs. Ent. by Hoffman ux

Benton v Benton & Cook.

Berry v G. Hamilton & Cook

Herring adm v Herring adm Cook

Coates v Benton Cook

Armstrong v Rose Cook

Webb v Dixon. Judgment for Amount Costs.

Edward Ewen v Wright for Webb v Dixon allowed 1 day attendance & Travelling 4 miles to Hugh Dixon & the same in Returning

George Windle dower the same & Travelling 20 miles

Daniel Windle dower the same

Lewis Magee the same 1 day only.

Michael Keyser the same 1 day

Warrant to Grieve Sergeant for carrying
Robert Burgess to Lancaster Gaol.

Warrant to Peter Iffe Sergeant at arms for
Ayr that the overseers of the Poor have
to attend Mayor to bear the trade off a Watter
as the Law directs ——

Ayr that the overseers of the Poor have Cody Esq.
Wrexham Poor as the Law directs ——

Ayr that George alias Cox (a Free Negroe) be Summoned
to appear Mayor at the next Court to shew Cause
why his children should be taken away from him
and be bound out. It being Suggested to the Court
that he is not in circumstances fit to Keep and
educate them as the Law directs ——

Warrant directed to the Constables of Wrexham
Parish to Summon the Overseers of the Poor
of the said Parish to appear before the Mayor
Recorder & Aldermen at the Court to be held
on Monday next at 10. o'clock

~~Warrant to Serjeant Bye~~

Whereas Complaint hath been made unto us
Ayr is Ordered that the said Overseers do
Produce here to attend at the Court
Relief, as there Reasons, Relative to the Cause
Dispute It being Suggested by the Poor
aforesaid, they have the like Power in these Cases
to enforce Obedience to the Orders by
distress & Sale of the Goods of the Refractory
Persons ——

Ordered by Council of the Peace for Wrexham
aforesaid that all Orders in Bastardy
hereafter made shall be left to the Determination of
the Justices there

Ex. Att. Harrison & Thomas Moore, and there came with the award of their umpire in case of disagreement to be made the Judgment of this court.

Thomas Lobley a Witness for Smith & Pickering attends 3 days Attendance

John Fretz a Witness for Pickering & Smith attends 5 days attendance

William Groves the same 5 days.

Jacob Miller the same 1 day

John Pett the same 2 days

Elizabeth Pett the same 2 days.

Jurors & Grand Jury sworn to try the Issue to wit Benj. Rogers Charles Parke Thomas Potter Benjamin Tallman, Adam Peters, William Jackson George Keyser Peter Denton, Michael Storm, Abraham Boon, John Pett and George Fitzwater, Verdict

Cont. until to-morrow.

Miller & Lowry Plaintiffs Attorney.

McDonough & McDevitt the same

McDonough & Rogers Richard Rogers L.B.

Bathurst Herring a Witness for Jurors & Grand 3 days Attendance

Edward Shaulden the for the same 3 days

Adam Arguright the same for the 3 days

Matthews & Doherty Referred to the determination of William Graham & William Herring, and there award with the award of their umpire in case

of Dis agreed to be Made the Judgment of the court,

Wm Williams a Witness for Doherty as Deft's Atty allowed 4 days attendance

Ord that the court be adjourned until to Morrow Morning 9 o'Clock Wm Henry Jr

Thursday the 21st day of August 1800.

Present Benjamin Harrison
Edmund Ayscue Lewis
Benjamin Biggs } Justices

Craig & Carthon come for Defendant

Mayo & Marshall Entry sworn to try the Issue and

William Dickinson, William Mitchell, John Fritz, John Q Lucy, John Moore, Henry Whitlock, John Evans, Adam Argenbright, Philip Armentrout, William Rowston, Thomas Clay & John Davis Jurors

for Pl. for 29 5/5 Damages & Costs

Present Andrew Shanklin Gent
Absent James Biggs Gent

James Biggs a Witness for Dove & Fitzwater allowed 3 days attendance

James Powell the same 5 days

Gentlemen Jurors & Others come until to Morrow. 10 A.M. the Jurors to try the issue this day

Evan & Carson the same Jury as Yesterday Sworn

for the Plaintiff for 29 5/5 Damages

For John Boyd a Witness for Gunn & Evans allowed 2 days attendance

Samuel Herring the same 1 day

Edward Chapman the same 1 day

Adam Mesteyn the same 1 day

Lobley & Ettinger Jury sworn by the Sheriff to enquire between Robertson William Mitchell Plt came Newman, Joseph Evans, Myers Bloom Benjamin Levine, Adam Argenbright, Philip Armentrout John Young, Samuel Lobley, Samuel Boltz & Thomas Weldeck Ver dict for the plt. for the Land in the Declaration Mentioned & Cent Damages & Judgt

Fryer & Kinner cost awarded

Abraham Smith a Witness for Wm Mayl & Mackell Bertrin allowed 1 days Attendance

Bird sworn to Mathew Hoffman cord

Samuel Lobley a Witness for Lobley & Ettinger allowed 11 days Attendance

David Woodley the same 3 days

Gunn & Evans the same Jury as in yesterday Verdict for plt for $10 Damages and on the Motion of the Defendant for a New Trial Granted on an affidavit of Thomas Bolton & publick in Court - in writing, which was counteracted by Sundry affidavits Produced, Peter Hunter &c and upon the argument of Counsel on both sides, It is considered by the court that a New Trial could not be Granted. Judgment agreeable to the Verdict of the Jury.

Name v Rachford Jury Sworn to try the Issue
to wit Bathurst Worsley, John Westfield, Abraham
Rogers, Ezekiel Green, John White, Solomon Mathews
David Coffman, Thomas Pemberton, Adam Fogal
John Lotty John Grove and John Reeves, Verdict
for Defendant & Judgment

~~Ordered that Jacob Minick be exempted from county~~
~~and parish taxes~~
On the Petition of Jacob Minick It is ordered that
he be exempted from the payment of county and
parish taxes

Dodd v Rochow Discharged, No Information Plaintiff
Farmer v Kyle the same

Edward Hennessee v Smithers Dis. cost

William Blane v Writs for Donough v Jackson
allowed 2 days attendance & Travelling 3 Miles to and
from Court in returning

Name v Mathews Plea Name and Judgment
for Defendant Costs

Charles Coffman v Writs for Name v Mathews
allowed 4 days attendance

Jonathan Shipman v Writs for Rachford vs Name allowed
6 days attendance

Davis v Hamilton cost
Irvin v Emmons cost
Penn v Huber cost
White v Capito cost
Name v Pogue cost
Peck v Boughner and Boughner v Peck cost
Name v Coffman cost

Philip Armstrong a Witness for Defendt ads
Sarmon allowd 8 days Attendance —

G. Loftus v E. Green & Joseph Fawcett S.B offices
Recovered set aside Sept Rescia

The Same v The same same

Brooks v Fitzpatrick Dismiss agreed

Bone v the same same

Andrew Blain a Witness for Roulston ads Brooks
allowed 8 days attendance —

Brooks v Allen Plea of Covenant not broken
& demurrer & Joinder, Entry for Plff by his Attorney
to wit (Mr Jones not to be)
Attorney v Harrison Dismissed ads

On the Motion of John Gwin he hath
liberty to transfer his Indenture of Elizabeth
Williams to Jacob Mott the Husband of
her mother & with whom she lives pursuant
he gives security to perform the Covenants
which s.d Gwin by s.d Indenture is bound
to perform — and if he does not William
Graves in his proper person in Court
agrees to take her & perform s.d Covenants

Brooks v Allen Jury Sworn to try the Issue to wit
William Richmond Adam Arguebright, John Gwinn
Benjamin Linville, Samuel Ritchey, Samuel Williams
Mitchell, William Roulston, Samuel Bottom, Josiah
Nuttall, George Sites, Joseph Cravens Philip
Armstrong who Retired Go the Bar. for 48 Hours
and the Defendt by his Attorney files in arrest of
the said Judgment the following errors to wit Allen
& Brooks & and the same is Counted as for a general

Subp. v. J. Wells, Alexander Herring & B. Officer
Judgment set aside pays Costs

Robert Hooks a Witness for Allen ads Hooks
allowed 5 days attendance

Jacob Kepler a Witness for Hooks v Allen allowed
5 days attendance

George Gray the same 5 days.

Ord that the cause be adjourned until to
Morrow morning 9 o'clock.

Benj^a Harrison

Friday the 9th day August 1800.

Present Benjamin Harrison
Abram Shanklin
Jacob Yancey } Gent Justices
Ezekl Harrison

Subp. v. Hughs Hinsp agreed (& Nicholas Hays Jurs)
Same vs Same Hinsp agreed.

Henry Whitten
Adam Tegally } In Covenant.
and the same
vs. } In Chancery.
Same

53 8
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Adam Tegally } Two Suits in Debt.
vs
Henry Whitten

By consent of the Parties by their
Attorneys. these Several Suits are referred to the Final
Determination of Ezekl Harrison Abram Biggs, John
Ridella, and William Mitchell, and there award to

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265
Copy to Attorneys for Tegally

the award of any three of them to be made the Judgment of the Court.

Duncan v Patten v Wetmore for Plaintiff v Harris attorney for Defendant 2 days attendance

Attorney Bryant the same for the same 5 days.

Attorney Wright the same 6 days.

Attorney Robinson the same 3 days—

Patten v Harrison By consent of the Parties aforesaid or by their attorneys, all matters in dispute is referred to the Final Determination of William Dunlop and Lotus Crosby and their award with the award of their Umpire in case of disagreement to be made the Judgment of the Court.

Ettinger v Lokey An Injunction Granted to stay all further proceedings on a Judgment recovered by the said Defendant against the Plaintiff on his entering into Bond and Security in the Clerks office in the Law Courts — in the sum of £150.

Present Arthur Wetmore Esqr
Abram Taylor Yancey Esqr

Dunbrennon Esqr v Moore & The Defendant amenable to a Rule of this Court produced in Court the following Deeds and Patents. Viz. Grant to Thomas Moore Decd. for 190, 200, & 250 acres and Two Patents in the Name of N. Lyster and L. Wood each for 300 and 200 acres and one Deed from Mark to said Moore 30 acres and one Deed from L. Lokey for 38 acres. Whereupon the Plaintiff by their attorney moved for a continuance, and upon the argument of the Counsel, on both sides, It is Ord that the same

the costs and costs the said event at the costs of the
said Plaintiff To which Affirmation of the event the
Defendants excepts in these words to wit Lumbers &
Moore &c which was signed and sealed in the law
Suits ~~case~~ ~~Mr Justice~~ ~~ordered that the Defendants pay costs~~
~~taxed or agreed~~ ~~paid and Judge~~ ~~and had~~ ~~pay Brittain~~
~~costs taxed~~
Rachel Rudyard a Witness for Moores &c Lumbers & Moore
4 days attendance

John Evans the same 4 days and Traveling 18 miles
to Court and the same on Returning

Roderick & Brittain &c on the motion of the Plaintiff
by his Attorney It is Ordered that a Commission be
awarded him to take the Depositions of Benjamin
Brittain Deberry on his giving the Defendants
Notice of the time and place of taking the same

John Groves a Witness for Fry & Roberts 3 days

Jesse Groves the same 3 days

John Fritz the same 2 days

John Pitts the same 2 days

~~Grace Robertson the same 2 days~~

Isaac Miller the same 1 day

Solomon Nance a Witness for Vance & Nance two
allowed 5 days attendance

Moore &c & Harrison on the Motion of the Plaintiff
by his Attorney It is ordered that a Commission be
awarded them to take Depositions in this cause on
their giving Notice of the time and place of taking
the same

Grace Robertson a Witness for Fry & Roberts allowed 3.
~~2 days Stephenson~~

Elizabeth & Horne Costs

Elizabeth & Whitzell allowed costs

Wade v Allen Error to the decision and Judgment
Dunbar now this Motion on the Motion of the Defendants by their attorney It is Ordered that they have
leave to add a plea and amend their plea in this
cause at or before the next Tuesday — To which
Opinion of the court the Plaintiff by their attorney
Objected alledging the Defendants had no right
to plead any other plea in an Ejectment than
the General Issue, on which Issue the court
took Decision —

Ordered that the court be adjourned until
the third Tuesday in September next

Ordered that the Sheriff Summon all the
acting Magistrate in this County to appear
at September court next, to take into their
consideration the Recommendation of their
Magistrate —

Ordered. that the court be adjourned until
the 3rd Tuesday in September next

Benj. Harrison

Tuesday to wit

At a court held for the county of
Rockingham the 16th day of September 1800

Present Benjamin Harrison.
William Herring
Joseph Baxter Jr Gent
Charles Lewis

Deed of B Sale from John Smith &c to McCausland
Acknowledged as the Law directs &Re

Deed D Rager to D Bowell Proved the oath thereof
Witness and Re

Ditto same to Paul Seth the same same

Deed of Trust from Bowell to McWilliams in Trust
for D Rager Acknowledged &Re

Deed from Somers to Somers Acknowledged upon oath
Delivered taken &Re

Ditto Loudermilk to Perry the same same.

Ditto Bolbought to Perry the same same.

Ditto Mellender to Poads the same same

Ditto McSame to A Noles the same same

Ditto Bowen to Brock the same same

Ditto Green Ux to Leffinger the same same.

Ditto Johnson & Christians to Braunaman Returned
Certified as the Law directs & Red to be Recorded Certified.

Ditto the same to G Christians the same

Ord that John Coontz Jr Esq be appointed Surveyor
of that part of the Roads whereof Martin Earhart was
late Surveyor off in the room of the said Martin and
that the usual Hands appointed to work on the said
Road be allotted for his Gang to work thereon and Rep
the same in Court Respectively

Deed of B Sale from Fetzimons exrs to D. Mercy Acknow-
ledged by Def Fetzimons the other exrs &c.

Ditto John Pence &c to Biller Acknowledged by Pence
Ryan exrs by said Ryan exrs &Re the Same Same
&Re

Deed Lucien Lee to L. Yancey acknowledged supp
acknowledgment taken & OR

Ditto the same to the same Same Order

John Wren personally appeared in Court
and resigned his Commission as Magistrate
in and for the County of Rockingham which is
ordered to be certified

Deed Merrick Lee to Selby acknowledged supp
acknowledgment taken & OR

Present Ez. Harrison and A. Shackleford Gent.

Bradburn & Holton Same Harrison Security for costs

Upon that Asher Waterman & Benjamin Fawcett
Gent be appointed to settle the estate of
Thomas Lewis Deceased

Deed of Bargain & Sale from Hopkins Lee to Berry acknow
ledged supp acknowledge taken &c.

Deed of Trust from Miller to Meller acknowledged & OR

The last will and Testament of Evan Phillips Deceased
was presented in Court and proved by the oaths
of 2 witnesses thereto & OR and on the Motion of
the executor therein named who with Security entered
into and acknowledged bond in the penalty of $25,000.
and made oath thereto a certificate is Granted him
for obtaining a probate thereof in due form.

Deed Isaac Haggard Lee to Hamberger acknow
ledged supp acknowledgment taken & OR

The Last will and Testament of Lauran Sundyn Deceased was Presented in Court by the exors therein named and Proved by Two Witnesses thereto & ORd and on the Motion of the said exors who made oath thereto and with Security entered into and acknowledged a bond in the Penalty of $3,000 conditioned as the Law directs a certificate is Granted them for obtaining a probate thereof in due form — and Dy is Appointed Commrs Hamburger, John Hannan Jacob Hamburger and John Wren or any three of them to appraise the estate of the said Deceased and make report to the court

The Last will and Testament of Peter Conner dec'd was Presented in Court by the exors therein named and Proved by Two of the witnesses thereto, and OR

John Black Produced in Court his account for his Services as Commissioner for the County of Boston for the year 1800. which was examined by the Court & Allowed

Ordered that new Summons Issue on all the Petitions that have not been executed Returnable to Next Court

Ex Smith vs Indians Continued

Ex same vs Feery Continued

Ex same vs Continued AJ.

Ex Bartle vs Inhabs adm Continued

Harris vs Brewster Continued N. Dewer vs Executors Peirce vs Luther Miller vs Capels J. Beck vs Overseers of N. Dewer vs R. Loftus adm severally Continued

On the motion of John Koontz it is ordered
to be certified, by the Register of the Land office
that James Bowman, Andrew Bowman, Mary
McCartney late Mary Bowman & Joseph Bowman
are the heirs and Legal Representatives of David
Bowman, late of Robertson County, Deceased.
It is proved to the Satisfaction of the Court that they are the
only heirs of said Bowman

Peter Bowman Wife of Adgard — Dower not Cert

Isaac Gilmore Petr Do.

Sellars vs Dickinson Dismissed

Miller vs Rachford same

P. Koontz vs W. Harrison same

Long vs Long same same

Ordered that all the Petitions now remaining
on the Docket be continued.

Penn adm vs Ireland Notice proved and
continued —

Lofland vs Harrison on Delivery bonds. Notice
proved and Judgment & execution award
Attorneys Joseph Fawcett & Spruy for pl

Winters vs Miller & same the same

Hunt vs Lee & the same same.

Rogers vs Yancy & the same same

Rogers vs Miller & the same same as to
Miller only

Wayland vs Erwin & the same as to both

Green vs the same same

Ordered Lemuel Jefferson Jr on a Recognizance each

Ordered William Patterson a Witness for Jefferson as Court

allowed 1 days attendance

Ordered William Ewen the same for the same 1 day.

Ordered Polly Hannen the same for the same 1 day

Ordered Samuel Ewen the same for the same 1 day.

Ordered John Carthrea the same 1 day

Ordered Magdalene Hannen the same 1 day

Ordered Thomas Hannah the same 1 day

Ordered John Broughman the same 1 day

An appraisement bill of the estate of Henry Brumback Deceased was returned into Court and OR

Ordered that George Chrisman, John Krieg and Jacob Pope be appointed to Devide and lay off Margaret Reeves Dower in the land which John Reeves her Husband died seized and Report off and make report thereof to the Court

Ordered that the Overseers of the poor have delivered Lewis orphan of Mellery Lewis apprenticed unto John Tellman Sen. as the Law Directs —

Ordered Thomas Lewis the same unto David Stong as the Law Directs — John Waterman

Present James Biggs & Christian Kerby Esqrs. Justices

Ordered that Robert Evans orphan of John Evans be bound by the Overseers of the Poor to Felix Shettsman to learn the trade of a Shoemaker according to Law.

Ord that the overseers of the poor bind Mary Fell
Orphan of Fell Deceased unto Samuel Chandler
as the Law Directs —

Ord from Tuesday Last to Court proved by 2 Witnesses
thereto, and the Acknowledgment of the said Lease taken
as the Law Directs &R

Ordered that the overseers of the poor bind William
Lofland poor child of Harmon Lofland to Alexander
Graham to learn the trade of a Saddler, as the Law
Directs

On the Motion of John Harry It is ordered that
a License be Granted him to Keep a Tavern at his
house in this County for one year, on his entering
into bond with Hugh M'Cauley his Security in
the Clerks Office —

Hugh M'Cauley the same with John Harry
his Security —

The Court doth Recommend unto his excellency
the Governor Samuel Cochran, George Gordon Walter
Dennis Joseph Harrison, Archibald Bethune & George
Dove Jacob Kipon and Smith Lofland as proper
and fit Persons to be added to the Commission
of the Peace, for this County —

Ord ~~that~~ &c

On the Motion of Peter Bongner It is ordered that
a License be Granted him to Keep a Tavern at his
House in this County for 1 year on his entering into
bond with Reuben Harrison Sen. his Security in the
Clerks Office according to Law —

Abram Benjamin Harrison, Isaac Beggs, Asher Waterman and ~~Lemuel Bay~~ Joseph Baker Gent.

Ordered that William Lee is be appointed a Constable in Captain Hopkins Company and that he Qualify as the Law Directs.

Benjamin Kite the same in Capt Kite company

John Baker the same in Capt Beggs Ditto.

John Rice Sen the same in Capt Davis Ditto.

William Rice produced in Court a commission from under the hand of his excellency the Governor whereon he is appointed an Ensign in the 58th Regt of the Rockingham Militia, and he having taken the usual oaths Prescribed by Law is Ordered to be Certified.

Harrison vs Peers & In Chancery On the Motion of the Complainants by his attorney It is Ordered that a commission be awarded him to take the Depositions of Jeremiah Harrison, Residing in the County of Woodford in the State of Kentucky, Esqr on his Giving the Defendants Notice thereof, and that the said Commission be Directed to any ~~Justice~~ Magistrate in said County and that any three may act.

Herring vs Gunn & Smith in Chancery. on the Motion of the Plts by his attorney, It is Ordered that a Commission be awarded him to take the Deposition of Zachariah Belshey on his Giving the Defts Notice of the time and place of taking the same.

Bates vs Wilson abated by Return

On the Motion of George Percy who is charged with Ordinary Licence for the year 1799. It is Ordered to be certified to the Auditor of Public accounts that he did not obtain Licence for that year —

Andrew Cullen a Witness for Newton in Smith allowed 1 days attendance —

On the Motion of Joseph Mumford It is Ordered that he be exempted from paying County and Road Tax on account of old age and Infirmities —

Edwin Nicholas Returned his List of Delinquents and Surdrums in the Revenue Tax for the year 1799 which was examined and allowed by the Court and ordered to be Certified —

John Ewen Gent. produced his ape for one called Court held on John the Boy &c which was examined by the Court and Ordered to be Certified —

Samuel M'Williams the same the same

Joseph Fawcett produced his List of Delinquents and Surdrums in the Revenue Tax for the years 1798 and 1799 which was examined and Ordered to be Certified —

Present G. Lewis & Sinclair Kelly Gent

~~Present~~ ~~The Justices~~ Harris

Jacob Mosier whom was Summoned to appear here at this Court to shew cause why his Children should not be bound out, and failing to appear at this solemnly called It is Ordered that his said Children shall be bound out by the Overseers of the poor according to Law

Ord that the Overseers of the poor bind Daniel Mountz unto Larnes Harrison to learn trade of a Miller according to Law —

Jacob Mountz the same to Benjamin Harrison Jr. to learn the Trade of a Sadler —

Elizabeth Mountz the same to William Cravens as the Law directs —

Ord that the court be adjourned untill the third Tuesday in October next

W Herring Jr

~~Tuesday the 2d~~

At a court held for the County of Rockingham on Tuesday the 2d October 1800.

Present William Herring
Ezekiel Harrison
~~Benjamin Harrison~~ &
Benjamin Fawcett } Gent Justices
Charles Lewis

Mary Ann Truman orphan of Truman Defendant came into court and made choice of Robert Grattan as her Guardian, who ~~was~~ with Security entered into bond ~~was~~ in the Penalty of $6,000 conditioned the Law directs —

Ord a Writ issue to Appraise a Mill agreeable to Act of Assembly and taken &c

Ditto from Andrew Coffman to David Caldwell ~~acknowledged~~ and Order to be certified as the Law directs —

Ordered that Peter Sellars be appointed Overseer of that part of the Road where of David Mongan was late Surveyor in the room of the said Mongan and that the usual Tithables appointed to work on the said Road be allotted him

for his Going to work Thereon and Keep the same in Good Repair &c

Power of attorney from R. Guinn to Aron Solomon Proved by 2 Witnes Rec'd & Rd

Deed from Guinn to Mitmore acknowled by Aron Solomon attorney in fact for said Guinn to Rd

The same to Martin the same

The same to Newcanger the same

Deed from Dale Lee to Hoffman acknowledged wife's acknowledgment taken & Rd

Thompson and wife to Frederick Spangler

A Deed of Bargain and sale, acknowledged (the Lessee Privily examined as the Law directs) and ordered to be recorded —

Sam'l Allen upon an Injunction On the Motion of this Deft, It is ordered that a commission be awarded him to take the Depositions of John Thomas, Mordica Lewis, John McMinn & Peter Lee residing in the state of Tennessee on his Giving the said Plaintiff Reasonable notice of time and place of taking the same, and that the said Commissioner do Render to any Court of the Magistrates in Bock County in the said State, and that any three may act.

On the Motion of Isaac Shotts one of the admrs of Sarah Noard Decd It is ordered that Ezekiel Harrison and Joseph Baxter Grant be appointed to settle the estate &c of Sarah Noard Decd &

A Bond purporting the Relinquishment of certain Land from Abraham Bleen to Robert & John Curry, was Returned into Court and Admitted to Record

Ordered that Polly Shrengas Orphan of Shelley Shrengas unto Do Peter Ker Esqr according to Law

Ann Jane Roalston &c to Davison further Proved by the oath of Peter McKinley &c

On the Motion of Henry Overly It is ordered that a Licence be Granted him to Keep a Tavern at his house in this County for one year on his entering into Bond with Alexander Mason his Security as the Law directs

Ordered that James Otis be appointed Surveyor of that part of the Road whereof John Roler has that the usual Statute appointed to work on the said Road be allotted for his Gang &c

Henry Winger in the Room of Abraham Smith the same order

Ord that the Sheriff pay John Hosteen Three Dollars out of the Deposidum of the year 1798. that being the sum allowed him for 6 days Dispensing

Present Andrew Thompson, Gent

Carpenter & Reed Esquires

Hughes & Grimm same.

Harrison & Caldwell, an Injunction Granted to stay all other and further Proceedings on a Judgment Recovered by the said Deft in the Court, on his entering into Bond with Security in the Books Office as the Law directs

Dec Grm L. Gayden to J. Rutherford admrx
Mathis Scott wife to Intestate she being sworn
& Recd Law Deeds —

On the Motion of David Lowenbach admr of
all and Singular the Estate of Peggy Lowenbach
Decd is Granted him he having with Security entered
into and Acknowld Bond in the Penalty of $1000
conditioned as the Law Directs and It is ord
that John Hammon, William Penn, Martin Kite & Michael Rich
or any Three of them being first sworn do appraise
the Estate of the said Decd &c

Daniel Kite the same admr of of Mary Kite
the same order

Ord that Thomas Gordon be appointed Surveyor of
that part of the Road where of William Crockford
was late Surveyor of in the room of the said Crock
=ford &c

James Cochran, George Denton Josiah Harrison
Archibald Rutherford, George Dove Smith Hoffland
Produced in Court a Commission, wherein they
are appointed Magistrates in and for the County of
Rockingham and they having taken the usual oaths
Prescribed by Law is ordered to be Recorded —

Present George Denton Gent.

Dec Grm Herring Exr to Good acknowledged
Deed in open Court & Recd

Deed From the same to Peery the same order

On the Motion of William Penn & Stephen
Conrod. Executors of the last Will and

Testament of Peter Conrad, Deceased. who with Security entered into and acknowledged bond in the Penalty of $20,000 and made oath thereto as the Law Directs, a Certificate is granted them for obtaining Probate thereof in due form — and it is Ord. that Christian Kiger, Conrad Hamberger, Henry Keller & John Sellar or any Three of them first Sworn be appointed to appraise the estate of the said Deceased and make Report to the Court

Ordered that Charles Lewis be allowed One Dollar p. d. for his Service as a Messenger for 2 days and that the Sheriff pay the same out of the Revenue for the year 1796 —

Ditto Peter Nicholas the same Order

Conrad Koontz & Henry Messersmith

Conrad vs Ireland order Information

On the Motion of Volentine Safely it is ordered to be Certified to the auditor of Public accounts that he is charged with 130 acres of Land which he does not possess he having proved the same to the Satisfaction of the Court

Peter Grove Executor to Estate acknowledged by the mark of the said Logan she being previously examined as the Law Directs is ordered to be Certified —

Kiger vs Nagle Judgment confessed as per account Interest Costs —

Absent C. Lewis Gent

Commth v Gasper Mefford Sen. Gasper Mefford
Junior and Benjamin Mefford Upon a Recognizance
for a Breach of the Peace on the Complaint of Charles
Fox. This day the said Defendants personally
appeared in Court, in Discharge of there Recog-
nizance, and being fully heard in there Defence
by there attorney, It is Considered by the Court that
they be Bound to there Good behavior for a year
and a day in the sum $200 each and the
Securities in the of $100 each. Whereupon
the said Gasper Mefford Sen. and Gasper Mefford
Junior and Benjamin Mefford and Charles Lewis
Security for Gasper Mefford Sen. and Edwin
Nichols Security for Gasper Mefford Sen and
William Patterson Security for Benja Mefford
personally appeared in Court and Acknowledged them
selves Indebted to his excellency James Monroe
Govern of Virginia and his Successor in office
in the sum of $300 each of the Principal and
his Security, that is to say the said Gasper
Mefford Sen. in the sum of $200. and Edwin Nichols
his Security in the sum of $100 Gasper Mefford Sen.
in the sum of $200 and Charles Lewis his Security
in the sum of $100 and Benja Mefford in the sum
of $200 and William Patterson his Security
in the sum of $100. to be levied of there Respective
Goods and Chattles &c Conditioned as the Law
Directs.

Teste A Rutherford Clerk

Recd from by rattan Mr to Jurisdiction Acknowledgt
before aforesaid agst taken & Orders Accordo.

Court is Twenty Jurs Parties Board and Jurors £1.50
for one Officer & according to Cost—

Court & Memphis Court Defendant

Mathew Bernd a Witness for the Court & Officer
allowed 1 day & Officer dance

Mary Ann Bernd the same 1 day,

Mathew Rene the same 1 day, Cfs for 6. Jur.

John Rene the same 1 day. Cfs for 6. Jur.

Barnet Wire the same 1 day

Volentine Morley the same 1 day and Travelg
16 Miles to Court and the same in Returng

Nancy Cowan the same 1 day & 18 Miles
Travelling ——

Samuel Ewen a Witness for Officer as also
Court allowed 2 day allowed & 2 Miles Travelg

Mails & Groves &c upon a Bond taken for the
delivery Bond Notice proved as to Groves & Judgmt

Booth & Miller &c Notice proved as to Booth
and Judgmt

Dunagh & Campbell &c same same for
Costs in Middle to pay for

Adam & Roadcap &c same same

Burkholder & Overholtz &c same same

Donough & Brooks &c same same for
Joseph Prewett to pay for.

Ord Graham v Dunlop &c same as to Dunlop only
Eggr in Nichols & Jay Gen.
Ord Spangler v Lyon &c same as to both
Ord Rogers v Hopkins &c same same
Ord Hughes v Frew &c same as to Frew only
Ord Pearce v Wheeler &c same as to both.
Ord Conrad Curlan v Coffman &c the same same
Ord Fiser v same same same
Ord Lincoln v Vance same same

Ord that George Newton be appointed to settle the estate accounts of Thomas Jewis Deceased with Benjamin Fencelo. Gent. and make report to the court

On the Motion of John Ewen Gent Daniel Rogers is admitted his Deputy and sworn accordingly

Ord that the court be adjourned until to Morrow eleaven of Clock —

Mr Franklin

Wednesday the 27th October 1800

Present William Herring
Andrew Shanklin
James Cochran } Gent Jus
Smith Hoffman

Ord Baxter v Hoffman dism cost

Peter Conrad Writ of Adjuad - Same abated by the Death of said Conrad

Ord that William Herring & James Cochran

Grant be appointed to settle the estate accounts of
R. Loftus Deceased with the admr &c

Ca Ga Gibbons Writ of Ad quod damnum Returnd

Peirce exors v Ireland Notice proved at the last court
Judgmt for Costs Interest & Costs

Protzman v Miller ca. Dft

Smith v Breeden Discontd

Musgrove exors v Stutz Parties Heard and Judgmt for
Note Interest & Costs —

John Boggs Cowgill a Witness for Pltf & allowed
ex tem allowed 2 days attendance & Travelling 80 Miles &
the same in February —

Stutz v Smith &c continued

Ordered that Andrew Shanklin Benjamin Fawcett &
Archibald Pettigrew Gent or any three of them
be appointed to settle the estate accounts
of John Boggs Deceased with the admr &c

Martin v Boggs admr ca. Dft

Walker Defdt v Smith Judgmt for Note Int & Costs

Hughes v Martin Dft called Judgmt for Note Int & Cos

Harrison v Stutz the same —

Lair v Smith the same 2 Petitions.

Thomas v Gray the same —

Wainwright v Porter the same

Mitchell v Nagle & same same

Porter v Adam same same

Hunt v Cowell the same 2 Petitions

Hughes v Mentzer the same —

Vaux à Wilhelmine Le scène scène
Mercier à Louis Le scène scène
Maugras apr à Reynaud scène scène
Coutz à Hugo Ms scène
Godds à Young Ms scène
Robinson à Miller Le scène scène
Ms scène à C. Miller scène scène
Robert Kontz à Mackalls ent scène scène
Rice à Mc Clintock Le scène scène
Magill à Peters scène scène
Clark à Frere scène scène
Key à Mallory scène scène
Harrison Mr à Mercier scène scène
Hoop à Lopez scène scène
Carthew à Bedard scène scène
Jones adm à Mercier Le scène scène
Moran à Lopez adm scène scène
Law à Taggart scène scène
Mayer à Paul Lemaître
Morgan à Louis adj.
Koontz apr à Mayer adj.
Jerome adm à Keller Cap.
Robinson à Berry Lieut.
Mayo à Richard Cap.

Order that Josiah Harrison, John Bright, Thomas Moore, and John Mercer or any three of them, heretofore appointed to lay off the Right of Dower of Ann Kephart Widow of Henry Kephart Deceased) do in addition thereto make Partition of the said Lands between Susanna Bailey and Catherine wife late Daniel Kephart, heirs at Law of said Henry Kephart, and Christopher Kephart and Henry Kephart Coheirs of the said Deceased, and that they make report to the Court.

Lyon vs Randall continued

Showalter vs Boyd, Rule nisi with Costs.

William Lamar a Witness for Boyd on Showalter allowed 2 days attendance

Graham Smith a Witness for Showalter vs Boyd allowed 9 days attendance

Bowen vs Harry, Judgment by Default for account Interest & Costs

Wenton vs Smith Contd

Catherine Mann Compt
vs
George Mann Defdt } In Chancery.

This cause came on to be heard, (by consent) upon the bill answer, and Sundry Depositions, and the argument of the counsel on both sides the Court upon consideration finding a Difference between the sworn Accounts, that the Complt in the Answers to be in the Defendts Hands & the settlement made with them by the Court, & also that no allowance hath been made them for their trouble as Executors Do order that William Henry & Andrew Sheubley Gent. Do make a statement of the accounts of the said Executors as may appear to them just & meet

make report thereof fully to the next Court in order that a final Decree may be made

Present Benjamin Fawcett Gent

Chancellor

Dispony & Whitzell adm. Pennance to the Rules for the answer of one of the absents

Absent William Herring Gent

A. Dever
[redacted] upon an Injunction.
[redacted] In Chancery.
Bevens exrs.

This cause came on to be heard upon the bill answer, and the argument of the Counsel on both sides, It is considered by the court that the said Injunction be dissolved and that the Defendants Recover against the said Complainants their costs &c

P. William Herring Gent

John Crookshanks

John Buck. Upon an Injunction in Chancery

This cause came on to be heard upon the bill answer and the argument of the Counsel, on both sides, It is considered by the Court that the said Injunction be dissolved and that the Defendant Recover against the said Complainant his costs by him about his Defence in that behalf expended &c

W. Whiting

P. Capito Upon an Injunction in Chancery

This cause came on to be heard, upon the bill answer, and the argument of the Counsel on both sides, It is considered by the court that the said Injunction be dissolved and that the Defendant Recover against the said Complt. his costs &c

M. Cirew

vs

P. Loftus admr

Upon an Injunction in Chancy.

This cause came on to be heard upon the bill answer, and the argument of counsel on both sides, It is considered by the court that the said Injunction be Perpetuated as to the £7. 5 Cents the sum in the bill mentioned and the costs of the suit at common law, and his costs by him about his Injunction &c

Bond of Bill of Sale from Shanklen to Cirew dismissed Cyo dlt

Justices & Coroners ~~of~~ the Order Summons to the Executors of said Coroner and the Medical Visitor made to Decr Court next

Smith Loftus Broadwater in court a Commission where in he is appointed a Capt of a Light Infantry Company in the 58th Regt of the Militia of Virginia and he have taken the usual oath Prescribed by law is ordered to be Certified —

Henry Gaunt in the same as Ensign —

Penn v Moore upon an Injunction cont.

Davis v Narmelton the same

The court doth Recommend unto his excellency the Governor, George Heston as a Proper and fit Person to be Commissioned as a Major in the 2nd Battalion of the 58 Regt of the Rockingham Militia in the room of John Rush, Resigned —

William Beard Captain in the said Battalion in the room of George Heston — W. Beard

James Wood, Lieutenant in the room of G. Heston

William Campbell Ensign in the room of James Wood.

Overseers of the Poor 478
vs
Case M Coy Cont.

Ord that the Court be adjourned until the 2nd Tuesday in November next

Wm Herring Jr

At a Court held for the County of Rockingham on Tuesday the 4th November 1800

Present William Herring
George Weston
Josiah Harrison
Archibald Pettigrew
Smith Lofland
} Justices

Jacob Kyger Esq produced in Court a commission from under the hand of his excellency the Governor of the Commonwealth wherein he is appointed a Justice of the peace for the county of Rockingham and he having taken the usual oaths prescribed by Law is ordered to be certified —

Crowe vs Bowyer & George Carpenter & Ux

Davis against Millers Exrs — On mo. Compts an order of Survey is granted him to be executed on the last Friday of this month if fair if not then next Fair day —

Grand Jury Sworn to wit
William Smith Foreman James Bell Thomas Hayward, Peter Brunnstock Voluntine Wolf Benja Pattman Martin Earhart, Abraham Fisher Charles Pearce Aron Solomon William Fowler, Henry Culp, Joseph Endzer, David Martin Jacob Chrisman

and Peter Cotton who Recvd their Charge and Return from the Bar to council of their Procurement and after some time Returned into Court and made the following and Judgment was Mo[ved] for an Attach[men]t & Rule Nisi and Several Precents &c whereupon It is ordered that the Grand Jury be Discharged and that Precep[t] for Returns be on the Last Day

Rad v Harris & Green John Vann £10 for said Green

Salvage v Vann John Boyd & John Vann £13 Three Sents off in Judgment & said Payt Rescind

The same v John Vann Solomon Vann £10 same order

Matthews v Doherty Judgment Per award.

Curtis v Mann upon a Recogniz[ance] for Attach[men]t of the Peace on the Complaint of Rebecca Grady for Injury the Reputed Father of her late born child Personally appears in Court in Discharge of his said Recognizance and agrees to enter into a Recognizance with Security for the Maintenance of the said Child, Whereupon both the said David Mann and William Roulston his Security acknowledge themselves Indebted to his Excellency Aaron Stanton Governor and his Successors in office in the sum of £42 to be levied of their respective Goods Chattels Lands and Tenements and for the use of the Commonwealth to be Void Yet upon these conditions that if the said David Mann shall well and truly pay unto the Overseers of the Poor for the Parish and County of Rockingham the sum of £7 on or before the 1st day of March 1801 and £7 annually for two succeeding years or keep the Parish Indemnified from the Maintenance of the said child then the above Recognizance to be Void &c

Wm. George Hunter Gent.

Mar. Sp. ats. Spears &c. Plea Judgment sci. fa. sec. to pay Debt Jos. Federly and Bonder

Levy vs. Mickey, Williams Michael & B.

Amos vs. Shaffer. (In Trespass) Capias Alias &c. Sur. and William Ewen. & B —

Spangler vs. Harry. Henry Keplar, Jacob Keplar Lewis Keller, & Mobrey Sales & B. Three writs —

Davis Cops vs. same — same.

Inman vs. same same Rule writs —

Rynell vs. Peter George Sale & B. office Judgment sci. fa. sec. payment Bonder

Fegally vs. Mickle Two writs Judgments per awards.

Mickle vs. Fegally Jos. Chancey and the same vs. the same in Covenant Judgment per awards.

Peters vs. Harrison Judgment per awards
Henry J. Gamble a witness for Peters vs. Harrison allowed 1 day attendance

Ebeam vs. Newton Sc. upon a Notice on a Bond taken for the Delivery of Property taken Notice proved & Judgment.

Woodrow vs. Newton 3 writs same same

Webb vs. Dixon Sc. same same.

