ROCKINGHAM COUNTY CIRCUIT COURT
HARRISONBURG, VA

Minute Book 13 1830 - 1833

V

Virginia to wit.

At a Court held for the County of Rockingham, on the Monday before the first Tuesday in May, being the 3rd day of May 1830.

Present

Archibald Rutherford, Jacob Rush, Samuel Lewis & Augustus Waterman . . . . . Gent. Justices.

A list of Deeds & other writings admitted to Record in the Clerks office of the County Court of Rockingham, from the first day of April, 1830 to the 30th day of the same Month both days inclusive, was Returned into Court by the Clerk thereof, and being examined by the Court, the same is ordered to be entered on the Minutes, and also copy be posted up at the door of the Court house of said County, which list is as follows, (to wit,)

X Deed for personal property from Abram F. Walfield to Jacob S. Carrol in trust for James B. Nell Certified from August to Court

BR Deed for Land Geo. Berry's exrs to Peter Stumbaugh

BR Deed for land Philip Long to Adam Painter

found Ditto . . . . Abram Heggan Jr to Jacob D. Williamson

found Ditto . . . . Catharine Reichart Jr to Michael Reichart

found Ditto . . . . Adam Bear Jr to Joseph Mauzy

BR Ditto . . . . Catharine Kyger to John Kyger Sr

found Ditto . . . . John Blain & wife to John Funkhouser

BR Ditto . . . . Mary Cupps & wife to Frederick Cupps.

BR ditto . . . . Abram Byrd to Abraham Byrd

BR ditto . . . . John M. Deck to Michael Deck

found ditto . . . . John Faught & wife to Coleman Bright.

found ditto . . . . Peter Zetley & wife to Archibald Brock

BR ditto . . . . Philip Baker's heirs to Thomas Turner

BR ditto . . . . Geo. Roller & wife to John Bell

BR ditto . . . . John Graves exor to Thomas Graves

BR ditto . . . . Mathias Painter & wife to Conrad Fadely.

found ditto . . . . Bill for Personal estate from M. Reeves to Richard P. Fletcher in trust for Joseph Snell &c

found Deed for Land from John & Nate (Negroes) to James & William Nate Negroes

found Deed for land from Jas. Williams Adm Negro to Fillatus M. Gamble in trust for Abraham Smith)

B.L. Deed for land from Polly Moore to Reuben Moore

B.L. Ditto ..... Reuben Moore to Polly Moore

found Ditto ..... John Williams ad to Jacob Kyger

B.L. Ditto ..... Henry Roads Wife to Christy & Jno Simmers

B.L. Ditto ..... William Hord Wife to Jacob Early

B.L. Ditto ..... Adam Beltzell Wife to Edward M. Smith

B.L. Ditto ..... Frederk Cupps Wife to Henry Cupps

found Ditto ..... Archibald Rutherford to George Clarke

found Ditto ..... George Smith to George Conrad

found Ditto ..... John M. Deck Wife to Same.

B.L. Ditto ..... John Harrison to Isaac Reed

found Ditto ..... Archd Roalston Wife to Jacob Rohr

found Ditto .. Jacob Rohr to John F. Efflinger in trust for A. Roalston

B.L. Ditto .... George Clarke to Jacob Shank B of Sale

B.L. Ditto .... Mathias Miller Wife to Jacob Garber ...

B.L. Ditto .... Jacob Garber Wife to Samuel Hoover

B.L. Ditto ... Danl Stenlow &c to Jacob Newman

B.L. Ditto .... Martin Cromer Wife to Joseph Frey.

found Ditto ..... Same ..... to Samuel Weaver

found Ditto ..... James Hall Wife to William Rebsa

B.L. Ditto ..... Same ..... to William K. Gailey

found Ditto ..... Same ..... to Jacob Spangler (Negro)

found Ditto ..... Benja F. Graham to Willis Bundy (Negro)

found Ditto ..... Same ... to William Strother Negro

found Ditto ..... Willis Bundy to Sam'l Shacklett in trust for Benja F. Graham

found Ditto ..... M. Strother to ... Same in trust for Same

found Ditto .... Daniel Good Wife to Benjamin Whitmore

B.L. Ditto ..... Philip Harlman Wife to Jacob Mitchell

found Ditto .. Daniel Rife Wife to Sam'l Coffman & Son.

B.L. Ditto .. Henry Harshbarger Wife to Jacob Showalter.

On the several Motions of William West, Samuel Dewlo, Jeremiah Stambarger, Samuel Miller, David Harrison, Catharine Graham, John Allebaugh, Mary Boughey, John Maggart, & William Kile,

and they having paid to the Sheriff the Tax imposed by Law, (as per receipts filed) it is ordered that Licenses be Granted them respectively to keep Houses of private entertainment in this County until the first day of May 1831.

On the several Motions of Hugh Brusey, John Nichols, Jacob Keplinger & Samuel Cook & Solomon Perky.

and they having paid to the Sheriff $18. (as per ~~exhibits~~ receipts filed) it is ordered that Licenses be Granted each of them to keep Ordinaries in this County until the first day of May 1831. or their entering into Bond with Security in the Clerks office as the law directs, the Court being of opinion that they are men of Good Character, not addicted to drunkenness and Gambling and that they will keep ~~Houses~~ orderly and usefull Houses of ~~entertainment~~ entertainments,

Grand Jury Sworn for the body of this County to wit

Charles Spears (Foreman) Cuthbert Basham, Jarvis Beard, Philip Perky, Pearcell Hoffman, Harrison Brown, Solomon Hoffman, Isaac Whetzel, Henry Miller, David Showalter, Charles Garey, Adam Meleer, Benjamin Tetrick, Isaac Looker, Daniel Moyer, Parcell Showalter, Henry Mortalter, John Weller, & Elijah Dennis who Received their Charge and Retired from the bar to Consider of their presentments, and after some time Returned into Court and made the the following, to wit presents. Thomas Lanahan, Father, (as set forth in the presentments,) and Nothing further appearing it is Ordered that the said Grand Jury be discharged, and that process be awarded on the aforesaid Several presentments, against the said Defendants returnable here at August Court Next.

Deed of Bargain Sale from John Taggart to Joseph Blair was presented in Court and was proved by the oaths of Jacob Nizely & John Spilles two Witnesses thereto, (and the hand writing of John Burkholder deceased, who was also a Subscribing Witness to said Deed, being proved by the oath of Mr. Spilles, the same is Ordered to be Recorded

A Writing purporting to be the last will and Testament of Polly Thornhill deceas was presented in Court and proved by the oaths of Edward P. Smith & Henry Miller two Witness thereto & Ordered to be Recorded, and on the Motion of Henry Thornhill, who enters into bond with Security in the penalty of $400, and made oath as the law directs, a certificate is Granted them for obtaining Probate in due form,

A Writing purporting to be the last will and Testament of Barbara Coffman deceased, was presented in Court and proved by the Witnesses thereto, and ordered to be Recorded, and on the Motion of Samuel Bowman the executor named in the said Will who enters into bond with Security in the penalty of $2,500. and made oath thereto as the law directs, a certificate is Granted him for obtaining Probate in due form, and ~~on the Motion of~~ it is ordered that Samuel Hyduit, Jacob Rife, David Bowman & Samuel Shantz, or any 3 of them being first Sworn do appraise the Real and personal estate of the said Barbara and make report to the Court

Sellars vs Hayes Continues for Plaintiff, (oath)

A Deed of Bargain & Sale from Philip Hartman surv to Abraham Depoy, was presented in Court, and proved by the oaths of Wright Brooks & William M'Mahan two Witnesses thereto, who also proves the hand writing of A. R. Davis also a Subscribing Witness to the said Deed, (and who is out of this Commonwealth) which is ordered to be entered of Record

On the Motion of George & William Overholtz, who entered into bond with Security in the penalty of $1000, and made oath thereto as the Law directs, Administration of all and Singular the Goods & Chattels of Tobias Overholtz deceased is Granted them in due form, and it is ordered that George Keffer, Lewis Stevens, Benjamin Miller & Mark Abel, or any 3 of them being first Sworn do appraise the estate of the said Tobias Overholtz deceased and make Report to the Court

Ordered that the following persons be Recommended to the Governor to act as officers in the Second Battalion of the 116th Regiment of the Militia in this County to wit

cpl 1 Sept
Cyprian to
Mey

Silas Feeks Capt in the room of Isaac Meare resigned

Aaron Dove Lieutenant in the room of — Snyder resigned

Jacob Turner ensign in the room of — Hawkins resigned

On the Motion of Mathias Snyder, who entered into bond with security in the penalty of £2000, and made oath thereto as the law directs, administration of all and singular the goods and chattles of Mary Snyder deceased is granted him in due form, and it is ordered that George Michael, John Miller, Joseph Mauzy & Jacob Kepling, or any 3 of them being first sworn do appraise the estate of the said Mary Snyder and make report to this Court

Harlow & Bushnell &c disagreed. (Costs to pay)

Cullars admr & Byrd disagreed. —

A Settlement of the estate & accounts of George Reed deceased was returned and examined by the Court and ordered to be Recorded

Mathias Hoge Custos &c on a Rule on Abel Ford Sole for execution awarded

Same . . & same &c . . . . . Same

Parker & Overhooltz &c . . . . . Same

Myler & Overhooltz &c . . . . . Same

Reid & Ward &c . . . . . Same

Boon & Fawcett &c the Defendant Sets Came in Court and was surrendered by his bail, and thereupon Confesses a Judgment for the Debt in the Bond Mentioned with Interest & Costs, and it is ordered to be certified that the Deft was not prayed in Custody by the Deft attorney.

Long & Longs Committee on a rule, this day came the parties by their attorneys & the Commissioners appointed at the last Court to examine into the Sanity of the said Henry Long (a lunatic) returned their report, and the Court having duly examined the same, and being satisfied that his mind is sound, it is ordered that the powers of the said Committee of the said Long be Revoked, and that the said Committee restore to the said Long his estate, which may have come into his hands, and the said Rule be discharged.

Hoover v Shoemaker, in Case by Consent of the parties by their attorneys, it is ordered that the former order of reference made in this Case be set aside, and by like Consent it is ordered that all Matters in differences between them in this Suit be referred to the award and final determination of John Chrisman & David Stanton, whose award or the award of them umpire in Case of disagreement, is to be made the Judgment of this Court.

Sheppard & Sheppard v Edward Longly, on a Rule to declare what he is indebted to Thomas Stanton an insolvent Debtor, the said Defendant appeared in Court, and being Sworn declared that he is not indebted to the said Thomas Stanton in any sum whatever.

William Cherryholmes, John Bowman, Samuel Coote, John Carpenter, William West, Henry Mellon Jr. Reuben Kysor, John Nicholas, John Black, & John Effinger, who were appointed X Overseers of the poor for this County, appeared in Court, and severally took the oaths as such, as the law directs which is ordered to be certified

Rathford v Archer dismissed agreed. (Costs taxed)

Morrison for Kerr v Stanton dismissed agreed. (Costs taxed)

Iselman v Murry dismissed by order of the Plff Attorney.

Sheppard & Sheppard v Woods on a Rule to declare what he is indebted to Thomas Stanton an insolvent Debtor, the said Defendant appeared in Court and being Sworn, it seems to the Court, that the said Defendant is not indebted to the said Stanton in any sum whatever

A writing purporting to be the last will and Testament of William Beard deceased, was presented in Court, and was proved by the oaths of Peachy W. McWilliams & David Yeakle and ordered to be Recorded whereupon Daniel Beard the Exr therein named appears & declines to act.

Allen v Craig upon a Rule, returned for Defendant. costs

On the Motion of Abraham Newcomer & David Whitmore exrs of Peter Moyer, deced. it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and Settle the estate accounts of S. Peter Moyer dec'd and make report to the Court

Sheffman Sheriff v Evan Denton on a rule to declare what he is indebted to Thomas Denton on execution Debtor, the said Defendant appeared in Court, and being sworn declared that he is indebted to the said Thomas Denton in the Sum of £150 Curt, and no more, whereupon it is ordered that he pay the same to the Pltff for the use of the Creditors of the Sd Denton, upon whose execution he swore out of Jail on the 1st Inst, and pay the Costs of this Motion (Attorneys fee excepted)

Sheffman Sheff v Peter Denton upon a rule &c the Defendant appeared in Court, and being sworn, declared that he was not indebted to Sd Thomas Denton in any Sum, and the rule is discharged

Sheffman Sheff v William Long &c Rule discharged

Same v Long & Brock . . . Same

Same . . v Brock & Chapman . . . . Same

Comth v Robert Wood, (Negro) Convicted at the last Term for remaining in this Comth 12 Months since she was enlarged, the Sheriff Returns upon the Capias award in this Case that he had levied the Sum on the body of the Defendant, and that he was then in his Custody, whereupon on the Motion of the Sd defendant by his Attorney, and by Consent of the Attorney for the Commth, it is ordered that the Sheff make Sale of the Sd Defendant on the 4th day of this instant in the Manner directed by Law

Commth v Peggy Jones (Negro) . . . . . Same Order as above

Comth v Moses (Negro) the same Proceedings as in the Case of Robert Wood, except that he be sold by the Sheriff on Saturday Next

Jenkins v Perkey discharged agreed by & at the Pltfs Attorney (Costs Paid)

Comth v John Hite, on a presentment of the Grand Jury this day made, On the Motion of the Defendant by his Attorney, and for reasons appearing to the Court, this prosecution is ordered to be dismissed at the said Defendants Costs.

Comth v Kennedy on a presentment for a breach of the peace, the said Defendant appeared in Court and confessed a Judgment for the Costs of this prosecution

Ordered that the Court be adjourned until to Morrow Morning at 10 Oclock

A. Rutherford

Tuesday the 4th day of May 1830

Present
Archebald Rutherford, Jacob Rush, Augustus Waterman & Jo. Clerk

On the several Motions of Joseph Mauzy. Harrod White, James Estridge, Steele & Steele, Geo. W. Kemper & Co, Roach and Kemper, William Fisher, Edward Stevens, James Foley, Jeremiah S. Neeld, Joseph Coffman, Jacob Neeld, William Smith & Kyle, Abraham Smith, Isaac Hardisty, Michal Effinger, Graham & Shackelt, Samuel Merry, George W. Piper, John F. Effinger, Richard Pennington & William G. Thompson & Co Merchants in this County, It is Ordered to be Certified that they are Generally of Good Character.

An appraisment bill, & Sale bill, of the estate of Jeremiah Hyle deced were returned & Ordered to be Recorded

On the Petition of David Summers & Isham Looker, It is Ordered that Jacob Marty, Reuben Moore, & Jacob Bowman Gentlemen do go upon the land of Christian Nowland deed Sayd to be 184 acres and possessed, and being first sworn by some Justice of the peace for this County, do lay off & assign by proper Meets and bounds, to the said Summers and wife, their proper share in one fifth part, the said Looker having purchased the other share of said land, & thereby entitled to a portion of said land the quantity & quality of each parcel, as well as the improvements & believed taking from the Summers share, a proper portion of the dower, or making in the division proper allowance for the same, and make a report to the Court of their proceedings therein.

An appraisement bill & Sale bill of the estate of John Lay late deced. were returned & Ordered to be Recorded

County vs Harrison Disms'd by order attorney for the County.

Same vs Smothers Disms'd at Defendants Costs.

Comth v Allen Dismissed by order of the attorney for the Comth.

On the Motion of John Cowan Executor of Henry Cowan Decd
it is ordered that Richard P Fletcher be appointed a Commissioner to examine State and settle the Estate accounts of
the said Henry Cowan with the said Executor and make
report to the Court

K Pence admrs v Pence on a Notice on a Delivery bond
Judgt pronounced and Execution awarded

H Morris v Maggart &c . . . . . Same
H Rush v Follet &c . . . . . Same
H Kroegler v Reps &c . . . . . Same
G Graham & Shacklet v Denkle &c . . . . . Same
H Windle v Kendal &c . . . . . Same
G Deads (for H Shechler) v Remsker &c . . . . . Same
H Pence v Pence &c . . . . . Same
H Same v Same . . . . . Same
P Long v Remsker &c . . . . . Same

Comth v Sepo plea warn & Judgment for Costs

Comth v Selby Jury sworn to try the issue to wit Samuel
Huling James Wheeler William Rogers John Tuberter William
Burnside Oscar Cravens John Estes William Smith Abner
Canaday Benjamin Smith Reuben Sheets Jacob Bratton
sart Verdict Defendant Not Guilty

Present Andrus v Moffett Gent.