Dickey vs. Newton Sc. same same

Dodd vs. same Sc. same same

Mathias Amos vs. Writ for Costs vs. Officers allowed 2 days attendance

Rositer upon vs. Woolf Sc. upon a Bond taken for the Delivery of Property Notice proved & Judgment

Ord. that the Court be adjourned until to-morrow Morning 9 Clock

H. Herring Jr

Wednesday the 19th November 1800

Present Andrew Mansfield
James Cochran
Wm Peterson & G. Gustine
George Dove

Ordered that Ct Pleas be held in the Clerks office on Thursday the 20th Instant and on the days after the 3rd Tuesdays in December January & February Next, accordingly

Law — Present M. Herring Gent

Comth v Abrah Caspar Mesmore Sen. Caspar Mesmore Jun. and Benja Mesmore upon an Indictment A.G. Sworn Jury sworn to try the Issue to wit Thomas Walton, Thomas Wilson, Edward, John Armstrout, Richard Wright, Thomas Foley, William Fitzwater, John Fish, Benjamin Wright, Abijah Hewitt, Richard Eustace & Peter Patton, Verdict of Guilty and amerced Six Dollars.

On the motion of John Carothers Esqr It ordered that James McCabe Exr of the Estate of John Miller dec'd be summoned to next court to shew cause why she should not give counter Security it being Suggested to the court she has committed waste of the Dec'd Estate —

~~Benjamin Wilson Esqr Sheriff of Bedford County returned~~

Comth v Abrah A.G. Sworn continued

George Moore & Murray Jr the Comth v Abrah allowed 2 days attendance

Adam Walter the same Jr the same allowed 2 days Attending 20 miles to court and the same in returning —

Elizabeth Wardin the same Jr the same 2 days

Comth v Wilson A.G. Sworn Cont'd

Coram Hood Provost, Josiah Warrior Gent.

Barrow exhib v Anon Edwin Nichols L. B.

Ch

Nathaniel Frederick v Coram John Fitch Security for costs.

Kettley v Dedo Nul. for Security for costs—

Frederick v Coram Benjamin Smith L B

Herrington v Shaffer, Caspar Meffert Surv and Edward Smith L B Surv sworn —

Fields v Rowlston, Jonathan Shipman Security for costs

Craig v Carthew Plea warn and Judgment as per Specialty Interest Hoste (saving equity)

Neal v Newton, and Mitchell v same. Robt Wright and John Ware L. B. Office Judgments set aside Judgment & Bonded —

Charles Fox a Witness for the Crittle v Meffert allowed 4 days attendance

Barnhart Rice the same for the same 2 days.

Mary Ann Burnet the same 2 days.

Mathew Burnet the same 2 days.

Bellows adm v Harrison continued.

Ord that the Court be adjourned until to Morrow Morning 9 Clock.

Wm Henry

Wednesday the 26th November 1800. 783.

Present Andrew Shanklin,
James Cochran,
Archd Pettigrew & } Gent. Justices.
Smith Lytle

Ireland v Mahoney Office Judgment set aside payt Costs

Herring v Quinn Smith upon a Demurrer, upon the argument of the cause, It is considered by the court that the same be overruled and the cause remanded to the rules for answer —

Kay
ex dem Mackenzie v Koontz &c upon a bond taken for the Delivery of Property. Motion Proved and Judgment & execution awarded

Capito v Mc Miskell. same same order

Absent James Cochran Gent
Present Geo. Poe Gent.

Hunter v Hunter Costs

Berry v Hamilton Do Costs.

Herring adm v Herring adm Costs

Cowden v Hunter Dismissed at Plts costs

Davidson v Rowan Costs

Pickering v Smith Costs awarded.

Piper v Quinn Costs Ditto.

Samuels Executors &c v Smithson Costs Plff

Boyce v Young. Office Judgment set aside and Remanded to the Rules —

Kelly v Whiteside Office Judgment set aside payt Costs Recovered Defendant

Rectr Sur v Comrs &c. Court

Ordered that Sally Lilley be fined according to Law for non attendance as a Witness for Rectr Sur v Comrs &c. unless good cause be shewn on or before March Court next

The Court doth Recommend to his excellency the Governor the following persons for Offices in the Militia &c

William Penn Eurgin in the Second Battalion in the 58th Regiment in the room of James Moore Esqr

Jacob Rush the same Battalion, Ensign in the room of Robt McCausland Resigned

John Shankden in the room of N. Rockstow Esqr Lieutenant in the 1st Battalion

Ord that the court be Adjourned until to Morrow Morning 9 oclock.

Wm Lewis Jr

Friday the 21st November 1800

Present
Andrew Shankden
John Matthias
Archd Robertson } Esqrs Justices
Jacob Hoffman

Hughes v R. Bryan Divisor Defendants costs

Merston v Merston Le In Chancery.

This day came the Complainant by his attorney, and it appearing to the court that the Defendants have failed to answer the bill of the said Complt, It is Ordered that unless they appear here on or before March Court next the said bill shall be taken for confessed, and the matters thereof decreed accordingly.

Wednesday the 26th November 1800

Present Andrew Shanklin,
James Cochran,
Archd Pettigrew & } Gent. Justices.
Smith Lofland

Ireland v Mahoney Office Judgment set aside Bail bound

Herring v Geo. Smith upon a Demurrer, upon the argument of the cause, It is considered by the court that the same be overruled and the cause remanded to the Rules for answer

Mackenzie v Kennedy upon a bond taken for the Delivery of Property. Note Bail & Judgment & execution awarded

Capito v Maitland same order

Present James Cochran Gent
Present Geo. Dove Gent.

Hunter v Hunter Costs

Berry v Hamilton Do Costs

Herring v Herring do Costs

Cooke v Hunter Dismissed at Plts Costs

Dunkinson v Coats Costs

Pickering v Smith Costs awarded.

Piper v Kenna Costs Ditto.

Leonard Dennison & Co v Smithers & Co Costs Plff

Boyle v Genl. Office Judgment set aside and Remanded to the Rules

Kelly v Whaley Office Judgment set aside Bail to secure Debt bound

Timothy Goodfellow Lessee
of Thos Gilbert
vs
Solomon Mathews } Upon an Ejectment.

Jury Sworn, to try the Issue
to wit Thomas Dunkerson, Benjamin Tallman, William
Pickering Charles Weaver, Thomas Hotton, William
Jackson, Samuel Comer, Philip Coons, Hugh Jeffrey
George Miller Richard Hughes and Charles Spreaker,
~~Richard Jones~~ and by consent Samuel Comer one
of the Jurors is withdrawn and the cause is cont'd
Whereon exon is Sheriffs Office pd order.

Mayson ap.o vs Richard John Gibbins $ 13

McDonough vs Jackson Jury Sworn to try the Issue
to wit Thomas Dunkerson Charles Weaver Benjamin
Tallman Thomas Hotton Philip Coons George Miller
William ~~Gibbins~~ Jeffrey Jacob Linder & Charles
Spreaker Richard Hughes & John Rogers Verdict for
the pltf.

~~Mathews vs Hopkins Cont'd~~

~~Fox vs~~
~~Dixon vs Moody Cont'd~~

Comer vs Smith exon. Injunction Granted to stay
the further proceedings & the Judgment. on this
entering into bond and Security

Absent Smith & Gillam a Gent.

King Salvage vs Mackall exon. Jury Sworn to try the
Issue to wit the same Jury as in McDonough vs Jackson.
Verdict for the pltf for debt & the Declaration $ 13.63
Cents Damages.

The same vs The same Jury as above.
Verdict for the pltf for the debt in the Declaration
Mentioned and $ 56.75 Cents Damages.

Mc Clellan vs Lewis the same order

Dempsey vs Whitzel adms. the same as to Elizabeth Whitzel one of the Defendants —

Jackson vs McDonough. An Injunction Granted to stay all further Proceedings in a Judgment Recovered by the said Defendant, a Complainant, on his entering into bond and security in the Clerks Office according to Law —

Ettinger vs Lahey In Chancery.

By consent of the Parties by their attorneys It is Ordered that the Surveyor of the county do go upon the Lands in controversy and Survey the same, agreeable to the Particulars of the Parties, on the day of on Reasonable Notice being Given to it by the said Parties according to Law

Hand vs Profet cont.

Deets vs Vaughn and Vaughn vs Deets upon Caveats Continued —

Davis vs Hamilton upon an Injunction continued.

Penn vs Baker cont.

Baker vs Loftus adms continued.

Brubaker vs Mathews cont.

Solomon Mathews vs Shipman In Chancery.

This cause came on to be heard upon the bill answer and the argument of Counsel on both sides, It is Ordered Adjudged and Decreed that the said suit be Dismissed, and that the Defendant recover against the said Complainant his costs by him about his Defence in that behalf expended &c

Bay v Smith &c In Chancery. Remanded to the Rules and conditional Decree as to Michael Keyes

Hopkins exors v Lee &c Sebastian Stonebraker

&c. &c for said Lot

Present William Herring Gent
Master Smith Lofland Gent

Decree & Monthly &c In Chancery.

This day cause coming on to be heard on the bill answer & Exhibits. It is Ordered & Decreed that William Herring Isaac Lewis and Benj'a Harrison or any two of them, do make a partition of the Lands in the bill Mentioned agreeable to the Original agreement Running the line so as to allow the said Defendant in addition to his allready a quantity of Land along said line Sufficient to pay for the Land Mentioned in his answer agreeable to the conditions of said bond and that the said Parties do execute Sufficient and Legal Conveyances to each other agreeable to said partition upon them being mutually indemnified by each other as Executors for each other for the Original Purchase Money and that each Party be Served with a copy of this Decree & have leave to shew cause against it, or said partition at March Court Next

Baseley v Kephart &c In Chancery

This cause coming on to be heard on the bill answer and other exhibits, It is Ordered and Decreed that William Herring and Isaac Saunders be appointed to make a full Statement of all the Personal estate of the said Deceased as well that stated in the appraisement bill as that which in their opinion may have been Kept back and make Report

thereof to the court, in order to have a final Decree and that they also make Report of the Crop growing on the Land at the death of the Deceased which came to the hands of the Defendant, his heirs &c and also of the back Profits of said Land and also make a Report of a proper Division of the Land.

Present Smith Loftin Gent.
Absent Allen Watkinson Gent.

Jethro Green &c &c In Chancery

This cause coming on to be heard on the bill and exhibits, and appearing to the Satisfaction of the court that an order of Publication of this court against said Defendants has been duly executed and they failing to appear, and answer the said bill It is Ordered Considered by the court that the prayer of the said bill Complainant be granted and that the Matter thereof Decreed accordingly, Wherefore It is ordered Adjudged and Decreed that the Defendant Timothy Coe convey by legal title in fee Simple the Lands in the Bill Mentioned unto the said complt and that Jacob Green be forever barred of all claim to said Land. and that the complt recover against said Defendt his cost by him about his suit in that behalf expended &c.

Joseph Fawcett Esq for John Green Gent Returns his Inst. of Insolvents, in the Land Tax for the year 1798. which was examined and allowed by the court and ordered to be certified, he having made oath thereto and ordered to be Certified to the Auditor of Public accounts according to Law.

Joseph Fawcett Esq for John Ewen Agent Returned this day produced in court a List of Delinquents in the Land Tax for the year 1798, and the court having examined the said List do order the same to be certified that the Persons Mentioned in the said List are Delinquents, the said Joseph Fawcett having made oath thereto as the Law Directs, and it is further ordered to be Certified that a List of Delinquents in the Land Tax for the said year, was presented to this court, in the months of August and September last, for to be certified according to Law, but from the confused state in which the Land contained in the said List there appeared to be in the court, could not, have the same certified, and before the same could be so rectified that the court could act upon it, the time which is allowed by Law for Sheriffs to Return their List of Delinquents, elapsed—

Ordered that the court be adjourned untill the 3rd Tuesday in December next

Wm Herring Jr

Tuesday the 4th December 1798

At a court held for the county of Rockingham

Present,

William Herring
Andrew Shanklin.
Smith Lofland & Agent.
Nathaniel Bethea

David Smith Esquire produced in Court a Licence
from under the Hand of three of the Judges of the
General Court whereon he is appointed in the Capacity
and aspires to such of this Court he having taken the
usual oaths prescribed by Law is Ordered to be Certified —

A Deed of Bargain & Sale from Thomas Harrison to Michael
Swan presented in Court and proved by one Witness Ordered
to Record —

Three Certificates of the Valuation of the Lands of
John Henry & David Brumbach Lands. by the Valuers
who is Ordered to be entered —

A Deed from Standley Lee to Miller acknowledged
and ordered to be recorded

Settlement of the estate of John Boggs Deceased
Returned

A Deed of Bargain & Sale from John Ewen extor to Henry
Ewen certifies from the State of Kentuckey at the
Law Rate is ordered to be Recorded

A Deed from Patterson to Ewen Junior and Sally
Proved by the oath of Henry Ewen & Ordered to be
Recorded —

Ditto from Henry Ewen to John Ewen acknowledged

Ditto from Harrison Lee to M.Williams acknowledged

Ordered that Isaac Standley & James Cochran Gent
be appointed to Settle the estate accounts of John
Hopkins Deceased and make Report to this Court

A Deed from Irving Lee to Short acknowledged and
ordered to be recorded

Deed from Johnston to Hillsborough Proved by the
witness thereto &c

Deed from Mc Cormick to Moyer acknowledged
Ups acknowledgment taken &c

Elenor Clark orphan of Samuel Clark Deceased came
into court and made choice of Benjamin Ewen as
her Guardian who with John Ewen his Security entered into
and acknowledged bond in the Penalty of $200 as the
Law Directs —

On the petition of George Chronicle, administrator
of the estate of Elizabeth Cherryholmes Deceased is Granted
him, on his entering into bond with George Hauser
his Security in the Penalty of $200 conditioned
as the Law Directs —

Ordered that Elenor Mc Jacob be appointed Secretary for
that part of the Year in room of Adam Forthough who
late Surveyor of in the room of the said Adam and
that the usual Fee be allowed for his Service

Ordered that John Ruddle, Jacob Fraunfelter, Peter
Fraunfelter & John Runnion or any three of them
being first sworn be appointed to appraise the
estate of Elizabeth Cherryholmes Deceased

Walter Davis Esq produced in court a commission
from under the hand of his excellency the Governor,
whereon he is appointed a Justice of the Peace
for the County of Rockingham, and he having
taken the usual oaths directed by Law is ordered to
be entered —

Two Appraisement bills of the estate of Thomas Harris Decead Returned and ordered to be Recorded

Ordered that James Beggs & Joseph Bates Gent be appointed to settle the estate accounts of Norton Gunn Decead and make report to the court according to Law

Ordered that Frederick Spangler, William Chairman, Saml Humphrett and John Penn, or any three of them being first sworn be appointed to View that part of the road leading from (Winters old place) to Harrisonburg. Beginning at the creek at the foot of Thomas Harris Junr Decead meadow, which do Intersect the road leading from Harrisonburg to Staunton and that they also View the New way proposed for the said Road to run, and make report to the court of the Conveniences and inconveniencies attending both ways to the court

Ordered that Layton Mauzy and Jordan Kirby Gent be appointed to Settle the estate of Michael Kyger Decead and make report to the court

Deed from Thos Harrison Junr to James Kyle Proved by John Wise & Joseph Wade & ordered Record

Chrisman
Smith &c } upon a Notice of a Delivery bond.
Motion for Judgment Execution awarded accordingly

The same } The same same Order

Ordered that Andrew Chandler Asher Waterman and
Isaac Cochran or any two of them be appointed
to settle the estate account of Norman
Lewis Deceased and make report to the Court

Present Ezekiel Harrison Esqr
Absent ~~Stephen Patterson Esqr~~

Smith & Travis upon a Recognizance continued
until next Court

Fretz & Cravens ats.

Newman & Crane & Peletreau ats.

Hagle & Traub ats.

Same & Same same

Lofland & Fowler mutually stricken by Return

Hagle & Timmins agreed

Keffer adm & Moore stricken

Patterson & Potter discharged

Moore & Mercy agreed

Protzman & Miller cont Defendant

Harrison & Bradley upon a writ of Adquod-damnum
On the Motion of the Pltf. ordered that the same be
Re-docketing and continued until next Court

Deed Stow & Yardley Esqr to Cochran acknowledged
and Recd

Bond of the estate of Ebenezer Minton Deceased and
ordered to be Recorded

Deed of Wade Stow Ackowledged to Brewbaker
acknowledgt proved & Ackowledgt taken & Recd

Present J. Wilson Esqr
Absent W. Harrison Esqr

Stultz v Smith and Webb abates by a to Smith pltfs
Mar 1 Heard and Judgment for pltf nolle Inlent Costs —
Barnhart Wife v Writ Jos Sabre v Webb allowed 1
day attendance
Geo Crumpton the same same
James Crawford the same same
Newton v Smith Parties heard Incapax pltf Judgment
Snapp v Newton Pedans cont. Defendant
Lyon v Roadcap Defts call Incapax pltf Judgment
Costs —
Mary Lyon v Writ for Lyon v Roadcap allowed 5
days attendance —
Ordered that the overseers of the Poor bind Elizabeth
Williams orphan of Mary Allstot late, Mary
Williams unto William Craven according to Law —
Newton v Boggs abates
Andrew Cutler v Writ Jos Newton v Smith allowed
1 days attendance —
Koontz v Shafer abates —
Rogers v Lewis cont.
Pennington v Keeler cont.
Rodstein &c v Hardy &c Defts call Incapax pltf Nolle
Pros Costs —
Blair v Hopkins same same
Chandler v Devin same same
Laird v Rockford same same
Nichols ofs v Moore same same

53
5
2 65

M. Moyer &c v Henry Moyer. Jr. and the Heirs of Philip Moyer Deceased. On the Motion of the Complains William Penn is appointed Guardian to Christena Moyer, Joseph Moyer, Philip Moyer & Catherine Moyer. Infants and Heirs of the said Philip Moyer Deceased. —

Lynn v Smith Defts Calls Judgmt for $16.11 cents Costs —

Ordered that the Overseers of the Poor (at the request of the Mother ~~him~~ of Sarah Travis) bind the said Sarah ~~unto [illegible]~~ Age 6 years the 25 day of March 1800. unto John Shettimus as Husbandman —

The Court proceed to lay the County Tax for the year 1899. as follows to wit.

To Damon Allen Deputy Attorney for the Commonwealth . . . . . $83.34.

Sheriff 25.00

The Clerk 25.00

$133.34

Ordered that the same be confirmed.

Ord that the Court be adjourned until the 3rd Tuesday in January next. Jno Shanklin

Tuesday to wit

A Court held for the County of Rockingham the 20th day of January 1801

Present Andrew Shanklin
Layton Yancey, Esq
Harrison, Sinclair } Esqrs Justices
Kelley

B Letter of attorney from Shanklin to Layton proved by 2 Witnesses and ordered to be Recorded

C2 A Deed of Sale from Shanklin to Thomas acknowledged & ordered to be Recorded

Present Smith Esqr a Gent

C3 Kelley vs Dicks & Sinclair Kelley Security for Costs

C4 Deed from Kyle &c to Lyons acknowledged & ordered to be Recorded

C5 Deed from S. Wise &c to A Wise the same same

C6 Deed from Bailey &c to Poindl proved by the Witnesses thereto &c

The Report of the View of the way proposed for the Road to Penn, through the Lands of Thomas Harrison Decd heretofore Returned into Court, in these words viz Subscribers &c which is ordered to be established agreeable to the said Report

Settlement of the Guardian Ship of Andrew Shanklin for Mary Shaw Orphan of Abram, is returned & ordered to be Recorded

C7 A Bill of Sale from Grove to Sprinkle proved by the Witnesses thereto &c

Smith v Hemphill continued

Smith v Fox NS

same v Mash & NS

same v NS.

A Deed of Bill of Sale from Mowbray to Armistead acknowledged by the said Mowbray in the County Court of Albemarle and certified &c

A Deed from Thomas & to Noble acknowledged upon a subscribing Witness &c

Davis v Hamilton action on Injunction bond.

Pina v Huber same

Sims v Allen same

Smith v Elliot same

Ellmore v Isley same

Smith v Frank upon a Recognizance Defendant called and not appearing, It is ordered that the same be dismissed for Error appearing on the face of the Recognizance

Slaughter v Strickler NS

Tracy v Phelps NS.

Snapp v Bowyer NS.

Hays v Sharp NS

Harrison v Smith NS

Hunter v Southern NS

same v Brown NS

Smith v Guerry & Hamilton upon a Recognizance for being the Reputed Father of her Bastard Child. Parties heard & Dismissed with Costs

Deed of Sale from Gray Lea to Rutherford Gaither and Gaither acknowledged by the said Gray Lea & Recorded

Deed from Shannon Lea to Herring acknowledged proof acknowledgment taken & Ro

Deed from [illegible] Lease to Beggs. proved by the Witness thereto & Ro

Deed from M.Williams to Shannon acknowledged and ordered to be Recorded.

Deed from John Beggs to Gaitherwood acknowledged by James Beggs attorney in fact for said John Beggs & Ro

Letter of attorney from John Beggs to James Beggs. acknowledged and [illegible] Certificate as the Law directs & Ordered to be Recorded

Ordered that William Herring, Benjamin Harrison and Andrew Chandler Gent or any Two of them be appointed to Settle the estate account of Henry Baumbach Deceased and make report to the Court.

Barbara Shaver orphan of Nicholas Shaver came into Court and made choice of John Berry as her Guardian who with Security entered into Bond & Security in the Penalty of $1000. conditioned as the Law directs

Martin Bowman & Frances Action proved [illegible] Judgment, for Debt Interest & Costs

Courtney Fry upon a Replevy Bond Action Proved and Judgment Int Costs

The Last will and Testament of Henry Love Deceased was Presented in Court and proved by the Witness thereto & Ro

and on the letters of George Dove one of the executors therein named who made oath thereto and with Security entred into and acknowledged the Penalty of £1000 conditioned as the Law directs a certificate is Granted him for obtaining a Probate thereof in due form and the Widow and executrix named in the said will personally appeared in Court and refused to take upon her the said executorship

And it is ordered that Dare and Lair, Richard Cartwright John Shoemaker, & Michael Moyer, or any 3 of them being first sworn be appointed to appraise the estate of the late Henry Dove Esq

Harrison v Bailey continued.

Peter Sword Harrison Gent

Abrm L. Lefferts Gent

Fritz v Brown Def. call. Judgment for want Int. Costs

Fritz v Brown Miller Coml for Defendant

Minthorn v Boyer Coml Ditto

Knapp v Ireland Coml

Chandler v Adam Boyer. upon an attachment

Henry Vanhaagen Sworn & Examined who declares he is indebted to the Defendant £31.12.5.

and the Defendant being called does not appearing Judgment is granted for the Pltf for Three pounds Five & Thirty Shillings & for account Int. & Costs and order condemnation

Read Jeremy John Moore Esq to A Moore acknowledges

Deed for acknowledgment taken AR

Ragan v Lewis Partin Vicars Judgment for 3/4 of cents
Int Costs —

Ord that all the Petitions on the Docket be continued —

Ord that the Sheriff pay Samuel McWilliams, Esqr
Dollars out of the Depositum for the year 1798. — for keeping
the court house for the last year.
Ordered that Henry Gaines be appointed to keep the
Court for the Present year —

Ord from Mayfield to Brumfields ordered unless
advertised be taken HRo

Ord that the court be adjourned until the 1st Thursday in
February next

Jno Franklin

At a Court called and held at the Court house
of Rockingham on Saturday the 12th day of January 1801.
for the examination of Adam a free Negroe
who was committed to the Jail of this county on
Suspicion of Felony &c

Present
Asher Waterman
Benjamin Fawcett
James Cochran and G. Gaines
Archibald Rutherford

The said Negroe being led to the bare in custody of the
Jailor, and thereupon came Alexr Mebane to exhibit
Gordon McWilliam and John Koontz
who were sworn and examined touching the offence whereof
he stands charged and he having pleaded Not Guilty and being

Judge heard in his Defence by Thos Gyles
Esqr his attorney The court upon consideration of the
circumstances of the case, and appears to them are of the
opinion that he is not Guilty of the offence whereof
he stands charged. and that he be Discharged
and the court arose.

A Warrison

At a court held for the County of
Rockingham on Tuesday the 4th February
1806

Present
Andrew Shanklin,
Ezl Warrison
Smith Holland } Gentlemen
Archibald Redford }

Ord Road Ord to Woods exhibited & rejected
Ord Road ordered to be certified according
to Law Ord it to 3 Miles

Ditto from Groves to Huffman exhibited and
ord the consideration of the examination of this
mise taken, is order'd to be Recorded

Ord the same to be Road the same order

Letter of attorney from Rader, to Johnson.
Certified according to Law and order to be Recorded

George Chrisman Ex Returned there Report of the
Margaret Reeves, Right of Dower in the Lands of
John Reeves her Husband, which is Order'd to be
Recorded

Record C. Lewis Cert.

Deed from Elder to Fulcher proved by the Witness thereto & ordered to be Recorded

Deed from Harrison to Waterman acknowledged & Court to be Recorded

Deed from Jeremiah & E. Elder & Ann Elder to Fulcher proved by the Witness as to Ann Elder and acknowledged by the said Jeremiah & Edward Elder

Deed from Harrison & Shandler to Roland acknowledged and ordered to be Recorded

Letter of attorney from C. Kephart to Mark Overholtz Certified according to Law and ordered to be Recorded

An appraisement bill of the estate of Peter Conrad Deceased returned & ordered to be Recorded

On the motion of John Earhart, & Philip Brauneck executors named in the last will of George Earhart Deceased It is ordered that Elizabeth Earhart, the Widow and Relict of the said Deceased, And Frederick Freezner and Madeline his wife Barkhart & to wit Lenore & Mary his wife, George Springer & Caty his wife Jacob Earhart, Henry Earhart, Peter Earhart, Philip Earhart & Christian Earhart, Children and heirs, and next of Kind of the said Deceased, be Summoned to appear here at ~~the next~~ April Court next to shew cause why the said will should not be established &c

Bill of Sale from Crookshanks to Graham proved by one Witness thereto & Ord

Deed of Gift from John Moore to Jos Moore
Proved by Lewis Crum & David Wrothark, two
witness thereto &c

Deed from Exrs. Harrison to John Leonard
acknowledged &c

An appraisement bill of the estate of Lawrence
Switzer Deceased returned &c

Deed from C Bowman &c to I. Strode
acknowledged and ordered to be Recorded

Ditto from D Smith &c to N. Smith acknowledged
wifes acknowledgment taken &c

Ditto from the same to S. Lofland wifes acknowle.
ment taken &c

Ditto from the same to Peter Thomas the same

Ditto from the same to S. & W. Williams the same

Ordered that Jacob Earhart be appointed to
take care of the estate of George Earhart Deceased
untill the court respecting the will of the said Deceased
shall have been Determined, and to render a just
and true account of all and Singular the Goods
and chattles of the estate to the executors or admrs.
that shall be hereafter appointed, whenever thereto
Required — whereupon he entered into bond and
Security and took an oath, according to Law —
and it is ordered that Martin Garver, Jacob
Rife John Bowman, & Nicholas Carn. or any
three of them, be appointed to appraise the estate
being first sworn

of the said Deceased and make report to the Court —

Benjamin Harrison Esq. Produced in court a Commission wherein he is appointed Sheriff of the County of Rockingham for the Insuing year, whereupon he entered into Bond and Security and made oath thereto according to Law —

On the Motion of Benjamin Harrison Gent Joseph Fawcett is appointed his Deputy and Sworn accordingly

Benjamin Kyte Personally appeared in court and took the oath of a Constable according to Law

Ordered that Ezekiel Harrison and James Boggs Gent be appointed to ~~[illegible]~~ make a further Settlement of the estate accounts of Jacob Bowman Deceased and make report to this Court

A Deed from Robert Ralston Benjamin Ralston Andrew Ralston & James Queen to John Grant proved by the oaths of Thomas Wilkins as to Andrew Ralston and Robert Ralston two who also signed the same as attorney for Benjamin Ralston which power of attorney by said Queen together with the power of attorney thereto annexed is Ordered to be Recorded —

A Deed from B Harrison Esq to S Mantz acknowledged and Ordered to be Recorded

Ordered that Charles Beard be appointed Surveyor of that part of the Road where of Joseph Lacy Heavey was late Surveyor in the room of the said Heavey and that the said Constable appointed to warn therein and keep the same in Good repair &c

Ordered that Burdine John Yancy and Jacob
Bear, Henry Miller & Jacob Lingle or any Two
of them, be and they are hereby appointed to superintend
the Opening and Keeping in Good Repair the Road
across the Blue Ridge at the Place called Swift
Run Gap for the Present Year and that they
have Power to call on the Sheriff and collect and
receive what ever Money shall be Levied by the
Court for Keeping the said Road in Repair &c

Peter Miller Pl upon a Bond taken for the
Delivery of Property &c Prays Judgment &c

Ewins exon v Dixon &c same same } For Costs
The same v the same same same } to Nov Term

And from Declaration Let to Stand. Proved
by 2 Witness Sworn, and the Commissioners Report
Survey examination of the said wife returned certified
& Order to be Recorded

On the Motion of Benjamin Harris Gent. Daniel
Pagan is admitted his Deputy and Sworn accordingly
Present James Briggs & George Dove Gent
Absent ~~Archibald Stuart Gent~~ George Nutter

Counts v Marks Pl Parties Dismissed and
Defendant with Costs

James McVay a Witness for Counts v Marks
allowed 1 days attendance

Jacob Woodley the same 1 day

Ordered John Adams the same for the same 1 day

Ordered John Posey the same for the same 1 day

Cook

vs

Harris and Ux upon a bond taken for the

Delivery of Property stolen from Budgett

Magee

vs

Peters &c The same order

Abraham Phelps a Witness for the Court

Clerk allowed 1 day attendance

Nichols

vs

Moore &c upon a bond taken for the

Delivery of Property stolen from Budgett

Ordered that Charles Lewis and Lindsey

Kirtley be appointed to settle the estate

accounts of Michael Kyger Dec'd and

make report to the Court

Ord that the Court be adjourned until to

Morrow Morning 9 Clock

Jno Shanklin

Wednesday the 18th February 1807

Present Andrew Shanklen
Lindar Kelly
Archibald Rethorson & Justices
Jacob Kyser

Cochran v Palser Deft, call'd Judgmt per note
Costs & Costs

The same v The same same

The same v Samuel Wenton same

Protzman v Miller Dismiss with costs

Herron admr v Reeder Dismiss with costs

Rea v Mann cont

Steigle v Frantz & Deft call'd Judgmt per note
Costs & Costs

Steigle v Strickler adj

Fraley v Phelps cont

Judge v Bowyer adj

Norman v Grove cont

same v same cont

Curry indor v Bryant Deft call'd Judgment per note
Costs & Costs (per same Esqr)

Sam admr v Grove Deft call'd Judgmt for £2, Costs

Taffinger v Cline Deft call'd Judgmt per note &c

same v same Discontd

same v same same

Kagan v Shaffer adj

Ruely v Penn Adj

Same v same Adj

Dunnum v Dale Adj

Porter v Palmer Adj

Reeve exrs v Snider &c Adj

Newton v Brown Dismissed

same v Mason Dismissed

Knapp v Lucas Cert

Absent Same Cochran Cert

Absent Jordan Kelly Cert

Mann v Mann &c Order Publication against
Defendant Returnable to Aug
Court Mark

Glen v Brunk Dismiss with Costs

Porter v McGuire Cert

Coffman v Grove Judgmt per note Jud Costs

Skaggs v Shepherd Rec same same

Gray v Cromer Rec same same

Norman v Bowman Rec same

Spangler v Mattingly Rec same & Petition

Hunter v Southern Rec same

Woodson v Rudder Rec same same

Savage v Claypool &c same same

Mears v Ames same same

~~Porter v Dunlap same same~~

Harrison v Mefferdo same same

Porter v Thos Porter the same

Harrison v Smith cont

Kerling v Koontz cont

Ragen v Kyle cont

Couch v Fox Ats

same v Memphis cont

same v Bryant abate by Defts Death

Porter v Loftin alias cont

Downard v Fleming Ats.

Carthrae v Machette extra Ats

David Fraley, Writ of Adjud Damnum being Returned into Court, Together with the Jurors Inquest thereon, which is in these words to wit We Jurors which is ordered to be established agreeable to the Verdict of the said Jury, upon his the said Fraley Paying unto Reuben Harrison Deft the Damages found by the said Jury &c

Fawcett v Mathews In Chancery

On the Motion of the complainant by his attorney It is Ord that the bill be taken for confessed, and the matter thereof decreed accordingly unless

he the said Defendant appear here on or before the [illegible] court next and answer the said bill

Young v Bare Ats. upd

Martin v Boyd dism cost

Penn v Huber cost

Smith v Elliot cost

Justices v Heap Rule Order Summons Returnable to April court

Snider v Conrad rule Order Returnable to April court next

Jones v Allen cost

Ettinger v Lobey cost

Davis v Hamilton cost

Ordered that the Sheriff levy and collect one Eagle, on each Person Taxable Property within the county of Rockingham, that being the proportion levied by the court for the purpose of keeping in good repair the road a cross Swift Run Gap, and that the Sheriff pay the same when collected to the Commissioners heretofore appointed for that purpose

Ordered that William Cochran Junr be appointed Commissioner for this county, in the room of John Black who has resigned whereupon he personally appeared in Court and took the oath prescribed by Law

The Court proceed to the Completion of the county Levy for the year 1800. a Statement whereof is as follows —

To amount brought from December Court	$133.34
" Peter Shriver for one wolf Scalp	4.00
" Peter Dyler for 2 days Waggonage on the Road — $2,50 per. day	5,00
" Adam Fahrbough for 1 day Ditto	3,00
" Joseph Feaney for 2 days Ditto	5,00
" Henry L Gambrill for Keeping the Courthouse for the present year	15,00
" Ditto for having the Stove taken down and cleaning the Pipe	1,00
" Samuel M'Williams for Examining Commissioners books &c	20,00
" Samuel Chandler as per account	38,50
" Ditto for Furnishing the Said with five wolf Scalps the year 1800	12,50
	$237,34
" Richard Ragan for one day Waggonage on the Road	2,66
	240,00
~~Ditto Cr~~	
" Sheriff commissions & Expenses	180,96
	$420,96
Ditto Cr.	

By 2631 Tithables at 16 cents $420,96 cents

Edwin Nichols Esq for John Ewen Gent Returns his list of Delinquents in in the Parish and County Levy for the year 1799. which was examined and allowed by the court, and ordered to be collected according to Law —

Ordered that Ebenezer Mefick be appointed Overseer of the Road where of Adam Fenbough was late Surveyor in the room of the said Adam, and that all the male Tithables at the following house and place to wit James Mefick George Mefick James and Conner, Reuben Harrison Volentine Gum and Low, Blackadam, Adam Fenbough and Sons. Jeremiah Warren and Uriah Warren, be appointed hands for this Gang to work thereon and keep the same in Good Repair &c —

Ordered that the Sheriff pay unto James Chandler Fourteen Dollars and Eleven Cents out of the Deposites for the year 1796. for work done to the new Jail —

Ordered that the Sheriff pay unto Adam Chandler Sixty Dollars out of the Deposites for the year 1800. when collected, for the purpose of procuring Weights and Measures for this County —

Ord that the Court be adjourned until the 2nd Tuesday in March next

Test Chandler

Sunday 314.
to wit

A Court held for the County
of Rockingham the 17th day March 1801.

Present Joseph Baxter
George Wirton
Archibald Pettigrew
Walter Davis & George Gilpin Justices
Dove

Nichols v. William Wall & William
S. B.

Ordered that the Rules be held in the Clerks office
on Thursday the 19th day this Instant and on the
day after the Three Fridays in April Next after the
Law Directs.

McDowell v. Nathaniel Pierce agreed

Bell v. Coffman the same.

Skyes &c. Mc. to Office Judgment set aside and Rule
Fields v. Rowton Rule agreed
Gilly v. Gilmore same same.
Mosheimer &c. v. L. Davis &c. Mitchell Roop & S. B. Office
Judgment set aside Issue Joined

The same v. W. Davis &c. L. Davis & S. B. same same

The same v. G. Hamilton &c. W. Smith & S. B. same same
Office Judgment
Myer Smith v. Sherrer W. Smith & S. B. Judgment by
Confession

Skyes v. Mortland Jacob Mortland and Peter Coffman
Bail

Present Epenetus Harrison Esqr. Warrion Geek

D. Dupp v Abraham et To Dupp, Peter Covenhoven
et to Mathias Miller,

Do John Covenhoven v G. Leonard Peter Covenhoven & D
Rec'd for Covenhoven Court fee but by Counsel
not to stop it's place on the Docket —

Do Brewbaker v Mathews Judgment confessed for Costs
1.

Grand Jury Sworn for the body of Kings County
to wit William Fowler, Foreman, Peter Lefferts,
Lawrence Bell Robert Magee Elias Betherson Joseph
Lain, Lewis Stephens Christian Coffman, Jacob Pena Denis
Brinckerhoff, Jacob Winter, Peter Whitmore, Benjamin
Talman Sebastian Bush Stoothoff, Thomas Losey
Mathias Miller and Abraham Joralman, who Rec'd
their charge and Retired from the bar to consult of
their Presentments, and after some time Returned into
Court and made the following as their Presentment to wit
Further appearing, He Rec'd that the Grand Jurors
and allegan Indictment Vs William Davis &c for Petty
Larceny, was found a True bill, Which upon the said
Defendants being Solemnly called came not,

Hoffman v Coertzenhoven, On the Motion of the Defend-
ant by his attorney It is Ordered that the Defendant
Do Discharge from giving S. B —

Do Wilson exon v M. Roof & J. Devin S. B Office Judgment
Set aside pays Costs

Scott v Wallow In Chancery

On the Motion of the Complainant by his attorney It is Ordered that a commission be awarded him to take the Depositions of Andrew Shanklin at the Law Levels

Mayow v Reynard John Hunter & B Office Judgment Case Sept Warrick

Price v Penn For such Dis[illegible] agreed

John Harrison a Witness for Defendant 4 days attendance

Fry v Pickering John Harrison & B West Case Sept Warrick

Abrm Joseph Baxter Gent

Penn v Mallow & Miller On motion of the parts by their attorney It is ordered that a commission be awarded them to take Depositions as the Law Directs

Wood v Grove John Brooks, Peter Crim & Jacob Mower L B

Herring v Grove and Mare the same service

Counts v Mark Ng Warrick

Jury Sworn to try the Issue to wit James Ewen Jacob Kipling, Abraham Mitchell George Mallow, Abraham Pickering, Ezekiel Logan, Benjamin Lewis Daniel Rose, Henry Bowen Benjamin Reynard Dennis Lanahan Duly Sworn. And the Defendant not Guilty Judgment for costs.

Ordered that Samuel Pritchet, Robert Blain, Robert Hunter, Christian Vance ~~Hutchison Reid~~ and ~~Robert~~ Hunter, Esquires make their Jurisdiction in the payment of Eight Dollars, each unto his respective Her Governor of his Commissioners, for non attendance, as Jurors when Summoned by the Sheriff unless they can shew Good cause to the contrary ~~now~~ or on before next Court next.

Sutton vs ~~Stephenson~~ ~~&c~~ ~~Fontaine~~

Henry March vs Motley for the ~~Court~~ March as Court attorney 1 days attendance

Martin March the same 1 day

Elizabeth West the same 2 days.

~~Clarus Fountain~~ the same 1 day.

~~Sutton vs Stephens~~ In Exchap.

On the Motion of the Defendant, by his attorney (and it being made oath that Robert Dickey & Reuben Harrison Sen. are aged and Infirm men) It is ordered that a commission be awarded them to take the Depositions of the said Robert Dickey and Reuben Harrison Deceased, on his giving the Plaintiff reasonable notice of the time and place of taking the same.

Lyon vs Roscap &c Upon a Notice on a bond & Motion for the delivery of Property Notice proved and Judgment awarded. For Dos Fawcett to pay

Pritchet vs Hyde and Turner, the same same

William Lyon vs Motley for Dickey & Smith attorneys 1 days attendance

Harrison Gent upon a Delivery Bond
& Robt Brooks and Judgment (Execution not to Issue)
~~Sheriff of Gilmore Dec'd against~~

~~Absent Isaac Harrison Gent~~

Benjamin Harrison Gent came into Court
and entered his Protest against the Sufficiency of
the Said

Ord that the Court be adjourned until to
Morrow Morning 9 o'Clock

Ezk. Harrison

Wednesday the 16th March 1803.

Present Ezekiel Harrison
Walter Davis
Isiah Harrison & Gentlemen
Jacob Kyger

Motion of Harrison Esqr in Court set aside and
Discharged
~~Absent Benjamin Harrison Esqr~~
Otho Miller Esq Chancery
~~On the Motion of the Complainant~~
by his attorney It is ordered that a Commission
Issue to John Mason & Geo Shindle
Duly Sworn to lay the Lines to wit
Aaron Brooks Timothy Donavan Isaac Harrison,
William Vance George Peter Michael Baker William
Lowry, Michael Eyster, Nicholas Berry, Henry Piper Reuben
Moore & Peter Shoemaker, Defendant Friendly, against
Jas Dawson Complainant

Mc Clung vs Davis upon an attachment for Rent.