Comth v Miller Capias awarded to answer this information
Comth v Abigal Not Guilty and Continued
Comth v Lucy . . . . . Same
Comth v Hord Not Guilty and Issue Continued
~~Comth v Tefer Capias awarded to answer and Continued~~
Comth v Booker Not Guilty and Continued
Comth v Light Capias awarded to answer an indictment
Comth v Miller New Summons awarded to August returnable here at the Next Court

Comtto ~ Newman Not Guilty and spec Continued

Comtto ~ Hunter Not Guilty and spec Continued

Comtto ~ Foley . . . . . Same

Comtto ~ Lincoln appearance an order of information

Comtto ~ Tuteries the Defendant appears in Court and Confesses a Judgment for the Costs

Comtto ~ Hoss the Defendant appeared in Court and Confesses a Judgment for the Costs

Rutherford ~ Course (3 cases) Continued

Turley & Sheff ~ Rose Continued for award

Carlton ~ Rose Continued

Bryan for P ~ Dave L. Sheff Continued

Roads ~ Clerc Continued

Clerc ~ Roads . . Continued

On the Motion of Abraham Knopp and Effy Brannen admrs of Gasper Brannen Deceased it is ordered that Wm G. Thompson and Isaac Thomas be appointed Commissioners to examine State and settle the Estate accounts of the said Gasper Brannen Deceased with the said admrs and make report to the Court

Continued

Carlton ~ Gibbs . . . . . Continued for award

Murry ~ Bingham admrs . . . . . same

Lincolns Exors ~ Mefferd et . . . . . same

State ~ Mc Mahon . . . . . same

Early for P ~ Mc Mahon . . . . . same

Bird ~ J. Mefferd . . . . . same

Same ~ Geo Mefferd . . . . . same

Clerc ~ Lanahan . . . . . Continued

Clerc ~ Pence (on a Notice)

Comtto ~ Dinkle on an indictment on the Motion of the Defendant by his attorney and for reasons appearing to the Court it is ordered that the said Indictment be quashed

On the Motion of Benjamin Vanpelt by Anthony Shuffman and they having paid to the Sheriff $18 (as per receipt filed) it is ordered that

a license be granted them to Keep Taverns in this County until the first day of May 1831 and they entering into bond with Security in Clerks office as the law directs, the Court being of opinion that they are men of good character, not addicted to Drunkness and Gambling and that they will Keep an orderly and useful house of entertainment —

Travells v Braithwait . . . . . Continued

Haslett for Pltf . . . . . Continued

Runnells v Tulentes Continued by consent

Davis & Justices for Pltf v Kouby (Commettes) the Defendant Kouby being dead that fact is ordered to be Certified on the record

Black v Queen & Hall Continued for Defendants

Thomas for Pltf v Dick . . . . . Continued

Landis v Custis Dismissed agreed

Effenger v Dove L. Sheff John F. Effenger appeared in Court and acknowledged himself security for all Costs that may be recovered by the Defendants against the Plaintiff and the officers fees and Privy sworn to try the issue to wit Thomas Harris son Samuel Yount Isaac Cooke John I. Smith James Davis Paul Long James Mepsuk John Cooke Sr. Nathaniel Bullen William Dunlap Daniel Layman Samuel Leggett and Wm. Clark having heard the evidence and argument of Counsel retired from the bar to consider of their verdict and after some time returned into Court and declared they could not agree when upon they were adjourned until 10 O Clock to Morrow morning at which time Memorandum A bill of exceptions was taken to the opinion of the Court by the Defendants Counsel which was sealed and enrolled and ordered to be made a part of the record

Read for Pltf v Parker Dismissed agreed

Morris v Paulsel office Judgment set aside payment Genl Replication and issue Continued

Austin v Mathews . . . . . same

Garber v Long . . . . . same

Cook v Pence Pltf . . . . . same

Lindsay v Mahay . . . . . same

Mobley for Pltf v Smith . . . . . same

A Report of the Viewers of an alteration in the road leading to New Market, made on the Petition of Richard Pickering &c was returned into Court, whereupon David Lincoln Sylvester K. Fuller & Elizabeth Matthews & Adams, by their Counsel objected to the confirming the said Road, and upon their Motion Made Defendants and by Consent the same is Continued unto the Next Court

Richard P. Fletcher & James Clark Came in Open Court and Took the Oaths prescribed by Law, which is ordered to be Entered.

On the Motion of John J. Smith, it is ordered that Richard P. Fletcher be appointed a Commissioner to examine State and settle the Guardian accounts of S. Smith for the Children of Benja Kite deceased and make report to this Court

Report re Smith's office Judgment set aside payment General Replication & Issue Continued

Hudsons admrs &c vs Mc Mahon &c ... Same

Horsey Extors vs F. Dove ... Same

Same vs G. Dove ... Same

Wiley for &c vs Wise ... Same

Hutton for &c vs Haga ... Same

Reed for R. Kyle vs O Roark ... Same

Mitchell vs Neal ... Same

Shully vs Barly ... Same

Same vs Sapp ... Same

Ralston vs Keiffe ... Same

Parrotts Extors vs Mc Mullin ... Same

Kypers Extors vs Dinkle ... Same

D. Kyser vs Same ... Same

Reed vs Norman ... Same

Same vs Same ... Same

Same vs Rankin &c ... Same

Same vs Dove &c ... Same

Byrn &c vs Sachse ... Same

Sanderson vs Vanpelt ... Same

Whitehouse for Mr Hall vs Bryan &c ... Same

Rutherford vs M'Mullin office Judgment set aside payment
General replication & Issue Continued

Same vs Same . . . . . Same
Wanger vs Bassett . . . . . Same
Cook vs Helfenstine . . . . . Same
Kepps (for Henry Kepps) vs Alder . . . . . Same
Morris (for Cooles) vs Bruffey & . . . . . Same
Wangers vs Keezle & . . . . . Same
Same vs Bassett . . . . . Same

On the Motion of Davis Lincoln and Leave he having paid to A.W. Hunter Deputy Sheriff $3.50 cents it is ordered that a license be granted him to keep Retail entertainment in this County until the first day of May 1831

Ordered that it be certified, that Michl St. Harris & John Dunbar who was duly appointed Overseers of the poor of this Township District of this County, at April Court last failed to appear and qualify as the law directs according to Law, it is therefore ordered that the said Michl St. Harris & John Dunbar be reappointed Overseers of the poor, and that they appear here at June Court next and take the several oaths of office as the Law directs

Ordered that the Sheriff Summons all the acting Majestrats in this County, on the Second day of June Court Next in order to asses the County Levy for the year 1830. and to examine the Sheriffs delinquents for the year 1829. and further to make Settlement with the County Treasurer, and make such Orders Relateing to the same as shall be deemed fit and proper.

Sofflana vs Heatwole The Defendant appeared in Court and Confessed a Judgment for the Debt Interest & Costs in the Declaration mentioned, (Execution to lay till Court)

Counts vs Sofflana Continued for Defendant

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

Wednesday the 5th of May 1830

Present

Archibald Rutherford, Jacob Rush, Jacob Marshbarger
and Augustus Waldsmith . . . . . E.J. Justices.