This day came the Plt by his attorney and the Sheriff having Returned on the Attachment executed on 2 cows &c and the said Defendant being solemnly called but came not, Therefore It is considered by the court that the Plt Recover of said Defendant two pounds the Rent now due and Costs, and It is Ordered that the Sheriff make sale of the said Effects and pay the same in satisfaction of the same &c

Present A Rutherford & George Love Gent
Absent Jacob Tyson Gent

On the Motion of Benjamin Harrison Gen Samuel Chandler is admitted his Deputy and Sworn accordingly—

Counts vs Davis &c, who was Recognized to appear here on Yesterday to answer an Indictment Preferred against him by the Grand Jury for Petit Larceny, and being Solemnly called but came not, It is Ordered that the attorney for the Commonwealth Prosecute his the said Recognizance, as the Law directs— and It Further Ordered, that a Capias do award against the said Davis &c Returnable to May Court next to answer the said Indictment—

Mc Clung &c vs Davis &c In Ejectment Dismissed agreed—

Note vs Miller In Chancery

On the Motion of the Plaintiffs by his attorney (and he having made oath thereto) It is Ordered that a Commission be awarded him to take the Depositions of Benjamin Smith John Miller Reed, Alexander Herring & Benjamin Harrison as the Law directs—

3rd Day. Norris vs Northcraft Edward Ingle.
Orders that Northcraft & Edwards be
Be fined in the sum of $5. for non attendance as
Jurors as also been warned by Sheriff only Good
Cause be shewn to the contrary on or before May Court next.

Norton vs Norton Case

Berry vs Hamilton Case

Merrington vs Merrington Case

Dunlevy vs Roads Case

Pickering vs Smith Case award

Pope vs Kinsie Case Settled

Bailey vs Keefe Case

Penn vs Moultz Case

Case vs Fox N.S.

Crew and Dennison vs Smithson Case
Present George Norton Gent,

Shoultz vs County Jury Sworn to try the Issue to wit
Davis Bolton Richard Hughes. John
Farlow John Baker, John Moore, George Mills, John
Owens Sen. Philemon Roach John Gwinn, Jotham
Smith John Fritz & Adam Moser, Verdict for
the Pltf 1 Cent Damages and the Defendant agrees
to pay the Cost — Judgt

Gilbert vs Mathews Dismissed agreed 5 3 5 3 10 5 3 0

Hopkins use vs Shaw & John Shaw & B Office Judgt
set aside pay & Joinder

Lewis use vs Norton Thomas Sutton, & William Donaven
& B Judgment confessed as per Specialty Debt Costs —

Mitchel vs Norton Plea non est and Judgt confessed
as per Specialty & Costs — 5 3 3 3

Miller exrs v Heirs 529 Thomas Sullaven & Wilcox

Demurrer & B. Judgt accepted as per Specialty

Pets Costs —

Matthews v Lincoln In Chancy

By consent of the parties by

there attorneys, Order Survey as the Law directs, on

Reasonable Notice being given of the same —

County Shoaltz v Barrett Jury Sworn to try the Issue Joined

William Lowry, James Harrison, Timothy Donavan, Henry

Lyle William Brady, Michael Ettinger, Charles Sprake,

Nicholas Peary, James Brooks, Benton Moore,

Peter Shoemaker, George Sandana, Jury adjourned

ned until to morrow morning 10 Oclo —

County v Memphis parties heard and Judgt $250

Cents. for Ntf Keeping the Road in Repair Costs —

James Dickey a Witness for Shoaltz v County allowed

6 days attendance

The same a Witness for the same v Barrett allowed

6 days attendance

Benjamin Tallman a Witness for Shoaltz v County.

allowed 10 days attendance

Samuel Sellars a Witness for County ags Shoaltz

allowed 7 days attendance —

Nicholas Claborne the same for the 2 days

Peter Hunton a Witness for Shoaltz v County allowed

5 days attendance

Rowen v Wapp & Jury Sworn to enquire of the
Damages to wit Richard Hughes John Farlow John
Baker, John Moore George Mettler, John Bowman Sr.
John G Swing Fabian Smith, John Fritz, Adam Moser,
James Dickey & Nicholas Clabaugh. Verdict for the
Pltf $30 Damages & Judgment

John Hunter a Witness for Plaintiff Sworn & Examined
allowed 4 days attendance

Writ of Venire fac Charles Copland & Dennis
Lanahan S.B. Office Judgment set aside Capt Bowden

Rhoades v Fawcett Jury Sworn to try the
Issue to wit. Peter Shoemaker, George Boland
&c
Ord that the Court be adjourned until
to Morrow Morning 10 Oclock

Geo. Hunter

Thursday the 19th March 1807.

Present James Cochran
Nicholas Rutherford
Josiah Watkins & Gent Justices
George Dare

Charles Strahan a Witness for Rhoades in County allowed
two 3 days attendance

Nicholas Appt v Mallow Office Judgment set aside
Capt Bowden

Frederick v Cramer Office Judgment set aside Capt Bowden

On Saturday the Virgin Lincoln agreed—

Present Alex Waterman Gent,

Josiah Harrison a Metrop for Brewbaker & others
allowed 6 days afterwards—

Court to Indians A.G. Saunders Jury sworn to by the Sheriff
to wit. John Penn, Robert Pettyford, Reuben Quisenberry
Abraham Pickering, Philip County, Charles Lofland, Jacob
Miller, John Respess, John G. Strong, David D. Shockley,
Peter Marsh, William Fitzwater, Verdict Guilty and amerced
5s Damages ~~Hargrave~~, and the Defendant by his attorney saith
in arrest of the said Writ aforesaid for the following Errors to wit,
Court to Indict &c and the same is considered &c argument.

On Harry to Mitchell debate by the death of the Defendant ~~Plaintiff~~—

On Plaintiff to Mason the same—

On the same to Smith the same

On the same to Smith the same

Present A Waterman Gent

On Miller to Ignore M.C. set aside A.G. & M. &
I.M.P. & Saunders

On Fry to Robertson Harrison & B M.C. set aside
A.G. & Saunders & court Defendant

On Fry to Pickering court

On Jones to Martin etux court

On Brian admrs to Matthews &c court

On Fry to Pickering On the motion of the Plt by his attorney
It is ordered that Richard Parker who was sworn returned
as a Metrop for the said Plt & who fails to appear altho
solemnly called, be fined according to law unless he shew
cause to the contrary on or before next court next,

Eustace v Lyon cont 526 524 33 1

Shoultz v Fawcett The same Jury as in Yesterday Verdict for the Pltf $5. Cents Damages.

Hoffman exr v Peter Adam Summons L.B.

Henry Sipe v Mitnes for contb v Indiana allows 3 days attendance —

Lokey v Ettinger Jury sworn to try the Issue to wit Samuel Bolton, John Baker, David Ettinger Sebastian Yeger John Ervin, Benjamin Grove, John Shulman Michael Baker, Jacob Limcoln George Miller Jacob Neely & Edward Mc. Verdict for the Pltf $223 34 Cents Damages Judgment

Rader v Harris & John Davis L.B for said Harris. —

Peter Mark a Witness for Frey v Pickering allows 3 days attendance

Jacob Miller the same for the same 3 days.

Jacob Phillips the same for the same 3 days.

John Lokey a Witness for Lokey v Ettinger allows 5 days attendance

Thomas Dunkerson a Witness for Ettinger vs Lokey allows 11 days attendance —

John Frey the same for the same 3 days.

Peter Smith a Witness for Lokey v Ettinger allows 5 days attendance

Adam Moser the same for the same 3 days

Ord to be Taxed in the Bill of Costs

Ex parte Coutts v Coutts cont Defendant

Exparte Ex parte George Miller a Minor &c Ex parte Faucett
allowed 7 day attendance —

Ex parte Ex parte Johnson v Hardy & Ephraim Hopkins 1 to 5 f
v Hardy — f

Ex parte Ex parte Philip Coutts a Minor &c Ex parte Frey v Pickering
allowed 7 day.

Ex parte Ex parte Charles Strahan a Minor &c Ex parte Coutts v Hardy
allowed 7 day attendance —

Ex parte Ex parte Elizabeth Meacher Ne exeat 3 days.

Ex parte Hopkins exors v Hardy & Ephraim Hopkins
1 to 5 &c v Hardy —

Ex parte Ordered that the court be adjourned until to-morrow
a Morning 10 o'Clock — Jos. Cochran.

Friday the 26th March 1801.

Present Layton Nanney
Wm Waldman
James Cochran &c
Archibald Robertson

Ex parte Ex parte Matthew & Thompson pltfs Wm Ann Thompson
Executrix &c defts Ex parte Petition Costs

Ex parte Ex parte Wood v Bazel Ne exeat sent

Ex parte Ex parte Sutton v Smith Ne exeat sent

Ex parte Ex parte Harrison v Faucett Ne exeat sent

Salvage v Vance the same same

the same v same de the same same

Quick v Shaffer de the same same

the same v the same same

Loflin v Woolf de same same

Shore v Bolard same same

Grove v Miller the same same

Ashton v Bayne de same same

Rennie exon v Reyes de same same

the same v P Harris same

Rennicks v Mitch same same

Hull v L Hall de same same Jon Allen to hear fees

Absent Jones Contra Gent

D. Smith Loflans Gen

Cochran v Woolf pleas & sets Judgmt in
equity as per Record Pltf Costs.

Absent L Yancey Gent

Lewis v Yancey pleas & sets Judgmt same
equity as per Record Pltf Costs

Ewing v Bright cont.

Logan v Armstrong de Plea filed agreed.

Bowman v Roulty Plea filed agreed

~~Absent L. Yancey Gent~~

Present L Yancey Gent

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Perry v Hamilton upon an Injunction Court

Smith v Elliot the same same

Ettinger v Lotty the same same

Jones v Allen the same same

Perry v Huber the same same

Jackson v McDonough the same

Michael Koch v Boeker upon a Caveat Court

Boughner v Peck the same same

Barton v Lofton Assn upon a Summons Court

Palmer v Ransdell On the Motion of the Complainant by his attorney, Order a Survey as the Law directs to be executed. on the Memorandum of Motion being given of the same

Hopkins exors v Baker Office Judgment & execution for Plaintiff

Barrin exors v Doman the same same same

Hurst v Pickel upon Errors in arrest of the Verdict of the Jury This day came the parties aforesaid by their attorneys and upon the argument of the Court thereon had It is considered by the court that the Verdict of the Jury Errors be Overruled and Judgment agreeable to the Verdict of the Jury from which aforesaid of the court the Defendant prays an appeal to the Honorable the next District Court to be Holden at Staunton on 1st day of April next which is Granted him on his entering into Bond and Security in the sum of $200 during the pleasure thereof

Present Layton Nanney Esqr Master Extraordinary
& Michael Bethune Gent
Present George Hunter Hyne Lane Gent

Layton Nanney v Lewis on the Motion of the
Pltf by his Attorney an Injunction is Granted him
to stay all other Proceedings on a Judgment recovered
by the Defft in said Pltfs Court having entered into bond
and Security conditioned as the Law directs

Upon a Petition & Declaration & By consent of the
Parties by their Attorneys It is ordered that a
Commission be awarded to each Party to
take Depositions on Reasonable Notice of the time
and place being given

Miller v Lyons Jury Sworn to try the Issue
to wit Richard Wigan, Benjamin Berry, John
Baker, Thomas Quickenon, William Fitzwater, Michael
Baker, John Gowing, John Mifflin, Jacob Saville
George Fitzwater, William Fitzwater Junr & Dennis
Lanahan, Who find for the Pltf for 1 cent Damages
& Costs

Main v Fennell Mc Sheaves &c & Issue

Bassett v Kephart Assumpsit In Chancery
On the Motion of the Pltf
by his Attorney It is ordered that George Hunter
& James Coleman, be appointed (together with Benj
& William Berry & Andrew Chandlee heretofore appointed
by the Court) Commissioners to State & settle the
accounts between the said Parties, and that the
Report of any Two of them may act, and make
which or any Two of them may act, and make
Report thereof to the Court on or before the next

Thaffer Le v Zeeck On the Motion of the Complainant by his attorney Lee an Injunction in Granted Ham to stay all further Proceeding on part ~~Part~~ Bill part of the Judgment Recovered by the said Plaintiff v said Defendant on their entering into bond and Security in the clerks Office as the Law Directs —

Present Archibald Rutherford Gent
" Abram Smith Lofland Gent

Hughes v Fitzwater Plea of Nil Debet, added and Issue Jury Sworn to try the Issue to wit Christian Minker, James Burgess, Daniel Harrison, Andrew Bazel Johnson, Jacob Groves, Michael Hollinger, Peter Coffman, George Miller, Robert Sutton, Bazel Pagen and John Smith — Verdict for the Plff for $6.67 cents Damages & Judgment.

Main v Fawcett Jury Sworn to try the Issue to wit Thomas Holton, John Boyce John Baker, Jacob Tindle, Charles Lofland John Mifflet, John Young, Michael Baker, Dennis Lanahan, George Fitzwater, William Fitzwater Junior and William Fitzwater Senr. Verdict for the Plff for $30.31 cents Damages & Judgment.

Keeling v Coffman Nathaniel Harrison L.B
Thomas Lofley a Witness for Plff Sworn as Examiner.
Allowed 2 days attendance
Jacob Groves a Witness for Miller v Groves allowed 2 days attendance
Daniel Hollinger the same 2 days.
John Cain the same 2 days.

Hughes v Fitzwater In Replevin

Jury Sworn to try the Issue to wit

George Sites Jeremiah Hyde Alexander Vien Graham

Andrew Bagnell George Rowland John Smith Jr.

N. Town William Donavan, Joseph Cocanour, Thomas

Herring, Benjamin Berry, John Smith (Tayor) &

Peter Coffman, Verdict for the Plt and

Judgment

John Boyce a Witness for Fawcett 2 days attendance 2

The same a Witness for Mefford 2 days attendance 2

Edward Mole a Witness for Main v Fawcett allowed 3 days attendance

Harrison v Campbell 4th Jury Sworn to enquire of the Damages to wit Edward Mole, Jacob Fawcett, John Mefford, William Macannon, Richd. Hughes Michael Baker, Dennis Lanahan John G Loring, William Fitzwater Sen. & Wm Graham, William Fitzwater Junr and George Fitzwater Verdict for the Plt and Judgment

George Rose a Witness for Hughs v Fitzwater 5 days attendance

Michael Baker a Witness for Hughs v Fitzwater 3 days attendance allowed In Replevin

Ord that the court be adjourned untill to
morrow morning 9 o'clock.
Jas Cochran J.P.

Saturday March 21st 1801

James Cochran J.P.
Present George Weston
Richard Pettigrew & Jas Purdon
George Bowe

John Parker a Witness for Hugh o Fitzwalter (in Fact)
allowed 3 days attendance —

Present George Bowe Esqr
Present: Smith Lofland Esqr

George Bowe a Witness for Hugh o Fitzwalter (in Chancery)
allowed 3 days attendance —

Harvey & Quin Smith In Chancery.
On the Motion of the Complainants
by their attorney It is Ordered that a Conditional
Decree be entered up agt the Defendant Smith
at the Law Term. and that an attachment
with Proclamation be awarded against the
other Defendant Quin returnable to May
Court next.

Moore Graves Harrison. In Chancery.
Decree filed —

Ord that the Court be adjourned until the 3rd Tuesday in April next

Jas Cochran

" "

Tuesday the 2nd at a Court held for the County of Rockingham the 21st April 1801

Present Asher Waterman
George Hunter Esq
Michael Rutherford
Jacob Ryon

} Esqrs Justices

Recognizance of the Grand Jurors and Witnesses of Mary ann Newberry wife of John Newberry returned & Rec.

Deed of Hamilton Lee to Noble acknowledged & Rec

Settlement of the estate of Michael Ryon Deceased returned & Rec

Deed from Smith Lee to Smith acknowledged & acknowledgt & letter & Rec

Ditto from Hull Lee to Sheden the same

Ditto Moser Lee to Reserving the same

Deed of Relinquishment from McWilliams to Mold acknowledged & Rec

Deed from Woolf Lee & McWilliams to Dundore acknowledged by McWilliams. Woolf wife acknowledgt taken & Rec

Notice from Poles Lee to Faulconer acknowledged & acknowledgt taken & Rec

Deed of Sale from Harry to Sailor proved by
the Witness Entd & Rec

The same to Jacob Harry the same same

Deed from Estate Lux to Light proved by 2 Witness
Entd and upon acknowledgt taken & Rec

Deed from A. Williams Exr to Shannon & Lux
upon acknowledgt taken & Rec

Ditto from N. Frost Exr to M. Wood acknowled upon
acknowledgt taken & Rec

Ditto from the same to M. Frost the same

On the Motion of Edward Hathaway admin of the
Estate of Ebenezer Hathaway Decd is Granted him
he having made oath thereto and entered into bond &
security in the penalty of fourteen thousand Dollars.
conditioned as the Law directs

Ordered that Josiah Harrison, Smith Copland
& James Cochran or any Two of them be appointed
to settle the state accounts of Hannah Vann
Decd and make report to the court

Deed from Harrison Exr to Bryant acknowled
& Rec

Ditto from the same to Chandler the same

Ditto Graham Exr to Woolf the acknowled upon
acknowledgt taken & Rec

Ordered that Reuben Moore, Lewis Berdeu, Abram Price
& Philemon Roach or any three of them being first sworn
be appointed to appraise the estate of E. Hathaway Decd and
report to the court

534 (534)

Deed from Gilbert to Coffman, ~~etc~~
from John Taylor attorney in fact for said Gilbert
~~Deed~~ proved by 3 witnesses 40 R.

Daniel & Hamilton upon an Injunction court.

Smith & Elliott same

Eldridge & Lackey same

Sims & Allen same

Penn & Weber same

Jackson & Thompson same

Sims & Smith same

Barker & Lyon agreed court.

Deed from Winfree &c to Young acknowledged
40 R

M. Simmons & Hall Liquor agreed.

Sims & Ryder the same.

Lyndon & Gaskins the same.

Penniston & Sides &c N.

Murphy &c & Porter &c N.

Savage &c & Fridley &c N.

Penn &c & Henry N.

Savage & Berry &c N.

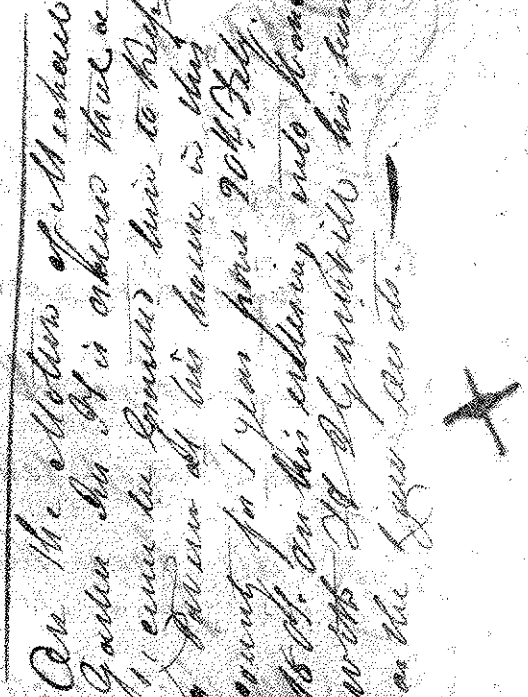
Deed of Bryan Hall from Warren &c to Rhodes
acknowledged 40 R

Deed Brown &c to Hettman acknowledged & ord
acknowledgt fee 40 R

Smith & Davis court.

Smith & Mitchell parties Heard and dismissed.

The same & Gray the same.



Deed from Forsythe to Mercoffe acknowledged by John Lincoln one Witness thereto £0 1 6

Continued to Chapman upon an attach Court

Deed from Cutler &c to Koontz acknowledged before acknowledgt taken £0 1 6.

Ditto from E Bein to the same same

Ditto from Cutler &c to Cochran acknowledged before acknowledgt taken £0 1 6

Indian & Commissioner to Court

Continued to March Court &c

Deed of Gift from John Moore to Joseph Moore further and fully proved by the oath John Barnet £0 1 6

On the Motion of Reuben Harrison It is ordered that he have Leave to turn the Old Road from Harrison Long to N. Smith. Beginning at Elizabeth Street, and running with the lines of Gordon Degm. & Leave entitled the New Road Intersects the said Old Road, and It is further ordered that the said Old Road is not to be stopped until the said New Road is Opened and in Good Repair &c

Embarkation &c to Embark &c.

Deed from Cochran &c to Cutler proved by 3 Witness thereto and proper acknowledgt taken £0 1 6

Ordered that all the petitions on the Docket that have not been called be continued

536 (536)

Upon the Petition of John Lucas &c It
is Ordered that Lyle Tully, James Williams &c
Wm Thomas & John Miller or any three
of them being first sworn be appointed to View
&c Mark that part of the Mountain Road
from the North fork Shenandoah River to Wm
Thomas, and that they make Report &c —

Guyman & Smith &c upon a Delivery bond. Motion
for Judgment —

Lain & Smith &c Two bonds same

Walker & same same —

Wright & Poston &c same same

Carino & Smith Elisha Phelps, Security for costs by Guyman
Smith & Indam. Judgment confess say Execution for
2 Months —

Forbes & same same

Ordered that the overseers of the Poor bind Nancy
Jordan about four years old a mulatto
Woman at the Low Lands —

Ordered that the Court be adjourned until the Third
Tuesday in May next.

Waterman

Yesterday to wit

At a court held for the county of Rockingham
on the 19th day of May 1801.

Present William Fleming
John Ewell, Ezekiel
Harrison and Joseph } Gent Justices
Baxter Gent

Wilson v Peter Winnifred

Ordered that the Rules be held in the Clerks office on Thursday
the 21st Instant and on the day after the 3rd Tuesday in
June and July next as the Law directs

Smith v Ed Crosby upon a Recognizance. On motion
Dismissed the Prosecution not appearing

Shaffer & al Defendants. On the motion of the Defendant,
for a commission to take the Deposition of William Rich.
subscribed a Interrogatories on argument it is ordered that the
said Motion be overruled

Lewis v Nalzel Comon Plea 1. Bb W Ent a sci fa
Dismissed Plaintiff

Bowman v Coffman Plea Note 1. Bb office Judgt
and award Inqst Plaintiff

Coffman v Grove Solomon Vance 1. Bb he having
pleaded
Award v Grove. Office Jdt and award Inqst Plaintiff

Herring v same Ex. The same same

Thomas Gregg Esqr produced a Licence as an Attorney
& Judge of the Circuit Court wherein he is
admitted to practice as an attorney in the Superior and
Superior Courts of this Commonwealth and he having taken the
oaths prescribed by Law, is admitted to practice in
this Court

Fawcett v Robins In chancery

By consent of the parties by their Attorneys It is ordered that Commission do issue and each party to take Depositions on Notice being given of the time and place of taking the same

Storm v Bowyer Dismiss agreed.

Bailey v Westlake Peter Hinton £13.

Richard Bowen who was fined at the last court for default attendance as a Witness for Fry v Pickering, personally appears in court, and being heard. It is ordered that the same be remitted

Smith v Ruth Shardlow £3.

Smith v Quinn fine according to Law for Swearing 5 Profane oaths Cost

Grand Jury Sworn to wit

William Craven, foreman, Jacob Lincoln, Zachariah Shakleford, Stephen Bourne, Matthias Routh, George Gilmore, Owen M Eastland, George Peter Thomas Dunkinson, ~~William Lowden~~ John Corin, Philip Read, John Hammer, Jacob Chrisman, Peter Brown Davis Brumfield, Martin Reid and Nicholas Perry who Receive their charge and after ~~some time~~ Returned from the Room to Council of their Presentment and after some time Returned into court and made the following ~~two~~ Presents Grand Jury &c Nothing further appearing It is ordered that the said Jury be discharged.

Roberts v Fawcett & upon a Ledge Verdict & Judgt
& Power and Judgt and execution awarded —

Price v Merrick Henry Burger S. B —

Berry v Mahoney Mathew Harrison S. B.
Present Josiah Harrison Gent Mark John Ewer Gent.

Ireland v Hoffheimer Two writs John Ewer, William
Hoffheimer, & Archibald Pitcher S. B.

Hoffheimer sworn & Shaffer Hugh Dever S. B offers Judgt
Set aside Regr Noviter

Martin Earhart & Martin Conner, Hugh Dever and
John Shuler who was summoned to attend here this
day as Grand Jurors and was solemnly called but
came not Whereupon it is ordered that they each pay
fines in this Regrt of $8 each unless they do appear here
at August Court next and shew cause to the contrary —
Regr Noviter

Rife v Skeen upon an Attachment
Jacob Rife sworn & Garnishee
Declares he has in his hands one pair of Saddle Bags
which are locked (but what is in them he does not know) the property of
the said Defendant — Ordered that the same be
Continued until Next Court

Carlton & Chapman upon an Attachment Contd

Coulter & Davis Order Plaintiff Returnable to August
Court

Graham & Tiffany Hugh Tiffany Jr. S. B. Officer Summoned
as a Regr Noviter

Kerner & Kerner exam'd In Chancery Order Publication
as the Law Directs against the absent Defendant. Returnable
to August Court next

Coun tr Ireland upon an Interrogatory from the Exchequer upon Error filed in arrest of the Verdict found by the Jury, upon argument of the Error be overruled & counsel on both sides, It is ordered, that Judgment be entered up for the Court agreeable to the Verdict of the Jury —

Dawson v Miller John Hall L. B Office Judgment set a side Jayl Bondes —

Penn v Martz In Chancery

The Commissioners to whom this suit was Referred having returned their award into Court, which is in due manner to wit Pursuant to Motion It is Ordered that each party be summoned to appear at August Court next to shew cause why a Decree should not be entered up agreeable to said award —

Robertson adm v Thomas In Chancery

By consent of the parties by their attorneys and with the leave of the Court, It is Ordered that Commission be awarded them to take Depositions in said cause, on Notice being given as the Law Directs —

Bagell v Reppart &c In Chancery

By consent of the parties by their attorneys, It is Ordered that the Commissioners to who this cause was Referred, have power to examine and take the Depositions of such Witness as either party shall produce before them, or they shall Conceive pertinent to the said cause — and Return the same with their Report,

Ord that the Court be adjourned until to
Morrow Morning 9 o'Clock

Wednesday the 20th May 1801

Present Ezekiel Harrison
James Boggs
James Cochran & Justices
Archibald Rutherford

Greenleaf & Taylor on the Motion of the Plaintiffs
It is ord that the Dismission entered upon the Rule be set a-
side and that the same be Discharged —

Mathews & Lincoln In chancery
On the affidavit of the Defendant by his
attorney It is ordered that he have leave to amend his
answer —

Hunter & Hunter sci fa

Berry & Harrison sci fa

Anderson & Read sci fa

Pickering & Smith sci fa and

Peter & Kerr the same

Baker & Lofton rules upon a Summons sci fa

Ordered William Herring Gent

Ordered Commissioners & Sheriffs exon. ~~on the bonds~~

The Defendant by his attorney allowed for a continu-
ance of this cause until a Special Sessions of this
Inferior County Court of Hancock
said Decedents estate could be obtained, which motion
was overruled, whereupon the plea of guilty & issue
were withdrawn by the Defendant, & thereupon

And Jury Sworn to try the Issue to wit
John Arguebright James Bolton, Adam
Shope, John Burton, Charles Lofland, George Penn, John
Moore, John G Irving, Barnard Ryan, David Coffman
Henry Kephart & Charles Fischer, Verdict for the Debt
in the Declaration mentioned & 1 cent Damages —

Cain v Rader Edwin Nichols S.B office Judgment set
aside fees paid Norman

Pearson v. Rader &c Office Judgment set aside and
Writ issued

Hoffman etux v Lush &c Office Judgment set aside fees paid
& Norman

Bailey &c v Kepler et al Defendant

Penn v Moritz Continued —

Joseph Herring etux v Alexander Herring adm et al

Frey v Robertson Jury Sworn to try the Issue to wit
Charles Lofland James Bolton Adam
Shope, John Burton & John Arguebright, John Moore
John G Irving Barnhart Ryan, David Coffman
Henry Kephart, Charles Fischer, and John Crotzer
Verdict for Defendant & Judgment
Smith & Rader v Joseph Fawcett, William Ireland &
Michael Horne S.B

Present George Dove Gent
~~Present Walter Davis Gent~~
Present Archibald Robertson Gent James Beggs Gent

On the Motion of William Hughes, and he having
produced Credentials of his Admission and of his

being in Regular Communion with the Conference of the
of the Methodist Episcopal Church of which he is reputed
a Member to the satisfaction of the Court and having
taken the oath of allegiance to this State and entered
into bond and security conformable to the Law Decreed &
Ordained and is Granted Leave for the Solemnization of
Marriages agreeable to an Act to Regulate the Solemniza-
tion of Marriages &c

Present George Weston Esqr

Wm Porter & Henry Leonard Herring Esqrs

Order that Polly Kelley who was Summoned to appear
here to shew cause why she should not be fined for non
attendance as a Witness for George Peter Duke & Conrad
be fined in the sum of $16 Dollars as the Law Directs —

Peter Duke & Conrad continued Plaintiffs —

Fry & Pickering Jury Sworn to try the Issue to wit
Charles Copland James Potter Adam Shroff
John Weston John Argabright, John Moore John G.
Ewing Barnhart Myer Davis Coffman Henry Hoffman
Charles Sprecher and John Crotzer Verdict for
the Pltfs and Judgment —

John Pete a Witness for Fry & Pickering attended 6 days
attendance —
John Fretz the same for the same 2 days.
Jacob Philips the same for the same 2 days.
Jacob Miller the same for the same 2 days.
Susanna Grove the same for the same 1 day.

Grace Lesley & Witness for Ply & Robertson allowed
2 days attendance

Dennon Loftland & Witness for Ply & Pickering allowed
8 days attendance

Philip Coonty the same for same 2 days

Ettenger & Lesley upon an Injunction. Demurred by
Defendants

Henry & Grace Lewis In Chancery, Came
for the Defendants Decree set aside
Petition dismissed

Next day Plea & Replication
Peirce adam & Mathews Petit Jury Sworn taky the
Issue to wit William Jackson, Samuel Dehart
William Beaty, Ezekiel Logan, Frederick Shaver, Zebulon
Harrison Mathias Aaron Eliot Rutherford, John
Rogers Jacob Phillips Philip County & Henry March
Adjourned by consent the Jury is adjourned
=ned untill to Morrow Morning 10 oClock

Present B. Fawcett Esqr,

Ex parte John Hastes & Wife for Bail on Coppias to allow 2 days attendance

Ex parte William Ireland & Wife for the same to secure allowance 6 days attendance

Ex parte Hall v Cuff Offer Surgeon set aside Payment for Security Pounds

Herring v Guinea In Chancery Conditional Decree set aside, & the Defendant permitted to file his answer which is done accordingly &c.

Order that the Court be adjourned until to-morrow Morning 9 o'clock

W. Herring

Thursday the 21st day of May 1807.

Present Ezekiel Harrison
James Cochran,
Archibald McLean & Gent Justices
George Dodd

Ex parte Miller v Hamilton. In Chancery.

On the Motion of the Plaintiff It is Ordered that the Bill be taken for confessed and the Matters thereof Decreed accordingly unless the Shall file his answer on or before Defendant shall next.

Ex parte Thompson v Executors of W. Herring the same order as to Bail W. Herring

Ex parte Kennedy v Kennedy Exrs. &c. the same as to Mrs. Defendants against whom an Attachment has been awarded

Shipman v Kepple In Chancery On the Motion of the
Pltff by his attorney It is Ordered that a commission be
awarded, the Pltff. to take Depositions in said cause on
notice of the time and place of taking the same being
given &c & the cause is continued

Boggs adm v Funk &c Plea mane & Judgment Confess
as to Specialty Int & Costs saving &c only

Ely Lofton v E. Green &c the same

The same v The same same order

Bell v Coffman the same order

Eltanie v Spare the same same

Rymel v Seitz the same same

McNeil v Hunter &c same same

Savage v Vance same same

The same v The same.

The same v The same

The same v John Vance the same

Kolb v Whisler the same same

Rice v McWilliams. S. McWilliams S. C.

Wayt v The same S. McWilliams S. C

Pipe v Sharp upon an Attachment
On the Motion of the Pltff by his
attorney. Judgment is Granted him for £31.18.8 per per
account with Interest to be paid two order condemnation
agreable to the Declaration of the Garnishee on Friday
last Court

Cantard v Tyrell continued 249 (249)

Commonwealth v Phelps County &c Jury Sworn to try the Issue to wit, Henry Kephart, William Mitchell, Joseph Crozier Joseph Mallony, John Reeves, David Coffman, Joseph Woods, John Chrisman, Henry Mackett, William Pickering, Thomas Holton Elsaid Jury Verdict for that the Defendant Phelps County is not Guilty & Judgment

Davis v Hamilton upon an Injunction Cont.
Injunction Dissolved

Perry v Weber the same
Yellowley v Jackson the same
Cooper v Smith et al the same

Peck v Boyer and Boyer v Peck upon bonds Continued

Present Chancellor Theodorus Bailey

Ireland v Mahoney Oliver McCausland Esq.

Bird v Mathews & Thesame Jury as in Yesterday Verdict for the Plaintiff for the Debt in the Declaration mentioned to be discharged by the payment of $1706/6 Damages Judgment

Irving v Smith In Trespass, Jury Sworn to try the Issue to wit, John Moore, Charles Ogden, Reuben Moore, John Miller, George Chrisman, Benjamin Berry, William Fowler, Jacob Rife, John Wright, Abraham Pickering, Duncan Lanahan & John Cantine, Verdict for Defendant, and Costs ~~Motion for Judgment by the Attorney, & Rule Entered~~ ~~in favour of the Defendant, to be discharged the next Term, as to Judgment~~ ~~Record of this Cause~~ Judgment,

548, 548

Smith entrs a Comm to John Sherman & Ux
Office Judgment set aside pay Costs

Chandler vs Josh Frederick Sprague S.C.

Kyle vs Carpenter In Trespass
By consent of the parties by their
attorneys Order Survey on the Law Docket
on Reasonable notice of the time being given to
either Party — Continued —

Andrew Munn Moving a Nolle for Costs &
Costs allowed 3 days attendance —

William Brady the same for the same 3 days
Abraham Pedersy the same for the same 5 days

Sellars vs Stephens In Trespass
On the Motion of the Pltf
by his attorney, Order Survey on the Law Docket
on Reasonable Notice of the time being given,
& Continued —

Watts vs John M Esel a Scire ad Fy Generals
& Replication Denied

Ord that the Court be adjourned until to
Morrow Morning 9 o'Clock

D. Harrison

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5
25

Friday 22nd May Assizes 1801. 549 (549)

Present Ezekiel Harrison
Asher Waterman
James Cochran & } Gent, Justices
Archibald Pettigrew

William Beard Produced in Court a Commission whereby he is appointed a Captain in the Militia of this County he having taken the usual oaths Presented by Law before James Cochran, Gent, & ordered to be certified

James Doole the same as Lieutenant

William Campbell the same as Ensign

Irving v Bright Cond

Fawcett v Nairn On the Motion of the Plt by his attorney, an Injunction is Granted him to stay all other and further Proceedings on a Judgt., Recovered by the Deft agt the Plt, on his entering into Bond and Security in the Clerks Office as the Law directs

Smith v Kingdon Jury Sworn to Enquire of the Damages to wit John Carthew George Shaver, William Nasa, William Mitchel, William Fowler Thomas Foley, David Owen, John Mallory Reuben Harrison, John Butt, Andrew Warnell & Barnhart Misner, & Verdict for Plt for 1 cent Damages & Costs. Present William Warren, Gent.

Rexford v Nairn Jury Sworn to try the Issue to wit the same Jury as in Smith v Kingdon except Thomas Brown in the room of Thomas Foley. Verdict for Defendt & Costs agreed

1802 530

Pettway v Fry &c Ent

Smith v Indans Mc set aside & Jy Jones

Continued —

Pettway Com v Shipman Jury Sworn to try the

Issue to wit John Carthew, George Shaver, William

Vance, William Whitehead, William Fowler, Conrad

Brown, Davis Owen, Reuben Harrison, John

Mallory Andrew Bapple, John Buck & Barnhart

Myers, Verdict for, the Defendant and

Judgment

Present Clayton Yancey Gent

Absent Asher Waterfield Gent

Ordered that Joseph Fawcett and ~~Geo. Overton~~

who was Summoned to appear here at this day

as Jurors, and was Solemnly called but came not,

Therefore It is Considered by the Court that he

pay in the sum of ~~$~~ unless Good cause be

shewn to the Contrary at next Court Each

David Harrison a Witness for Shipman & Pettway

Com allowed 2 days Attendance —

Present George Weston Gent & Dav. Usher

Harrison v Lofland, Philip Grymes, Security for

Costs — for Gabriel Clowes, for Tobacco by him

sent to ~~Mr~~ Capt Harris, ~~order~~ allowed out of the State

Nichols v Landon In Debt, On the motion

of the Defendant by his attorney leave is given him

to plead the following plea — to wit, and the

Defendant by in addition to his former plea

of Payment, to which the Plaintiff by his Attorney Kelly Generally, and thereupon came a Jury to wit Charles Weaver, Conrad Plumb, Abraham Graham, John Cool David Davison, Christy Vann, Daniel Peery, Jacob Ayers, John Brown, David Spangler, Robert Patterson and George Rowland, and by Consent the Jury is adjourned until to Morrow Morning 10 O'Clock.

Vance Bein v. Patent Pro Chancery
Dismissed agreed the Parties having agreed to pay the Costs of the said suit equally between them—

Yancey v Petty cont

Carpenter v Woods cont Dismissed agreed

Allen exor v Hoffman adm cont

Bagsell v Kephart cont

Stover v Furtado adm cont Defendant

Abram Brannan a Petty for Davison v Ayers allowed 3 days

Henry Shank the same for the same 3 days

Rierson v Hoffman adm cont

Goltzer v Gilmore cont

Smith v Madden Jury sworn to enquire of the Damages to wit George Shaver, John Carlton, Henry Natchtle, Reuben Harrison, John Mahoney, Conrad Brown, David Owens, Charles Hoffman, Henry Burger, John Bate, Barnhart Myers, William Mc Intire, Verdict for the Plff 1 cent Damages & Judgt.

Malcom v Fawcett cont Etc.

Dunkerson v Moore &c cont

Jones v Hart cross cont

Peria v Miller cont

Parrish v Green cont

~~Bradston v Holton cont~~

Holton v Bradston cont

Bradston v Holton cont

Amos v Shaffer cont

Philip Cobb a Witness for Smith v Maddox allow 1 days attendance

George W. Loftin the same for the same 1 day

Thomas Lotty a Witness for Moore v Dunkerson allowed 1 days attendance

Peria v Parrish &c on the Motion of the Defendant by their attorney It is Ordered that a commission issue to take the Depositions of Martin Snider &c residing in the State of Kentucky, on this Giving the Compts Notice of the time and place of taking the same, and that the said commission be directed to any 3 of the Justices of the peace for the County of Warren in the said State, any two of whom may act in the same Directed

Quentin Dunkerson a Witness for Shipperson, Ordered Recd upon allowed 1 day attendance

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Ezekiel Harrison, Petitioner for Leave &c
Court allowed 3 days Attendance

Ord that the Court be adjourned until to
Morrow Morning 9 o'Clock

Wm Harrison Jr

Saturday the 23rd day of May 1801.

William Peabody
Present Asher Waterman,
Isaac Cochran & Gent Justices
George Benton

Moore & Burkmyer Solrs In Chancery
On the Motion of the Plaintiff
by their Attorney It is ordered that a Commission
be awarded them to take the Depositions of Peabody
Moore upon the Defendants in this cause Debenpo.
Notice upon the Defendants in this cause Debenpo.
on Notice of the time and place of taking the same
being Given to the said Defendants &c

Butts & Lohr, On the Motion of the Plaintiff by his
Attorney It is ordered that a Commission be awarded
them to take the Depositions of Andrew Spetzer and
Ages and Superne Notice Debenpo on Notice
of the time and place of taking the same being
Given as the Law Directs —

Present Abraham Patterson Gent.

Harrison & Lofland Edwin Nichols & Al.

Smith & Ellis Defendant in Injunction.
This cause coming on to be heard upon
the Bill and Answer and upon the Arguments of the
Counsel on both sides, It is ordered Adjudged and Decreed

5534, 5534-2.

by the court that the Injunction be Dissolved, and that the Defendant Recover against the said Plt. his costs by him about his Defence in that behalf expended &c

James v Allen. Motion on an Injunction

This cause came on to be heard upon the bill answer and Sundry Depositions, and upon the argument of the Counsel on both sides & Orders by consent and Decreed, by the court that the Injunction be Dissolved, and that the Defendant Recover against the Plaintiff his Costs &c

Harrison v Caldwell upon an Injunction

This cause came on to be heard upon the bills and answers, and the arguments of the Counsel on both sides, & it is ordered by consent and Decreed that the said Injunction be Dissolved and that the Defendant Recover agst the Complainant his costs &c

Nichols v Lanahan, the same Jury as in yesterday the same Jury as in yesterday Verdict for Dfendant Judgment.

John Boyce a Witness for Lanahan & Nichols 2 days attendance

Henry Watts the same for the same 4 days

Present George Morton Esqr

George Morton Esqr came in court & took the oaths to the Government & also took the oath of a Major of the 9th Battalion of the 58th Regiment of Militia of this County and he having taken the usual oaths & subscribed the Declaration required by Law is ordered to be Certified

53
1
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Ordered that the Sheriff Summons all the acting Magistrates of this County to appear here at Quarter Court next, in order to Recommend Meeters for Office &c

Ord that the Court be adjourned until the third Tuesday in June next

Wm Herring

At a Court called and held at the Court house of Rockingham on Wednesday the 11th day of June 1807 for the Examination of Edward Garrett who was committed to the Jail of this County on Suspicion of Felony &c

John Ewen
Present James Cochran
Asher Waterman
Rutherford
Josiah Harrison
} 4 Justices

The said prisoner being led to the Bar in Custody of the Jailor and thereupon came Divers Witnesses to wit John Nail & Alexander Whitsey

who were Sworn and Examined touching the Offence wherewith he stands charged and he having heard the Evidence and being fully heard in his Defence the Court upon Consideration of the Circumstances of the Case as it appears to them are of the opinion that he is not guilty and it is ordered that he be hence discharged

And the Court arose.
John Ewen

At a court held for the county of Rockingham on Tuesday the 16th day of Jun. 1807.

Present William Berry
Charles Lewis
George Hunton & Gyles Eubank
Josiah Harrison

Geyer v Lofland upon a motion on a Delivery bond. Motion complied as to Lofland Judgment & Execution awarded Costs & interest

Rules Peyton to Peery acknowledge copies acknowledged

Ditto Same to Carthrae acknowledged

Peter Michael produced in court his Testimonial for celebrating the Rights of Matrimony which was ordered to be recorded by the Court

Rule from Carthrae to Gamble to shew cause Monday acknowledged

Rule from Carrel to Madam proved by Richard Cullars and Paul Cullars Subpoena thereto issued

Ditto from Dans Varnel to Pattison proved by 3 Witnesses thereto issued

Ord from A Barlow to Conrad Curland
Prove by the oath of Paul Curland & John
Folio 2 Writings Rule £0/2

Ditto from Matthew Lee to A Peery Proved
by the witness thereto £0/2

Ditto from S. Daniel Lee to Conrad Sellers
Acknowledged & Renunciation taken £0/2

Ditto from P Curland Lee A Curland, Acknow
ledged £0/2

Ditto from Peter Lee to P. Sanders. Acknow
ledged & Renunciation taken £0/2

Ditto from Swarts Lee to P. Dymick the same
same

Ditto from M. Morris to Morris Proved by
2 Witness Rule £0/2

Mary Grace orphan of James Grace came
into Court and made choice of Thomas Gilmore
as her Guardian who with Security entered into bond
in the Penalty of £500 Conditioned as the Law
Directs

Ord from Drew Lee to Brookhart Acknow
ledged Deeds & Renounc taken £0/2

On the Motion of Barbara Basinger Jacob
and Basinger Administration of the estate of
Peter Basinger Deceased is Granted them they
having entered into bond with Security and
made oath thereto as the Law Directs

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Deed from Gradyden to D. Weaver, proved by the oath of Enoch Grymes, Edward McDonough, and Henry Ellcombe ~~was~~ ordered to be certified to the County Court of Augusta

Deed from McFadden &c to Stephens further and fully proved by the oath of Peter Newton and ordered to be certified

Ordered that Samuel Erwin Isaac Crawford John Black & William Dever be appointed viewers in conjunction with the Viewers heretofore appointed to View and lay off a Waggon Road from Weirs Plantation in this County to the Top of the Mountain at Briery Branch, and that the whole or any three of them shall have power to act, and make Report to the Court

Present Smith Lofland Gent.

Writ to Write upon a Note for money paid as his Security, Note proved and Judgment & Execution award. for the Debt and Costs

Deed from Forsythe to Wescoat further proved by the oath of Trumbo and ordered to be certified.

Deed from Trumbo to Levy acknowledged in this Court & Recorded and certified which is Ordered to be certified

Deed from A Allen to C Grove acknowledge and Ordered to be Recorded

On the Motion of L Conrad Esq it is ordered that Deed from L Conrad Esq to Stephen Conrad was proved by 2 Witnesses as to one of the parties and acknowledged by the other at June Court 1799 and which is ordered to be Recorded

Deed Mortgage from Bare to Ensinger proved by 2 witness Rule 60 R

Ditto from Berger exrs &c to John Miller acknowledged by the Testator 60 R

Ditto from Overholtzer to Coontz acknowledged & wife acknowlegment taken 60 R

Ordered that John Weidbarger, John Price, Henry Perley & Jacob Fridley or any 3 of them being first sworn be appointed to appraise the estate of Peter Baysinger Decd and make Report to the Court

Deed from Smith Exr to B. Price acknowledged wife acknowlegment taken 60 R

Ditto from E Harrison Exr to L Bare the same

Ditto same to P. Knupp the same

Ditto same to March wife acknowlegment taken 60 R

Ditto from A Thomas Exr to Grove acknowledged wife acknowlegment taken 60 R

Letter of attorney from Bowen to L Baker proved by G Baker and entered Vide 4 Deeds

Carthew v Hall Made entries cancd

Deed from L. Frankum Exr to Law & others
Ledger with a Renewal agt taken DR

Ditto from Slatter Exr to Pettyfor proved
by the Witness thereto, and the Commission
and Proof examination of the said Witness
certified in DR

On the Motion of Mathew Long Pl is ordd
to be certified to the Auditor of Public account
that he is charged with 182 acres of land
lying in this County more than he owns
having proved to the Satisfaction of the Court
that he does not own the said Land
that the Commissioners discontinue it on their books

Deed from Dale Exr to Nairn proved by 2
Witnesses thereto & DR accordd

Deed from Bayly Exr to Darney admrs
with Testamento annexo taken DR

Deed from Lincoln Exr to Brents the same
same

Ditto the same to Triplett the same

Ditto to John Rader the same

Ditto Clerk Exr to Clerk the same

Ditto Nairn Exr to Rowe the same

Ditto Herbert & Hunt to Dagger of the same

Ordered that the Overseers of the Poor bind
John Raypoles a base born Childe of Christeneas
Raypoles aged 11 years due to Volunteer Showalter to
learn the trade of a Weaver

A Deed from Wm. Kyle &c to Jacob Stone proved by the Witness thereto &c to Kyle & Order to be Recorded.

A Deed from Blain &c to Blair acknowledged & Wife's Acknowledgment taken &c

Deed from the same to Bowman the same

Ordered that John Conrad be appointed constable in the room of Jacob Leigle and that he Qualify as the Law directs

Ordered that the Overseers of the Poor bind Anny left at John Monroe an Orphan Child, unto Jacob Stoutsenberg as the Law directs

Present Sinclair Kelly Gent
Absent Smith Loftland Gent

A Deed from Coyle &c to Bowman proved by the Witness thereto, and the examination and Privy examination of his said wife Returned certified as the Law is Ordered to be Recorded

Ordered that Sebastian Hershberger be appointed Surveyor of that part of the Road Bearing the Main Road, Just below William Smith, untill it Intersects the Road leading from the Town of Harrisonburg, near Joseph Crotzer, and that all the Male Labouring Persons within two miles on each side said Road be allotted him for his gang to work thereon and Keep the same in good Repair

Ordered that Thomas Brumfield be appointed Surveyor of the (Rocky Gap Road) beginning at the forks of the Road beyond Thomas Warren, and to extend as far as to Lewisville Creek, and that all

the Tithable within one and half mile on each side of the said Road be appointed him for his Gang to work thereon and keep the same in Good Repair —

Ordered that George Snodden be appointed Surveyor of that part of the Road whereof John ~~Hay~~ Weston was late Surveyor of, ~~and that he~~ in the room of the said Weston, and that the usual Tithables allotted to work of the said Road be appointed him for his gang to work thereon

Deed from Grover Lux to W. Wood. proved by the witness thereto ~~OR~~

Present C. Harrison & Gent.
Joseph Baxter.

Deed from Grover Lux to Montgomery proved by the Witness thereto ~~OR~~ —

Christian Yeagley orphan of George Yeagley came into Court and made choice of George Faught who with Security entered into bond as the Law Directs —

Ordered that Michael Crum be appointed Guardian to Benjamin Coffman Mary and Ann Coffman Children under the age of 14 years, and heirs of Jacob Coffman Deceased who with Security entered into bond as the Law Directs —

An Inventory of the estate of Eleazer Waterway Deceased returned ~~OR~~

Ordered ~~the~~ of Letts estate the same

Robt Chandler Lewis Gent

Charles Lofland one of the Commissioners of this County Returned an account of his Services for the year 1804. amounting to 76 days which is ordered to be examined and allowed by this Court and Ordered to be certified

On the Motion of John Miller, It is ordered that Michael Whitmer, William Gourt & Peter Hoover or any two of them being first Sworn, do appoint so to View ~~the Road, & lay~~ that part of the Road leading from Harrisonburg to Col. Benjamin Harrison so far as it passes by said John Miller, and that they also View the most way proposed by the said Miller for the said Road to be Done, and make Report to the Court of the Conveniency and inconveniency attending the said Roads &c

A Settlement of the estate of Sarah Board Decd. was Returned into Court 40£

On the Motion of John Boyd It is ordered that a License be Granted him to ~~take the Benefit~~ Keep an Ordinary at his House for one year on his entering into Bond with James Cochran and Alexander Graham, his Security — as the Law Directs

The Nuncupative will of George Earhart Decd. which it is the mind & Intention of the Testator that shall be his last will & Testament was presented in Court, by Mrs. Executor therein named and the same being Proved by 3 Witnesses thereto subscribed. The said will & Witnesses is ordered to be Recorded

An article of Agreement between George Shank Senr. & Edward Wood is to be Recorded

Mears
vs
Mears exors } In Chancery

This cause came on to be heard and a Decree filed —

Study & Perce two Petitions dismissed.

Earhart exors & Earhart &c. Upon a Summons. Dismiss agreed —

Bates & Loftus admr cont.

Smith & Lobley ats.

On the Motion of John Earhart & Philip Brenner, executors named in the Son respective will of George Earhart deceased, who made oath thereto and entered into bond and Security in the Penalty of $4,000 conditioned as the Law directs — a certificate is Granted them for obtaining a Probate thereof in due form.

Smith & Markman Upon a Presentment. parties heard and fine 10/ for one offence and the costs —

On the Motion of David Markman Sen and David Markman Junr it is Ord that ~~the~~ William Penn Henry Moyer, Adam Bloss and John Hamm, or any three of them being first sworn do appoint to View the way proposed for turning that part of the Road, leading from Jacob Bars to the county line so far as it runs through the lands of said Markmans, or a part thereof and that they also View the Old Road as it now runs, and make Report to the Court &c

Present, John Ewen, Charles Lewis, Archibald
Mc Nairy James Cochran & Smith Loftland Esqrs

Court to Matters Order Information

The Court doth Recommend unto his excellency
the Governor the following Gentlemen as
Officers and fit Persons to the commissions as
Officers in the Company belonging to the 68
Regiment of the Militia of Virginia —

Benjamin Lewis first Lieutenant in the room
of Charles Lewis Resigned —

Jesse Harrison Second Lieutenant in the
room of Jerdan Kirtley Resigned.

John Boyd Cornet in the room of Charles
Fawcett Removed.

Read from Jackson Parrott Esqr to Peter
Provisky & Witness thereto and the examination
and sworn examinates of his said Enquiry Returned
& Rd

Peter Grow. the same to Proof the same

Minutes read & Ruled upon a Delivery Bond Notice
Proof and Judgment

Bond to Defend the same same

Appearance & Ruled the same

Ordered that the following list of the Magistrates
of this County be certified to the Executive to Select
Such as may be agreeable to the Governors Letter of the
28th March last.

Ord. that Charles Lewis and George Newton
Esqrs Gent be appointed to Settle the estate accounts
of Mary Youngest, Deceas and make
report to this Court.

Ord. Dawson exon to Berry & upon a Delivery
Bond Notes produced to the Berry. Bench.

Ord that the Court be adjourned to
Morrow Morng 10 Clock. Wm Herring

Wednesday June 7th 1805.

William Herring
Present Joseph Bates
Willm Davis
Josiah Harrison
Enoch Lofland

Graham & Lowndes to Cause Publication to
the absent Defendants returnable to September
Court next as the Law Directs

Ord. Dickerson Whitby admr. Conditional Deed
Set aside and Issues fixed as to the administration

On the Motion of Daniel Smith Esq. it is Ordered that
the admrs of James Dorsey Deceas be Summoned
to appear at this Court next to render an
account of the administration of this Deceasents
estate accounts

Wolfe v Loftus [illegible] Tax Taxation of Costs

to stay all further Proceedings on a Decree.

Recorded by the Defts Solr upon Affidt that the Costs of the Cause taxed both sides Ct is ordered that the Costs of the Application and that the Defendant Recover his Costs &c (Jor. Lr Faweett)

Nunn v Boggan [illegible] Affidt. agreed.

Tracey v Wolfe cont Defendant

Steele apt v Mickle Defendant called Judge for Mote Sub Costs

Wauman v Grove two Petitions cont

Kaynor v Knapp cont

Richd Kennedy v Witness for Kaynor v Knapp allowed 2 days pay travelling 2B Miles to court & the same in returning

Harrison v Smith cont

Reese exor v Snyder Dft called v Judgt for note Sub Costs

Porter v M'Guire Dft called v Judgt for [illegible] & Sub Costs

Deed from Scott Exr to Wattman acknowledged before Acknowledgt taken &c

Rae v Nairn cont Defendant

Tracy v Bowyer cont.

Ragan v Kyle cont

Herlin v Koontz Dft called Judgt for note Sub Costs.

Dorman v Perkins the same same

Porter v Palin the same same

Warren v Ireland the same same

Kents v Wagon the same same

Simon v Venn the same same

Eastmo v Smith act Limitation Plead and Demurred with costs —

Abrm Smith Loftland Cert

Whitzel v Harrison Cert

Kyle v Bates Defts exhts Judgt for note Interest & costs —

Campbell v Hall & Newland abates as to Hall and Judgt v Newland & Co

Hoy v Harrison Judgt per note Int & Costs

Salvage v Smith &c the same Defts exhts

Myers v Porter &c the same same

Salvage v Armistead &c the same costs P.E.L.

~~Same exhts same &c~~

Funk v Severn Defts exhts. Judgt per Note Interest & Costs

Pence v Veney the same same

Kyle v Hopkins the same same

John Hupp v Road same same

Steenbergen v Shaffer the same same

(2) John to Peter the same same

~~Salvage to Peter Deed No~~

(3) Salvage
~~Peter same~~ to Berry Deed

(4) Mason to Perry Mortgage.

(5) Green to Green continued Defendant

(6) Fuser to Swem No. Two Petition.

(7) May Rice to Hopkins & Petition Mortgage

(8) W. Rice to same Mortgage deed.

(9) Copeland to Swaggart No.

(10) Norman to Jones Release

(11) Realtor to Hopkins No.

(12) Smith to Curry Shanklin release as to Curry and
continued as to the other

(1) The same to Dorsey ~~No~~ continued

(2) Green to ~~Brown~~ Brunt continued Defendant

(3) Cantrell to Chapman upon an attach suit

(4) Smyth to Conrad each to upon a Mortgage Deed

(5) Davis to Hamilton upon an Injunction suit

(6) Penn to Webb same same

(7) Collier to ~~Mortgage~~ Smith Release same same

(8) Shaffer to Quick same same

(9) Jackson to ~~Mc~~Donough same same

Arrest Jones Cochran Gent

Joseph Fawcett Ps. for John Ewen Gent
Returns his list of Delinquents and Insolvents
in the Parish and County Levy for the year 1799.
which was examined & allowed by the court
and ordered to be certified, he having made oath
thereto as the Law Directs —

Ordered that Michael Pitter be appointed Constable
in the bounds of Captain Aaron Davis Company
-ing, and that he Qualify as the Law Directs —

Ord. that the court be adjourned until the
2nd Tuesday in July Next. Wm Henry Jr

Tuesday 9th Oct

At a court held for the county
of Rockingham the 9th day July 1800.

Present Ezekiel Harrison,
John Ewen, George
Winston & Archibald
Pitterford Gentlemen Justices

William Cochran one of the Commissioners of this
County this County, Produced in Court his a/c and
to 60 days. which was examined and allowed by the
Court and ordered to be certified —

Deed from E. Popham to Thos Gilmore acknowledged
in open court to be certified to the court of the county
of Harrison as the Law Directs —

Deed from Maggoun Lee to Daniel acknowledged in
Court taken &c.

Ditto from J. Crumbaker to Robt Hunter

Ditto from G. Mongomery to J. Mongomery the same

Ditto from L. Matthews Exr to L. O'Bryant proved by 3 Witnesses & allowed by his said Exrs and Exr Ordered to R.

Ditto from same to A. Peary deceased & Inventory taken and R.

Ditto from M. Kinsey Exr to B. Bowman wherein admr bond taken & R.

Ditto from D. Conner admr to P. Long admr with will annexed & R.

Ditto from Fox Exr to Donaghe admr with will annexed wherein admr bond taken & R.

Ditto from J. Ewen Exr to Burkholder the same same

an article of an agreement between Ewen & Long admr with will annexed & R.

The Last will and Testament of John Frazier Decd. Together with the Codicils thereunto annexed was Proved in Court by the oaths thereto Subscribed by the oaths of the Witnesses thereto & R. and on the Motion of the said Exrs. who with Security entered into and acknowledged bond in the penalty of $100 [illegible], and made oath thereto, a certificate is Granted them for obtaining Probate in due form, — and M.r Jacob Piper, Benjamin Yount, John Barnhart Barnhart and John Slagle or any 3 of them being first sworn be appointed to appraise the estate of the testator

554 (571)

The Last will and Testament of Adam Perce, dec.
was presented in court by Jacob & John Perce the
exors therein named, and proved by the oaths of
2 Witnesses thereto and ordered. Whereupon Christian
Keger one of the exors therein named personally appeared
in court and refused to act, and on the motion of
the said exors who made oath thereto and with
Security entered into and acknowledged bond in
the penalty of £ conditioned as the Law
directs a Certificate is Granted them for obtaining
a Probate in due form

Ordered from Warrison Ser to be of Same acknowledged
J H R

Ord that Peter M'Causland, John Rust
Jacob Engelbright, George Mallow or any 3 of them
being first sworn do appointed to appraise the
estate of the said Decased, and make Report to the
Court —

Elizabeth Gumm orphan of Gumm came
into Court and made choice of John Hays
as her Guardian who with Security entered into and
acknowledged bond in the penalty of $500 as the
Law directs —

John Freyer orphan of John Freyer Decased
came in Court and made choice of Peter Crim
as his Guardian who with Security entered into
bond in the penalty of $1000 as the Law directs —

John Conrad came into Court and took the oath of a Constable as the Law Directs.

Shafer & Brown On the Motion of the Plaintiff by his attorney It is ordered that a Commission be awarded him to take the Deposition of William Dust. Debenspec on his giving the Respondent Reasonable Notice of the time and place of taking the same.

Sale bill of the estate of Henry Kephart, Deceased was returned & Confirmed.

Peter Warren came into Court and made choice of Solomon Myers as his Guardian, who with Security entered into and acknowledged bond in the Penalty of $300 Dollars as the Law Directs.

On the Motion of Frederick Nethrick, Administrator of the estate of John Nethrick Deceased is Granted him he having made oath thereto and with Security entered into and acknowledged bond in the Penalty of $3000. as the Law Directs. and It is Ord that Andrew Snider, Martin Garber, Adam Reader and Jacob Ritner or any 3 of them being first sworn be appointed to appraise the estate of the said Deceased and make Report to this Court.

On the Motion of Mathias Miller, an Injunction is Granted him to stay all Proceedings on a Judgment Recovered by Peter Hoffa to this Court he having with Security entered into bond as the Law Directs.

On the Motion of Christian Miller & John Morgan
It is ordered that Jacob Bare, Jacob Miller, John
Warner, John Mayy or any 3 of them being
first sworn be appointed to View, that part of the
Road leading from Conrad Hamburger to Kuffels
ford, and from there to where the same crosses
the Stoney Run, and that they also View the new
Road Proposed, for the said Road to run by the
said Petitioner, and make report to the Court of
the conveniencies and inconveniencies attending the
said ways —

Bryant & Andrews on a Notes for Money paid
by the Pltf. as Security for the Defendant, Affidavit proven
and Judgment Edward — as the Law Directs —

Deed from Jno Harrison Esq to Michl Wertz ackno-
-wledged in Open Court & Ordered to be Recorded —

Ditto to Jacob Kuglo the same case

Present Smith & Copland & N. Davis Gent

On the Motion of George Mayy, It is ordered that he be
exempted from the payment of State County and Parish
Taxes as the Law Directs —

Samuel Wiseman a Witness for Bryant & Andrews
allowed 2 days attendance

Michael Retter Personally appeared in Court and
took the oath of a Constable as the Law Directs —

Jane Machell executrix of John Machell Decd
who was Summoned, to this Court to give Counter
Security. Personally appeared in Court, and Together
with William Ward, George Gilmore Roland Graham.
& William, Crawford, Philip Grymes & Peachy Gilmore
her Securities entered into and acknowledged Bond in
the Penalty of Fifteen Thousand Dollars conditioned
as the Law Directs which is Ordered to be Recorded

Deed from Matthew Lee to Howard Brooke by
Witness thereto, and acknowledged by his said Wife she
being first privily examined as the Law Directs is OR

Ditto from the same to Dep of the same same

Ordered that Solomon Jewell orphan of Jewell
be bound by the Overseers of the Poor, to Archibald Patton
Jun, to learn the trade of a Gun smith as the Law directs

Ordered that the Overseers of the Poor, bind Sarah Campbell
two child of Thomas Campbell unto Gordon & William
as the Law Directs

On the Motion of William Indiana It is ordered that
a License be Granted him to Keep an Ordinary
at his House for one Year, on his entering into Bond
and Security with Solm Graham his Security as the
Law Directs

Deed from P. Robertson to E Harrison proved by
Henry Westbrook one of the Witness thereto. and ordered
to be Recorded

Green vs Branch Def agreed

Rogers vs Kyle same same

Cocanour vs Swaggart the same

Elliott v Kipp et al.

Savage v Fridley et al.

Stafford v Harrison The Service of the Petition Acknowledged by D Smith attorney for the Defts & Continued

Harrison exr v Same The same

D. Smith v Devers admr et al.

Subpoena from Harrison to Suffrenus Brown & ly 2 Writnesses thereto and order to the Records

Ditto from the same to Robt. the same

The Commonwealth

Allen Evans & Nancy his wife } Upon a Recognizance
on the Complaint of Barbara Wheden, } for a breach of the peace

The Defendants personally appeared in court in discharge of their Recognizance, and being heard in their Defence, the court are of the Opinion that the said Recognizance be discharged

John Harrison a Witness for Evans adm. Continued 1 day attendance

John Armentrout the same for the same 1 day

Daniel Curry a Witness for Courts vs Evans attends 1 day attendance

Phebe Curry the same 1 day.

Lewis Stephens a Witness for Evans adm. Continued 1 days attendance

Daniel Stephens the same 1 day

George Nagy the same 1 day.

Thomas Daniel the same 1 day

Jacob Armentrout the same 1 day

Recd Charles Lewis Atty

Ex Harrison

Polin Annual Court the 2nd day

Court in Chown upon a Recognizance for a Breach of the peace on the Complaint of Edward Taylor, the Defendant personally appeared in Court in pursuance of this Recognizance, and being heard in his defence. It is the opinion of the court that the said Recognizance be Discharged

~~Recognizance Discharged on the Motion of the~~

Berry ads Davison case on the Motion of the Plff by his Attorney for an Injunction on a Judgment recovered by the Defts against Plff which upon argument was Overruled with Costs

for Plff Sewell

Cochran ads Patrick upon a Notice on a Bond taken for Delivery Property Notice from Bailiff

Ejt The same is the same same

Ejt Brunswick ads Lyon the same same

Ejt Hopkins ads same same same

~~Court~~ Thorne ads Roland the same as to Roland only

Court in Southern for a Breach of the Peace in the presence of the Court, the said Defendant personally appeared in Court, and being heard, the court is of this opinion that he is guilty and that he be bound to his Good behaviour, towards all the good citizens of this County, that is to say the said Owen Southern in the sum of $300. Dollars and three

Securities in the sum of $100 each Whereupon
the said Owen Southan, with Thomas Tolley,
Adam Wigtright and Henry Hunt as his
Securities, severally acknowledged themselves indebted
to his Excellency James ~~Glasgow~~ Governor, and his
Successors, ~~that is to say that~~ as aforesaid to
be levied of their respective Goods &c.—

Yet upon this condition that
the said Owen Southan shall keep the peace
and be of Good behavior towards all the Good
citizens of this Commonwealth, untill the next
Court to be held for the said County of Rockingham
and shall then and there make his personal appearance
and ~~not depart~~ and abide by the order
of such Court, and shall not depart thereupon
until Discharged by Law then the above Recog to
be Void —

Ord that Benjamin Harris, M. Herring &
Abr Shanklin, Gent be Recommended to his
Excellency the Governor as proper and persons
to execute the Office of Sheriff for the ensuing
year —

Ord that the Court be adjourned untill
to Morrow morning 10 oClock

Charles Lewis

Wednesday the 22nd day of July 1801 (378)

Present James Cochran,
George Hunter Walker
David Richards } Esqrs Justices
Rutherford

Ordered that Henry Smith Benjamin Smith
George Hamrick Moses & John Black or any
three of them being first sworn do view the
way for a Road the nearest and best way
from Public Road leading to the Court House of this
from the top of the South Mountain to the
near the Road leading in Pendleton County and
make report to next Court accordingly

David Hamilton upon an Injunction Case
Penn vs Woods Ditto Case
Jackson vs Mc Dougle Ditto Ditto
Evans vs Smith exrs Ditto Ditto
Shannon vs Peck Ditto Ditto

Barton vs Lofton Atty upon a Summons Case

Samuel McWilliams Clerk of this Court Produced in Court
a Location Made by Alexander Herring Surveyor of this
County on the 19th day of March 1801 which is in the words
and figures following to wit By Virtue of a Land Office
which was ordered to be Recorded

And also a Location Made by the said Alexander
Herring on the 28th day of February 1801 which is in the
words and figures following to wit By Virtue &c which is
ordered to be Recorded

Ireland vs Hopkins Deft call'd Judgment, Permit'd Until
Court

Thab

Porter v Harrison upon an attachment for Debt,
The sheriff having returned executed
in the hands of D. Kerr. and summoned him a Gar-
nishee, who appeared in court and being sworn declar-
he had in his possession one Horse, belonging to the
said Defendant, which was put into his hands to
sell for to pay ~~an account due a Debt~~ the said
Garnishee Debt, which he has against said Defendant
amounting to £13 11/6. and the Defendant being
called but came not It is considered by the court that
the said Garnishee pay the Defendant for £10 11s 6d. his
the said Recovery against the Defendant for £10 11s 6d. his
Debt and Costs. and It is ordered that the said Gar-
nishee Deliver the said Horse to the Sheriff and
that he make sale of him, and pay the money
arising from the sale thereof to the Plaintiffs in the
satisfaction of the Judgment aforesaid. after first paying
unto the said D. Kerr his Debt aforesaid

Ord that also the Petitions now remaining on
the Docket be continued

Carthrae v Chapman. upon a attachment pend.

Ray v Morris Martin Esqr and Judgment
for £5 16/8 Debt from 7th June 1768 & Costs taxed Costs

James Newton a Witness for Ray v Morris allowed
2 days attendance

Ord Jasper Ray the same for the same 1 day

Ord that the Court be adjourned until the 3d
Tuesday in August Next

Jas Cochran

Tuesday 14th Augt

At a Court held for the County of Rockingham the 18th day of August 1780.

Present Ezekiel Harrison
Joseph Hopkins
Nicholas Wallace
Walter Davis Esqrs & Gent Justices
Smith Lofland

Ordered that the Court be held in the Clerks office on Thursday the 21st Instant and on the day after the first Thursday in September & October next at the Court House

Ordered Nicholas Stephens Merchant agreeable.

Ordered John G. Irving & P. Wright. Merchants agreeable.

Ordered Smith & Shoemaker same same

Ordered Mayson & Reghard same same

Ordered Weir & Lemmon same same

Ordered John Koontz & Lewis Offices Inspector & Coroner Merchants agreeable.

Present William Herring.

Ordered Green & Coffman. Jacob Martin Esqr

Ordered Jury Sworn to wit

Charles Lofland (Foreman) Philip Coontz Jacob Lynch. John Howell John Crotzer Henry Eyrich Edward Wallace Casper Heim, Willis Tyler, John Baker John Moore, Jacob Custard Adam Plowe, Adam Heim Robert Rutherford Martin Hyle & Jacob Kepler, who retired their Charge and Returned from the Bar to consult on their Presents and after some time Returned and made the following Presentment Viz Present &c and also the following Indictment of the Court & Grand Jurors. Against Daniel Boone, and Owen Sullivan Defendants in Custody of the Sheriff — Ordered further Process & Day to the Defendants

Shroppe vs Johnston Ephraim Hopkins L.B.

Statp vs Capt John Funk L.B. Pay. Bonnier

Counth vs L. Miller upon a Recogy. Deft appd
No Prosecution — the Defendant paying all costs.

Counth vs L. Felts upon a Recogy for a breach of
the Peace on the Complaint of Anthony Felts. the
said Defendant personally appearing in Court, and
being heard it is Ordered that he be bound to keep
the Peace and be of good behaviour for one year and a day towards
all the Good Citizens of this Commonwealth. that
is to say the said John Felt in the sum of $30 Dollars
and five Security in the sum of 30 Dollars each — Whereupon
he enters in the sum of 15 Dollars each — Whereupon
the said John Felt with Gordon McWilliams his
Security, entered into a Recognizance according
to Law.

Matthews vs Funks. By consent of the Parties
their attorneys, this suit is referred to the friendly deter-
minations William Dunlap, Joseph Bonnet
George Christmas and their award to be made
the Judgt of this court.

Shuler vs Counts On the motion of the Comptt by
his attorney, Order Survey on the Lands in Dispute, on Giving
the Defendant Notice of the time

Ordered that Ezekl Harrison and Jacob Harrison
Jun. be appointed to settle the estate & account of
Elizabeth Hathaway Decd and make report to the
Court.

Supp v Reder Carell Alexander Wood £ 13 for
said Reder — 582 (582)

Snyder v Reder Geo Rowland and William
Sprinkle £ 13.

Shuler v Overholtz & C. Coontz £ 13 for said Over-
holtz —

John Barnet a Witness for Crown v Gilcomar
allowed 1 days attendance

Salvage v Glasgow, John Barr £ 13 Office
Judgt set aside Past Session

Present George Denton Esqr

Carthew v Chapman upon an Attachment
The sheriff having returned execution on
5 head of hogs & Judgment & Costs Thereon
Per rule Int Costs, and order condemnation and
order sale as the Law directs —

Longle v Maggots & Conrad Hanstayer £ 13

The same v Lelley & the same — same

Coroner v James Denton Esqr Sworn to try the Issue
to wit, Adam Casper, Michael Deck, David Wolfe,
Robert Grattan Casper Mefford, John Malone, Isaac
Ewon, Samuel Laney, Lewis Sweem, Peter Brown,
John Rowe & Charles Fox — Verdict Guilty & Judge
as the Law directs —

Coroner v Shedden Disagreed to Prosecution

Coroner v Daniels Adjd by Return

Dick v Baugher, Continued Defendant

Baugher v Dick cont. Plaintiff's cost not to be set Plain on the Docket

Sub v Poage a Witness for Dick v Baugher allowed 1 Days attendance Hearing 20 Miles Travel in Returning —

~~Smith v Lodge Motion Sustained~~

Smith v Downes. Upon Agreement. The Defendant Personally appear in Court and confess himself Guilty and agrees the Case the offer to the Court, who affixes his fine 1 Dollar Costs —

Rumsey v Defendt Notice Proved Judgment ~~Case~~ the cutting awarded as to Wind

Salvage v Varner Notice Proved Judgment Case then awarded —

The same v The same — same

The same v The same — same

Smith v. George Argubright upon Presentment of the Grand Jury this day for Forgetting, the said Defendant Personally appeared in Court, and agrees to submit the Matter ~~to~~ to the Court, who affixes his fine to 1 Dollar & the Costs — (Paid)

~~Case to stand for the Court~~

On the Motion of Defendants Counsel Rayon is awarded his Supersedeas and upon acceptance of

Ryt that the Court be adjourned until to Morrow Morning 9 Oclock

W. Herring Clk

Wednesday Court 1803. (584)

At a court continued and held for the County of Rockingham the 17th day of August 1803.

Present William Perry
Ezekiel Harrison } Gent. Justices
George Mustoe }
George Bowie

Smith vs Shoemaker, Judgment confirmed as per Recognizance, Costs. (Money this day paid for Plaintiff's use)

Rager vs McWilliams Dismissed agreed.

McWilliams vs Rager Dismissed agreed.

Minton vs Minton Court.

Dunkerson vs Roads Court

Pickering vs Smith Court award.

Phifer vs Kuvier Court award.

Saxon vs Ireland Dismissed award.

Yancey vs Petty Dismissed as per confession Costs.

Rader vs Shafer Office Judgment set aside Payment for Security Harrison

Smith vs G Mallow. M. Harrison Jury sworn to try the Issue to wit, Jacob Kyle, Charles Lofland, John Lincoln, John Cathrea, Conrad Armbarger, Benjamin Smith, Alexander Graham, David Caldwell, Henry Bear, Henry Bear, Jacob Bear, Jacob Bear Verdict Defend and Costs Judgment, as the Law directs.

Salvage vs Saunders Samuel & William & Henry
Defendants & Office Judgt set aside Plaintiff Costs
Ranby vs Gee & Williams, Samuel & William & [illegible]
Parks vs Berry Office Judgt set aside Demurrer
agreed —
Ogt Shuler, who was fined for non attendance
Upon Grand Jury, at the last Court, Personally appear-
ed in Court this morning heard & it is ordered that he
be acquitted & discharged from the same
Ogt Ellerton vs Berry The same
Bagley vs Ryall Plaintiff to have and Judgment
confessed for £15 & 15/. & Costs severally —
Present Archibald Richardson Gent.
Present Ezek Harrison Gent.
Counts vs Lokey upon a Present. The Defendant agrees
to Submit the matter to the consideration of the Court,
who assess his fine to Dollar and the Costs —
Present Layton Agnew Gent.
Counts vs Owen Southern. Upon a Recognizance
The Defendant Personally appeared in Court, in
discharge of his said Recognizance, and by his
Attorney Pleads not Guilty to the Indictment.
Whereupon, And it is ordered that the said Defen-
dant, enter into a further Recognizance for his
Personall appearance at the November Court next
to be held for this County, in the sum of £50 and
one security in the sum of £50 or two securities in
the sum of £25 each, Whereupon the said

Sp 1861 for adm[r]

Saml Edmonds Esqr a Witness for Deft in behalf attends 2 days attendance £1

Danl Carroll a Witness for Defendant adm Ireland attends 1 day attendance and 38 miles to court and the same in returning —

Cause at Issue

Pltf in person

Deft by Counsel

Cause set down for hearing

John Carthrae, Georg Rader, Jacob Baer, Mathias Amon, Michael Lohr, Jarvis Green, George Ehrisman, Davis Caldwell, John Holtzer, Casper Meffert, Evan Thomas & Alexander Graham Verdict in the following words to wit we the Jury find and the same is continued until the next Term for argument.

Absent ~~Charles Lewis~~ James Cochran Gent.

Henry Deene, Xavier ~~Martin~~, Joseph Moore Jas Gilmore, Joseph ~~Hall~~ Norton who was sworn & sworn to attend this days Service ~~and~~ was solemnly called but came not, It is ordered they severally ~~pay~~ pay their fine with his excellency the Governor in the Payment of 8 Dollars each, unless good cause be shewn to the contrary on or before November Court next

Salvage v. Hall Office Judgment set aside Payment for Security Bonded

Ordered that John Ferry for contempt to this Court in resisting an Officer in the execution of his duty, be committed to Jail and there remain until the rising of this Court this evening

Petit Jury sworn to try the Issue to wit John Carthrae, George Rader, Jacob Baer, Mathias Amon, Thomas Libley, Jarvis Green, George Ehrisman, Davis Caldwell, John Holtzer, Casper Meffert, Evan Thomas & Alexander Graham, Verdict for Defendant Damages

Owen Southey with John Baker and John Brown his Securities Personally appeared in Court and acknowledged themselves Indebted to Owen Henry Garrett Monroe Gover, in the sum of 100 Dollars that is to say the said Owen Southey in the sum of $50 and each of his Securities in the sum of $25. to be Levied &c

Yet upon this condition, that if the said Owen Southey shall be of Good behaviour to wards all the Good citizens of this County and shall make his Personally appearance, at the November Court next to be held for this County, then and there to answer an Indictment Preferred against him by the Grand Jurry, and shall not Depart thereof without leave first had by Law, then the above &c

Ordered a Grand Jury sworn to enquire of the Damages &c upon Benjamin Reighard Fabian Smith Casper Hefford, David Coffman, Abraham Pickering William Jackson, John Malone, Elliot Rathford John Green William Boland John Dowell and George Rader Verdict for Plaintiff Damages

Pickering v Frye Thomas Lasley S.B. Set aside Covenants not Broken Another Jury sworn to try the Issue to wit Benjamin Reighard Casper Hefford David Coffman, William Jackson, John Malone Elliot Rathford John Green, William Boland, John Dowell George Rader, Michael Lohr, and John Herring Verdict for Pltf and Jury mulct

Hopkins exhibits a Quarter Sessions Warrant
Pickering
Cochran Mathews a Writing for Pickering & Frey
attorneys 1 days
Williams Williams the same for the same 1 day
Abraham Pickering the same for the same 1 day
Jacob Pickering a Writing for Frey & Pickering
allowed 2 days attendance
John McVay the same for the same 1 day
Tobias Smith the same for the same 1 day
Smith vs Ireland. Plea of S. A. and Issue
Jury Sworn to try the Issue to wit George Reader
John Green Michael Cohn, John Cordell Eliab Potter
Jonas, John Herrington, Benjamin Brigham, William
Ireland, William Sanders, Benjamin Berry David
Coffman and Casper Mafford, and Verdict for the
Plaintiff and on the Motion of the Defendant a
New Trial is awarded him on his Paying the costs of
this day
Miller exhibits a Letter of Attorney from Sanders
Continued
Stover vs Turks action Case Defendant
Malcom vs Fawcett Plea of infra manus imparlance
a Sheff in the execution of his office - Gen Repl & Issue
Jury Sworn to try the Issue to wit Martin Coffman, John
Rouse, James Ellsworth Gordon Rogers George Peter
Mathias Arrow, Richard Rager, Michael Brown,
Michael Shaw, William Cochran, John Reese, and
Barkhart Myer. Verdict for Defendant Costs

Ezekiel Harrison a Witness for Plain ads Bate
allowed 4 days — Attendance
Christian Grove the same 4 days
William Mitchell the same 4 days
~~Parmenas Bonham the same 4 days~~
Henry Bonham a Witness for Bate & Plain
allowed 3 days attendance 18 Miles to and the
same in returning
Cyrus Smith the same — [illegible] 4 days and no Mileage
John Evans a Witness for Wilson ads Lawrence
allowed 2 days attendance

Dec. Rachel Bowen the same for the same 5 days attend
Thomas Lolley the same for the same 2 days
Croton & Gilmore ME set a nice of NG. Subpoena
ces & Sundries, Jury Sworn to try the Issue to wit
Abraham Brannaman, Casper Messner, Thomas Dolton
Joseph Green, William Beland, George Loftus William
Jackson, John Weaver, Edwin Nicholas Thomas Clifton
& Samuel Wire, Harvey & William Royston and
by consent the Jury is discharged until to
Morrow morning 10 o'Clock —.