Report a Fourth Office Judgment set aside payment off from Genl
replevin & Effinger and Contents

Effinger & Chandler . . . . . Same

On the Motion of Abraham & Peter Brannaman, who made
oath thereto, and entered into bond with Security in the penalty
of $12.000. administration of all and Singular the goods and
Chattels rights and Credits of Malachi Brannaman deced
is Granted them in due form. Elizabeth Brannaman the Widow
having first renounced her right of administration
and it is ordered that Benjamin Bowman, David Winton, George
M. Chrisman & Charles Spears, or any 3 of them being first
Sworn do appraise the estate of the said M. Brannaman &
make report to the Court

Rice adms & Edward Rice, by Consent Continues for Defendant, and
on the Motion of the said Defendant by his Attorney, it is ordered that
a Commission be awarded the said Defendant to examine and
take the deposition of Joseph Graves esqr. Witness residing in Boon
County & State of Kentucky, which Commission is to be directed
to any one of the Magistrates in said County, Accordg to the Law
directs

Marshall (for A Rutherford) & Looker & Contents for Defendants

Long for (J Harrison) . . & Looker & . Contents for Defendants

Harrison & Sheff & Rogers & Contents for Defendants

Woodyard (for the Company) & Looker & Contents for Defendants

Effinger & Dove Late Sheff. The Jury empannelled and Sworn for the trial
of this Cause on Yesterday, appeared in Court agreeable to their adjournment
and upon their oath do say, we Jury find for the Plaintiff $80.67 Cents Damages
& Sergeant accordingly, and the Motion made by the Defts attorney for
a New Trial overruled

On the Motion of Barbara Alder, and she having prin to Wm.
Preston Deputy Sheff $4.00. it is ordered that a Licence be Granted her
to Keep private entertainment in this County until 1st day of May 1831.

Clerk for an Attachment) v McGilvy. By consent of the parties by their attorneys, it is Ordered that all Matters in difference between them in this suit be referred to the award and final determination of Richard P. Fletcher & John Seitz, whose award or the award of their umpire in case of disagreement is to be made the judgment of the Court.

absent Augustus Waterman,

Clarke v Gray Jury sworn to try the Issue to wit. John Mohler, David Shoemaker Jacob Keely John Williams Daniel Ragan Alexander McGilvry James McCune James Cooker Archibald Rutherford Samuel Bunner Joseph Byerly Jacob Mayers who retired from the bar to consider of their verdict and after some time returned into Court and declared they could not agree whereupon by consent of David Ogden one of the said Jurors was withdrawn and the rest of the Jurors from rendering their Verdict discharged & the Cause is Continued.

Henry & John Vaughn Exors of George Vaughn Deceased

vs

Abraham Fisher & Stephen Hansbarger Exors of Abram Fisher Senr

In Chancery

This Cause came on to be heard this the 5th day of May 1830 on the bill answer and Exhibits filed in the Cause and it appearing to the satisfaction of the Court that the order of publication heretofore awarded in this Cause had been executed according to Law and the rules of this Court and the Defendant Abraham Fisher having failed to enter his appearance according to Law and it being proved to the satisfaction of the Court that the said Abraham Fisher is no inhabitant of this Commonwealth Therefore the Court as to him doth take the statements in the bill as true pro confesso whereupon the Court being advised of the Justice of the Case and doth adjudge order & decree that the Plaintiffs the Plaintiff do recover against the Defendant Abraham Fisher the sum of £65 with legal interest thereon from the 15th day of June 1818 tells paid also £10.50 with like interest from the 3d day of March 1818 tells paid and also £34.17 with like interest from the 10th of September 1822 tells paid, and the Costs of this suit and it is further ordered adjudged and decreed that the Defendant Stephen Hansbarger Executor of Abraham Fisher Senr Deceased pay the to the plaintiffs the amount of the aforesaid sums with interest as aforesaid, and the Costs of this suit, out of any Monys due the Deft Abraham Fisher, in his hands as admitted in his answer, the Plaintiffs or any one, or more of them entering into bond & Security according to the rules of this Court, and the law to protect the said

execution, in the penalty of $400. Conditions as the law directs.

Parrott v Caldwell Office Judgment set aside payment, Genl. Replication & Issue & Continued.

The Court doth hereby fix and establish the following as the tavern rates in this County for the year 1830 (to wit)

For Dinner	$0.30 cents
" Breakfast	25
" Supper	25
" Lodging	12½
" Madeira Wine per quart	1.50
" Port wine per quart	1.00
" Teneriffe wine per quart	1.00
" Sherry or Lisbon per Ditto	1.00
" Malaga Wine per Ditto	1.50
" best Spirits per half pint	25
" French Brandy per ditto	25
" best Holland gin per ditto	25
" best Whisky per ditto	12½
" peach Brandy per ditto	25
" Cyder per quart	6¼
" porter by the bottle	50
" good Beer per quart	6¼
" Hay & Stabledge per 24 hours	25
" Corn & oats per Gallon	12½
" pasturage per day for 12 hours	8

Harrison & Justices for C. Dismissed & Pet & Pr. Costs.

On the Motion of Tobias R McGahey and he having paid To Edward H Smith Deputy Sheriff $6.75 Cents it is ordered that a License be granted him to Keep a house of private entertainment in this County until the 1st day of May 1831

Kyle v D. Ris & Pr Office Judgment set aside payment Genl Replication & Issue & Continued

D. Flora v Same Pr . . . . . Same

D. Cochran v Ris & Pr Dismissed agreed by Order of the Plaintiff

Dunsdore v Rogers the Defendant appeared in Court and Confessed a Judgment for $74.72 Cents Damages, with interest from the 12th September 1828 till paid, & Costs, execution to lay until August Court Next.

Present
Augustus Waterman

Alford vs Bons Exrs Writ of Enquiry waived & Judgment Conf for $28.31 Cents with interest from the 5th day of May 1830 till paid & Costs

Kratzer vs Stelly Writ of Enquiry set aside Non assumpsit and the act of Limitations General replication & Issue Continued

Mohler vs Dawson Writ of enquiry set aside Covenants performed General replication & Issue Continued for the Defendant

Same vs Same Writ of enquiry set aside Covenants performed General replication & Issue Continued for the Defendant

Burnes vs Smith Jury sworn to try the Issue to wit George Keezle Reuben Sheets Benjamin H Graham Joseph Cromer Jacob Shoaltes Daniel Reps Hugh Chrisman Thomas Hutton John Cook Jesse Looker John Looker & Jacob Coogler Verdict for the Plaintiff for $77.50 Cents Damages with interest from the 1st day of November 1826 till paid & Costs

Coogler vs Kennady By Consent of the parties, it is ordered that all Matters in difference between them in this suit is Referd to the award and final determination of William M'Mahan & John Looker whose award or the award of them umpire in Case of disagreement is to be made the Judgment of the Court

A Settlement of the estate accounts of Isaac Davis decead was returned, and examined by the Court & Ordered to be Recorded

A Settlement of the estate of William Carthred, deceased, was returned, and examined by the Court, Ordered to be Recorded

On the Motion of Jas Duff and he having paid to A. M. Durbin Deputy for J. Sherman, $18. it is ordered that a License be Granted him to Keep tavern at his house in this County until the first day of May 1831. on his entering into bond with Security in the Clerks office as the law directs, the Court being of the opinion that the said James Duff is a man of Good Character, not addicted to drunkenness or Gambling, and will Keep an orderly and Carefull house of entertainment—

Ordered that the Court be adjourned until to Morrow morning at 10 o'Clock A.M.

A Smithson

Thursday the 6th day of May 1830

Present

Archibald Rutherford, Jacob Reed, Jacob Starsbarger, Anderson Moffett & Augustus Waters and E. G. Justice

Markham & Maguder & David Reps W. E. Evans & Engaget Covenant for $52.59 cents. with interest from the 31st December 1829. Debt pleas & Engaget. (Excuses to lay until to August Court Next)

Pleasants (Late Governor for use George Keezell) & George Dove Late Sheff. Jury Sworn to try the Issue to wit, James Looker, George M. Alcott, John W. Harger, Reuben Coots, Otway Sterlings, Robert Jones, Joseph Blair, James Nichols, Abraham Ferry, Benjamin Ferree, Tobias N. McGahey & Samuel Sterlings, whereupon the Plff being Called not appearing a Non Suit is awarded with agst. George Keezell (for whose benefit this suit was brought) $5. Damages and Engaget for Defendants Costs & Damages &c.

Augustus Waters Attys & Perree. Contind by Consent

Same . . . & Perree . . . . Same

An appraisement bill of the estate of Isaac Goodall dec. was returned & ordered to be Recorded

On the Motion of Edward N. Smith & George Keezell and they having paid to Chr. Reid, Deputy Sheff. each $4. It is ordered that a License of be Granted them to keep private entertainment in this County until the 1st day May 1831.