~~On the behalf of Plaintiff~~,
W. Vance v B. Salvage
On the Motion of the Complt
by his attorneys an Injunction is Granted him
to stay all other Proceedings on a Judgment Recovered
by the said Defendant, ~~Complt~~ and the said Complt. entitled
the matter shall be heard in equity on his entering
into bond and Security in the Clerks office in the
Law Court —

The same v The same same

597 (597)

Ord that the Court be adjourned until to morrow morning 9 o'Clock—

Ejd Barnes

Friday the 10th to wit

At a Court continued and held for the County of Rockingham the 11th day of August 1807.

Present

Peter Valentine
Charles Lewis
James Bochman & Ejd Sexton
Smith Lofland

Esqrs

Mellen a Standlow Complainant Deceased arrested and answer filed General Replication Order Dedamus—

Present William Fleming Gent

Crotzer a Gilmore Plea same Jury as in Yesterday — and by Consent, Nedrick Nichols one of the Jurors in this Cause is withdrawn and the Cause Continued —

Parsons a Green Jury Sworn to try the Issue to wit John Mountz Jacob Crotzer, Nedrick Bochman, John Carbrick, Thomas Dunkinson, Benjamin Lewis, Stephen Conner, Joseph Crotzer Abm Mowry, John Crotzer, Jacob Keslew and Charles Strother, Verdict for the Plff for 1 cent Damages, Judgment for Cost. The Court being of the opinion that the title and Boundary of the Land was in Question—

592 (593)

Evan Thomas & Witness for Harrison v Green
allowed 3 days attendance

Henry Shank the same for the same 3 days—

Abraham Brannan the same 3 days.

Martin Earhart who was Given for Non Ellen days
at last court sworn as a Grand Juror, and being here
It is Ordered he be acquitted —

Bolton v Brabston on the Motion of the Pltff by his attorney leave is Granted him to withdraw his Replication. Whereupon it is Considered that Plea be Barred & that the Deft recover against the Pltff his Costs by him about his defence in this behalf expended and the Pltff in mercy &c. and the cause is remanded to the Rules for further Proceeding to be had thereon and to follow the record

The Court do not proceed to the Final Determination of this cause and on the Motion of the Deft by his attorney leave is given them to amend their Plea —

Brabston v Bolton

Daniel Thomas & Witness for Brabston vs Bolton
continued 2 days and Returning 65 Miles to Court and the same in Returning —

Brabston v Bolton continued —

Shafer & Ux

Arnon v Shafer continued Defendant,

Charles Lewis & Witness for Arnon v Shafer allowed
3 days attendance 4 days.

John Carter the same 2 days

Benjamin Lewis the same 6 days. (Capt Edmonds)

Reuben Hutto the same 3 days. (in Trespass)

Reps v Carpenter cont.

Marshall v Augustine cont.

Marshall v Carter continued

Simon Sons v County cont.

John Sellers & Witness for Simon Sons v County
allowed 4 days attendance.

Jacob Buta [illegible] a Witness for Adam a Shafer
allowed 6 days attendance (In Cash)

Martin Pellery a Witness for McGivern a Kelly
allowed 2 days attendance

Michael Deck the same 2 days.

Ann Pellery the same 2 days
Stephen Conyer the same 1 day
Chrisman to Given Continued

Salvage a Lessee Off in Judgment set aside Payment
for Security Bowden

McKibben a Brookhauser cont

Long a Whitzel cont

Shafer a Simon cont

Jacob Kerlen a Witness for Hepner a Shindle
allowed 1 days attendance Starting 25
Abler to cont and the same in Returning

Ireland a Mahoney Jury Sworn to try the
Issue to wit Thomas Gordon, Robert Davis
Ethel Rethers, Anthony Shultz, Michael Horn
John Black, Thomas Berry George Siter Peter
Winters, Harry Bear, George Berry & Jacob
Harshbarger, Verdict for Defendant

Judgment

George Berry a Witness for Kratzer a Gelsinger
allowed 7 days attendance

Daniel Bero a Witness for Herrington a Shafer
allowed 6 days attendance (in Cash) 5 5
William Boland the same 3 days 3 8
Jacob Harshbarger the same 3 days

595 595 595

John Hoover a Witness for Mahaney on
Richard allowed 3 days Attendance
Abraham Davis the same 3 days and Travg
38 Miles to and the same in Returning

Ordered
accordingly

Ord that the Court be adjourned until to
Morrow Morning 9 o'Clock.

Wm Herring

Saturday 6th Mch

At a Court continued and held
for the County of Rockingham the 29th day of
August 1805.

Present, William Herring
Asher Wallerman
Smith Hoffman &
James Cochran & } Gentlemen
Archibald Rutherford

Graham in Case decided Order Publication Returnable
to November Court next

Recognizance Richard Hatton Charles Hoffman & S. B. Officer
Judgment nisi & scire Fac. 1st Day of Sitting

Ireland v Hopkins Fire with Costs

Martin Earhart a Witness for Hollon v Bradshaw
allowed 3 days Attendance

Davis v Daniels & Upon an Injunction
This Cause came on to be heard
Upon the Bill answer and exhibits and the arguments
of Counsel on both Sides and it is ordered adjudged and Decreed that
that the Injunction be made perpetual as to the

Amount of Damages recovered at Law and
the dispute as to the costs and that the
Defendants recover their costs ~~of suit~~ expended
in Defending this injunction

Mr Bishop & Ors ~~&~~ Ors upon an Injunction

This cause coming on to be heard upon
the bill answer &c and the argument of the Counsel
on both sides, It is ordered adjudged and Decreed that
the Injunction be dissolved with Costs —

Penn & Weber continued

Shafer & Quick continued.

Cann & Sundry ors continued.

Layton & ~~Ors~~ Lewis Cook

Herring exor & Herring admr continued.

Berry & Hamilton & Ux Chancery.

This cause coming on to be heard
upon the bill answer and Sundry Depositions and the
argument of the Counsel upon both sides, It is ordered
adjudged and Decreed that the said bill be dismissed
with Costs —

John & Harrison continued

Shepherd & Kessell continued.

Penn exor & Bell William Herring & Wife.

Bagley & Kephart Ux Chancery.

This cause coming on to be heard on the
bill answer exhibits, Report of Commissioner and
argument of Counsel, on both sides, It is adjudged
and Decreed by this Court that the said Defendant,

Christopher & Henry Kephart, Charles Spreaker and Henry Armentrout, his securities do pay to the complainant the balance of the Personal estate coming to them, of £2 11s agreeable to the report of the Commissioners, and that they also pay Henry Kephart the balance of his share to wit £8 13s 9d and that the said Christopher Henry Kephart, and Ann Kephart do pay them the said Complt the sum of £10 15s 9d the amount of the Profits of the land, agreeable to the report of the said Commissioners, and it is further ordered and Decreed that the Division of the land as reported by the said Commissioners and the Plat & Reference to the said report, be established as the Permanent division between the said heirs and that the widow's thirds remain to be divided between them, after their death. and that the Defendants Christopher Henry & Ann Kephart, do pay the costs of this suit to the Complt

Rush & Keith vs Lowry, In Chancery.

This cause came on to be heard and Decree Sealed.

Ord that the same be Confirmed unless the 2nd Tuesday in September next. Wm Harwood

Sunday to wit 585 (6585)

At a court held for the County of Rockingham the 13th day September 1687.

William Herring
Present John Ewen
Joseph Barter } Gent
Watta Davis

On the Motion of Michael Brown Pl it is ordered that a Deed from Aron Lea to said Brown he which was Proved by 2 Witnesses some time ago and ordered to lye for further Proof. be now admitted to Record the Commissioners thereto annexed

An appraisement bills of the estate of John Fridyon Deceased returned & R

Ditto of G. Earhart estate the same Presented to Court & R

Ditto from Shoemaker to Woolf acknowledged & R

Ditto from Shoemaker unto P. Richie Proved by Jacob Bechy one of the Witnes thereto

Ditto from Smith sworn to J. Conner Proved by Elsner deceased William Sandy 2 Witnesses thereto. & R

Ditto from Cooke to Warner acknowledged by John Cook atty for P. Cook & M. Cook. R. Cook by Jacob Gotwals Deed and acknowledged by the other [illegible] which together with the said power of attorney is R

Deed from E. Hopkins Exr to G. Gilmore acknowledged & ORR

Deed from G. Spears Exr to Da Spears Proved by 3 Witness thereto and acknowledged by his exrs he being formerly examined & ordered to be certified to the County of Lincoln in the State of Kentucky as the Law directs

The same to Jacob Spears the same

The same to John Spears the same

Deed from McKinney to Bowman further and fully acknowledged by said McKinney ORR

Ditto from Bowman Exr to McKinney acknowledged as first acknowledged ORR

Ordered that Ezel Harrison & Josiah Harrison Gent. be appointed to settle the estate account of Eleazer Walker may be recorded and make Report to this Court

Deed from Rowland Exr to Penn. acknowledged as first acknowledged later ORR

Ditto from J. Pugh Exr to D. Gaines the same same

Hopkins to Lofland agreed.

Deed from D. Bowman Exr to Rife acknowledged as first acknowledged later ORR

Ditto from T. Shackleford Exr to Eleazer further and fully Proved by the oath of A Waterman & Certified.

Deed from Minto Exr to P. Miller acknowledged ORR

Deed from Zitty etux to Weyl acknowledged and rec

Ditto from Weyl to Zitty acknowledged & rec

Ditto a Deed of Trust from the same to the same same

Deed from Reuse dec to Wolbert acknowledged & rec upon acknowledgt taken & rec

Deed of Relinquishment from M. Dabney Jer dec to A Watterman. Proved by Michael Garber Jr. Abner Porter and Joseph Faucett. & Motion thereto & Certificate to the Court of the County of Lincoln in the State of Kentucky by the Law

Decree—

Present Josiah Harrison Gent.

Ordered that John Bartle be appointed Surveyor of that part of the Road whereof Jacob Eversole was late Surveyor & in the Room of the said Eversole and that they cause Thomas be appointed to work on the said Road be allotted him for his Gang &c

On the Motion of Lewis Snider, It is ordered that William Price, Adam Price, Andrew Kelley, John Harrison, or any three of them of whom Lewis Snider shall be one, be appointed to View that Part of the Road leading through the lands of the said Snider and that they also View the way proposed by the said Snider for the said Road to be turned & that they make Report of the conveniency

Esq. and in consequence thereof the said Sheriff
Returns to the Court as the Law Directs

Court v B. Thompson. Who was committed to the
Gaol of this County. For a Breach of the Peace on the
Complaint of Patrick Butler. Parties heard
and ordered that he be continued on a Recognizance
with the next Court, in the sum of £40. that
is to say the said Defendant in the sum of £20 and
two Securities in the sum of £10 each, which
the said B. Thompson with W. Pierce and Daniel
Blackburn. his Security. Personally appeared in
Court and acknowledged them on a Recognizance
as the Law Directs. for his appearance at the next
Court &c

Settlement of the estate of Mary Hannyard
Dec'd Returned & R.

Ordered that Aaron Cochran and Archibald
Patterson Esqrs be appointed to settle the
estate of Jacob Bowser Deceased and make
Report to the Court

Deed from Relinquishment from Sullivan to Stephen
acknowledged & R.

Court v Strong Dismissed no Prosecutor.

Ann Kephart v C. Kephart, upon an attachment
Charles Sprecher Sworn & Garnishee Declares
he stands Indebted unto the Defendant, Eight
and after Deducting the amount of his Costs the said
Defendant which is $10.97 Cents Judgment is Granted
the Pltf. for Eight 10/97. the cost of the Claim with Costs
Costs. and that the said Garnish pay the Debt

due in his hands as alleged and that the same
executor before the Return &c

Comm to Smith exon upon an Injunction
Dismissed agreed.

P. Green vs J. Green Dismissed

Deed from Kephardt to Sailor acknowledged sup
acknowledgment taken &c

Suit vs Earnest Dismd agreed

Leonard vs Lobe same

Deed from Smith &c to D. Morgan acknowledgt
&c

Deed from G. Carpenter &c to J. Carpenter acknow
-ledged supra acknowledgt taken &c Order to be
Certified to the Court of the County of Lewis in the
State of Kentucky as the Law Directs

On the motion of Abrah Sanderman
for leave to Build a Dam across Little
Sandy on the North branch of Tygarts Creek to the lands of
one side the Bed whereof he owns
to himself on the south and the
land on the other side to Andrew
Moore a Writ of adjoud Dam
is awarded him to be executed
on Giving all of the Parties
Notice of the time of executing the same

Deed from Isaac Mann dec to W. Bryant acknowledged & ordered to be recorded

Same from Bryant ven to Mann the same

Ditto from Smith dec to Mann acknowledged & ord

Britton v Thompson on Act for Rent

This day came the parties by their attorneys and it is considered that the Plf have Judgment for his rent amounting to twenty Dollars due the 13th day of April next, and that the Sheriff sell the property attached as the law directs, unless the Deft immediately enter into Recognizance with sufficient security for the payment of the said twenty Dollars on the said 13th day of April next. Whereupon the said Benjamin Thompson with John Boyer his security entered into recognizance accordingly, whereupon and the Sheriff returned to him the property so attached

The last will and Testament of John Mideek Decd was presented in court by Margaret Mideek the executrix therein named and the other executor personally appears in court and refuses to take upon himself the execution thereof, and the same being proved by 3 witnesses sworn to & R. and on the motion of the said executrix who with security entered in and acknowledged them in the Penalty of $1000 Conditioned as the Law directs a certificate is granted her for obtaining a Probate thereof in due form And it is ordered that Joseph Aldaffer, George Hunter, John Kepplinger & Jacob Keplor, or any three of them being first Sworn by appointed to appraise the said estate & Make report to the Court

Deed from Hamilton dec to John Mc Arron acknowledged & order accordingly & ordered to be recorded in the County of Perdido

603 604

Deed from Rachel Hen to S. Stone acknowledg
Dupa acknowledg taken &c

Ditto from the same to Norman the same

Ditto the same to Frost the same

The Last will and Testamenta of Nicholas Bigh Decd
by John Pryor the Executor therein appointed
was Proved in Court and Novid by Henry Penn
one of the Witness thereto & Certifyd and it is ordered
that a commission do Issue to the Chief Magistrate
in the County of Franklin in the State of Penny
vania, to take the Deposition of Jacob Burkhd
-ser, one of the Subscribing Witness thereto
said Will and that the same be Returned to
this Court &c

Ordered that Samuel Glynn be appointed Constable
-ble in the Room of Henry Sipe and that he
Qualify as the Law Direct

Deed from Benjamin Hen to B Lyke acknow
-ledgd Dupa acknowledgd taken &c

Deed from Benjamin Hen to S Miller further
and fully acknowledged by B. Berry, Dupa acknow
-ledgd taken & Orderd to be Certified

Samuel Chandler Esq for Wm Harrison Returned
into Court, a Poll taken of the election of a Justice
of the Peace for the Town of Harrisonburg, in the Room of Thomas Scott. Resigned
which is ordered to be Recorded as the Law Directs

Ordered that William Carpenter a Base born Child
of Ruth Carpenter be bound by the Overseers of the Poor
unto Peter Archer, to learn the trade of a Saddler &c

Ordered that the petition of William Lord Charles Bryant, Isaac Hook & Mary Riley, exrs. of Isaac Brooks to have the tracts of a Manner in the Law Deeds —

Ordered that James Cochran & Archibald Bethune Gent be appointed to settle the estate & c. of Thomas Campbell Deceased with the adms. and make report to the court —

Ordered that George Hunter and Jayson Yancey Gent be appointed to settle the estate & c. of Jacob Penn Deceased with the administrator and make report to the court

On the Motion of Humphrey Key. It is Ordered to be certified to the Auditor of Public accounts that he obtained no ordinary license for the year 1800. he having produced the same to the satisfaction of the court

Absent William Deering Gent

A Deed of Partition Between Charles Lewis and Benjamin Lewis acknowledged. Ordered to be Certified to the Court of the county of Monroe as the Law Directs —

Court to Fulwiler Cont

Court vs Harrison upon a Recogz Cont.

Same vs Hunter Cont.

Miller vs Taylor upon an attachment Cont.

Bates vs Loftis admr upon a Sum Cont.

Smith vs Davis admr ... Continued ...

Peirce v Huber upon an Injunction cont.

Shaffer v Zuck same ——— cont.

Ayres v Lewis same ——— cont.

Ordered that all the Petitions on the Docket which have not been called, be continued —

Samuel McWilliams Produced in Court his account of his Services for Two calls in Court held in the year 1804. 1805. which was examined and allowed by the Court and Ordered to be certified to the Auditor of Public accounts. as the Law Directs —

Ordered that John Ewen. Gent late Sheriff pay unto M. I. Garnett Deputy Clerk. 33 Dollars 95 Cents for Blank Books & a Press furnished for the use of the Office — out of the Depositum for the year 1795.

The Plat and original title Papers of Benjamin Harrison, being Returned into Court together with the Inductive Survey made thereon by the Surveyor of the County, and the Court having seen and examined the said Survey with the said Title papers, and heard the objections of Alexander Henry alledging that he had an older entry for 371 acres of the land included within the said survey than the entry of said Harrison and after hearing arguments of Counsel thereupon overruled the said objections, being of opinion that the said survey is just and reasonable and it is Ordered that the same be certified as the Law directs

609. 610

Edwin Nichols Esq. for John Ewer Gen Proc
-ees and account of his Survey. for Summoning
a Jury &c on the Land of M. Stonestreet when the
same was escheated, and the Court having examined
the same do order it to be certified as the
Law Directs —

An the Motion of Peter Waterman Esq. it is ordered
to be certified by the Auditor of Public accounts
that he is charged with Five Tracts of Land to
wit 16,000, 25,000, & 20,000 acres which he was
Credited by him to Coleman &c in the year 1793
as appears by the Commissioners books and which
said Tracts of Land has been ever since charged to
the said Waterman, & as also to the said Coleman
and that the Commissioner now state the same
from off his books which he was to the
said Waterman &c —

An Inventory of the estate of Sarah Hoard
Decd. returned &c —

On the Motion of John Koontz & Andrew Bowman one of the heirs of
it being Proved by David Bowman Dec'd. Surveyor
David Bowman Dec'd, that the Original Plat & Certificate of Two Tracts
of Land lying in the County of Washington
one for 600 acres and the other for 20 acres —
made in the name of the said David Bowman
is lost or mislaid, so that the same cannot
now be produced, it is Ordered to be certified to the
Register of the Land Office —

Ordered Recognizance to Ray &c. upon a delivery bond
Stolen Property Agreed

Ordered Coffman to Ignore &c. the same same

Ordered Abell to Phelps the same same

Ordered Harris to Ignore &c. the same same

Ordered Mosher to Moore &c. the same same

Ordered Graham to Miller only. the same

Ordered Ignore to State &c. the same

Ordered Kyle to Hopkins &c. the same

Ordered that the Court be Adjourned until to
Morrow Monday 8 o'Clock

Layton Yancy

Wednesday the 18th

At a court continued and held for
the County of Rockingham the 16th September 1801.

Present Layton Yancey.
John Wayman
Charles Lewis and
Samuel Coleman
} Gent Justices.

On the Motion of Samuel Gay, It is ordered
to be certified to the auditor of Public accounts that
he did not obtain ordinary Licence for the year 1800.

Samuel M'Williams Produced in Court, a Location Made by Alexander Herring Surveyor of this County for 1000 Acres made on the 5th day of this instant, which is in the words & figures following to wit By Virtue of a Land Office Treasury Warrant No. which is Ord to be Recorded

Joseph Fawcett Ds for Benjamin Harrison Gent,
Returns a list of his Delinquents in the
Revisin County Warrant for the year 1800 which
was examined and allowed by the court & he having
made oath thereto as the Law directs —

Daniel Rager the same in the Revisin Fees for
the year 1800 same order —

Ordered that Henry Gambrill be appointed to Buy
a Sufficient Number of Window Glass for the windows
of the court house and have the same Glazed in
Compleat order, on or before next court, and that he return
an account of the expences to the next court, —

Benjamin Harrison Sheriff of this County Produced an
account for Summoning Several Each court he [illegible]
year 1801. which was examined and allowed by the
Court and ordered to be certified to the auditor of
Public accounts —

Ordered that Asher Waterman be appointed to procure
for the use of this county a compleat set of Weights and
Measures according to Law, in the room of Andrew
Shanklin Gent and that Samuel M'Williams who has in
his hands 50 Dollars which was levied for that purpose
pay the same unto the said Asher Waterman —

Ordered that the Sheriff pay Asher Waterman Gent
$60 Dollars out of the Depositum for the year 1800 for the
purpose of Buying weights & Measures and that so much
of the order made at February court last as to paying that
sum to Andrew Shanklen be [illegible] Extended —

Ordered that the court be adjourned until the 3d Tuesday in
instant Next.

Langston Clerk

Tuesday to wit

At a court held for the county of Rockingham the 20th day of October 1807.

Present.

William Herring,
Layton Yancey, John Ewin and Josiah Harrison. } Justices.

Deed of Relinquishment from D. Miller &c to C. Miller acknowledged and order to be Recorded.

Deed from Huffman &c to P. Armentrout acknowledged with acknowledgt taken &c.

Ditto from L. Huffman to L. Stoner the same same

Ditto from D. Sudith &c & Knutson &c. acknowledged by the Parties hereto as to Sudith & Mitchell & Catherine Knutson &c. and Proved by 3 Witnesses as to Mauro &c.

Ditto from Noland & Cook &c to Noland acknowledged by Cook with and order to be Recorded.

Ditto from Whetzel &c to M. Conrad acknowledged with acknowledgt taken &c.

Ditto from Julian Pottram &c to the same same

A Letter of attorney from Bowen to Barton further proved fully proved by the oath of B. Lewis one of the witnesses thereto &c.

A Deed from Smith &c to Conner & Proved fully by the oath of D. Harrison &c

A Deed from Harrison Lee to W. Sprinkle acknowledged and ord

A Deed from Bowman Croom to D Bowman acknowledged by Jacob Rife one of the exors and Proved by 2 Witnesses as to the other exors 1812

A Deed from Bowman Lee to J Rife acknowledged wife acknowledged wife acknowledgt taken 1812

Ditto Long Lee to P Whisman the same same

On the Motion of James Hoard administrator of the estate of Wariner Hoard it is Granted him, he having entered into bond and Security in the Penalty of $1000. Conditions as the Law Directs.

A Deed from J. Perry Lee to J. Bowman acknowd and certified from the state of Pennsylvania as the Law in case to be Recorded.

Mary Elliott widow of Christian Elliott Decd Personally appeared in Court and Relinquished her right of administration to her Husbands estate - And on the Motion of Margaret Hillburn, administratrix of the estate of the said Christian Elliott is Granted her, she having with Security entered into and acknowledged bond conditions as the Law Directs And it is ord that John Riddle, Paul Bustard Jacob Miller & Michael Baker or any 3 of them being first sworn do appraise the estate of the said Decedent

A Deed from Harrison Lee to W. Sprinkle acknowledged 1812

Ditto from John Vance Lee to D. Fisher acknowledgt Wife Acknowledgt taken 1812

A Deed from G Winters Exr to J. Fisher acknowledged
& wife acknowledged Letters &c

Ditto from C Rowan Exr to W Cuff the same

Ditto from Showalter Exr to J. Fetzinger the same

Ditto from J. Stair Exr to W. Carpenter the same

Relinquishment of the wife of B Brown to all Mrs
Returned &c

A Deed of Trust from Dafler to Mayo acknowledged
in the county court of Augusta and Certified &c

A Deed from G Carpenter Exr to J. Patrick acknow-
-ledged wife acknowledged Letters &c

A Deed from J Brown to J Hayes acknowledged &c

A Power of attorney from W. Marshall &c to
Henry Barlow, was acknowledged in the State of
Kentucky and certified as the Laws Directs to be
to be Recorded

A Deed from Miller Exr to J Showalter Proved by
Swithup thereto and the Commission and Verification of the wife Returned &c

Adam Pence orphan of Jacob Pence Dec'd came
into Court and made choice of John Pence as his
Guardian who with Security entered into and
acknowledged Bond as the Law directs.

Mary Allongar Widow of John Allongar Dec'd came into Court and relinquished her right of Dower to the Estate of her said husband and Martin and John Allongar
sons of said Allongar also personally appeared in Court and waved their right

of a Marriage Settlement of the estate of the said John Glenny Deceased. Mary Glenny Widow of the Mother of Henry Glenny and Harmon Hughey Administrators of the estate of the estate of the said Deceased & grants them Letters with Security entered into and admonished bond &c and

It is Ord that John Hammer, Henry Cook, Stephen Connor & John Sellars or any 3 of them having first sworn be appointed to appraise —

Due from Mathew Lee to Williamson admonished and Ord

Due from M. Kingsmore & Connor admonished & Wife admonished taken Ord

On the Motion of William Smith. It is ordered that a Certificate be given him for 1 year, on having complied with the Law in that case made and provided.

Samuel Glynn Personally appeared in Court and took the Oath of a Constable on the Law Levels —

Present E. Harrison & M. Davis Esq.

Settlement of the estate of Thomas Lewis Deceased Returned Ord

Due from Alexander Lee to Alexander Graham. Proved by 3 Witnesses thereto and the Commissioners Report examination &c

Due from Relinquishment from Sellars Lee to Stephens admonished wife examined taken Ord

Ditto from Connor Lee to A. Graham the same

Bill of Sale from A. Lawrence to John
Mix Brown by 2 Witness Ack

Deed from M. Reed &c to S. Reed acknowd
before acknowledgt taken Ack

Ditto the same from Reuben to I Ryger the same

Upon the Petition of Samuel Miller &c for a
View for a new way for a road
from Samuel Miller to the Mud creek alleging
Inconv. It is Ordered that John Ewen Reuben
Harrison, Samuel Barnes & Adam Fredenys
or any three of them being first sworn be appoin-
ted to View the said way, as also the old road
as it now runs and make Report of the conveniency
-ies and inconveniencies attend the same thereof
to the Court Court

Deed of Grant from Thomas Harrow to Jane
Sophia Brown by George Baxter one Witness
proved Ack

Deed from John Grimes to Leonard acknowd
before acknowledgt taken Ack

Ditto from Leonard Grimes to W. Grimes acknowdgt.
and ordered to be Recorded

William Brown Produced in Court a commission
wherein he is appointed an ensign in the 2d Battalion
of the 58th Regiment of the Militia and he having taken
the oaths Prescribed by Law is ordered to be Certified

Ordered that Asher Waterman, James Collins & Richd Adams
Robertson Gent or any three of them be appointed to settle the estate
of Nathaniel Harrison dec'd and make Report to the Court

A Commission to Inquire examination of a Lunatic wife to R. Mayor
Returned 1812

Ditto from the same to John Mercer the same

Deed from Campfield & Wife to Same acknowledged
& ordered to be Recorded

Deed from J. Funk &c to G. Vernon acknowledged
& to be Recorded taken 1812

Court v Benjamin Thompson upon a Recognizance
for a Breach of the Peace &c

The said Defendant Personally appear-
ed in Court in Discharge of his said Recognizance
and being heard, It is considered by the Court that
he be discharged. and that the Deft Recover his Costs

Court v Ludwick continued Deft

Court v J. Harrison upon a Recognizance
Continued for Defendant

Miller v Taylor upon an attachment Continued

Ordered that the same
Ordered that Henry Smith, Benjamin Smith Geo.
Hunnicutt Moses and John Beach or any 3 of them
being first sworn to View the way for a Road
the Nearest best and most convenient way from
some Publick Road leading to the Court House of this
County to the top of the North Mountain so as to
Meet the Road to be Viewed in Pendleton County
and make Report to the Court

On the Motion of Henry Cooke Surviving Executor of Henry Cooke & John Purkay Executors of Andrew Hudlow deceas'd & Evan Thomas Executor of Rees Thomas dec'd. which Andrew Hudlow & Rees Thomas were Securities for Darcus Robertson Executrix of David Robertson the elder who had been admi:nistrator of David Robertson the younger, in a Bond given by her as administratrix of the goods & chattels of the s.d David the younger which had not been ad:ministred on by the said David the elder. A Summons is awarded against the said Darcus to appear here at next December Court & give them Counter Security or shew Cause to the contrary.

A Deed from M Coy Recorder and Jane Quinn to M. Blair acknowledged by Quinn and Proved by William Cochran Esq. and John Eversole. 2 Mesuages Hundred £12

A Deed from J. Smith to M. Blair Proved by John Stair and James Quinn 2 Messuages Hundred £12

A Deed from M. Blair Esq to John Stair acknowledged by wife acknowledgment taken £12

A Deed from A. M. Brown Esq to John Koontz acknowledged by and a commission & Privy examination of his wife returned £12

Counts

Peter Hunton } Upon a Recognizance.
Complaint of Mesheck Hunton } For a breach of the Peace on the

The said Defendant Personally appearing in Court in Discharge of his Recognizance, and being heard it is Considered by the Court, that he be Discharged and that the Defendant Recover his Cost.

Deed from M. Lewis to Gideon Hollyman
acknowledged &c

On the Motion of David Hoffman, and he
having Proved etc for leave to make a Plat
and ordered Survey of his land lying in this
County and he having Proved as to Andrew
Bell and Henry Sellers and Stokes being compet.
by Asher Waterman and having complied with the
Law in that case It is ord that he have leave
to make the said survey as the Law directs —

Reeves exr v Snyder & appeal. & Stokes on abond.
Stokes Proved & Judgment

A. Funk v Sherrer & the same same for the
(use of B S.)
B. Myers v Porter & the same same
Ireland v Hoffman & the same same
G. Blair v Hoffman & the same same

Ordered that the Court be adjourned until to
Morrow Morning 10 Oclock — Wm Lewis

Wednesday to wit

At a court continued and held for the county of Rockingham the 11th day of October 1804.

Present { William Herring, Andrew Shanklin, Josiah Harrison } Gent Justices
Smith Lofland.

Tracy v Phillips Case Ptt

Hawkins v Grove 2 Petitions case Ptt

Hoyner v Sharp continued

Judge v Bowyer same

Savage v Priddy Do Judgmt as to Amercement and Scire facias and abate as to the other

Whitzel v Harrow Dismiss the Plaintiff not Prosecuting thereof with

Present Archibald Robertson } Gent
Absent Josiah Harrison }

Conrad v Yates continued for Defendant

Brumfields v Woolf Do Remit agreed

Harrison v Butler abates by Return

Harrison v Smith Case

Fifer v Sweem Defendant call. Case 2 Petitions

Rolston v Hopkins Dft call Judgmt Per note

Baker v Sweem same 2 Petitions same

Stafford v Harrison same 3 Note same

Daly v Sweem same 2 Note same

Present Jacob Harrison 6 Js (6 Js)

Absent S. Lofland Esqrs

Harrison ats Harrison & Judgmt per note Suit & Costs

Elliott ats Repeal Plea of Statute of Actions & Issue Hond

Rodston ats Smith Judgmt per note Suit & Costs

Snider ats Rodman same same

Krieg ats Dickey & Judgment for $12, balance of note Interest & Costs

Porter ats M Vann Judgmt per note Suit & Costs

Marshburger ats Conner same same

Beaver ats Annets same same

Davis ats Burgen 2 Petitions Plea of Tender abandoned & Continued

Burgess ats Leonard Judgmt Per note Suit & Costs

Smith ats Zimmerman same same

Pettigrew ats Smith continued

Burns ats Ulzler N3.

Lincoln ats Green N3

McWilliams ats Hopkins cont.

Krieg ats Green Deft calls & Judgmt

Miller ats Roads same same

Koontz ats Zimmerman same

same ats McWilliams agreed

Barton v Loftus adm cont

Smith v Perrin adm cont

Etheridge v Evans et al Issue Given to ans answer of William Herring

Miller v Hamilton same same

Penn v Huber upon an Injunction cont

Shafer &c v J. Zeck same same

Yancey v Jenis same same

The Plat and original Title Papers of Joseph Cobyn, being returned into Court together with Survey made thereon by the Sheriff Surveyor of the county and the Court having examined the said Surveyor, with the said original Title papers and of the opinion that the same is just and reasonable and do order the same to be certified to the Register of the Land Office as the law directs

Joseph Morgan the same same

The Court proceed to lay the county Levy for the year 1802 as follows to wit

To James Allen Dist Attorney	853.34
To Benjamin Harrison Sheriff	25.00
To Samuel McWilliams Clk	25.00
	853.34

Ord that the same be continued to be

Ordered that John Ewen late Sheriff pay unto
Henry Hamilton Esqr Eight Dollars 25 Cents out of
the Exchequer for the year 1798 if so much be
due as per account

Ordered that the same pay unto Michael Brown
2 Dollars 50 Cents out of the Exchequer for the
year 1798 as per account

Ordered that the court be adjourned until the
3d Tuesday in November next

Wm Herring Jr

Tuesday Novr

At a court held for the county of
Rockingham the 15th day of November 1800

Present
William Herring
Ezekiel Harrison
Joseph Barker
James Beggs
Jacob Myers

Dunkerson vs Lt Leonard. John Ewen S. B.

Ordered that the Venire be set in the Clerks office
on Thursday the 19th this Instant and on the day
after the 3d Tuesday in December, January and February
next as the Law Directs

William Vance vs S. Vance & Benja Berry, Garnishee
Vance, & others Sample S. B. in 4 setts. Office Judgt
set aside pay Costs

Snider vs Deeds Office Judgt set aside pay Costs

Roads vs Zimmerman the same same

Pickering v Smith Judgment Pro award

Graham v Jeffrey Discharged

Smithson v Conner Same

Rule entered on the Motion of the Counsel by his attorney order Survey as the Law directs to be executed on the Plaintiff Giving the Defendant Reasonable Notice —

Grand Jury Sworn to wit

Charles Coffman Foreman William Smith, Thomas Williamson, David Hughey Lewis Stetson, Henry Eyman, John Crouse David Coffman Abraham Bloser, Nicholas Peery Abraham Bowser, Ulrey Sailor Jacob Kepler Samuel Lucky, Jacob Winters & Thomas Williamson. who Received their charge and Returns from the Jury to Counsel on their Presentments and after some time Returned into Court and made the following — to wit We Present We Nothing further appearing It is Ord that the same be Discharged and that Process Issue Returnable as the Law Directs —

Pr Guinn v Plaint Charles Mainer S. Fb

Krug v Eyman Abraham Brannan S. Boffin Judgment set aside Payne Sheriff

Swaney v Rourke Office Judgment set aside Dismissed

Courts v Z. Harrison upon a Recognizance
charge on the oath of Catherine Burgess as being
the reputed father of her bare born Child personally
appeared in court, in discharge of his Recognizance
and being heard the court are of the opinion that
the said Defendant be discharged to which opin-
-ion and Judgment of the court the Attorney
for the Commonwealth excepted. in these words to wit.

Courts v Harrison &c

Be it Remembered that John Crain & Z.
Prevost George Doke Gent & Archibald Atkinson Gent
Esquires George Hector Gent & Jacob Ryan Gent
Courts v Southern Jury Sworn to try the Issue
to wit Henry Clark Nelson Plaintiff
David Roberts Abraham Stilly, Jacob
Fent, Alexander Graham Robert Shanklin
Charles Chrisman, John Crotzer, Benjamin
Rayhart David Bowyer, and Samuel Dickey
Elected and by Consent and by Consent
Henry Clark one of the Jury is withdrawn
and the Court adjourned
until to Morrow Morning 11 Oclock

Ordered that the court be adjourned until
to Morrow Morning 9 Oclock

W. Henry Jr

Wednesday the 2nd

A Court continues and held
for the County of Rockingham the 18th day of
November 1801.

William Berry

Present

James Beggs, George & Justices
Dove and Jacob Myers
Joseph Baker

Smith & Ireland continues Plaintiffs.

Courts & Woods a Grand & Jovian Jury sworn
to try the Issue to wit Evan Thomas George
Chrisman Peter Barnhart, Philip Seals, James
Green, Solomon Manco Benjamin Berry, John
Lincoln George Crumpton, Arthur Davison, Isaac
Davis, Agnes Cohn Lofton, Verdict Guilty & Cert
Amerciament & Judgment
Richard Allen a Witness for the Courts & Woods allows
Jacob attendance
Joseph Allen the same 1 days

Order & Smith John Graham & B Office Judgment
set aside Capt and Sackder

Courts & Southers The same Jury as in
Yesterday, Verdict Guilty, and Amercement £1.
Damages & Judgment

Courts & Thompson a Grand Jurors continued

The same & Intender Court

Miller & Taylor upon attachment continued

McKelvey & Brockhaus Dismissed agreed

Hunter v Hunter &c Court

Peyer v Kouns Continued award

Millinger v Loftus adjourn continued 9th

Stover v Funk adjourn continued

Crotzer v Gilmore. Jury sworn to try the Issues to wit Michael Deck, Daniel Baughman, William Shannon, David Rodston, John Funk, Jacob Funk, Conrad Hamburger, Abraham Stitley, Mathias Annon, Benjamin Reigher, Jacob Shafer, and Martin Shoemaker, and on the Motion of the Plaintiff by their attorney, Ja to adjourn the Jury until to morrow at 10 o'Clock. at the costs of the said Plaintiff. ~~which was objected to by the Defendants~~ Because of the ~~attorney but which objection was overruled by the~~ Court, and the Jury adjourned without rendering ~~a~~ verdict. The Surveyor not attending who had run a line between the parties but who had not been summoned in this cause but who was summoned in another cause set for trial this day. and also because he the Surveyor has promised the Plff that he would attend which was objected to by the Defts atty but which objection was overruled by the Court and the jury adjourned without hearing any evidence —

~~On the motion of~~ Gad Gilmore and Joseph Wanton who was fined for non attendance as a Juror at the last Term, personally appeared in Court, and being heard it is ordered by the Court that the same be remitted.

Vance v Berry George Berry & Jo Officer

Judgment not arrested Peck & Morrison

Deck v Boughn cont'd but not to have it
plan on the Docket.

Boughn v Deck continued on the Motion of
the Plaintiff by his attorney. Order Survey as the
Law Directs. On his Giving the Defendant Reasonable Notice of the time of making the said
Survey. & Returns of plan.

Brabton v Potter continued.

William Ferrell a Witness for Boughn v Deck
allowed 2 days attendance

Volentine Working the same same 2 days

Zachariah Crawford the same same 2 days

John Conley the same same 2 days

Conrad Waggoner the same same 2 days

Waterman v Taggart John Early & B
Grant Sworn Cochran & Archibald Rutherford Gent

Absent Joseph Bates & Hannum Baxter Gent

Amon Hill v Shafer Jury Sworn to try the
Issue to wit George Berry John Lofton, Jacob
Showalter Arthur Davison, Solomon Ware Stephen
Conrad, Henry March, William Price Jacob
Meadow, William Robertson, John Strayer and
Benjamin Berry. & Verdict for the Plaintiff
for $75 Damages & Judgment.

Andrew Shultz a Witness for Amon Hill v
Shafer allowed 1 days attendance

In Koontz v. Williams Appeal from Judgment of
Common Pleas Somerset

Ordered that the record be remitted to the
Court aforesaid & Costs. Whereupon

Thursday 10 AM

The record continued and held for the
Court of Cochingham the 4th day thereof
1805.