Steph & Steph Jr. Rule for Security for Costs to be given in 60 days & Eaton

Taylor & Bolinger Peter & James Bolinger, Jury Sworn to try the Issue to wit, James Looker, George M. Alcott, John W. Harger, Reuben Coots, Otway Sterlings, Robert Jones, Joseph Blair, James Nichols, Abraham Ferry, Benjamin Ferree, William Rogers, & Samuel Sterlings, whereupon the Court not having time to hear all the argument, they were adjourned until to morrow morning at half after Nine O'Clock, Mem. on the trial of this Cause two bills of exceptions were taken to the opinion of the Court (one by the Plffs attorney & the other by Defts attorney, which were Signed and Sealed as the law directs and ordered to be made apart of this Record

Lacy v Fields. The Defendant appears in Court and confesses a Judgment for the Debt in the writ Mentioned with interest & Costs, and was by the said Plffs Attorney prayed in Custody

John Demaree who was duly appointed an Overseer of the poor for this County at April Court last, appears in Court and took the several oaths of Office, as the law directs, which is ordered to be Certified.

R. Pickering &c Petitioners v David Lincoln &c to alter a part of the road leading from Harrisonburg to Newmarket as set forth in the report of the Viewers, On the Motion of the said Defendants by their Attorney, it is ordered that Gordon M'Williams & Anderson Moffett. who are hereby appointed Commissioners for that purpose, shall, on such day, as may be convenient to them, Survey the road of the proposed alteration, in said road, as likewise the old road from where the alteration commences to where it ends, and to report to this Court the distance of each Road, with a connected plat of both roads, and that they report likewise to the Court such other facts as in their opinion may be Calculated to enlighten the Court, upon the relative advantages and disadvantages attending, as well the old road as the sd proposed alteration.

(say Heap Senior & Jacob Rohrbaugh)
Rohrbaugh, Executors v Dove on the Motion of the plaintiff by their attorney leave is given him to withdraw the original bond filed in this Cause by his filing a copy of said bond in the papers

Copy Rec'd 35 cts

On the Motion of Jacob Dinkle and he having paid to Edward N Smith Deputy Sheriff $5. it is ordered that a license be granted him to Keep a House of private entertainment for him in this County until 1st day of May 1831.

Bowman v Rife Dismissed agreed.

Morris v Maggart W. C. set aside, & Judgment confessed for $25. Damages with interest from 20th September 1828 till paid. & Costs execution to lay until 1st Dec.

Ordered that James Nichols be appointed recommended to the Governor as a proper and fit person to be Commissioned as Lieutenants

Sent by Mail to Mag.

in the first Battalion & 116th Regiment of the Militia, in the Room of Peachy Gratton Resigned

Wolsenger v Looker, By Consent of the parties by their attorneys it is ordered that all Matters in difference between them in this Suit is Referred to the award and final determination of Benjamin Miller & Daniel Pickering, whose award, or the award of their umpire is to be made the Judgment of the Court

Blennerhasset v Barbara Coffman, the Defendant being dead, that fact is ordered to be entered on the Record, and on the Motion of the Plff by his attorney it is further ordered that a Scire facias be awarded against Sarah Bowman Executrix of the said Coffman, to shew Cause why this Suit shall not stand, and be prosecuted to final Judgment against them, Returnable here at August Court Next

R. Pickering v Wm Looker, By Consent of the parties, by all Matters in difference between them in this Suit is Referred to the award and final determination of Dorman Lofland & William Whittaker whose award or the award of their umpire, in Case of disagreement is to be made the Judgment of the Court, and it is Agreed that between the parties is to Meet on Saturday the 22d of this instant, and that on the that the said Arbitrators are to admit all legal and proper evidence that may be produced by either of the parties.

On the Motion of William M'Mahan, and he having paid John Rees Deputy Sheriff $18. it is ordered that a License be Granted him to Keep Tavern at his House in this County until 1st day of May 1831, on his entering into bond in the County & the Clerks office as the law directs, the Court being of the Opinion that he is a man of Good Character, not addicted to drunkenness or Gambling, Gaming, and that he will Keep an orderly and Usefull house of entertainment—

Ordered that the Court be Adjourned until to Morrow morning at half past 9 O'Clock

A. Rutherford

Friday the 7th day of May 1830

Present

Archibald Rutherford, Jacob Rush, Augustus Waterman and John J. Rifes . . . . . E.J. Justices

On the Motion of Thomas Lanahan & William Ferguson to them the Said Lanahan and they having paid to the Sheriff Reed Deputy Sheriff $6.00 & the Clerk Fees $3.00. It is Ordered that Lanahan to keep private entertainment in this County, until the first day of May 1831

Rough v Fisher dismissed agreed

Fisher v Rough dismissed agreed

Hyggenson v Reed, plea non est Inagrunt Confessed for the Debt in the Declaration Mentioned with interest and Costs (Saving equity)

Hall (Trustee) v Gongeward . . . . . Same

Same . . . . v Pleaker . . . . . Same

Same . . . . v Stuffleman . . . . . Same

Chapman v Thomas Stanton Rule for Security for costs to be given for 60 days

Straw & Williamson v Reinecker & plea non est Inagrunt Confessed for the Debt in the declaration Mentioned with interest and Costs Saving equity

Merrick for Rush v Carthrea & . . . . . Same

Carpenter v C.M. Carthrea & . . . . . Same

Steele v J. Looker . . . . . Same

Cowan v Robertson . . . . . Same

Miller v J. Looker . . . . . Same

Reed v Clarke & . . . . . Same

Bellheimer v Keezell & . . . . . Same

J. Carpenter v Steele . . . . . Same

Looker v Ruling & Issue out Chancy Continued by Consent

+ Michael N. Harris who was duly appointed an Overseer of the poor for this County at April Court last, appeared in Court and

took the several Oaths of Office, as the Law directs which is ordered to be Certified, and it is Ordered that the Order made on Tuesday last reappointing the said Meekle B. Harris & John Durnford as Overseers of the poor, and directing a Summons for their appearance at June Court next to qualify as such be set aside.

On the Motion of Jacob Dinkle, and it appearing to the Court, that Robert Magell, Jacob C. Ervin & Jacob Dinkle had come requested to act, as Trustees, or Guardians of Alexander & Sally Magell the Deaf and dumb Children of James Magell deceased, & they having requested, heretofore to give the additional Security, required by the Court; the Court doth now again proceed to appoint, agreeably to the will of Sr. James Magell, the said Jacob Dinkle & John Daniel Dinkle, as Trustees or Guardians, of Sr. Alexander & Sally Magell the surviving Deaf and dumb Children of Sr. James Magell deceased, This appointment is made a Second time, because at a former Court, (to wit at April last) when the Sr. Jacob John & Daniel Dinkle, were appointed, the bond taken from them by the Court, for a discharge of their duties, was incorrectly drawn, and of no validity: Whereupon the said Jacob John & Daniel Dinkle, the Guardians or Trustees so appointed, appeared in Court and entered into bond with Security, in the penalty of $10.000 conditioned as the Law directs, which is ordered to be Entered —

C Jeffreys & Brooks Office Judgment set aside payment. Genl Replication & Issue and Continued

C Morris & Harrison adm Continued

C Gains (for use Salvage) & Woods W E. Waived & Judgment for Costs

C Berry & Dever W E set aside N G Genl Replication & Issue & Cont.

C Beggerlow & W. Beggerlow W E set aside N. A. Genl Replication & Issue & Continued

C John Armentrout & George Keffer W E set aside, Now defendt pleads. Genl Replication & Issue and Continued

Thomas Armentrout & George Keiffer W.E. set aside N.G. pleads Genl Replication & Issue & Continues

Blain & McGelvy W.E set aside N.A. Genl Replication & Issue & Continues

E. Decatur Hoy & Pfaus admr W.E set aside N.A. Genl Replication & Issue & Continues

Taylor & Bowlinger &c. The Jury impannelled and sworn for the trial of this Cause on Yesterday appeard in Court and agreeably to their adjournment and having fully heard the arguments of Counsel retired from the bar to consider of their Verdict, and after some time returned into Court and declared that they could not agree whereupon by consent Reuben Cook one of the said Jurors was withdrawn, and the rest of the Jurors from rendering their Verdict discharged & the Cause is Continued until the Next Court

Decatur Hoy & Pfaus admr. Jury sworn to try the Issue to wit, Solomon Shiffman, Alexander Charles, Jacob Denfeld William Smith, Peter Bolinger, John Cranney, Joshua Snyder William Galy, Abram McWilliams, Jacob V. Decker & Jacob Shaw & Daniel Neely, Verdict for $341.61 cents Damages with interest from the 1st Jany 1828, and on the plea of fully administered we find for the Defts. & Judgment accordingly

Robertson & McGuire &c. Jury sworn to enquire of the Damages in this Case to wit, the same Jury as in Decatur Hoy against Pfaus admr, Verdict for the Plaintiff for $28 Damages with interest from 28 June 1828 into Court & Judgment accordingly

Reeshell Hoy & Newman W.E set aside N.A. & Issue & Continued

Fesler & Denfeld, parties heard & Judgment entered for the Plff. as per award, the award of the arbitrators, Mem.d to the entering of the said Judgment the Defendant by his attorney tendered to the Court a Bill of exceptions, which was signed and sealed as the law directs and ordered to be made a part of the Record

Ordered that the Court be adjourned until the Monday before the first Tuesday in June Next.

N. Ruthrauff

At a Court held for the County of Rockingham on the 11th day of May 1830 by Vertue of a Warrent of George Dove esqr a Justice of the peace for the said County, agreable to the act of assembly, reducing into one act the Several acts, Concerning forcible entries and detainers.

Present

George Blake & Abraham Smith Gent. Justices.

Philip Kroff ..... Plaintiff

(Wd. pors) Peter Cook agst ..... Deft } for unlawfully detaining from "the Plaintiff and against his Consent "the possession of a Certain Tenament Containing "112 acres of land, with the appurtenances "lying and being in the County of Rockingham"

This day came as well the plaintiff by his attorney as the said Defendant by his attorney, and thereupon the Sheriff returned a Panell of 18 good and lawfull men being freeholders, duly Summons to attend as Jurors for the trial of the Complaint filed in this Cause from which Number a jury was Selected by Lott, (to wit) Farrow Duff, Benjamin F. Graham, John F. Effinger, John Doherty, George W. Peyton, Thomas Logan, Jacob Rauch, Benjamin Harpel, William J. Smith, Dorrow Lofland & William Sprinkle (Peter Shenkle sen) being impannelled and Charged according to law, and having heard the evidence and arguments of Counsel, retired from the bar to Consider of their Verdict, and after some time returned into Court, and declare that they could not agree, whereupon by Consent, William Sprinkle one of the Jurors are withdrawn, and the rest of the Jurors ~~withdrawn~~ from rendering their Verdict discharged, and the Court were adjourned.

A Smith

At a Court held for the County of Rockingham on the Monday before the first Tuesday in June 1830 being the 31st day of May 1830

Present

Joseph Bartis, David Heston, John J Reps & Augustus Wallace

S G. Harris

A list of Deeds and other Writings admitted to Record in the Clerks office of the County Court of Rockingham from the 3d day of May 1830 to the 29th day of the same Month both days included were returned into Court by the Clerk thereof and being examined by the Court is Ordered to be entered on the Minutes and a like list be posted on the Door of the Court House of said County as the Law directs which list is in the Words and figures following To Wit

BR found — A Deed for Land from Christian Armentrout & Wife to Henry Armentrout — Ackn'd

found — A Deed for Land from John Maggott & Wife to Frederick Wyant — Certf'd

BR found — A Deed for Land from John Kord & Wife to Jonathan Croft &c — "

found — A Deed for Land from James Cook & Wife &c to Rodham Kemper (Ackn'd & — "

BR found — A Deed for Land from James McCausland & Wife to David Clim &c — "

BR — A Deed for Land from John Kline Jr & Wife to Samuel Coffman &c Trustee — Ackn'd

BR — A Deed for Land from Jacob Kiger & Wife to Jacob Baker &c — Certf'd

BR — A Deed for Land from John Sibert & Wife to Henry Armentrout — Ackn'd

BR — A Deed for Land from James Gladden & Wife to Abraham Huffman — "

found — A Deed for Land from Olivia McCausland to Peter Denkle — "

BR — A Deed for Land from John Wampler to David Wampler — Certf'd

found — A Deed for Land from Evan Rees & Wife to Jonathan Rush — "

X — A Deed for Personal Estate from Isaac Rupp to Littleton W Gambill

" in Trust for John Chrisman &c — Ackn'd

X — A Power of Attorney from James Miller to Isaac Long — Certf'd

BR — A Deed for Land from James Buck & Wife to Joseph Henry — "

BR — A Deed for Land from Joseph Blain to " " — "

BR — A Deed for Land from Peter Effinger & Wife to Abner M Kilpatrick — Ackn'd

BR — A Deed for Land from George Sharn to James Pickering — Certf'd

BR — A Deed for Land from George Dove to Joseph Funk — Ackn'd

BR — A Deed for Land from Joseph Mauzy & Wife to Jacob Ammon — Certf'd

found — A Deed for Land from Charles Lewis Sen & &c to William Kesper — "

Deed for Land from Jacob Witwil & Wife to Joseph Bayerly — Ackn.d

Deed for Personal Estate from Philip Kepf to Robert Hines
" in Trust for Jacob Roudebush — "

Deed for Land from Benjamin Smith to Henry Smith — "

Deed for Land from " " to Richard Rankin — "

Deed for Land from Peter Thomas & Wife to John Sibert — "

Deed for Land from Peter Shaver & Wife to Jacob Miller Heirs — Certf.d

Deed for Personal Estate from James G. Rains to Jacob Mohler
" in Trust for John Mohler — Ackn.d

Deed for Land from Abraham Hoffman & Wife to James Turner — Certf.d

Deed for Land from Frederick Hoffman & Wife to Peter Devore — "

Deed for Land from Jesse Looker & Wife to John Beaver — Ackn.d

Power of Attorney from William Mounts to Jacob Mounts — Certf.d

Deed for Land from George [illegible] Benj.a Exor & c. to John Ludwick — Ackn.d

Deed for Land from Benjamin F. Graham & Wife to Joseph Kelly — "

A Sale bill of the estate of Isaac Goodall decd was returned & ordered to be Recorded

A Sale bill of the estate of Jacob Perry decd was returned & ordered to be Recorded

A Settlement of the estate of Henry Wyand decd and was returned and examined by the Court & ordered to be Recorded

A Writing purporting to be the last will and Testament of John Armentrout (Cordwainer) was presented in Court and proved by the oaths of Jacob Royer & Peter Royer two Witnesses thereto & ordered to be Recorded, and on the Motion of Peter Miller, who made oath thereto, and entered into and acknowledged bond in the penalty of $2,000. and the executor a certificate is Granted him for obtaining a probate in due form, and it is ordered that John Kyger, Christian Argenbright, Peter Royer and George Armentrout or any 3 of them being first sworn do appraise the estate of d.d John Armentrout & make report to the Court

Samuel Miller, Daniel Miller, Sally & Elizabeth Miller orphans of Jacob Miller decd over 14 & under 21 years of age came into Court and made choice of Henry Carrier, and it is ordered that the said Henry Carrier be appointed Guardian for Jacob Daniel, & John Children of the said Jacob Miller under 14 years of age, who entered into & acknowledged bond with Security in the penalty of $500. as the Law directs

An appraisement bill and sale bill of the estate of Adam Blow dec'd were returned & ordered to be Recorded

A View and report of an alteration in the road of the Woodstock back road, (made on the petition of Joseph Mostyn Jr.) was returned into Court by the Viewers, and being examined, was established agreeably to the said report, which is ordered to be Recorded

Ordered that Anthony Rhoads be appointed Surveyor of Road No. 4 on the Woodstock back road, in the room of Gedeon Salvage, removed and that he open work there and keep the same in Good repair

Ordered that John Rhoads (Son of George) be appointed Surveyor of Road No. 1 leading from Rocky Gap to New Market, in the room of Michl Carn removed and that he with the Inhabitants follows to S. present open work there & keep the same in Good repair

On the Motion of Jacob Burkholder admr of John Burkholder dec'd. it is ordered that George Clarke be appointed a Commissioner to examine state and settle the estate accounts of S. John Burkholder and and make report to the Court

Ordered that the Overseers of the poor bind Samuel McKee, about 11 years old the 1st. Janry 1830. to William Ryley to learn the art and mystery of a farmer as the Law directs, who is to give him for freedom dues $20.