Present William Penrose
Asher Waterman
John Evans
James Cochran
Richard Pettigrew

Graham
Lowndes & Jn Clarke

This cause coming on to be heard this 4th
day of November in the year 1805 upon the hearing
counsel on Jno Clarke, and Benjamin Smith on
behalf of Appellant, and upon reading the Petition
& Order of Appeal that the Order of Petition was made in
this cause the 28th of August 1790 had been duly executed
and the Petitioner Lowndale and William Penrose fail
ing to attend the 1st Rule the same is taken for confess
ed to them. Considered ordered and adjudged that
this cause and the proceedings be remitted from thence
that the said Order and the Petition aforesaid may be
read and taken. The Court do Order Appeal and
Costs

Decree that the defendant Thomas Lowndale do convey unto the Complainant John Graham by Deed of Bargain and Sale or some other good assurance in Law with a warranty against himself and his heirs and all and every other person of all his right and title in and to the half lots of land in the Bill mentioned and that the other Defendants do also release all their right and title in and to the said half lots to the Complainant, with a Warranty against them and their heirs and all persons claiming under them Saving to the absent Defendants their rights of contesting this decree according to the laws of this Commonwealth and that the Complainant recover his costs against the Defendant Thomas Lowndall and which is ordered and Decree accordingly

On the Motion Frederick Shangler It is Ordered that Elizabeth Harry Widow and Relict of John Harry Deceased the Summons to appear here next Court to shew cause if any she can or know to say why the estate of her said Husband should not be paid into the hands of the Sheriff to be administered upon as the Law directs. and It is further Ordered that she be Restrained not to remove or other wise dispose of the said estate

Rule to Nonsuit & Warrant & Boardman and Sandys Rule to Nonsuit as per Specialty. Costs Saving Equity

Barrington vs Anson. the same same

Frederick vs Graham the same same

Hopkins vs. Dorsey the same same

same vs Hamilton the same same

Hoffman ads Reynolds the same same

same ads Vanda same same

same ads Palen same same

Nichols ads Hall &c same same

Bowen ads Coffman same same

Herring ads Groves &c same same

Powell ads same &c same same

Hamman ads Miller same same

Hall ads Culp &c same same

Lair ads Rader same same

Hoffmeister ads Shafer same same

same ads Losh same same

Burns ads Powell Jury Sworn to enquire of the Damages &c viz Arthur Harrison Michael Deck Daniel Roulston William Shannon Daniel Boughner Jacob Shafer Matthias Brian Benjamin Reighart Abraham Hetley, John Funk Martin Shoemaker and Jacob Feltz Verdict for 1 cent Damages Costs

Dft. Henry Miller a Witness for Boughner ads Deck attends 2 days attendance & to visit 1 Day at August Court and one at this Court

Hepner ads Spruddle Dismiss by Pltf. Costs

Reighart ads Ryser Duncan Newland L. B.

Absent John Eaves Gent & James Asher Waterman Gent

Present James Cochran Gent

624 (624)

Ewen v Jones & Jury Sworn to enquire of the Damages to wit, Arthur Parker, Barnhart Van Thomas Gordon Henry Miller, Martin Cronise George Chrisman, Charles Fox, Peter Armentrout Andrew Keeling, John Shafer, Christian Beam and Benjamin Berry. Verdict for the Plaintiff and Judgmt.

Present John Ewen Gent.

Simon Boone v Koontz Jury Sworn to try the Issue to wit the same Jury as in Ewen v Jones except William Trusty in the room of Charles Fox, and it appearing that one of the Plaintiff's Jury dead, It is ord that the same do abate

Miller v Ireland West as dr Sh Bowman and rule for security for Costs

John Sellars a Witness for Simon Boone v Koontz allowed 2 days attendance

Shugart v Baty continued.

John Strayer a Witness for Shugart v Baty allowed 2 days attendance and Travelling 18 Miles to count and the same in returning

Present Asher Waterman Gent

Crotzer v Johnson The same Jury as in Yesterday and by Consent the Jury is adjourned until to Morrow attending 11 o Clock

Ord that the court be adjourned until
to-morrow morning 9 o'clock Wm Herring Jr

Friday 10 oct

A court continued and held
for the county of Rockingham the 20th day of
September 1861.

William Herring
Present Andrew Shanklen
George Weston &
Abraham Pettengill
Smith Lofland.

} Justices

Frazer & Gardner Plaintiffs Attorney
Appeared by

Debt & Writ In Debt upon a
Demurrer, Parties heard by their attorneys
It is considered by the court that the Demurrer
be sustained and the Plea considered by
the court bad.

Ord The same & the same order

Present James Cochran Gent.

Penn & Weber upon an Injunction cause

Shaw & al & Leach same same

Harvey & Lewis same same

Fawcett & Hain same same

Crotzer v Gelmore The same Jury
as on Yesterday Verdict for the Defendant
and on the Motion of the Pltf. Mr Ewen Grant is Granted
on pay of Costs, and that the Defendant have
leave to amend there Plea.

Arthur Davis a Witness for Gelmore
& Crotzer attends 4 days Attendance

Thomas Gader the same for the same 8 days

Joseph Hunton the same for the same 11 days

Benjamin Berry the same same 11 days

John Ewen the same same 2 days

John Workman the same 10 days

Alexander Herring a Witness for Crotzer
v Gelmore attends 3 days Attendance

Jacob Evenden the same for the same 6 days

Jacob Winter the same for same 4 days

Crotzer v Gelmore on the Motion of the
Pltf by their Attorney, Order Service on the
Law Clerks to be recorded on there Genl
the Defendants of the terms of issuing said
Levy (seven fifths)

Ord that the Court be adjourned until
to Morrow Morning 10 Oclock. Wm Kerrigan

Saturday to wit

At a court continued and held for the county of Rockingham the 2d 1st day of November 1851.

Present, William Herring,
Andrew Shanklin,
George Weston,
James Cochran &
Smith Lofland } Gt Justices.

Ord Herring exrs v Herring, assrs Continued.
Ord Pinkerman v Poads upon an Ejectment cont.
Ord Jones v Wards exrs Continued.
Ord Shipman v Kepler cont.
Ord Reese exrs v Loffin assrs cont.
Ord Kepler v Carpenter cont.
Ord Marshall v Duppletree Continued
Ord Marshall extrx v Carlton same
Ord Chrisman v Green same
Ord Long v Whitzel same
Ord Penn v Miller same
Ord Davis v Allen heirs Continued
Ord Pemberton v Moore &c same
Ord Fawcett v Roberts same
Ord Shafer v Arnow Continued

Blackburn & Smith 682 682 Page 1-13

Dentmon under & Moore. upon Ejectt.
on a Special Verdict found by
the Jury, this day came the Parties by their
attorneys and being heard & considered by
the Court, that ~~that Law is for the Defendant~~
that the action of Ejectment in this case does
the law is for the Defendants in that case
not lye and Judgment for Defendants and
on the Motion of the Plts by his attorney
who prays an appeal to the next District
to be holden at Charlotte on 1st day ~~of October~~ next
Court, which Granted them on their entering
into bond and Security in the $633 cents
which is done accordingly —

Shipman & Hand Two suits Dismissed

Mathew & Shackleford &c. By consent of the
parties by their attorneys all Matters in this
Cope Cause is Referred to the final determination of
Andrew Chambers, John Hindman and
George Baxter and their award to be made
the Judgment of the court

Ord that the court be adjourned until
the 3d Tuesday in December next

Wm Henry Jr

Tuesday to wit

At a court held for the
County of Rockingham the 15th December
1801.

William Herring
Ezekiel Harrison
Joseph Barker } Gentlemen Justices
Samuel Lofland

A Deed from Kyger &c to Isaac Pence
& Ley & Mittag Commission & Oath examined &
ord.

A Deed from Mundorf &c to Pence acknowld &
Relinquishment taken & ord

Ditto from Pence & Mundorf to the same

Ditto from Mayer &c to Fultz the same

Ditto from Fultz &c to Shank the same

Ditto from Workman to Berry acknowledged
& ord

Ditto from Funk &c Bowman acknowledged &
Relinquishment taken & ord

Ditto from Conner &c to Firebaugh the same

A Deed from Coyle &c to Funk Gaither and
Gully acknowledged by J. Rice the attorney for
the parties thereto & which is with the Power of
attorney thereto is ord

634 Fenwick (234)

A Deed from Alford to Lewis proved by Edwd Smith & Walter Burton 2 Witness Rec'd 1812

A Deed from L. Leonard to Ge. Leonard Jr. acknowledged Rec'd 1812

A Deed from Stuart &c to Graham acknowledged Rec'd 1812

On the Motion of Henry Shoemaker Esq it is ordered that a Deed from George Shoemaker Esq which was proved by 2 Witness in the year 1791. and which was not Recorded be now admitted to Record

A Deed from Sellars Exr to Sejo acknowledged in open Court Rec'd 1812

A Deed from Groves &c to Grein Proved by Exr Harker and Michael Crum 2 Witness Rec'd 1812

A Deed from Warrion to Ryle further and fully proved by the oath of Joseph Denny the Witness Rec'd 1812

A Deed from Merrick Exr to Miller further and fully acknowledged by the said Wife she being examined Rec'd 1812

A Deed from Miller Exr to Frost acknowledged in open Court Rec'd 1812

A Deed from Leonard Exr to Crum further and fully acknowledged by the said Wife she being examined Rec'd 1812

Dec from Berry to Miller Proved by 3 Witness Rec'd 4 0 2

Dec from Smith to Blair fully proved by Jas Blair the Witness Rec'd 4 0 2

Dec from Palmer to Navarre Proved by 3 Witness and acknowledged in open Court Rec'd 4 0 2

Ordered that Barbara the overseer of the Poor bind Jane Ba Palmer a base born child of Barbara Ba Palmer unto John Green to learn the trade of a Ladies according to Law

X Dec from Kyser Exr to Graham Proved by 3 Witness Rec'd and the Commission and Power examination of his wife returned 4 0 2

Dec from Waterman Exec to M Williams acknowledged in open Court Rec'd 4 0 2

Order that Mathew Long be appointed Guardian to his Children Barbara Long and John Long. who with Security enters into and acknowledges bond in the Penalty of $125.00 conditions as the Law directs —

Settlement of the estate of George Ker Deceased returned 4 0 2

Henry Fowler orphan of William Fowler came into Court, and made choice of Joseph W. Jones as his Guardian who with Security enters into and acknowledges bond in the Penalty of $5.00 as the Law directs —

The Last will and Testament of Nicholas High Deceased was Presented in Court and was Proved by the oath of John Pine one of the Subscribing Witnesses thereto who also Proved that John Perley and Jacob Barkholder, who subscribed the said Will as Witness, in the Presence of the Testator, is Dead, which is ordered to be Recorded.

Ordered that Peter Brookhart, John Bare, John Barnhart, & Andrew Bear or any 3 of them being first Sworn be appointed to appraise the estate of Jacob Bellheimer Deceased and make Report to the

Ordered that James Biggs and George Lane Gent be appointed to Settle the estate account of Elizabeth Cherryholmes. Deceased and make report to the court

Petitchett & Green Rule for Security for Costs Continued.

A Settlement of the estate of Eleazar Matthews Deceased returned & Rd

A Deed from Rowlston &c to Blair further and fully proved by the oath of James Davisons the Witness thereto & Rd

Ordered that Benjamin Harrison Gent Sheriff of this County. take into his hands all the estate of Personal estate of John Harry Deceased. and make sale of the said estate, after Giving public notice of the time of said Sale and give credit to

the Purchaser or Purchasers taking Bond and Good Security for the Purchase Money, and Proceed immediately to the collection of all debts, dues and that may appear due the said estate by suits or otherwise as the Law Directs—

Deed from William Warren Exr to Solomon Warren Returned Certified agreeable to the forms of other Foreign Deeds is Ordered to be Recorded.

Deed of Release from Cook to Baker Proved by Wm Gwynn one of the Witnesses thereto OK

Deed of Release from Baker to Smith the same same

Ordered that New Summons Issue on all the Petitions that has not been executed.

Ordered that James Cochran Gent be appointed to Settle the estate accounts of James Doran Decd with Asher Waterman the Commissioner heretofore appointed and make Report to the Court

Deed from Benton Exr to Waterman acknowledged in Court OK

Settlement of the estate of Darius Smith Decd made by his heirs was Presented in Court and acknowledged by them (except Alexander Herring) which is ordered to be Recorded

Petition of the estate of Darius Smiths estate admrs by Smith Lofland & William & Warren Smith OK

Present Archbald Patterson Clerk

Tracy v Phelps Dismissd with costs.

Smith v Webb. adt

same ~~adt~~ abated by Return.

Lewis Carter v Wetmore for Tracy v Phelps allow
6 days attendance

William Cummings the same 6 days.

Ebenezer Catherton the same same 6 days

James Bagley the same same 2 days

Ordered that William Herring Asher Waterman
& James Cochran or any two of them be appointed
to settle the estate accounts of John Marshall
deceased. and make report to this court

Mellen v Taylor upon an Attachment Contd.

Smith v Dean dismissd.

Baxter v Loftus dismissd Continued.

Penn v Weber upon an Injunction Contd.

Shafer v Lynch same

Ryan ey v Lewis same

Fawcett v Norris same

Deft Francis Barlow to Custard further proved
fully proved by the other Witness. Recd to Rl

Deft. Jonathan Hall to Peter Becker further proved by
the oath James Riggs

Feb 11 Severn Left Cake Budget per note
Just Cost —

" same " same " same

" Same Begg & Return for Fefs " Severn allowed
1 day allowance

" Hannah " Grove 2 Petitions Continued

" Hayes " Harp continued

" Fuage " Bowyer same

" Elliot " Kepple same

" Emsole " Palser same

" Harrison " Smith same

" Hudson " Robertson upon a Summons cont.

" Davis " Burgess Parties heard Budget per
note Just Cost

" Ibid same " Ibid same

" Williams " & Hopkins Ibid same same

" Lincoln " Green Ibid same same

" Penn " Brentford Swedish Left call Sweden
Per note Just Cost

" Salvage " Clabaugh & Ibid same same.

" Wolcham " Utz Ibid same 2 Petitions.

" Nesbeth adm " Stone Ibid same.

Neal v Lowe & the same same 2 Costs

Stowe v Smith the same same

Pence adv v Ireland same same

same v same same

Woods v Wright the same.

Hopkins v Miller cont Deft.

Cuff v Road cont

Gilmore v Fowlemore same

Chandler v Beaver Del agreed

Penn v Richard cont.

Harrison v Good Del agreed

Rader v Jackson cont

Porter v Irwin cont.

Henderson v Hopkins cont.

Rutherford v Inland Hopk ~~and Ludgate on~~

2 Actions

~~Woods v Wright same same~~

Rutherford v Smith agreed.

Penn v Utzer cont.

Lowe v Vance Re upon a Delivery bond.

Notes Proves Budgets

Hunter v Loutter & Barnhart the same

Ryser vs Bestland &c the same the same

Lotley vs Ettinger the same same

same vs the same same

Ordered that Philip Stubby be appointed Surveyor of that part of the Road leading from Richard Rogers old plan to the said ~~Philip Stubby~~ Jacob Kurtz and that all the persons within Five miles be allowed him for his gang to work thereon and keep the same in good repair —

The Plat and Necessary title papers of David Coffman being returned into court together with the Judicial Survey of his land in this County which was examined by the court and ordered to be certified as the law directs —

Writ from Berry Run to Salvage returnable to Aug Term 1882

Ordered that the court be adjourned until the first Tuesday in January next — Wm Herring Jr

Tuesday to wit at a court held for the county of Rockingham the 19th day of January 1802

William Herring
Present, Joseph Bastes Edmund
Lewis Smith Roland
Richard Richard

An appraisment bill of the estate of Jacob Bellhimer Deceased. 0 0 2

A settlement of the estate of John Hostetter Deceased Returned 0 0 2

Ditto of the estate of Barnet Dove Deceased Returned 0 0 2

A Deed from Freyman Son to Freyman acknowledged 0 0 2

A Bill of Sale from Emmert to Layton acknowledged 0 0 2

A Deed from Harrison Ux to Bolton acknowledged proof acknowledgment taken 0 0 2

A Deed of Trust from Freyman to Rife &c acknowledged 0 0 2

Nancy Fleming Orphan of Fleming came into Court and made choice of Jacob Rife as her Guardian, who with security entered into and acknowledged bond as the Law Directs

A Deed from Eastburgh Ux to Wheeler acknowledged proof acknowledgment taken 0 0 2

On the Motion of Thomas Quin, It is Ordered that the Certificate to the Register of the Land Office, that Thomas Quin Deceased, died in the 1781 and left

Thomas Quin, Father Quin, his Eldest son and Heir at Law, the same being proved to the Satisfaction of the Court.

Ordered from Harrison to Waterman a Summons & Writ

Ordered from Leonard Lee to Gleaves & Mills a Summons & Capias returnable

Ordered that the overseers of the poor bind William Carpenter a base born child of Carpenter to Peter Auster to learn the trade of a Sailor as the Law Directs.

Present Lewis & Jacob Ryon Gent.

Margaret Morgan orphan of John Morgan came into Court and made choice of Warner Mugby as her Guardian who with Security entered into and acknowledged bond as the Law Directs.

Ordered that the overseers of the Poor bind John Adam, orphan of William Moore, unto George Soter to learn the trade of a Gun Smith as the Law Directs.

Machlle v Fuago upon an attachment.

The Sheriff having Returned execution on one young mare &c and on the Motion of the Plaintiff Judgment is Granted him for £2, 7 5 cents Costs, & it is ord that the sheriff make sale of the said Mare and pay the Money arising from the sale thereof in Satisfaction of the said Judgment after first Detaining in his hands £1 30 the amount of Two Fines that the has in his hands ags said Fuago and was levied on said Mare before this attachment.

(647) (648)

The Last will and Testament of Martin Arbaught Deceas was Produced in Court & proved by the 3 Witness Duly Sworn

And on the Motion of George Arbaught the Executor Therein named, who made oath thereto and with Security entered into and acknowledged bond in the Penalty of $15,00. Conditioned as the Law directs a certificate is Granted him for obtaining a Probate thereof in due form, And it is Ordered by Court, John Patterson & Abraham Boon three Sworth, John Patterson & Abraham Boon three first Sworn be appointed to appraise the estate of the said Deceased

John Lair Orphan of Mathias Lair Deceas came into Court and made choice of Jacob Custard as his Guardian who with Security entered into and acknowledged bond as the Law directs — And it is further Ordered that the said Jacob Custard have Power to bind his said Ward unto John Rust to learn the trade of a Tanner as the Law directs —

Capias in Debt. Dismissed agreed by order of the Plaintiff.

Counts in Detinue abated by the death of the Defendant

Ary U
Smith vs Noland On the Motion of the Complt by his attorney an Injunction is Granted him to stay all other and further Proceedings on a Judgment Recovered by the Plaintiff at Law he having with Security entered into bond as the Law directs —

Counts in Assumpsit upon a Recogz. The Defendant personally appeared in Court in discharge of his Recogz — and for Default of appearing to the court this Prosecution is dismissed and the Defendant acquitted & goeth without day &c

Ordered that the Overseers of the Poor here Joseph Levick bare bound Child of Mary Levick unto John Markle to learn the trade of a Mariner as the Law Directs —

Peter Nigh came into Court and Relinquished his Right of the administration of the estate of Nicholas Nigh Decd — Whereupon on the Motion of John Boyer administration of the estate is Granted him with the said annexed he having with Security entered into and acknowledged bond as the Law Directs.

Ord Dat Cert that Henry Pursey Peter Miller Peter Nicholas & Christian Nigh or any three of them being first Sworn be appointed to appraise the estate of Dec

Ordered that James Magill be appointed Guardian to James Fulton an Infant under the age of 14 years and heir of Thomas Fulton Decd who with Security entered into Bond as the Law Directs —

Rule to Shew or Swing Sir Chancery.

Divers ordered in their Course to wit at a Court to which is fixed —

Henry & Quinn Ex By Consent of the Parties by their Attorneys It is Ord that a Commission be awarded the Defendants to take the Depositions of William Henry Esq but this Agreement is not to Delay the trial of the cause

Quigley vs Reiss Deft call and Judgt the note not Confessed

On the Motion Dornon Lofland It is that a Licence be Granted him to Keep a Tavern ordinary at his house in this County of 1 year on his entering into Bond and with Security as the Law Directs —

On the Motion of Dan'l Kyle Esq it is Ord that a Warrant and Pedis Decree be Granted him he having complied with the Law in that case made and Provided

Wm Kyle the same — same

Banta vs Lefferts Costs

Burdow vs Roberts the same

Penn vs Huber upon an Injunction Costs.

Sharpe vs Zach same

Yancy vs Lewis the same

Fawcett vs Davis same

Patten vs Mestart Atty.

Phleger vs Service Atty.

Carthew vs Mackall extra Atty.

Brookshanks vs Smith Atty.

Roadcap vs Misner Atty.

Brown vs Shackelford. 2 Petitions abates —

Phleger assignee vs Rider Dft call Judgt per Mot. Int & Costs —

Upon the Petition of Peter Mayer Esq for a View for a way for a road leading from Francis Stuart to Col. Harrison Mill the Nearest and best way. It is Ordered that Peter Thomas, George Snodon, & Williams Esqrs. being first Sworn be appointed to

View the said Way, and make Report of the Conveniencies and Inconveniencies attending the same thereof to this Court

Ordered that Thomas Smith aged 16 years the 29 day of October last be bound unto John Jefferies to learn the trade of a Copper Smith as the Law directs

Miller vs Taylor upon an Attachment. The Sheriffs having Returned Summons on 2 Defendants Dec and the Defendant being called and not appearing Judgment is Granted for the Pltf as per Note into Court and Order said as the Law directs

Ordered that all the Petitions that have not been called be continued

Delany vs Phelps Dismissed

Ordered that the Court be Adjourned until the 2nd Tuesday in February next

Wm Hemmings Jr

July Day

At a Court held for the County of Rockingham on Tuesday the 16th February 1802.

Present, Nathaniel Herring
Layton Yancey
Ezekl Harrison & Jy Peyton
Smith Lofland

Deed from Kepton Lee to Brown acknowledgd
& ord. acknowledgmt taken &c.

Further Settlement of the Estate of Saml Lewis
Decd returned &c.

Deed of Trust from J. Herron to Jy Garnett
in Trust for Fitzwm Scott. acknowledgd &c.

A Platt of 2 acres of Land formerly belonging
to Peter Conrad dec, who by his Last will
and Testament devised the same for the
congregation who have heretofore used and
appropriated the a part thereof as a Graveyard
was returned and ordered to be recorded.

On Motion of Nicholas Burgen an Injunction is
granted him to stay proceedings upon two
Judgments & Executions obtained against him
by Joseph Davis, upon his giving bond & security
in the Law directed

Deed from Long Lee to Pinchard acknowledgd
& ord. acknowledgmt taken &c.

Deed of Mortgage from Mouty Lee to Garter
Proved by 3 Witness thereto &c.

Ditto from Pence Lee to same same

Deed from Carpenter Lee to Palmer acknowledgd
& ord. acknowledgmt taken &c.

A Deed from Green Lee to Geo Rindsay acknowledged before Acknowledgment taken &c

Order that William Graham the Summons to appear

A Deed of Relinquishment from Chas Wade to John Klein certified from the County Court of Frederick &c

The Last will and Testament of Charles Jacob Stollenwerck Deceased was Presented in Court, and was Proved by the oaths of three of the witnesses thereto, as also a Translation of the said will being Proved by Martin Gardner the Translator which together with the said Original will is Ordered to be Recorded and on the Motion of the Executors named in the said will, who with Security entered into and acknowledged bond as the Law directs & certificate is Granted them in due form, and it is Ord. Nicholas Carn, John Bear, & David Broadhead, be appointed to appraise the estate of the said Deceased and make report to the Court.

A Deed from Yates to Yates &c acknowledged &c

Peter Nicholas &c vs W. Morrison upon a Notice for Money paid as Security for the said Morrison to Lewis Reinhart & the Proved Judgment as Per the Sheriffs Receipt with Int & Costs

An appraisement bill of the estate of Martin Argentright, Deceased &c

Deed of Release from Krieger to Bear
acknowledged & R

Deed from Bear &c to Bear acknowledged
wife acknowledgment taken & R

Deed from C. Shankles to Joseph Shankles
Proved by 3 Witness & R

The same to A Shankles the same

The same to E Shankles the same

Deed from Rothgeb &c to Downer acknowledged wife acknowledgment taken & R

Deed from Kite &c to Evans ~~&c~~ proved by three Witness thereto, and the commission & Examination of the said wife returned & R

Upon the Petition of William Blair for a View of a way for a Road leading from William Blairs to Joseph Wentons, It is ordered that Thomas Gordon, Robert Shankles, Peter Bowman & William Crawford or any 3 of them being first Sworn be appointed to View the convenience and inconvenience of the said way and make Report to this Court

Deed from Eichbaum &c to Carpenter acknowledged wife acknowledgment ~~&c~~ taken & R

Settlement of the estate of Jacob Kite Decd & R

Settlement of the estate of Jacob Bowman Decd & R

Present, Joseph Baxter Gent

Absent, Layton Yarney Gent

Ordered that John Powell be appointed Surveyor of that of the Road where of John Perry was late Surveyor in the room of the said Perry, and that the under Sheriffs appointed to work on the said Road be allotted him from his Gang to work thereon and Keep the said in good repair

Present Josiah Harrison Gent,

On the Petition of Benjamin Berry for a bill of Review, on a Decree, Pronounced by the County Court of Rockingham in a suit in Chancy, of said Berry appt. Lewis Harrelson and the heirs of Benjamin Smith Deceasd. and upon the arguments of the Counsel on both sides, being heard, It is Ordered that the said Berry have leave to file his said bill of Review, agreeable to his said Petition

Deed of Release from from Frost to King acknowledged Cor

Deed of Release from King to Moyers Proved by 3 Witnesses Recd Cor

Ordered that Ezekiel Harrison, Isaac Berry Gent be appointed to State the Estate account of George Clerk Deceasd and the Estate account of Jacob Coffman Deceasd and make Report to the Court

On the Motion of Alexander Campbell It is Ordered that Thomas Herron administrator of William Herron Deceasd to appear here at April Court next to Settle his administration account

Deed from Ab. Augustus Evans to Adam Engelbright acknowledged & Ord

Ordered that Thomas Dunham be appointed Surveyor of that part of the Road whereof Henry Mack was late Surveyor of in the Room of said Mack &c

Reuben Harrison the same in the Room of Samuel Mack &c

Ordered that the Overseers of the Poor bind Betty Sewell a base Born child of Sam Sewell unto Christian Arnet, as the Law Directs

Smith v Webb. Called & not appearing fined according to Law

Ordered that John Ewen & Joseph Baxter Gent be appointed to Settle the Estate accounts of Morton Gunn Deceased and make Report to the Court

Settlement made between the Heirs of Daniel Smiths Deceased. was further and fully acknowledged by Alexander Herring and Ordered to be certified

Benjamin Harrison Produced in Court a Commission from under the hand of his Excellency the Governor whereon he is appointed Governor for this year 1809. whereupon he entered into Bond and Security, and made oath thereto as the Law Directs

The Plat and Original title Papers of Benjamin Smiths being Returned into Court, Together with the Inclusive Survey made thereon by the Surveyor of the County and the Court having Examined the same Survey with the said title Papers, are of the

Opinion that the same is Just and Reasonable and do order the same to be Certified to the Register of the Land Office as the Law Directs

Clerkmanship to Dock Hiring Plaintiffs order

Upon the Petition of John Pitts Esq for a View of the Road leading from the Great Road (that leads from Staunton to Winchester) to Josiah Harrison's Mill, It is ordered

Upon the Petition of John Pitts Esq to appoint Viewers, to View the Road that leads from the Great Road that leads from Staunton to Winchester to Josiah Harrison's Mill, It is ordered that John Moore Thomas Moore, Thomas Dunkenson, P. James Lotley or any three of them being first sworn be appointed to View the said Road and all other the conveniences and inconveniences attending the said Road thereof to this Court

On the Motion of Christian Zeigler It is ordered to be Certified to the Auditor of Public Accounts that there is a Mistake in the Lands belonging to the Estate of John Donahoe Dec'd that the estate is charged in the Commissioners books with 256 acres and which ought to be only 215 acres the same being proved to the Satisfaction of the Court, and It is Ord that the Commissioner do alter the same on his books

Ordered that the Overseers of the Poor Hugh Wilson Donahoe Upham of William Donahoe Dec'd to Barnes Burgess to learn the trade of a Joiner as the Law Directs

Stitcher & others &c. upon Notice on a bond taken for the Delivery of Property stolen proved & Judgment

On the Motion of Benjamin Warren on Cert. Joseph Fawcett and David Ogden are admitted his Deputies and Sworn accordingly

Upon the Petition of Layton Yancey &c. for a View of the Road leading from John Carthcarts to Swift Run Gap between the little Gap Run, and Hellegs Run, as also a new Road proposed for the said Road to Run It is Ordered that Jacob Zingle Adam Sellars Jeremiah Bayliss Conrad Harshberger or any 3 of them being first Sworn do proceed to View the Conveniency and inconveniency attending the said Roads and make report to the court

Herring & Grove &c upon a Delivery bond Scire Facias Judgment

M Dowell & same same

James Burgess & Leonard &c the same

Hawman & Grove. Judgt Per note. Int & Costs

same & same Costs

Kayser & Harp Costs

Dreyer & Berger Disp.

Elliott & Kesler continued

Carthew v Blackallerton Atz.

Heyes v Lerwick Atz.

M William v Smith Atz.

Sibbet v Simon Atz.

Dispony v Wilbert 3 Petitions Atz.

Weston upon v Kaufman Atz.

Barker v Lyell answer upon v Summons continued

Mudie v Robertson &c. same

Shaw & v Zuill upon an Injunction cont.

Penn v Weber, same same

Garvey v Lewis same same

Fawcett v Hamilton same same

Evenden v Paton, Parties heard and Dismiss with Costs

Petley Paton v Writ for Paton v Evenden attorney 6 days attendance

R Harrison v Smith Dismissed by order Mansfield

Burn v Utzler Parties heard and Dismissed the cause the Court were of opinion that a Petition would lye for, or the a e cause,

William Penn v Writ for Burn v Utzler attorney 1 day attendance

John Petrie a Writ for Utzler v Burn. 1 day attendance

Adam Price the same for the same 2 days

Hopkins entd v Miller part Heard Judgt
Int Costs

Ephraim Hopkins a Witness for Miller adt
Hopkins on allowd 2 days attendce

Gelmore v Fowler on part heard Judgt
Pro note Int Costs

Pritchet v Green Dismiss with costs.

Rader v Jackson, continued

Porter v Erwin Deft call. Judgt per note
Int Costs

Penn v Radford Rule same same

Newnham v Hopkins Rule same

Mallin v Philips Rule same same

Iyer v Ruddle Rule same same

Oneal v Lyon Rule same same

Donahue v Ben. Erwin, Rule same
for adopts as to Wentworth

Roadcap v Hopkins Continued

Fisher v Whisler Deft call. Judgt per account
Int. Costs.

Lincoln v Miller same as Pro note
Int Costs

Hartley v Maggard Rule same same
for adopts as to Taylor

Roland v Hopkins Rule same same

same v Maloney Rule same same

Pattan v Nesbaut Appl call. Judgt for note
Int & Costs

Jams Smith a Witness for Pattan v Nesbaut
allowed 1 day attendance and traveling 15 Miles
to court the same & returning.

Hopkins exors v Palser, Note proved & L
Judgment Int & Costs

Ord that the court be adjourned until
tomorrow Morning 10 o'Clock

Wm Harrison

Wednesday to wit
At a court continued and held
for the county of Rockingham the 17th day February
1802.

Present, Ezekiel Harrison
James Cochran,
Archibald Retherford } Gentlemen.
Smith Lofland

Moore &c v Dunlevy Exr. In Chancery Mesnys
by order the Plaintiffs

Present John Ewen Gent
Asher Waterman Gent.

Deed from Shipman to Fawcett & Proved by the
oath James Smith, Joseph Fawcett & Ely Gentlemen
3 Witness thereto

Deed from Koontz Exr to Peter acknowledged
Dispo & Acknowledgment taken

4

In Vacation. A. Waterman Cert.

James Burgess. Moved the Court for an Injunction to stay Proceedings on a Judgment of Execution, obtained in the County Court of Rockingham, in said State brought in the name of John Ewen late high Sheriff, for the use of Asher Waterman, against Thomas Davis and the said James Burgess. David Spangler, and Robert Davis as Securities which Motion was Overruled the Court being divided, the said John Ewen being in Court and refusing to ~~[illegible]~~ give an Opinion on the Motion Conceiving it would be improper, —

James Burgess vs A. Waterman &c Injunction in these words Rockingham County &c on the Production of ~~this~~ this bill there were 5 Members on the bench one of which was the late high Sheriff John Ewen, who in the opinion of the Court had improperly been made a Plaintiff, at Law, the others Members were divided in Opinion as to the Reception of the bill and Mr. Ewen refusing to give an Opinion the bill was not received, this entry is made on Motion of the Parties attorney who prays the Injunction, & who moved for the Opinion of the Court, as to the propriety of making Ewen, ~~as~~ Plaintiff at law — which Question the attorney for the opposite party refused to argue —

Recd A Waterman Cert

On the Motion of William Cochran Ser. administrator of the estate of Martha Fulton Decd is Granted him he having with Lawn Cochran his Security entered into and acknowledged bond in the Penalty of $1000 conditioned as the Law Directs —

Ordered that William Cochran Ser. be appointed Guardian to Mariah Fulton Orphan of Martha Fulton Decd an Infant under the age of 14 years who with Security entered into and acknowledged bond as the Law Directs —

Ordered that George Huston, Philip Grymes and John Koontz or any two of them, being first sworn be appointed to examine into the state of the Surveyors Office in and for the County of Rockingham and make report to the April Court Next

Ordered that James Cochran and Archibald Rutherford Gent be appointed to examine into the Situation and Records of the Clerks Office of for the County of Rockingham and make report to the April Court Next —

Ordered that Isaac Harrison be appointed one of the Commissioners for this County for the year 1802 and that he Qualify as the Law Directs —

The Court Proceeded to the examination of the County Levy for the year 1807.

Statement whereof is as follows to wit

To the amount brought from October Court 1806	$ 133,34
To William Groves for 1 old wolf Scalp	$ 4,00
For the use Ditto	4,00
To Peter Ander for 1 Do. Wolf	4,00
To John Phelps for 1 Ditto	4,00
To Henry Eater for 1 Ditto	4,00
To Boston Rader for 1 Ditto	4,00
To John Hostler for 1 Ditto	4,00
To George Hornbuckle one Ditto	
To Peter Ogle for 1 days work on the Roads	$ 2,50
To Daniel Harrison for 4 days work	16,00.
To Michael Whitacre for 1 days Ditto	2,50
To Samuel Chandler for Serv. Wood for the Jail for the last year	$ 12,50
To Ditto for Window Glass &c	2,80
To Samuel M'Williams for Extra Services for the year 1807	$ 20,00.
To Henry J Gamble for Keeping the Court House the present year	$ 20,00.
To Ditto for ~~the year~~ Cleaning the Stove &c	$ 1,50
Michael Harris for Patrolling 6 Negroes @ 75 cents each	$ 4,50

Amount brought forward ——— $242.60

To Alexander Wilson for 6 Nights Patroling ——— @ 75 ——— 4.50

To Archibald Arthur for 2 Nights Ditto ——— 1.50

To William Donavan 3 Nights Ditto ——— 2.25

To Henry Nesbitt for 3 Ditto ——— 2.25

To James Kyle for 2 Ditto ——— 1.50

$264.60

To the amount of Sheriff Conveyances & County Depositions ——— $ 2.40

$267.00

C.R.

$267.00

By 2656 Tithables at 18 cents $267.00

Ordered that John Jefferies be appointed to keep the ~~Scales~~ Weights & and Measures for this County, and that he also receive from George Sites, the Seal, and other Measures that is in the hands of said Sites, and that he Procure to Seal all Measures and Weights, and that shall be brought to him, as the Law Directs ——

1.50
2.80
4.30

Ordered that Henry Gamble be appointed to contract with some person or persons to get such Repairs done to the court house as shall be necessary also have the Lower part white washed ——— and Return his account to court.

Ord that the court be adjourned until the 3rd Tuesday in March Next.

C.C. Harrison

Tuesday to wit

At a court held for the County of Rockingham the 16th day of March 1802.

Present William Sterling
Andrew Shanklin, John Gent.
Coven & Joseph Baxter Gent.

Levy tax to John Nave. Dismissed at the Defts cost.

Levy tax to M. Nave Dismissed at the Defts cost.

Koontz to M'Williams Dismissed agreed

Ordered that the Rules be held in the Clerks Office on Thursday the 18th Instant and on the day after the 3d Tuesday in April next at the Law Rules—

Mackall to Oughtstree Dismissed agreed

On the Motion of Benjamin Harrison Gent Barnet & Barzel Rogers and Chandler Sanders late Deputys are sworn accordingly

Mitchell to Ellwood On the Motion of the Defendant, Leigh, an Injunction is Granted him to stay all further proceedings on a Judgment, Recovered against him by the said Mitchell, he having with Security entered into an acknowledgment bond as the Law Directs—

Grand Jury Sworn to wit

James Efwin Foreman, William Blain, James Hyde Conrad Pellan Augustine Armentrout, Peter Miller, Jacob Augustight, Philip Koontz, Henry Perkey, William Brownbough, John Bertaut Nicholas Jacob Reelor, Abraham Peery, Joseph Freeny & Jacob Miller who Returned their charge, and retired from the Bar to consult on the Presentts and after some time, Returned into Court, and made the following Presentment &c.

Ordered that Marcus Davis Apprn of William Davis Deceasd. be bound by the Overseers of the poor unto William Cherryholes to learn the trade of a Weaver, and that so much of the Order made at ajoining Court, for binding the said boy, to Jacob Peck be Rescinded.

Coonts & Mefford. John Armentrout Jur. and Jacob Baker L.B. M Set aside Covenants & Broken & Sanded

Sizer & Shaffner Frederick Spangler & Adam Beeler L.B.

Peck & same same same

Rogers & Mackallester Joh Eastham Security for costs.

Present Ezekiel Harrison Gent.

Counts & Thompson Surysworn to try the Issues to wit Christian Funk, Joseph Fair, John Crim, Demonnus Peck, ~~Jacob Crim~~ William Ewen, William Fowler, John Erwin, Reuben Harrison, Jesse Harrison, Reuben Moore, Marcus Shardelen & Henry Harshberger Verdict of Guilty & assessment of $31 Damages & Judgt.

Ewen & Lofland Daniel Ragen & W Garrettide L.B. Office Judgment set aside Payment & Barrian

Waterman & Taggart Office Judgment set aside & Discharged

Woodrow Smith & Bishop Office Judgment, set aside & Discharged agreed

Corum & Crane. & William Craven L.B.

Penn adm & Feeney, George Carpenter & Peter Kuntz L.B.

Donaghe & Mercy & Office Judgment set aside, Payment & Barrian

Comth v D. Proffet upon a Recognizance for a
Breach of the Peace on the complaint of George Faught.

The said Defendant, personally appeart, in Court,
in Discharge of his Recognizance and being fully heard.
It is considered by the Court, that he be discharged to his
Good behavior ~~for one year and one day~~. in the sum
of 50 Dollars and one Security in the sum of 50
Dollars to be levied of their respective goods and Chattles
Lands and Tenements and for the use of the Comth to be
Rendered. yet upon this Condition that the said
David Proffet, shall Keep the peace and be of Good
behavior towards all the good citizens of this Commonwth.
for 1 year and one day. and more Particularly towards
the said George Faught then the above Recognizance
to be Void

Moore v Dunkerson Mar. On the Motion of the
Complt and by their attorney It is ordered that a
Commission be awarded them to take the Deposition of
David Hurst Debenger, on their Giving the
Defendant Notice of the time and place of taking the
same (one Day).

John Mead a Witness for Proffet as Comth
allowed 1 days Attendance

Boyle v Smith, Judgment confessed as per
Specialty with Interest & Costs with the stay of execution
until August Court next

Present Archibald Rutherford Gent,

Williams v Ely. Devier, Isaiah Shipman S.B.
Office Judgment set aside & Payment & Joinder

Kephart v Tyson Office Judgment set aside payment
& Joinder

Ordered that the Sheriff pay Henry Garnett
$11 84/100 Cents. out of the Deposites for the year
1800 if so much there be in his hands. for work done to the Court house

Ord that the Court be adjourned until to Morrow
Morning 9 Oclock —

Andr Franklin

Wednesday the 2nd

A Court Continued and held for
the County of Rockingham the 5th of March 1801

Present, Andrew Shanklen
John Ewen, Asher
Waterman & Archibald } Gent Justices
Pettigrew

Snider vs Deeds Plea Evans and Judgment.
Confessed as per Speciality, with Interest Costs saving
Equity —

Decree Snider on the Motion of the Complainants
by their Attorney an Injunction is Granted them to stay
all other and further on a Judgment Recovered by the
said Defendant agt the Complainants until the Matter
shall be heard in Equity — they having entered into
bond Security as the Law Directs

Palser &c vs Vance &c

Ordered It appearing to the Court that since
the last, this cause hath been at Issue to wit, about October
1801. Susanna Palser, one of the Complainants hath intermar-
ried with a certain Jacob Neel, by which the said suit
as to her is ordered to abate, and thereupon on the Motion
of the said Jacob and Susanna his wife, they have leave to
file a bill of Review, to Review the said suit agt the Defts and
then the Subpoena is awarded accordingly

Hamilton v Hopkins error On the Motion of the Complainant an Injunction is Granted them to stay all other and further Proceedings on a Judgment, Recovered by the said Defendants agt the Compt. on his entering into bond Security and the Law Directs—

Crotzer v Gilmore, amended plea filed, and cause is continued, and leave given the Plaintiffs either to reply or Demur to the said plea, — on or before the next Court,

Present, Walter Davis & Smith Hoffman, Gent.
Absent, John Ewen Gent,

Sims v Hart error In Chancery.