On the Motion of John Showalter who owns the lands on each side North River, and desiring to build a Saw Mill on his said Land, and to erect a dam across the said River for the purpose of working the said Mill the land on the opposite side of the said River belonging to Robert Lynn (against whom he would erect the said Dam) it is ordered that a writ of Ad quod damnum, be awarded him, according to law, which writ is to be directed to the Sheriff and to be executed on the 11th day of this June Court next Month. Returnable here at the Next Court

On the Motion Henry Earhart it is ordered that Andrew Moffett be appointed a Commissioner to examine state and settle the estate accounts of S. Earhart Philip Brenneman with the S. Earhart the admr and make report to the Court

On the Motion of Jacob Roads. it is Ordered that Richard P. Fletcher be appointed a commissioner to examine state and settle the estate accounts of Zebulon Harrison dec'd. with the said Jacob Roads the adms and make report to the Court

On the Motion of Jacob Rush, it is Ordered that Joseph Mauzy, ~~it is ordered~~ be appointed a Commissioner to examine state and a settle the estate accounts of Jacob Perry decd. with the said Jacob Rush the adms and make report to the Court

On the Motion John Conrod, it is Ordered that Jacob Rush be appointed a Commissioner to examine state, and settle the estate accounts of Frederick Hayns decd with the said John Conrod the adms and make report to the Court

On the Motion of Jacob Roads, it is Ordered that Richard P. Fletcher be appointed a commissioner to examine state and settle the estate accounts of Nicholas Armentrout decd with the said Jacob Roads the adms and make report to the Court

On the Motion of Jacob Roads, it is Ordered that Richard P. Fletcher be appointed a commissioner to examine state and settle the accounts of the said Jacob Roads, as Guardian for Matilda and Melissa, Children of ~~the~~ Peter Nicholas Armentrout decd and make report to the Court

A writing purporting to be the last will and Testament of Norcross Powell decd was presented in Court, and was proven by the oaths of Absolum Shiflett and Stephen Shiflett, two witnesses thereto & Ordered to be Recorded

On the Motion of Daniel Steele esqr. who entered into and acknowledged bond in the penalty of $200. and made oath thereto as the law directs, administration of the estate of Jacob Phelps decd is Granted him in due form, and it is Ordered that Samuel Terry, Sandy Shacklet, Michael Effinger & George W. Pepper or any 3 of them being first Sworn do appraise the estate of the said Jacob Phelps decd and make report to the Court

Pickering & Co. v. Lincoln & Co. for accot. Surety Report filed & Confirmed.

On the Motion of John & Samuel Showalter, who entered into bond with security in the penalty of $300. and made oath thereto, as the law directs, a certificate is granted them for obtaining Letters of administration on the estate of Anthony Showalter dec'd in due form, the Widow of the said Anthony having first made her Relinquishment of her right of administration, and it is ordered that John Allebough, Frederick Cline, Henry Cryst & Joseph Snell or any 3 of them being first sworn do appraise the estate of the said Showalter and make report to the Court

The appraisement Bill of Sale Bill of the estate of Henry Snedicor dec'd were returned & ordered to be Recorded

On the Motion of Peter & Jacob Byrd, who entered into and acknowledged bond in the penalty of $1,000 and made oath thereto, a Certificate is Granted them for obtaining Letters of administration on the estate of Peter Byrd dec'd. as in due form, and it is ordered that Martin Speck, Daniel Whetzel, Frederick Cupp & John Negus, or any 3 of them being first sworn do appraise the estate of Sr. Peter Byrd and make report to the Court

On the Motion Sylvester K. Fuller, and he having paid to A. M Hurst an Deputy $3.50 cents. It is ordered that a Licence be granted him to Keep private entertainment at his house until the 1st day of May 1831.

Ordered that the Person of the poor boy Henry Butler aboriginal born Child, 14 years of old 25 of December 1829. to Peter Swinbought to learn the trade of a blacksmith as the law directs, who is to have for his service dues $20.

Court is John Hackley (a free negro) on a charge for a breach of the peace. The said Defendant appeared in Court and agreed to enter into a Recognizance with security in the sum of $50 and his surety in the sum of $25 Recognizance with security to keep the peace &c. whereupon the said John Hackley with William Hackley his security severally acknowledged themselves to owe, and be indebted to his excellency, John Floyd Governor of Virginia, and his successors in Office in the said sums respectively, to be levied of their respective, Lands and Tenements Goods & Chattles and to for the use of the Commonwealth to be rendered: But upon this Condition that if the said John Hackley shall keep the peace and be of Good behaviour towards all the Good Citizens

of this Commonwealth, for the space twelve Months
there this Recog to be Void else to remain in full force
and Vertue, and that he pay the Costs of this prosecution

A Regester of Bill a free boy of Colour, was presented in
Court, and being, Compared with the said Bill, and found
duly Made a copy thereof is ordered to be furnished him
according to Law

On the Motion of George Reddle Surveyor of precinct
No. 4. on the road leading to Moorefield It is Ordered that
the Tithables of John Reddle & Jacob Trumbo, plantations be
added to and Made apart of the said George Reddles Gang,
and that they be taken from the gang of Paul Shoemakers,
to which they at present belong

On the Motion of John M. Millon, who entered into and acknowledged
Bond with security in the penalty of $2.000. and made oath thereto, a
Certificate is Granted him for Obtaining of administration on
the William Beards estate of William Beard decd in
due form, (with the last will of the said Beard thereto annexed)
the Widow Executrix of the said William Beard having appeared
in Court and refused to qualify, and it is Ordered that Isaac
Long, Jacob Shantz, & John Long & Samuel Weaver or any
3 of them being first sworn to appraise the estate of the said
William Beard and make report to the Court

On the Motion of William McMeahan, an injunction is
Granted him, to restrain James Hall the Trustee, from
further proceeding to sell the lands in the Deed of Trust Mentioned, executed by the said
William McMeahan, to the said Hall, to Secure a Debt therein
Mentioned due to John Morris, untill the further order of
the Court. but the effect of this injunction is to be Suspended
untill the said William McMeahan enters into bond with
Security, in the penalty of $1000. Conditioned as the law directs

Thompson & Shewalter upon an appeal, Docket & Costs

Rutzahn & Paul & Hedrick on appeal dismissed

Ord'd that George Baxter be appointed Overseer of present No. 4. on the old Mountain road, in the room of John M. Roulston resigned & that he work the hands allotted to said present. Open road thereon and keep the same in good repair

Ord'd that Samuel Yount, be appointed Surveyor of present No 2 on the Valley road, in the room of Joseph Reed resigned & that he open road thereon

Ord'd that Michael Reinhart be appointed Surveyor of present No 2 on road, in the room of John Cook resigned & that he open road thereon

Ord'd that Millard West be appointed Surveyor of present No 4. on Slate road, in the room of George Rosenberger & that the open road thereon

Ord'd that Robert Grattan Jr be appointed Surveyor of present No 1. on the State road in the room of Jacob Melsel, resigned that he open road thereon

Ord'd that John Rush Jr be appointed Surveyor of present No 2. on the road leading from Harrisonburg to Brentsburg in the room of William Taylor resigned and that he work thereon

Ord'd that John Ritchey (son of Jacob) be appointed Surveyor of Present No 2 on the road leading up Dry Run from the Moorefield to the Petersalter road, and that he open road thereon, in the room of George Fuest

Alexander purporting to be the last will and Testament of David Coffman deceased, was presented in Court and proved by Abraham Grove a Witness thereto, & ord'd to be certified

Ord'd that Isaac Ritchey (son of Jacob) be appointed Surveyor of present No 3 on the Moorefield road up Brocks Gap River to the top of the Mountain, to Petersalter, in the room of Isaac Ritchey resigned, and that he open road thereon

Ord'd that John Huffman be appointed Surveyor of present No 4. on the Valley road, in the room of Richard Pickering resigned and that he open road thereon

Ord'd that George Baugher be appointed Surveyor of present No 12 on the South Fork Gap road, in the room of Samuel Baugher resigned and that he open road thereon

Court adjourned Enos Keezel &c on allegg for attach of the peace on the Complaint of Margaret A. Hunt, the Defendants, appear in Court, on discharge of their allegg. and the parties being heard.