This cause came on to be heard upon the bill answer, and the argument of the Counsels on both sides. being fully heard & the Court upon consideration hereof do Reverse the opinion that the said bill be dismissed. and that the Defendants Recover against the Complainant their costs by them about their suit in that behalf expended & from which opinion and Decree of the Court, the Complainants by his attorney prays an appeal to the Chancellor the 3rd day of the next Court of Chancery to be holden at Hagerstown & he having entering into bond & Security as the Law directs.

Rager v Long Jams Cochran S/B.

Reversed — Supreme Ct. Office Judgment set aside & no such Record Remains

Shelter v Overhoolz &c Judgment Daniel Rager S/B. Office Judgment set aside Def. to Recover

Salvage v Vance Christian Vance S/B Same Same.

Porter v Gell & Wetherill, Office Judgt set aside
Dayt for Defendt / Journal
Hopkins exors v Hopkins Office Judgt set aside payt for Security Assured
Roads v Byrd & Frederick Spangler L.B. Office Judgt
set aside pd pt / Journal
Welch v Ewen Office Judgment set aside and Remanded to the Docket
Peck v Boughen upon a Caveat Cont.
Boughen v Peck same cause
Worden v ~~Y~~
Hunter v Hunter to continue
Herring adm v Herring exor Cont.
Pemberton v Roads continued
Pepper v Kenner continued award
Shafer v Zuck. Injunction Continued
Penn v Weber Ditto Ditto
Mercer v Lewis Ditto Ditto
Fawcett v Harris Ditto Ditto
Noland & M Smith Ditto Ditto
Smith v Noland. continued Plaintiff
Shipman v Kessell continued
Miller exor v Loftus adm Cont. Pltf
Preston v Loftus adm Cont.
Penn v Miller Cont.
Braxton v Watson Cont.
Kessell v Carpenter Cont.
Mackall exor v Cathcart Cont. And on the Motion of the Pltf. It is ordered that John Cathcart Sen. who was Summoned as a Witness in this Cause

* On the Motion of Williams Esqr. It is ordered that Mr Adams Mrs Adams and Reuben Grantz be Summoned to appear on the first day of the next Term to Show Cause why Judgment should not pass against them for the Sum of Two Thousand Pounds Current Money with Interest thereon from the 1st day of January 1777 till paid and Costs of Suit

Chrisman v Green Continued.

Present, James Cochran, Gent,
Present, Smith Loflane & Andrew Shandler Gent

Shafer v Arnow, Surpoena to try the Issue to wit
Jabez Vigor, William Bailey, Timothy
Demaree, Elliot Rutherford, Michael Beck, Peter Type
Michael Storm, James Burgess, John Lincoln Marvin
Brown, John Crozier, & Jacob Bailer, where upon the
Defendant, being called & ~~not~~ appearing before the Jury returned ~~not~~ and not further Proceeding
this suit, It is ordered that he be Nonsuited · and
Costs —

James Bird a Witness for Arnow & Shafer, allowed
2 days attendance

Jacob Peck a Witness for, Arnow & Shafer allowed
1 days attendance & Mileage 25 Miles to count and the
same in returning — 1 days.

William Frazer the same for the same, 25 Miles

Volentine Sherly the same for the same 1 days 16 Miles

James.
William Bird the same for 2 days.

Lewis Craft the same for the same 2 days.

Andrew Hale the same for the same 2 days

William Hodges the same for the same, 2 days & 30 Miles Traveling to court &c

Barnet Weiss the same for the same 5 days.

John Carter the same — 5 days.

Charles Fox the same — 4 days

Jacob Betts the same for the same 5 days
John Ewen the same 4 days.
George Compton the same 4 days.
Samuel Ewen a Witness for Thayer & Burton
allowed 5 days attendance
Ord that the Court be adjourned until to
Morrow Morning 9 o'Clock.

Jas. Cochran

Thursday 10 o'clock

At a Court of Sessions and Gaol for the
County of Rockingham the 18th March 1802,

Present, Andrew Shandelen
John Ewen, Josiah
Harrison, Abraham Ewen
Archibald Rutherford
} Gent. Justices

Depoy v Coffman Office Judgment set aside and Leigh ordered
Stover v Smith same Continued for Defendant
Berry v Mallowney Recognizance agreed.

Present Joseph Barton Gent.
Abraham Archibald Rutherford Gent.

Long v Whitzel Jury sworn to try the Issues to wit
Josiah Westlake, John Harrington, Roger
Mallowney, Conrad Cool, John Funk, Benjamin Berry,
Isaac Depoy, William Williams, Robert Harrison, John
Price, & Evan Thomas, & William Roadcap, whereupon,
the said Jury being called and Gordon & Williams one of
the said Jurors [illegible] not appearing by counsel, of the parties
by their attorney, Elected Rutherford was sworn & Juror in
his room, Verdict for Defendant, & Judgment,

Loflan v Lowberman dismissed agreed

Present, William Penington Gent.

Kyle v M'Kinsey Smith Loflan 5 B 00 6 set aside
Ag't Justification of Bail

Present Smith Loflan Gent
Absent, Andrew Chandler Gent

Warrington v Shafer On motion of the Defendant, by his attorney It is ordered that the Sheriff bring into court the said Defendant, who is now confined in the Jail of the county upon an execution at the suit of M Aaron

Warrington v Shafer, (See Feb) Jury sworn to try the Issue, to wit Peter Miller, John Rush, Timothy Brannen, Stephen Conrad, Michael Deck, William Beaty John Shurly, John Greenleg, Thomas Dunkerson, Nathaniel Benson Samuel & Solomon Mathews Peter Nicholas. Verdict for the Pltf for $1.60 Cents Damages. Judgment

Stiles v Campbell assm. By consent of the parties by their attorneys, all matters in dispute in Virtue of the Issue Determination of. Jacob Cochran Joseph Barker, David Harrison, John Henry & George Barker and there award or the award of any three of them being made the Judgment of the Court

Rickerson v Conrad On the motion of the Plaintiffs by their attorney It is ordered that William Loflan Esq be Superseded as Bail in this case but same not It is Ask that the Issue according

Rocketson v Conrad. On the Motion of the Plaintiff it is Ordered that Sally Lilley who was Summoned as a Witness in this Cause the sum of 6 Dollars for non attendance, unless Good Cause be shewn to the Contrary on or before next Court.

Philip Blazer a Witness for Shafer ads Herrington allowed 1 days attendance

Mole v Boston Jeffrey Neil for Security for Costs.

Miller v Ireland. Dismiss for want of Security for Costs

Ireland v Bowyer The Defendant personally appeared in Court and confessed a Judgment for $55.35 Cents and Costs — whereupon the Plaintiff by his attorney charged the said Defendant in execution, and is remanded to Jail

Mills v Hamilton On the Motion of the Complainant by his attorney Order Survey as the Law Directs, and his Giving the Defendant 3 days Notice of the Making said Survey.

James Patterson a Witness for Herrington ads Shafer 1 days attendance

William Boaling a Witness for Herrington ads Shafer allowed 1 days attendance

~~James Craig a Witness for Herrington ads Shafer~~ allowed.

Jacob Harshbarger a Witness for Herrington ads Shafer allowed 3 days attendance

William Patterson a Witness for Simon
vs Shafer, allowed 1 day Attendance and Sunday.
20 Miles to court and the same in Returning.

James Craig a Witness for Simon vs Shafer,
allowed 3 days attendance and Sunday, 60 Miles
to court and the same in Returning, Fees
Ays that the court be adjourned until to
Morrow Morning 9 o'Clock. Wm Herring Jr

Friday 10 mch

At a court continued and held for the County
of Rockingham the 11th March 1802

Present William Herring
Nicholas Pattison
Peter Hultzman, Sinclair & Gent Justices.
Kerlley Smith Esqrs

Peter Coffman vs Ourselves Discharged
Rice vs Young Continued
Davis vs Miller Non Continued
Dinkenson vs Moore Do Continued
Jarrett vs Roberts continued
A. Harrison vs Q. Kizell continued
Simon vs Shafer, on the Motion of the Defendant, by his
attorney It is Ord that the said Defendant, be brought to the
Bar by the Sheriff who is now Keeping in Jail at the suit
of M. Simon Esqr.

Graham vs Charles Alexander Childs. Upon an Attachment
for Rent. The Sheriff having Returned executed on one
Lot &c and the said Defendant not appearing

to Kelley the same, Judgment is Granted him for his Fees which write he due on 22nd August next, Costs, and order sale as the Law Directs —

Herrington v Shafer (In Case) Minutes agreed and the Defendant agrees to pay the Plaintiff five Dollars —

Shafer
Simon v Shafer In Trespass Minutes agreed

Herrington
Simon v Beats Continued

Sworn & Affirmed Samuel Chandler & B. West a sworn Affirmation Jurors Sworn to try the Issues to wit. John McNeal, Conrad Brown, Frederick Wachtle, Jacob Werkbarger, Michael Beck, Stephen Everard, William Beaty, John Grundy, Adam Arguright, William Donavan, John Herrington & David Stanger, Verdict for Pltf Damages & Judgment

Present John Ewen Gent

Absent Jonathan Kelley Gent

Kelley v Kelley West set aside & Def Guilty Generally & Not guilty and Justification as to the Plaintiffs Claim the Pleas terms the General Replication & Issue, Jury Sworn to try the Issue to wit, Abraham Hollen, Abraham Kelley, William Donavan, John Huston, Zachariah Hugarty, John McNeal, Jacob Miller, William Jurdan, John Baxter, Jacob Kirby Philip Crouty & Dennis Lenahan, Verdict for Defendant & Judgment

William Reading a Writ for Kelley vs all Costs attached & days Attendance also Not to file taxed & the Defendant

Shuler v Conrad Continued

Robertson for Thomas continued

Henry Bare v Mettrey for Kelley and Myers allowed
3 days Attendance

Daly Bare the same for the same 2 days

Michael Deck v Mettrey for Myers allowed 3 days
attendance

John Shirley the same for the same 3 days

Present, Andrew Shoulder Gent

Present, Isham Evans Gent

Rader v Harris & Jury Sworn to try the Issue to them
John McNeal, Conrad Braun Frederick Bachtler
Jacob Harshbarger, Michael Deck Stephen Conrad,
Williams Beaty, John Grumley, Adam Bryan Enoch Mellon
Duncan, John Workington, & David Shawyer, Verdict
for the Plaintiff for the Debt in the Declaration Mentioned
& the Discharge Levy £40. Damages Judgment

Shugart v Beaty, Sheriff Court J.B. W.E. set aside
Covenants not Broken Thomas and continued

Jackson v Bello. W Esd aside N.G for the appear
ance bail & Surrender

Peverson v Bello continued

John Strayer v Mettrey for Shugart v Baley allowed
3 days attendance 18 Cents Evans & Peverson

John Neal the same for the same 3 days.

Salvage v Mitch Upon a default Judgment per
Curiam Host

Coffman v Green &c. Plea leave Judgment as per
Specialty Int Cost saving equity —

Grimes v Plant West a rede Covenant not broken
Genl Replication Boreman, Jury Sworn to wit Denis
Lanahan, John Dester, John Grumley, John Funk,
Adam Legally Nicholas Rader, Jacob Miller, Jacob
Neely Stephen Conrad Abraham Kelley, William
Dunlap, Same Sworth Verdict for the Plaintiff &c

Blake v Mitchell enter Jury Sworn to try the
Issue &c, William Bedard, William Brady
Philip Coontz Elliot Pettejon, John Herrington
Denis Bryant, Frederick Wachtle Jacob Markham
Conrad Brown, John McNeal William Donahue
William Ireland. Verdict for the Plaintiff &c

Hardy v The same Jury an alone Verdict, for
the Plaintiff &c —

Blake exon v The same same Jury an alone.
Verdict &c for the Plaintiff &c

Salvage v Claiburn Plea leave Judgment confess as
per Specialty Int Cost saving equity —

Same v Miller the same same

Rader v Shafer the same same

Perryman v Ireland the same same

Shiff v Johnston the same same

Porter v Smith the same same

Vance v Berry the same same

Rhodes v Zinkincraw the same

Vance v Vance & sett the same.

King v Erwin the same same

Salvage v Vance upon a Rule to
Shew Cause &c v Vance Upon Vance
Continued until to Morrow

Same v Vance &c upon a Delivery Bond Motion for
Judgment

Same v Vance &c Motion proved as to John Vance
and Continued until to Morrow

Wiseope v Vance &c upon a Delivery Bond. Notice
Proved as to J. Vance, Motion for Judgment

Hartley v Peck In Chancery On the Motion of the
Complainant by his attorney It is Ord that he have leave
to add other parties to the said suit, and amend his
bill

Ord that the Court be adjourned until to Morrow
morning 9 Oclock

Wm Norris J

Saturday 20th inst.

At a Court Continued and held for the
County of Rockingham the 20th day March 1802

Present, Duncan Shanklin,
James Cochran
Archibald Rutherford } Esqrs Justices
Smith Lofland

Salvage v John Vance &c Motion proved on a Delivery
Bond Notice proved as to all Judgment

Same v same &c The same Orders

Woods v Wright &c the same same
Orders that the Court be adjourned until the 2nd
Tuesday in April Next

Duncan Shanklin

At a court called and held for the county of Rockingham on Monday the 27th day of March, 1809. for the examination of, Daniel a ~~Captive~~ Negro man, the Property of Frances Mc. Gilmans, who was committed to the Jail of this county on Suspicion of felony and stands charged with feloniously ~~conspiring~~ ~~confederating & plotting~~ ~~contriving~~ to murder, ~~conspiring~~ to ~~enslave~~ Meredith Richmond, Young. of the county aforesaid

William Herring
Present Taylor Young
Adam Shacklett,
James Coleman, Justices
Presiding & Daniel Smith Esq. Clerk.

Whereupon the said slave was brought to the bar in custody of the Jailor, and the Court, having assigned Daniel Smith Esq. attorney for the said Prisoner, ~~and the said Prisoner stands~~ according appointed and the said Prisoner, pleads not Guilty: whereupon came Divers Witnesses to wit, Richmond Young. Robert Gyatt an ~~&~~ John Carters a Junior, Sam. a Negro Man, the Property of Peter R. Maygaughey. who. were sworn and examined touching the Prisoners ~~above~~ the stands charged. and the said Prisoner being fully heard by his attorney, the Court, upon consideration of the circumstances of the case as it appears to them are of the opinion that the said Prisoner is not Guilty of the offence aforesaid and that he be discharged. And ~~that~~ the Court arose.

Wm Herring Jr

Tuesday to wit

At a court held for the County of Rockingham the 20th day of April 1802

Present

William Herring
John Ewen Joseph
Bartn. Sarner Cochran &c.
Archibald Stuart

} Gent. Justices

A Warrant Dedimus, Granted to David Liggall Gentn. by the County Court of Monroe, and ordered to be Recorded

A Commission & Privy examination of Fanny Crow was Returned & Recorded

Ordered Andrew Hix to Archey Adms. with annexed wife Adms. with annexed Returned & Recorded

Ditto Rush and Hix to Keep the same same

Ditto Morgan Hix to Resewarrant the same

On leave to Make an Indorsee Survey of his Entry.

On the Motion of Hugh Donaghe It is Ord that the Surveyor of this County do go upon his Entry. and survey the Lands of William Bell Mathias Rhea Thanks and Survey the same agreeable to his Entry Compass and Return the same to Court, he having Compld with the Law in that Case made and Provided

Ordered from Mentzer Hix to Morgan Adms. with annexed Dedimus & Commission and Privy examination of his wife returned & Recorded

Deed from W. Cochran &c. to James W. Cochran.
acknowd 687

Ditto Wright Hurst to Pence. acknowledged
acknowledgt taken 687

Bill bill of the Estate of John Mongan Deceased.
Ret 687

Present, John Waterman Smith Lofland & Layton
Yancey, Gent

Deed from Ewen Hurt to Miller acknowledgd.
Exps acknowledge taken 687

Ordered that James Ewen be appointed Com=
=mission for this county for the year 1802. and that
he Qualify as the Law Direct

Absent J Waterman John Ewen, Smith Lofland
James Cochran & Archibald Rathbone

Deed from Ewen Hurt to W. Ewen, acknowledgd.
wife acknowledgt taken 687

Deed of Trust from Shaw to Shaw to Shultz acknowledg=
=ed 687

Deed from Carter Hurt to J. Taylor, certified from=
the Court of the county of Wilkes in Georgia.
according to Law 687

Deed from the same to the same, same order

Deed from Swing to Mountz Proved by the oath
of Daniel Yancey, Peter Conrey and Michael Cromberger

Deed from W. Kreng to John Kreng acknowledged. Ordered to be Certified to the Court of the County of Harrison in the State of Kentucky &c

Deed from Drinkhouse Exr to Drinkhouse acknowledged wiper acknowledgt taken 8/12

Deed from Bellhouse exor to Merrick acknowledged 8/12

Deed of Bargain & Sale Nance to Moore acknowledged 8/12

Deed from Kephart Exr to Coontz acknowledged wiper acknowledgt taken 8/12

Deed from Wisler Exr to Lincoln the same

Deed from Winecoop Ralph Exr to Decker, acknowledged by the parties and the wife of Ralph 8/12

Deed from Earbach Exr to Weiss acknowledged wiper acknowledgt taken 8/12

Ordered that Peter Johnston be appointed Overseer of the Road in the room of Anthony Miller and that he with the usual Tithables work thereon & Keep the same in good Repair

Deed from Henderson to D. Hyde &c acknowledged by the Attorney of Henry & Gamble, Abraham Smith & Jacob Wyant & Order to be Certified to the Court of Hanover &c

Deed Power Exrs to Maggart acknowledged & wiper acknowledgt taken 8/12

Rec'd from M.W.Williams Esr to Cochran acknowle
=dgd Wafer acknowledgd taken 50/

Rec'd from Harrison Esr to Mesick, acknowle
=dgd before acknowledy not taken 50/

Rec'd from Mcearn to Howard. acknowledgd 50/
=under acknowledgt taken 50/

Rec'd from P. Harrison Esr to Holland. under acknow
=ledgd & Certified

Ditto from L. Harrison Esr to M.W.Williams the
same

Rec'd from A Way Esr to Hadoffer acknowledy
=ed with acknowledgt taken 50/

Rec'd from Irish Esr to Heffernan the same

Rec'd from Holland Esr to Nichols the same

Rec'd from Wayaughey Esr to McCausland the same

Rec'd from Proud Esr to Carn the same same

Rec'd from, C. Lewis Esr to Charles Cannon, acknowledge
=ding to be certified to Bath County.

Rec'd from Grove Esr to Cook Proved by the Witnesses
& Record of the Commission being returned executed 50/

Rec'd from P. Parker to A Carn Proved by the Witne
=sses & Record 50/

Rec'd from Berson to Coal acknowledged
taken 50/

Rec'd from Berg Smith Esr to G Hamilton Proved
by the Witnesses & Record 50/

Red from M. Butts Exr to D. Butts proved by
William Herring, George Weston & Christian Redamore.
3 Witness thereto the Commission Proxy examination of
his wife Returned Certified DR

Red from the same to A. Butts the same

Red from the same to I. Butts the same

Red from the same to M. Butts the same

Red from Coffman Exr to Lewis acknowledged.
and the Commission and Proxy examination of his wife
Returned DR

Red from the same to Shank the same

Red from M. Sailor Exr to Roler: acknowledged
his acknowledge taken DR

Red from Lutweiler Exr to Coffman the same
same

Red from Isaac Davis Exr & M. Davis to Isaac
Herick acknowledged DR

Red from J. Smith &c to J. Roler. Proved by
the oath George Weston, Isaac Cochran & Ulrey
Sailor 3 Witness thereto DR & the Commission &
Proxy examination of his wife Returned DR

Red from Passinger Exr to Sailor proved by George
Weston, Isaac Cochran & John Roler, 3 Witness
thereto the Commission Proxy &c Returned DR

Red from Bagley Exr to Leonard proved by 3.
Witness thereto the Commission &c Returned DR

Deed from Shanklen to Grove. Proved by 3. Witnesses Recd 50

Power of attorney from J. Bowman to A. Bowman Proved by one Witness Recd 50

Philip Earhart Orphan of Geo. Earhart, Decd. came into Court and made choice of Mathias Miller as his Guardian who with Security entered into and acknowledged Bond in the Penalty of $100 as the Law Directs

Deed from Andrew Bowman Esq. James Bowman & Joseph Bowman & James McCartney Esq. to John Koontz acknowledged by the said Andrew & James McCartney and by the said Andrew attorney in fact for the said Joseph & James and the acknowledgment of them being taken as the Law Directs, is Ordered to be Certified to the Court of the County of Montgomery as the Law Directs

Deed from the same to the same. the same to the same Proved & Ackd.

Power of Attorney from James Harris Sr to Philip Zimmerman acknowledged & Certified from this State of Georgia Recd 50

Upon the Petition of Mathew Harrison Sr for a View of a Way or a Road leading from William Hopkins to intersect the Brooks Gap Road at the Road by Mathew Harrisons Meadow. It is Ord that Jacob Eversole John Hopkins, John Miller & Robert Shanklen or any 3 of them being first Sworn by

Deeds from J. Harris to Bartlett

be appointed to View the said way and make Report thereof to the Court &c.

Ordered that Peter Patrick be appointed Constable in the Room of Jehue Gunn, ~~and that he be sworn~~ ~~as the Law Directs~~ who Personally appeared in Court and took the Oath as the Law Directs —

Ordered that Jonathen Shepman, Henry Smith & William Blain being first Sworn be appointed to appraise the estate of Martha Fenton Deceased and make Report to the Court

Present James Boggs Esqr

M. Stelley
Thomas Campbell and } In Chancery.

The award made in this Cause being Returned into Court by the Arbitrators, by which they do award that the said James McVay and the other Defendants do pay the Complainant 135 Dollars and half to be paid said McVay, and the other half by the Admrs. and Devisees of the said Thomas Campbell Deceased and also that the said James McVay pay her £20. Per annum and the other Defendants £10 Per annum during her Widowhood, being seen and Inspected by the Court, they do adjudge and Decree that the said award be entered up as this Decree and that the Defendants do pay the Complainant the sums in the awards, and her Costs, which is adjudged and decreed Accordingly —

On the estate of William Harrison dec.

Ordered that William Cochran Esq. Samuel Chapman, Mark Newlan. & James Cochran, be summoned to appear at the June court next and make a Return of the appraisement of the estate of William Harrison Deceased.

Ordered that James Begg & George Dove Gent. be appointed to settle the estate accounts of Peter Zetty Deceased and make report to the court.

Deed from Hagy Esq to Swob. acknowledged. wife acknowledgment testing &c

Deed from Jacob Powell &c to Bryant acknowledged wife acknowledged testes &c

Petition of Hoffman upon an attachment. Samuel Hoffman &c

Ordered that William Harrison be appointed Surveyor of that part of the Road leading from Harrisonburg to Benjamin Harrison, Beginning at the corner of Jacob Peebles Place, to the said B. Harrisons and that the usual Tithables allotted to work on that part of the Road be appointed for his Gang &c

Ordered that Michael Miller be appointed Surveyor of that part of the Road, leading from the Town of Harrisonburg to the said Benjamin Harrisons. Beginning at the said Town and to continue unto he shall the other overseer, at the end of Jacob Peebles place, and that the usual Tithables be appointed for his Gang &c

Deed from Bower to Bower acknowledged by Joseph Baxter attorney in fact for the said Bower & Ordered to be Recorded.

On the Motion of John Bear, It is Ordered to be Certified that he is Duely charged with 220 acres of Land and It is Ordered that the Commissioner Rectify the same in his books —

On the Motion of Casper Moyer for leave to Erect a Water Grist Mill, ~~on his tenement~~ in this County ~~on~~ the on Juniata Creek the bed where of belonging to himself and the land on the opposite side against which he will abut his said dam, belonging to himself, It is Ord that a Writ of Ad quod-Damnum be awarded him, and be directed to the Sheriff of this County to be executed, on the first Monday in June next. Returnable to the June Court next

Commonwealth
vs.
Jacob Earhart. } Upon a Recognizance for a breach of the peace on the Complaint of Elizabeth Martin, as being the Reputed father of Bastard Child. The said Defendant Personally appeared in Court in Discharge of his Recognizance. Parties heard-Whereupon the Defendant agrees to enter into a Recognizance with Security in the sum of 30 Dollars to make his personal appearance at the next Court. whereupon the said Jacob Earhart with William Mitchell his Security Personally appeared in Court and entered into a Recognizance as the Law Directs —

Deed from John Joseph Crotzer Esq. to S. Chandler
a Surveyor with a Acknowledgment taken 1812

Deed from W. Owen Esq to W. Phelps acknowledges
the same Acknowledgment taken 1812

Return of M. Neff upon a Petition this day a grd.

Same W. Cochran, v Long the same

Smith v [illegible] N.

same v Cherryholmes N.

Chapman v Utz N.

Kerley v Peck N.

Deed Release from Wade to Krim acknowledged
Certificate from the County Court thereunto att 1812.

Deed from L. Watterson to Smith. acknowled
and together with a Plat of the said Land thereto
annexed is Ack.

Deed from Smith to John Smith acknowledged 1812

Deed from Rider Esq to Leonard acknowledges the
Acknowledgment taken 1812

Parcen Robertson, whom was Summoned to appear
here and give County Security. Personally appeared
in Court, and entered into Bond and Security with
William Dunlap her Security in the Penalty of
£300. which was acknowledged and Ordered to be
Recorded

Deed from Preston Esq to Price acknowledges the
Acknowledgment taken 1812

A Deed of Mortgage from David Jones to George Keizle proved by James Smith & Daniel Smith and ordered to be recorded

Coffman vs Barnhard alias Barnetz. on the Motion of the Pltf order NS

Smith vs Harry Dismissed

Barnum exrs vs Simmons &c

Notice Proved & Judgment upon a Notice on a Delivery bond

Bauman vs Spore Continued.

Kayser vs Harp cont.

Ellis vs Kepsell Continued and Leave given to take the Deposition of Charles Lofland. Dedimus

Bader vs Jackson cont.

Broadcap vs Mesick cont.

Carthrae vs Marshall extra

Phelps vs Derrick agreed

Williams vs Smith Defts Coll. Judgment for Costs

Sibert vs Simon the same as Pen — Note but Costs

Rosenbarger vs Wright cont.

Salvage vs Reddle &c Defts Coll. Judgment for Costs

Wilcox vs Stilley & Petition the same

Bader vs Jacob Ben Stephens cont.

Sprinkle v Carder the same case.

Dempsey v Nisbet & Petition cont. Defft

Kelin v Coffman cont

Porter v Smith cont.

On the Motion of Benjamin Harrison, John Quinn & Lewis Hollis is Deputy are sworn accordingly

Robert Chandler &c made a Report of a View of a way for a Road which is in their words to us agreeable &c and It is Ordered that the said way be established agreeable to the said Report, and that Joseph Henderson the Overseer of the Old Road be appointed Surveyor of the New Road, that he with the usual Tithables appointed to work under him, Open the said Road, and work thereon and Keep the same in Good Repair

Barton v Loftin cam cont.

Shafer v Zuck &c upon an Injunction cont.

Penn v Weber cont.

Mowrey v Lewis continued

Fawcett v Ware cont.

Adams v Smith the same.

Hopkins exrx v Wade Vance & Notice Proved as to Solomon Vance Judgment

Nicholas v Wall &c. Notice Proved as to William & John Boyd Judgment

Ordered that
On the Motion of Elizabeth Harry It is Ord that a
Licence be Granted her to Keep a Ordinary at her house
in this County for one year, on her entering into bond with
security Each in the Penalty of Ten Pounds Current
money conditioned according to Law

Ordered that
John Trevor the same with David Bagen his
Security

Ordered that Henry Gamble be Recommended
to his Excellency the Governor as a proper person to
be Escheator of this County in the room of
Charles Copland Resigned

Ordered that the Court be Adjourned until
the 3d Tuesday in May next

Wm Henry Jr

Tuesday to wit
At a Court held for the County of Rockingham
the 18th day May 1802.

Present William Herring
Andrew Shanklin John Ewing & Gent Justices
& Archibald Robertson

Ordered that the Court be held in the Clerks office
on Thursday the 20th this Instant and on the days
after the 3d Tuesday in June & July next as this Day
Court

M Way v Rea. Rea Discharged by Order the Plaintiff

Welch v Smith Discharged agreed

Lewis v Telford West a side Ag. & Joinder

Grand Jury Sworn, for the body of this County to wit Sheriff Coonty Nicholas Peery, Elias Vickers, Abraham Peery, James Green, Christian Coffman, Lewis Stephens, William Tribley, Henry Keeler, Dominick Dick Richard Deck, Jacob Nester, David Coffman, William Pence John Hammon John Powell & Henry Eyman, who having their Charge and Returned from the Bar to consult of their Presents, and after some time Returned into Court and made the following and found an Indictment for a Trespass v Jacob & Henry Kitzmiller a true bill, and there appearing no further business It is Ord that they be Discharged and that a Summons at the Law Issue —

Woodrow & Son v Murphey Joseph Hunter & Anthony Neely Whereupon the Defendant was Delivered up by the said bail and in Custody —

Present Taylor Yancey Gent Absent John Ewen Gent

Graham v Galloway. S. Loffland. & B Office Judgment set a side Payment & Joinder

Savage v Loffland Daniel Ragen & B Office Judgment set a side Pay & Joinder

Lincoln v Miller, Henry Weaver & B

Henry Weaver & B.

Leonard v same —

Tribley v Lohr & Swaggart Ezekiel Harrison & B

Andrew Dan v Murphey Jam Dickey & Ostrom
Waterman, J. B.

Smith v Earhart continued at the Defendants costs
until to Morrow

Smith v Wise Bail at the Defendants costs

Baker v Denton In covenant continued Defendant.

Same v Same Trespass. Same same.

Same v Same Case Same same

Minich v Miller Jobe as Bear J. B. Mesd aside Cove-
-ants not broken & Jointer

Mathews v Faulk Judgment for award.

Dick v Boughen continued Defendant.

Boughen v Dick continued Plaintiff.

Smith v Bear & James Green J. B. affirm Judgment
set aside Paid & Jointer

Samuel Roach a Witness for Dick v Boughen allowed
1 day attendance

Lawrence Dunn the same for the same 1 day

Layton Yancey the same for same 1 day

Francis Meadows the same for the same 1 day

James Meadows the same for the same 1 day 20

John Poag the same for the same 1 day

Miles Frankling to court & same is returned

20.
8
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Smith v Tyer upon a Recog. Dismiss

Whitley v Lowder John Green J. B.

ap Def. Henry Miller a Witness for Boughen ads Deft allowed
1 days attendance

Present George Weston & Smith Lofland Gent. & Henry
Andrew Chandler Gent.

Conrad Ramsberger a Witness for Boughen ads Deft allowed
2 days attendance

Smith v M Coverty upon a Presentment for suffering
Gaming in his house — Discharged

Smith v Cherryholmes N.

Smith v Coverty on apprehent for setting aside Legacy. order
Information —

Smith v M. Fraily upon apprehent for a breach of the peace
to shew cause why an Information should not be for
by Making M. Coverty Guar, parties heard & Judgment & Costs
Coverty the Prosecutor —

Craven v Smith Benjamin Smith & B Office Judgment set
aside Payt & Costs

Quigley v Adam Leonard George Leonard & B Office Judgment
set aside Payt & Costs

Armstrongs v Harrison, Saml M Williams & B Verdict for
Covenants not broken & Costs

Woods v Harrison, Saml M Williams & B.

Smith v M. Fraley upon apprehent for Gaming parties heard
& Order Information

Dill v Riney, John Carlton & B. Office Judgment
set aside payt & Costs

Smith v M. Fraily for Swearing parties heard & fined
for Swearing one Profane Oath

Comth v. Cherryholmes on appeal for Gaming, order
Ex. Information

Hopkins exon v. Bowman, Gad Gilmore & Sam Dudley
Ex. U.S. Offrs Judgt set aside Def Appl Granted

Ex. Moore v. same same same order

Comth v. Profft, on appeal for a breach of the peace
the Defendant personally appeared in
court and waived his right of trial by jury, and referred
the Matter to the court. And by consent of the attorney for
the Comth. It is ord that he pay a Two Dollar Cost
Ex. the Comth. It is ord that he pay a Two Dollar Cost

On the motion of Gideon Morgan, It is Ord that a
Ex. Licence be Granted him to Keep an Ordinary at his house
in this County for 1 year on his entering into Bond with
H. H. Garnett his Security as the Law Directs

Berry v. Hamilton &c. On the motion of the
Ex. Complt and, It is Ordered that a commission be awarded
him to take the Deposition of W. Smith &c and that the
same be Directed to Francis Kerby, Joseph Rogers
Ex. Jeremiah Rogers, Dick Smith & John Rogers. Commrs
& ~~who appointed to~~ or any three of them who is appointed Comrs
to take the said Depositions &c in Bagett County Kentucky

Henderson v. Hopkins &c upon a Delivery Bond Motion
Ex. for Judgt

Ex. Williams v. same same order

Ex. Rowland v. same same same

Ex. Hopkins exon v. Shaver &c same same.

Ord that the Court be Adjourned until to Morrow
Morning 9 o'Clock.

Wm Harris Jr

Wednesday to wit

At a Court held for the County of Rockingham on the 19th day of May 1802.

Present Andrew Shanklen, Archibald Rutherford, Smith Lofland & Geo. Dove Esqrs. Justices.

Thompson & Thompson adms. Injunction Granted the Compt. to stay all other Proceeding, on the Judgment Recovered by the Defendants, &c. said Defendants agst the Complainants until the Matter shall be heard in equity he having entered into Bond & Security as the Law directs

Newton & Winston &c Continued

Herring exor & Herring adms. Continued

Dunkerson & Road upon Ejectment Continued

Peter & Kerser Continued for award.

Smith & Ireland Continued for the Plaintiff

Henry Mellenson & Lofton adms. Continued

Shipman & Kessell In Chancery

This cause came on to be heard this 19th day of May 1802, upon the bill answer, exhibits and the argument of Counsel, whereupon the Court are of opinion that the Note in the Complainants bill Mentioned has been fully paid off to the Defendant, and do order adjudged and decreed that the Defendant do deliver the said Note in the bill Mentioned to the Compt. and that he the Defendant do pay to the Compt. his Costs in this behalf expended

Present William Herring Gent.

Morrison adm v Moody &c John Smith S. B Office
Judgment set aside Payt & Sourder

Harrison v Smith David Smith S. B Office
Judgment set aside Payt & Sourder

Bruster v Hatton Court

Kessell v Ly. Carpenter Continued

Rierson v Loftus adm Continued

Fawcett v Roberts Continued

Dunkenson v Moore &c Continued

Harrison v Kessell Continued

Rice v Young M Set aside M Sourder Jury Sworn
to try the Issue to wit Henry Sprinkle, Anthony
Shetzy, Stephen Conrod, Henry March, John Conrod,
Henry Kessell, David Boughner, John Thompson,
Henry Wachtle, Jacob Earhart, Philip Seltz & Conrad
Brown, and by consent Henry Sprinkle
one of the Juron. is withdrawn by Consent
and the cause is continued.

On the motion of Tobias R. McGahey who intermar-
ried with the widow of Peter Conrod dec'd It is
ordered to be certified to the Register of the Land
Office, that the Executors of Peter Conrod are
directed by his will to sell all his uncultiva-
ted Land, in order that a patent may issue ac-
cordingly for 130 acres of Land for which a
Survey was returned into the Register, Office on the
13th of Octo. 1786 — and it is further Certified that
William Pence sen. & Stephen Conrod are the Executors
& have undertaken the execution of s.d Will —

Present John Ewen Gent. & Ezek Harrison Gent.
Absent Marcus Chandler Gent.

Dobbs
Delaware } vs Chandler, Smith & Loffland J. Boffin Judgt
set aside Pay Pounder

Lanahan } vs Mesick Smith Loffland J.B Mest aside
P.A Pounder

Commonwealth
vs
Durkart } upon a recognizance to indemnify the parish of Rockingham for the support of a base born child of which Elizabeth Martin has charge to the said Dep

The Dep appeared in discharge of his recognizance, whereupon sundry witnesses were sworn and examined, as well on behalf of the Commonwealth as the said Dep, and the said Dep heard in his defence, upon consideration whereof it is Ordered by the Court that the said Jacob Durkart pay to the overseers of the poor of the said Parish of Rockingham the sum of forty two pounds in manner following twelve pounds on the first of September next, and then seven pounds ten shillings yearly & every year until the said sum of forty two pounds shall be paid to indemnify the said Parish for the support of the said Bastard Child, and that he enter into a recognizance with security, for the payment of the said money, and & untill he enters into such recognizance the Sheriff is to take him into Cust

Whereupon the said Jacob Durkart Ezekiel Harrison and Michael Kiefs came

into Court and acknowledged themselves indebted to his Excellency James Murray Esqr Governor of the Commonwealth of Virginia and his Successors in the Sum of forty two pounds to be levied of each of their Several and respective Goods and Chattels Lands and tenements and to the said Governor & his Successors rendered for the use of the Overseers of the poor for the Parish of Rockingham, But upon this condition that if the said Jacob Earhart shall pay to the Overseers of the poor for the Parish of Rockingham for the support of a base born child begot on Elizabeth Martin, and which she hath upon oath charged the said Jacob Earhart to be the father, the said Sum of forty two pounds in Manner following, twelve pounds on the first day of September next and seven pounds ten Shillings yearly, and every year until the said Sum of forty two pounds shall be fully paid then the above Recognizance to be void else to remain in full force & Virtue, From which Order & Judgment of the Court the said Jacob Earhart prayed an appeal to the first day of the next district Court to be held at Staunton which is allowed him upon his entering into bond & security according to Law

Ordered that Michal Kepps & Wm Kepps for Earhart, & Gareth Mowe
1 day attendance
Ordered that Mary Miller the same for the same 1 day
Ordered that Catharine Kepps the same for the same 1 day

Templetown Lessee of Peter
Miller
vs. } In Ejectment
D. Goldfart.

Jacob Merrick by Samuel Black-
burn his Attorney, came into Court and entered him-
self Defendant in the Room of said Goldfart, and
pleads the G.I. And
agrees to confess the Lease entry & Ouster, in the Declara-
tion Mentioned and to rest on the Title only at
Trial and a Jury.

Present William Henry Gent.

Rec. Ver. & Comm. Jon. assault & Battery
Jury sworn to try the Issue to wit Jacob Merrick
Abraham Hetzel, James Smith, Joseph Rogers, Landon
Rogers, William Dunlap, Andrew Blair, Christian
Styer, Adam Price, Arthur Davis, Andrew Erwin &
Enoch Arthurs who find for the Plaintiff for 1/ 5
Damages & Judgment.

Sally Letty who was fined for non attendance as a
Witness in the cause of Rec. Ver. & Comm. at the last
Term, Personally appeared in Court and being heard
Sworth that the said fine be remitted

Chatham & Shackelpear ~~Lessees~~ Plaintiffs

John Ewen a Witness for Blair as Campbell
Attorney 3 days Attendance - 1 at the Court 2 March,

Adam Schaar a Witness for Rec. Ver. &
Comm. allowed 6 days Attendance

Sally Letty the same for the same 2 days.

Copies Rec.

5 3/4
5 18

Joseph Rogers a Witness for Campbell & Blair allows 1 day attendance

William Dunlap, a Witness for the same, allows 4 days. 1 day at this court, 2 days at March court. and 1 day at November court

Polley French the same 3 days, 1 day at this court 1 at March court 1 at November court

Abraham Stilley the same 4 days, 1 day at this court 2 days at March court 1 day at November court

By consent of the parties by their attorn, It is Ordered that the fine levied on Sally, Selby for non attendance, as a Witness in the suit of Nicholas Rowland be released on her the said Sally paying the costs to the Plaintiff her attendance, as a Witness in the said cause this court

On the Motion of John Graham one of the overseers of the poor, for the Parish and County of Rockingham It is Ordered that Mark Newland be summoned to appear here at the next court to shew cause why Mary Downey this apprentice should not be taken away from him. It being Suggested to the court that she is ill treated

Ord that the court be adjourned until to Morrow morning 9 o'clock

Wm Harrison

Thursday to wit

A court continued and held for the County of Rockingham the 20th day May 1802,

Present. William Herring
Andrew Shanklin
Archibald Robertson } Esqrs
George Love

Fawcett v Mathews. On the Motion of the Defendant by his attorney, leave is granted him to amend his answer and the cause is remanded to the rules —

Way v M^c^William Jury sworn to enquire of the Damages to wit Christian Kyger, Benjamin Berry, Benjamin Reynard, Thomas Sulavan, William Brown, John Brown Henry Wachtle, Alexander M^c^Kinney, George Mowery, Solomon Mathews, David Marks, Lahun Kyle. Verdict for plaintiff. for $142. 37 cents Damages & Judgment

Shugart v Bates Jury sworn to try the Issue to wit John Cathread, James Harrison, Arthur Davison John Crotzer, George Cline, Jeremiah Warren Evan Rees, William Yount. John M^c^Neal. Philip Woolf Henry Monger & Samuel Gilmore. Verdict for Defendant. and on the Motion of the Plaintiff a new Trial is Granted him on the Payment of Costs of this day.

Present John Ewen, & James Cochran Gent.
Absent. ~~William Herring~~ ~~Archibald Robertson~~ & A. Shanklin Gent.

Harrison v Waterman &c. On the Motion of the Complainant by his attorney an Injunction is Granted.

him to stay all other proceedings on a Judgment recovered by the said Defendant Waterman in the Complaint, until the Matter shall be heard in equity, on his entering into bond & Security as the Law Directs, which is done accordingly

Present Smith Lofland & William Herring Gent.

Pltf. John Neal a Witness for Shugars vs Beaty allowed 2 days attendance and travelling 18 Miles to & fro and the same in Returning

Pltf. Christian Miller a Witness for Beaty vs Shugars allowed 4 days attendance — 2 days at the cost not to be charged to the Deft.

Pltf. Polly Miller the same for the same 4 days. 2 days at the cost not to be charged to the Defendant.

Pltf. Susanna Facidy the same for the same 3 days. 1 day at the cost.

Crotzer vs Gelmore upon a Demurrer, Parties heard by there Attorneys and Demurrer Overruled and on the Motion of the Plaintiff by there attorney, It is ordered that they have leave to Reply to the said Plea. to which, opposition of the court the Defendants by there attorney objected

Present Asher Waterman Gent.

Chandler vs Wright William Bryant J. P. Office Judgment set aside Pays Costs

Mackall vs Carlton a Jury Sworn to try the Issue. to wit Arthur Davison Thomas Gunderson, Comfort Brown Martin Groomer, Joseph Crotzer William Bryant, George Berry, Alexander Mason, William Shannon, Henry Cook, Andrew Wiseley & Reuben Moore. Verdict for the Plaintiff for $284, 7 Cent Damages & Judgment Ordered that the court be adjourned until tomorrow morning 9 oClock.

Attorney

Friday - to wit

At a court continued and held for the county of Rockingham on the 20th day May 1802.

Present. Andrew Shanklen, John Evans, Samuel Cochran, & Smith Lofland } Q. Justices.

Rouse vs M'Kee & Ryan Publication Returnable to August court next as the Law Directs

Penn vs Waters continued.

Shafer &c vs Zeek continued

Cochran vs Green continued

Barnett &c vs Hoggs exors. On the Motion of the Plaintiffs by their attorney. It is Ord that Samuel Hogg, Peter Hogg & Thos. Hogg be made Defendants in this Suit.

Present William Manning & Walter Davis Gent.s

Smith vs Adams upon an Injunction. Parties heard and Injunction Dissolved with Costs —

Kinsey vs Smith on the Motion of the Plaintiff by his attorney leave is given to amend John Brown, a Plaintiff in this cause

Whistler vs Lincoln — Plea of not guilty, accord & satisfaction — & a Tender & amends filed & the money deposited with the Clerk — & the ?. Pleas ordered to the Rules to be proceeded on —

Present S. Lofland Gent.

Salvage vs Lofland. Pleas warned & Judgt per note Int Court

Present. George Jones. Lofland Gent Andrew Shanklen

Salvage vs Shanklen Pleas warned & Judgment per Note Int Court

Shanklen vs Lord Plea Same Same

Present Andrew Shanklen Gent.

Sheldon vs Overhooltz & Pltfs Judgment per Note with Int & Costs saving Equity

Pennicke vs Golladay & Pltfs same Judgment Revived

Donaghe vs Neely Pltfs same Judgment as per Special with Interest Costs saving equity

M'Williams vs Devin the same same

Hopkinson vs Hopkinson the same same

Salvage vs Vance the same same

Porter vs M'Williams the same same

Roads vs Byrd the same same

Ewen vs Lofland the same same

Kephart vs Kyger abated by the Death of the Defendant.

Absent Wattles Rowan Grant

Crozier vs Gilmore General Replication to the Defendants Pleas and Issue Joined Jury Sworn to try the Issue to wit Thomas Dunkerson, John Kuntz, Hugh Devies, John Brown, Isaac Vigan, Alexander Mason, James Kyle, Reuben Wallace Andrew Cutler, George Rowland, James Burgess & John Rogers. and by Consent of the parties by their Attorneys Thomas Dunkerson one of the Jurors is withdrawn and the Jury Discharged and the Cause is Continued until next Term

Mancey v Lewis upon an Injunction Continued

Fawcett v Vair &c same same

Harrison v Reeves &c In Chancery.
On the Motion of the complainant by there attorney It is Ordered that the bills be taken for Confessed and the Matter there of Decree accordingly unless they appear here on or before the Next term and shew good cause to the contrary, and that a copy of this order be Served upon the said Defendants

Present George Keith Gent.

Chapman Johnston Esqr having produced in Court, a Licence Signed by 3 Judges of the General Court, wherein he is admitted to practice as an Attorney in Superior and Inferior Courts of this Commonwealth. and he having taken the usual oaths prescribed by Law is admitted to practice in this Court

Henry Miller exon v Loftus adm Ordr continuance set aside & Jury Sworn to try the Issue to wit Arthur Davison, Samuel Gilchrist, Benjamin Berry, George Berry, James Smith, Geo Cline, Jeremiah Warren, John Berry, George Mowery, John Grotzer, Reuben Harrison, & Evan Thomas. Verdict for Plaintiff for $60, 6 cents Damages & Judgment

Mayo v Herring David Smith S.B. Offr in Judgt set aside Mayo & Jordan

Joseph Grotzer S.B. Offr in Judgt set aside

Roop v Zimmerman Offrs Recognizance Mayo & Jordan

Jeffrey v Zimmerman Joseph Grotzer S.B

copied & recd. George Berry a Witness for Gilmore as Cretzer allow
to 6 days attendance

Benjamin Berry the same for the same 6 days.

Arthur Davis the same for the same 6 day

Joseph Hunton the same for the same 6 day.

Jacob Wenton a Witness for Cretzer as Gilmore allow
6 days attendance

Davis Marsh the same for the same 4 day.

John Perry the same for the same 8 day.

Martin Cromer the same for the same 6 day

Ord that the court be adjourned until the third Thursday in June next.

Wm Herring Jr

Tuesday to wit

At a court held for the County of Rockingham the 15 June 1802

Present William Herring
Joseph Barter, Joseph Crutchfield, Joseph Thompson } Gent Justices
Josiah Harrison, & Jacob Kyzor.

An appraisement bill of the estate of William Perron Deceased Returned 1802

Settlement of the estate of Thomas Campbell Deceased Returned 1802

An appraisement bill of the estate of Martha Fulton Deceased Returned 1802

Deed from Mary Lux to Weland. acknowledged. and certified from the City of Philadelphia according to Law 1852

Kyle to Jay Jun Deed of Mortgage from Weland to Mary same the same same Jeremiah Kyle to Jay Jun

Deed from Boyd & Shultz. acknowledged by C. Funk, attorney in fact for said Boyd &c. by virtue of a Power of attorney duly executed 1852.

Deed from McKeen Rex Shackelford. acknowledged wife acknowledgment taken 1852

Deed from Penn & to Rush, acknowledged wife acknowledgment taken 1852

Deed from Nicholas Kurtz McGonigle acknowledged wife acknowledgment taken 1852

Ordered that Elliot Rothrock be appointed Constable in the room of John Boyd and upon he took the oath required by Law

Deed from Wolfinger Kurtz Maygaughy acknowledged 1852

Deed of Mortgage from the same. to the same &c same

The last will and Testament of John Hoop Decd was presented in Court, and proved by 2 Witnesses thereto and on the Motion of Daniel and Frederick Hoop the executors therein named, who with Security entered into bonds in the sum of $8,000 and made oath thereto, and a certificate is granted them for obtaining Probate in due form

Deed from County to Layton acknowld and
the commission & Key examination of his wife
returned &R

Deed from Bell &c to Clay acknowldgt
wife acknowld taken &R

The last will and testament of Jacob Pugh Decad
was presented in Court and proved by 2 Witness
thereto &R and on the Motion of Frederick Knestrick
and Elizabeth Pugh the exors therein named, who
with Security entered into bond. in the sum of $600.
and made oath thereto a certificate is granted them
in due form &c and it is ord Mathias Miller
Nicholas Carn, Jacob Frantz & James Beggs
any 3 of them being first sworn do appointed
to appraise the said estate &c

Deed from L. Shipman to L. Shipman proved
by John Dearman & George Day ~~acknowledged~~ 2
Witness thereto &R

Deed from Kelly &c to Conrad Jenkins acknowledged by Sinclair Kelly & Contents

Bill of sale from Keizey to Pope proved by John
Barnet one Witness thereto &R

The last will and Testament of Wendle Butt Decad
was presented in Court and proved by 2 Witness thereto
&R and on the Motion of Adam Butt the
exor therein named who with Security entered into
bond. in the $4000 and made oath thereto
a certificate is granted &c, and Lewis Keller the other
exor appeared in Court and refused to act. and
it is ord that Robert Gratton, Peter Roler, Nicholas
Huffman & John Roler or any three of them &c

726 710

On the Motion of David Whitmore, It is
Ordered that his son, Abraham Whitmore be
exempted from the payment of County and Parish
Levies on account of his ~~infirmity~~ insanity—

Ordered that the Overseers of the poor lend. Betsey
Holden above born child of Sally Holden
unto Joshua Heath as the Law directs—

Deed from Woolf Ux to D. Bell acknowledged
& wife acknowledgt taken COR

Deed from Smith Lofland &c to Benjn Smith
acknowledgd. wife acknowledgd. taken COR.

Deed from Benj Smith &c to Jane Lofland
the same

The same to Smith Lofland the same

The same to W. Smith the same

The same to Jane Smith the same

The same to Margaret Dee Herring &c the
same same

The same to Sally Williams the same same

Deed from B. Smith Ux to S. Lofland. acknow
-ledgd wife acknowledgt taken COR

The same to W. Smith the same—

Ditto Jane Smith to Benjn Smith &c the same

Settlement of the estate of Robert Smith decd
& ~~same~~ and the endorsements thereon COR

Settlement of the estate of Abraham Smith
decd. made between the heirs returned COR

Dec from Woolf Esq to Barley acknowledge his acknowledge ROR

Dec from Esq from Barley to Bryant acknowledge ROR

Dec. from McCausland to Mayaughey acknowledge and ROR

On the Motion of Jacob Eslard one of the Overseers of the Poor, It is Ordered that John Oliver be Summoned to appear here at Next Court to shew cause why his Children should not be taken away from him and bound out &c

Dec from Clemens to Shank &c acknowledge his acknowledgment taken ROR

John Hammon &c Returned their Report of a View of away by Simon Snider a Road which is in these words to wit We the Viewers which is Ordered to be established agreeable to said Report &c

Carthrae & Mackall exhibit an Injunction Granted to stay all other and further Proceeding on a Judgment obtained by the Defendant agst the Complt, he having entered into Bond & Security as the Law Directs —

Miller

Tuck & upon a Note &c for a Money paid as Security &c
Rotten Proves and Judgment as per Record with Interest & Costs —

Baker & Loftus adm upon a Summons Continued

Campbell & Harrison adm same same

Deed of Trust from ~~Pat~~ Conrad Plemmons to Nicholas Provis by 3 Witness Ack

Miller vs Hamilton On the Motion of the Plaintiff It is ordered that a Commission be awarded him to take depositions in the said suit on Giving Notice according to Law.

Mary Futwell Widow and Relict of Leonard Futwell deceased came into Court and Relinquished her Right of administration of the estate

On the Motion of George Rowland. It is Ordered that a License be Granted him to Keep a Tavern at his house in this County for one year and he entered into bond &c with Henry Lambeth his Security. William Rowland ~~the same with~~ John Graham. George

Henry Lambeth produced in Court a Commission wherein he is appointed Escheator of the County of Rockingham, whereupon he entered into bond & Security and made oath thereto as the Law directs

Miller vs Roop. Ats.

~~Porter vs Hooton Ats.~~

Porter vs Train Ats.

Same vs

McDonough vs Hooton Ats

Same vs Rice dismissed

Porter vs Miller Dismd.

Same vs Shelton Dismissed

Same vs Conner same

Same vs Wicks same

Same vs Compton same

Ord Deed Donavan Lee to Woolf acknowledged in open a Knowledgment taken £0 2 2

Ord An appraisement bill of the estate of Daniel Huffman Decead £0 2 2

Present George Hunter Adam Shanklen & Archibald McMurfee

Perm vs Weber upon an Inj Cert.

Shaffer vs Quick Se same

Agnew vs Lewis same same

Fawcett vs Davis same same

Pugh vs Mitchell same

Upon the Petition of Reuben Moore &c for a View of a Way for a Road from Kefells Town to John Boyles the Nearest and best Way, It is Ordered that George Carpenter Sr. Davis Lewis, Adam Faught & William Taylor or any 3 of them being first sworn be appointed to View the said Way, and make Report of the conven-ience and inconvenience attending the same to Court.

Ordered that the Overseers of the poor have May Downey who formerly bound unto Mark Nicholas unto Joseph Craven for the Remainder of her term yet to come as the Law Directs —

Present Smith Copland Walter Davis James Beggs James Cochran, Duncan Kelly & Charles Lewis:

Ord A Memorandum made on a Settlement of the estate of Jane Smiths estate, was acknowledged by Benjamin Smith £0 2 2

Due from Harrison due to George Stiles. acknowledge ~~his~~ ~~acknowledgement~~ Bill

Brumfield vs Vance Motion upon a Delivery bond. Note proved as to Motion & Judgt

Salvage vs Zimmerman &c same as to Zimmerman only

Mayo vs Swaggert &c same as to Swaggert &c

Roads vs Zimmerman &c same as to Zimmerman only

Cochran vs Woody &c same as to all

M Vance vs Vance &c same the same

The Court, doth Recommend unto his excellency the Governor, George Weston as a proper and fit person to be commissioned as Lieutenant Colonel Commandant of the 58 Regiment of the Militia of Virginia in the Room of Benjamin Harrison Resigned

(To read made of.)

Waterman vs Harrison, upon a Motion & Notice Proved and continued untill Next court

Order is that ~~Alexander~~ Josiah Harrison, be Recommended unto his excellency the Governor as a proper and fit person, to be commissioned as Major, in the 2nd Battalion of the 58th Regiment of the Militia, in the Room of Richard Taylor ~~George Weston~~ Resigned

James Davis the same as Major in the 2d Battalion in the Room of George Weston promoted

Reuben Harrison Capt. in the 2nd Battalion, in the
room of Josiah Harrison Promoted
Henry Mash Lieutenant in the room of R.
Harrison —
Jesse Roach Ensign in the room of Henry
Mash
Reuben Harrison Junr Capt in the room of Ezra
Harrison Resigned in 2nd B.
Jesse Harrison Lieutenant in the room of
R. Harrison
Jacob Custard Capt in the room of John Lemon
Resigned
John Green Lieutenant in the room of Jacob Custard
Jesse Lemon Ensign in the room of J. Green
Conrod Custard Capt in the room of James
Begg Resigned —
Jacob Baker Lieutenant }
Geo. Parrott Ensign }
Andrew Erwin Ensign in the Nyel company
in the room George Pitts Resigned (1st B.)
Second Battalion.
Robert Magell Capt in the room Saml Davis
Promoted —
William Rice Lieutenant —
Robert Erwin Ensign.
George Earhart Lieutenant in the Nyel Company
in the room of John Surgeon. Removed.
Henry Jesse Ensign in the room of Surgeon Earhart
Ordered Sheriff Cochran to issue a Summons

dismissed

Abrent, Charles Lewis & Cochran, Lewis Bell &c.
Lewis Kerlley — S. Lofland. & Walter Deaver Garn

Eyman vs Eyman upon an attached Continued

Hausman vs Snow continued

Coyner vs Sharp cont.

Rader vs Jackson cont. Dismt.

Eltzel vs Kessler. continued

Roadcap vs Mossech continued

Carthrae vs Mackall ets. Judgmt per note Interest Costs

Dispony vs Hebert Judgment per 3 Note Int & Costs

Petrie vs Coffman. continued

Rosenbarger vs Wright Martin, bears. and Judgment.
Gar. 25 Interest from, 18th December 1799.
Costs from, November 1799. and Costs.

John Warman a Witness for Rosenbarger vs Wright
attorney 1 days. attendance and traveling 48 miles
to court and returning

Jacob Rosenbarger the same 1 day & same
Mileage

Jacob Philip Stultz the same 2 days —

Porter vs Smith Judgment. per note Int & Costs

Baker vs Shipman the same same 46

Chapman vs Metz the same same 36
5

Kerlley vs Leech the same same

Martin vs John Funk. the same same & absent ats

Abraham.
Bleich vs Frees the same same

Erwin vs Greer cont.

Bowyer adv. Shanklin cont'd

Anvers v. Keezey & Defts call Judgt for want Int. Costs

Monroe v. Campbell the same.

same v. Hollenhead the same.

Porter v. Maher the same same

same v. L. Brown same same

same v. Wurton same same

same v. Darough same same

same v. Logan same same.

same v. Grover same same

Graham v. Yanthey same same

Chandler v. Veney same same

Porter v. Kyle continues Deft

same v. Mason same same

same v. Jeffrey same same

Reed v. ~~Beauty~~ Koontz same same

Sale held of the estate of William Warren Decd Returned

Capias Mayers writ of Adq quod Damnum being returned in Court together with the Surys Inquest thereon which is in these words to wit We &c It is Ordered that the said Inquest be Recorded and the Mill established —

Ord that the Court be adjourned until the 3rd Tuesday in July next

Wm Kerr Jr

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Part 2

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At a Court held for the County of Rockingham
on Tuesday the 26th day of July 1802,

Present. Ezekiel Harrison
George Hunter. Walter
Davis & Smith Lofland } Gentlemen Justices

An appraisement bill of the estate of Adam Butt
Deceasd Returned Ord

Sarah Smith orphan of Edwin Smith Deceasd
Personally appeared in Court and made
choice of Jacob Nichols as her Guardian who with
Security entered into and acknowledged bond as the Law
Directs

Deed from Shackelford to McKinsey acknowledged in open
and Ord

A Deed of Release from Rust &c to Strong proved by
2 Witness Ordered &c

A Deed from John Terry and Jane his wife, to David
Hall acknowledged & Ordered to be certified to the Court of
Randolph County as the Law Directs

Deed from Bryan &c to Grant acknowledged
& Recorded

Deed from Chapell &c to Grant &c proved by
the Witness Ordered &c

The Last Will and Testament of Peter Miller Deceasd
was Returned into Court and proved by Jesse Carpenter
& Davis Whitmore 2 Witness &c and on
the Motion of the executors therein named, who made oath thereto
with Security entered into and acknowledged bond &
are a Certificate is Granted them for obtaining

Probate thereof in due form And it is Ord
that John Kents, Henry Creely, Daniel Laird &
Adam Faught or any three of them being first
Sworn be appointed to appraise the estate &c.

Ordered that the overseers of the poor bind Molly
Travis Orphan John Travis unto Henry Lepus as he
Law directs

A Deed from Isaac Hill to Wenger a Memorandum
wife acknowledged taken Cert

An appraisement bill of the estate of John Morgan
Decd and Returned Cert

A Deed of Release from Cutler Esq & Bowyer Esq to W.
Perin, the acknowledged by Cutler, and the examination
of his wife returned Certified and the ~~execution~~ proved by
William Miller, one of the Witnesses thereto as to
Bowyer, and the acknowledge of his wife certified by the
Court of Greenbrier Cert

A Deed from Perry &c to M Williams a Memorandum
dged Cert

Ordered that William Herring, Andrew Shanklin
and Joseph Baxter, be Recommended to his excellency
the Governor as proper and fit persons to be Commissioned
as Sheriff for the ensuing year

Copd & Delivd to Executo.

A Deed from Cook to Weaver &c proved by
Alexander Graham & Agnes Cochran 2 Witnesses thereto Cert

Deed Smith to Cherryholz Cert

Same to Stroto Cert

Baxter to Loftus adm upon them Cert

Campbell v Herron a Dem upon a Lines. cont.

Waterman v E Harrison cont.

Eyman v Eyman upon an attachment order summons v Garnishee

Dawman v Lyons cont.

Penn v Weber upon an Injunction cont.

Shafer & v Quick same

Yancy v Lewis same

Dyer v Mitchell same

Fawcett v Davis &c same

Dec from Brown Ex to Pate acknowledgt upon acknowledgt taken &c.

Kerlin v Coffman Defts call. Judgment per note

Pate Host

Dec from Davison to Shank. acknowld in the Court of the county of Harrison and certified as the Law directs &c.

The same v G. Chrisman the same same

Dec from Allison Ex to Yount. acknowlgd upon acknowledgt taken &c.

Coyne v Sharp cont.

Ettel v Kessler cont.

Roadcap v Mesech continued

Coffman v Barnett continued for Defendant.

Rader v Jackson Continues for Defendant

John Funk a Witness for Rader v Jackson all said days attendance

Deed from George Leonard to Henry Leonard proved by Joseph Bear & George M Harrison 2 Witness thereto

Deed of Trust from Solom Vance & Wm. Vance to John Chrisman proved by the oaths, Daniel Smith Joseph Faucett & Henry Gambill 3 Witness as to Vance and acknowledged by said Chrisman

On the Motion of Benjamin Harrison Gent William Mitchell is admitted his Deputy Sworn accordingly

Erwin v Greer upon a Petition partin heard & Dismissed with Costs —

Miller v Roop Left att Lugart per mr Fish Hook

McDonough v Preston Ditto Ditto

Porter v Kyle same same

same v Frazier same same

same v Mason same same

same v Jeffrey same same

Campbell v Preston Ditto for 2 Notes

Wynn v same Ditto for 2 Notes

Pennyger adm v Mace &c Ditto for per mr Fish Hook and state as to Crumpton

Bonich v Leonard &c Contd

Hannum v Jackson &c

Dunlap v Funk & Court

Lofland v Brown Court

Percy v Dexter Defts Call Judgt per rule Int Costs

Shrewsbury v Ruddle & the same same

Boyd v Church same same

Lofland v Berry the same same

same v Faught same same

same v Sheetz same same

same v McKinley same same

same v Mallory same same

same v Losh same same

McDonough v Dexter Dis & grd

Hardy v Marshall exrs &c upon a Note on a Delivery Bond Note proved. Judgment for £3 to as per bond to be discharged by £39.14.10½ Int to Costs. to give bail not to go out of execution until Sept Court next.

On the Motion of Perry Overly It is Ord that a license be granted him to Keep a Tavern at his house in this County for 1 year, on his entering into Bond with Security as the Law Directs

Chandlee v Losh &c upon a Delivery Bond. Note proved. Judgment.

Shohn v Rider & Carrell Note proved Judgt. as to Carrell same

Salvage v Clabaugh &c Issue as at one

The King vs Machaltens Le same same for Re
sisting &c Riots

Present Archibald Betherford Gent
absent Walter Dawe Gent

Bowyer abas Shanklen Att Clain abates vs. M Clain
Parties heard Judgmt pro rata Pts & Costs

Rex vs Koontz Deft

Cpt that the Court be adjourned until the
3rd Tuesday in August Inst

Ejd Harrison

Tuesday to wit

At a Court held for the County of
Rockingham on the 17th day of August 1802.

Present Andrew Shanklen
James Cochran,
Archibald Betherford & Gent.
Stephen Swayne
Joseph Yancey

Grand Jury Sworn to wit
William Smith Foreman, Michael Stern,
David Spangler, Conrad Sellar, John Nair, Elias Nicholas
Thomas Lohey, Jacob Earhart, Daniel Stoutsenberger
Conrad Wilfong, Christian Miller, Abraham Peery
Nicholas Peery, Jacob Peery, David Smith, Henry
Eyman & George Perce. & David Coldwell who being
three charged and retired from the bar, to consult on their
Presents, and after some time returned into Court and made
the following Their Presents to Wit, further appearing to the
Court the Jury do say that Prodesy Isaac returned to

Baker v. M. Mc Newton (Covenant) Thomas Jolley
S.B. West aside Covenants not broken & Damages
Present George Newton Gent.
Absent Archibald Rutherford Gent.

Wobey v. Webb. Dismissed at the Defendants Costs.

Porter v. Webb. Benjah Webb S.B. Office Judgment set aside Paym & Costs

Krotzer v. Gilmore dismissed agreed.

Christman v. Green at Defendants Costs

Ordered that the Sheriff take into his custody Lauren Essex. and commit him to Jail. and there keep him safely the further order of the Court for a contempt to the said Court upon an Indictment.

Counts v. Jacob Kitner & N. Y. & Jordan as to Jacob Kenter, & Jury Sworn to try the Issue to wit Jacob Peso Fabian Tobias McCahey, Darrow Hughey, William Pence, Christian Keagy, Joseph Rogers, James Sellars, William Fraely, Sabastian Hochstrahn Daniel Nesbey, Christian Armentrout & John Cook. Verdict that the defendant is Guilty amercement 50 & Judgment.

Porter v. B. Webb. Jacob Gilmore S.B. Office Judgment set aside Paym & Costs

Ashmead Esq v. Vete Daniel Harrison & William Crowns S.B.

Newton v. Dickey dismissed at the defendants Costs

Cook v. Coffman, Christian Strohs, Ardaugh, S.B. Office Judgment set aside Paym & Costs, the said bail having surrendered

Garber v. Lash & Adam Lash S.B. same order as above

Ex Burns v Ireland Discha by order Plaintiff.

Ex Eyman v Eyman, upon an attachment
Christian Beam sworn a Garnishee
declares he owed the defendant £25. due last April
but he had an account against him for £20. and
that he will owe the defendant £25. April 1803 and
and £25 due he in April 1804. and the plaintiff
having produced the defendants account in Court for
$58.68, Judgment is Granted him for the sum aforesaid
with Int & Costs. and It is Ordered that the said
Garnishee pay the Debt aforesaid so soon as so much
shall be due the defendant as aforesaid &

Ex Gentles &c v Byerson. Rule for Security for Costs

Ex Parrott v P. Painter upon an attachment.
Nicholas Cann & Mathias Miller sworn as
Garnishees, the said Cann declares he will owe the defft
£6.16.8 due the 1st May 1803. and the said Miller
declares he has in his Possession a Bond due the defft from
from the said Cann. for £6.18.8. for the purpose of
Collection, and the Plaff having produced the defts
acct for £30.11.11½ Judgt is Granted him for the
sum aforesaid with Int & Costs, and It is Ordered that
the Garnishees pay the Judgment to the Plff when
the Bond becomes due &

Ex Asher v Mallowney. John Cathcart Esq Sheriff Office Judgt
at a cost Paid & Satisfied

Ex Porter v Douglass. John Dever Esq Sheriff same same.

Ex same v John Dever Joseph Douglass Esq Sheriff same same

Andrew Eaton a Witness for Fitzer ass Court allowed 1 day attendance

Henry Shoemaker the same for the same 1 day

On the Motion of Hugh Connell. It is ordered that a Hawkers and Pedlers Licence be granted him for 1 year. he having complied with the Law

Sheriff v M Colleston Brown. William Craven 1/3 for Crown

Marshall v Marshall estate Charles Lewis Security for Costs

Wellmon v same same same

M Donough v Armentrout for Peter Armentrout 1/3.

The Commonwealth vs. Martin County. N.J. Jones a Jury sworn, to wit Jeremiah Warren, Christian Ombaugh, Jesse Morgan, Lewis Sweem, Jacob Fish, Jacob Armentrout, John Woodward, Christian Dundore, Abraham Sayer, Christopher Kenbough, John Evensole & Uriah Warren. who return Verdict, Defendant Guilty. & Judgt

Jan County v Robt Fredk. Shaufler Supt. off. Judgt. set aside Payt. & Costs

Woodrow & Son v Murfey. Off. Judgt. set aside Payt. Costs

Smith v Douglas Hugh Dixon 1/3 Office Judgment set aside Payt & Joinder

Taylor v Proft David Ragen 1/3

Smith v. Cherrydine, Defendant called, Not appearing Jurors sworn & Proffer oath Costs —

Porter v Dewey Deft Levies S.B Office Judgt set aside & Defendant Rept to Issue

Peyton v Kuser Judgment per award

Ordered that the Court be Adjourned until to Morrow Morning 9 o'Clock

And Thankam

Wednesday to wit

At a Court continued and held for the County of Rockingham the 18th August 1802,

Present Layton Nancey, Ezekiel Harrison, Josiah Harrison & Smith Lofland Gent. Justices

Morrison v Pence dismissed agreed

Taylor v Sheetz dismissed agreed.

Ordered that the Rules be held in the Clerks office on Thursday the 19th day of this Instant and on the day after the 3rd Tuesday in September and October Next as the Law directs —

Peyton v Coffman dismissed by order Plaintiff. Judgt for Costs.

Commonwealth v Stroh Continued

Present William Herring Gent.

Absent Smith Lofland Gent

On the Motion of Andrew Gwinn who is bound an Apprentice to Solomon Nave by the Overseers of the Poor, It is

Ordered that the said Solomon be Summoned to appear here, at September Court Next to shew Cause why the said Apprentice, should not be taken away from him, and

be bound out to some one else. it being suggested
to the Court that he is ill treated, and it is further
ordered that the said Solomon, Suffer, his said apprentice
to appear &c, to come to the said Court

Commonwth vs Frailey N.G. & Sounder Jury sworn to
try the issue to wit Peter Warren, Thomas
Dunkenson, Jacob Bear, Henry Meller, Mark Overholt
Jacob Shafer, John Sherriden Isaac Weston, John
Weston, Thomas Day, Solomon Vance & Hugh
Jeffrey, and by consent the Jury is
adjourned until to Morrow Morning 11 O'Clock

Burkholder vs Shank, Peter Sept 1 B.

Jeffery vs Kennerman Office Judgment set aside
Judgment Sounder

Present Andrew Shanklen Esq & Sat. Cochran Gent.
Absent. Ezekiel Harrison Gent

Deck vs Shrawyer, Demurrer withdrawn, N.G. as to Perjury
& N.G. & Satisfaction as to Libel Gent Replication & Sounder

Seizer vs Shrawyer, Demurrer withdrawn N.G. Gent
Replication & Sounder.

Waterman vs E. Harrison upon a Notice, to shew Cause
for not returning an execution, put into the hands
of his Deputy Charles Lofland, in the Name of the said
Waterman vs Benjamin Harrison, Notice being proved at
June Court last & continued Came the parties aforesaid by
their attorneys and being heard It is Considered by the Court
that he be fined at the Rate of 62½ Cents. Per Month for
$100. upon the balance of said execution being $66, 22 Cents.

Counting said eleven months from January Court 1794 say 28th day
1795 to the 18th day of August 1803 Hosea

Bradston v Bolton, Judgment Per award

Bolton v Bradston Judgment per award

Mathew v Shackelford & Judgment per award

Wemphill v Mason. Dared Ragen & B. Office Judgt
set aside Paid Issue

Porter v same The same same

Ogt that the court be adjourned until 8 morrow
Morning 9 Oclock Wm Terrill

Thursday to wit

At a court continued and held for the
County of Rockingham the 19th day of August 1803

Present Layton Nancy, Ezekiel Harrison
Asher Waterman & Archibald Rutherford Gentlemen

Brumfield v Warren ME set aside General Replication
& Joinder

Jones v Koontz ME set aside NA and Joinder

Vance v Berry upon a motion on abond taken
for Delivery of property motion prevailed Judgment
thereon awarded

Kyle v McKinsey by consent of the parties by the
Attorneys all matters in dispute between them is
referred to the final determination of Enoch Lofland
John Dietz Archabald Rutherford and John Boyd
and their award ~~the award of them or~~ or
the award of any three of them or the award
of their Umpire in case of disagreement to
be made the Judgment of this Court

Present Smith Logland & Jarvis Cochran Gent
Absent. Asher Waterman and Layton Yancey Gent.

Michael Leech,
vs
Daniel Boughter } Appeals Caveat

Levy Swearingen sett and sworn to said ~~roads, facts as shall be submitted to them by either party in the said cause and true Verdict~~ Jury Sworn towit Benjamin Reighart, David Caldwell Solomon Mathews William Gowl David Brumfield William Roalston John Miller Philip Mallet Philip Armantrout Christian Kyger Samuel Miller & William Fraily — who to find such facts as shall be submitted to them by either party in this cause

Whereupon the court not having time to go through the evidence the same is adjourned until to Morrowing Morning 9 oclock

Commonwealth vs N. Fraily, The Jury impanneled and sworn in this cause yesterday, ~~and~~ was this day solemnly called, and 11 of the said Jury appearing only, It is ordered that they be discharged and the cause continued until next Court.

Ordered that
Mark Overhoolts who was on yesterday sworn a Juror in the cause of the Commonwealth vs N. Fraily was this day solemnly called but came not, It is considered by the court, for such his contempt he be fined in the sum of Eight Dollars unless he shew good cause to the contrary on or before the next term.

Jeremiah Warren allowed Mileage for Kyle vs Mileage allowed 4 days attendance

Shanklen v Bowyer adms.

An Injunction Granted to stay all proceedings on a Judgment Recovered by the said adms v said Shanklen, untill the Matter shall be heard in equity. on his entering into Bond & Security as the Law Directs —

Present Sunday Reilly & Andrew Shanklen Gent.

Ord that the court be adjourned untill to Morrow Morning 9 oClock.

Andw Shanklen

Friday to wit

At a court continued and held for the County of Rockingham the 20th day of August 1802

Present William Deering, Andrew Shanklen James Cochran & Archibald Rutherford Gent. Justices & Walter Davis

Cp Conners v Smith Order Publication Returnable to November court next as the Law Directs —

Cp Q. Tarble &c v Byrd &c & West &c Order of Publication as to West &c the absent Defendants. Returnable to November court next, and it further appearing to the court that an Attachment hath been Returned executed on the Defendants Byrds and they not appearing, It is ordered that the bill be taken for confessed as to them and the Matter thereof decreed accordingly, unless they shall appear here on or before November court next and answer the said bill, and it further ordered that a copy of this order be served on them &c

Cp Roush v Hawkins &c New Order Publication Returnable to November court next, as the Law directs

Smith v Ireland. on the Motion of the Plaintiff by his attorney, It is Ordered that a Commission be awarded him to take the deposition of James Egan de bene esse on his Giving the Defendant Reasonable Notice of the time and place of taking &c

Peace v Weber upon an Injunction Continued

Shafer &c v Zeigh ... Ditto ... ditto

Yancey v Lewis ... ditto ... ditto

Fawcett v Harris &c ... ditto ... ditto

Keyh v Mitchell ... ditto ... ditto

Harrison v Waterman ... ditto ... ditto

Wheeler v Lincoln upon a Trespass upon a Demurrer Cont.

Newton v Newton &c Cont.

Jennings adm v Jennings adm Cont.

Dunlevon v Roads Injunct Continued

Sheyards v Baty Continued

Cert. of Debt. John Neal a Witness for Sheyards v Baty allowed 3 days attendance & Ordering 18 Miles to count and the same in Returning —

18 & 14 4 George Bean the same same 3 days — 18 Miles

18 & 14 4 Porter v Spangler George Rowland L.B. Officer Judgment set aside Pay Costs

Salvage v Reddle &c upon a Notice on a bond taken for the delivery of Property Notice framed, Judgment & execution awarded accordingly

Eyes v Riddle Ex upon a Notice on a bond taken for
the delivery of Property Rules proved Judgt Execution
awarded Accordingly

Copies Campbell v Blain Continued

John Newman a Witness for Campbell & Blain
allowed 3 days attendance

Copies delivered Andrew Dunlap the same 3 days

W. Dunlap

Copies delivered William Dunlap the same 3 days.

Copies delivered Joseph Rogers the same 3 days

Copies delivered Abraham Stelley the same 3 days.

Copies delivered John Newman a Witness for Gelmore ad.

Copies Crotzer allowed 4 days Attendance

Abrad.

Abraham Stelley the same 2 days at March
Court Last.

Bryant v Showalter

By consent of the parties leg there attorn
and with the assent of the Court all Matters in
differens between them is referred to the final determ
ination of Asher Waterman, Joseph Bartis, William
Boatler, & John Turley, and their award or the
award of any three of them to be made the
Judgment of the Court and that the said Arbitration
further agreed between the said parties is to be at
the house of Asher Waterman in the Town of
Harrisonburg on Saturday the 28th day of this instan

Copies delivered Joseph Hall a Witness for Bryant v Showalter allowed
3 days attendance

Copies delivered John McGlaughlin the same 3 days.

Baker v Hunter on (Covenant) Cont

Henry March a Witness for Hunter ad Baker
allowed 3 days attendance
Robt Armentrout the same 3 days.

Mole v Depps dismissed for want of Security for Costs

Thomas Denton Attorney for Denton and Baker in Cause allowed 3 days attendance and Travelling 140 Miles to court and the same in returning

John Brumbrook the same for the same allowed 3 days.

Rice v Young Continued.

Thomas Day a Witness for Rice v Young allowed 4 days attendance

James Dyer in the same 4 days

John Sheridan the same 4 days

James Denton the same 4 days

John Denton the same 4 days

Catherine Cromer the same 4 days

William Cromer the same 3 days

Michael Poop Attorney for Young and Rice allowed 4 days attendance

Stone v Funks a sum cost

Rice exrs v Lofton a sum cost

Pence v Miller Re continued

Kepler v Carpenter continued

Baker v Denton In Covenant

On the Motion of the defendant It is Ordered that a Commission be awarded him to take the deposition of Thomas Denton deceased on his Giving the Plaintiff Reasonable Notice of the time and Place of taking the same

Present Layton Yancey Gent
Absent Andrew Shanklin Gent

Recorded
Smith v Ireland plea of Son assault and Battery
Jury Sworn to wit John Pierce,
Humphry Keys, Conrad Brown, Alexander Herring
Solomon Vance, John Armentrout, Abraham Stilly,
Thomas Denton, John Poage, Alexander Graham, William
Brown, & George Ruddle. Verdict for Defendant & Judgt
John Upton Witness for Ireland & Smith allowed
4 days attendance
John Upton a Witness for Smith v Ireland allows 4 days attendance
William Dowden the same 4 days
James Efford a Witness for Smith v Ireland allowed
4 days attendance & Travelling 20 Miles to & fro
the same in Returning
John Poage a Witness for Dick v Boughner allowed
4 days attendance & Travelling 20 Miles to & fro
& the same in Returning
James Meadows the same 4 days
Samuel Roach the same 4 days
Isaac Meadows the same 4 days
Lawrence Rains the same 4 days
Jacob Meadows the same 4 days
Layton Yancey the same 4 days

Decht v Boughen upon a Verdict

The same Jury as in Yesterday who Returned from the Bar the Consent on their Verdict and after some time Returns into Court and found the following facts to wch Wee pray the same is Continued untill next Term for argument

Henry Miller a Witness for Boughen & Decht attends 4 days attendance

Jacob Bear the same 5 days

John Samuel the same 5 days

Zacharias Crawford 5 days

William Ferrell same 5 days

Conrad Vanslager same 4 days

Alexander Herring same 4 days

Philip Armentrout a Witness for Hunter & Baker allowed 3 days

Philip Mather the same 3 days

William Frailey a Witness for County allowed 1½ days attendance

Ord that the Court be adjourned until the 3rd Tuesday in September next

W Herring Jr

53
5
265