It is Considered that the said Defendant be discharged, and Judgment for there Costs agst the said prosecutor -

G. Arrmstrong adm + Chapman &c. on a Note or Duly bond
Note proved & executor awarded

G. Armstead + Clarke &c. . . . . same

G. McNeil + Clarke Geo. Clarke &c. . . . . same

G. Preston adm + Mallory &c. upon a Note or a Duly bond, Note proved as to Joseph Clerk, and executor awarded, Accordingly as Clerk

C of On the Motion of John Black, it is Ordered that John Vezey be appointed a Commissioner to examine state and Settle the estate accounts of Rebeccah Crawford deceased with the said John Black the executor and make report to the Court

Atto + Cosby upon a Suit

C The Defendant, appears in Court, and the parties being heard by Counsel, the Court upon Consideration, doth adjudge and Order ~~that the said Negro~~ that the order made at January Court last, directing the Master of the poor to bind Sundry a ~~Negro~~ free Negro, ~~to be bound by the Master~~ to the said Defendant be set aside, ~~and that Judgment be given for the said Defendant~~ ~~against the Plaintiff~~ ~~for Costs~~.

+ of Ordered that the Master of the poor bind Rebeccah Nowles above born Child of — Nowles, (about 2 years old in February last) to Robert Cogly as the law directs, who is to receive for freedom dues $20

Ordered that the Court be adjourned untill to Morrow Morning at 11 Oclock

Geo. W. Kemper

Tuesday the 1st day June 1830

Present

Joseph Baxter, Archebald Rutherford, Davis Hunter, Esqrs Justices, Jacob Rush, Jacob Markley, Jonathan Christian Shew, Michl. St. Harris, Saml Cook, John S. Yeary, George M. Kemper, Samuel M. Lewis, Jacob Miller, Jacob Strole, Andrew Moffett, Robert Harris, Joseph Klein, Augustus Waterman, George M. Chrisman, Peachy Harrison, Abraham Smith, Jonathan Pal, George Clarke.

On the Motion of Mrs Elizabeth Pattan, and for reasons appearing to the Court. it is Ordered to be Certified that she is of Good Character,

Ordered that all Certificates of Claims for work done on the public roads presented at this Court. where the same shall exceed the sum of $2 per day, be reduced to that sum, except where it shall appear that a Warrant of appraisement had been regularly issued, and that also for all work done by a Waggon with 3 horses be at the rate of 175 cts per day, and a Waggon with two horses be at the rate of 150 cts per day, provided that the Valuation of any of the last mentioned teams, shall exceed the sum aforesaid, but if any shall be under said sums, they are not to be increased, and it is further ordered that the several Overseers of Roads be allowed at the rate of 75 cts per day for their services

Ordered that Henry J Gambill the agent for the Overseers of the Poor Robert M. Kyle Esqr Justices of the Peace of the Hays Road $10. each for causing to be removed such Rocks as should be blown by Gunpowder the Rocks out of said Road as per account, which is to be paid out of the Money in his hands appropriated for that purpose

A Majority of the acting Magistrates being present, the Court proceeded to assess the County Claims for the year 1830, which year Commences at December Court 1829. a Statement whereof is as follows to wit.

To Robert Gray esqr Attorney for the Commonwealth for the ensueing year . . . . . $100.00.
" Henry J. Gambill Clerk for same 75.00
" Jonathan Shepherd Sheriff for same 60.00
" Peter Trout Jailor . . . . for ditto 50.00
" same for Keeping the Court &c. for one year from the date hereof 55.00
$340.00

Amount brought over	$340 00
For compensation to Surveyors of the public roads, for expenses of work done thereon, for Powder & foreign boards, as per Certificates & accounts filed, and a per List thereof amounting to	483 33
& so much appropriated for the purpose of removing rocks from the Public Roads with Gun Powder to be paid to Henry J Gambill the agent	150 00
	$973 33
& Sheriff Commission & deposited	238 92
	$1202 25
Cr	
By 4809 Tithables @ 25 cents	$1202 25

Ordered that the Sheriff Collect from each tithable person in this County 25 cents, and pay the amount aforesaid Claims this day allowed, at or before the 1st day of November Next.

Ordered that the $150, this day appropriated for the purpose of removing the rocks in the public roads of this County, to be applied by the Surveyors of the public roads, by hiring Competent persons to work as blasters, under the direction of Peachy Harrison, Augustus Waterhead and George W Chrisman, (Commissioners appointed for that purpose,) who shall direct its application to the following roads (Viz) the road leading from Harrisonburg to Swift Run gap from Sarns to Staunton — from Sarns to Jennings Gap, from Sarns to any Near gap, from Sarns to Brannamans Mill from Sarns to Brocks Gap & from Sarns to New Market — in Such proportions to each of said roads as in their discretion they shall think proper, Commencing at the lower Ends of Harrisonburg and extending the appropriation as far as they will reach, unless a Judicious application of said fund which Claims so allowed by the said Commissioners is to be

paid to the said Commissioners or their Order, by them as Henry J. Gambill the agent, out of the said $150 appropriated as aforesaid

Henry J Gambill agent for the County Returned an account of his agency, since June 1828, Shewing that he had Received since that period (with the balance in his hands on that day) the Sum of $718. 09 cents, that he has Disbursed by the Order of the Court, the Sum of $661.42 cents, Leaving a balance in his hands on the day, of $56.67 cents, which account was examined and allowed, by the Court, and ordered to be entered of Record, and the Court doth allow to the said Gambill for his Services as agent aforesaid the Sume of $50 that being at the rate of $25 per year, since June Court 1828, and that he pay himself, out of any Monies in his hands, due the County, not otherwise appropriated, and it is further ordered, that the said Gambill, be Continued as the agent for the County, untill another agent is appointed, and that he Render an account of his agency to the Court at least once in every two years, and be allowed such Compensation for his Services as the Court (upon passing his accounts) shall think reasonable and proper.

Ordered that Richard Rankin be appointed Surveyor of precinct No 3. on the Piney branch Gap road in the room of Henry Smith Resigned.

Ordered that James Laird be appointed Surveyor of precinct No 6 on the Kazells town road in the room of John Carpenter Resigned.

Ordered that Shem Cocconower be appointed Surveyor of precinct No 3 on the Rocky Gap road, in the room of Henry Hoover Resigned

Archibald M Hunter, Edward D. Smith, James C. Sherman & John Reid Deputies for Jonathan Sherman Sheff. Returned Lists of Delinquents and insolvents in the County Levy for the year 1829. which lists were severally examined by them and allowed by the Court and ordered to be Certified

The Court deeming an addition to the acting Magistrates in this County. Necessary and there being a Majority of the acting Justices Present. It is ordered that Jacob Trumbo Jr. Robert Gratton Jr. Charles L. Garey & Reuben Moore be Recommended to the Executive as proper and fit persons to be Commissioned as Magistrates in this added to the Commission of the peace for this County.

sent by Mail this 5 Jan 1830

Ordered that Richard P. Fletcher, Robert Gratton, Samuel W. Lewis, George W. Chrisman, Augustus Waterman Madison Moffett, and Peachy Harrison. Gent Justices, be and they are hereby appointed a Class for the purpose of holding + Courts for the trial of the appeal, and Chancery Court dockets, at the December Court Next, (and annually at the same term,) or at such other Court Monthly Court as they or a Majority of them, may thereto best or shall be deemed most Convenient, which Class thus Constituted are to Continued, until otherwise directed by the Court.

Ordered that this Court be adjourned until the Morn before the 4th Tuesday in July Next.

Joseph Baxter

At a Court Called and held at the Court house of Rockingham County on Saturday the 12th day of June 1830 for the trial and Examination of Isaac Grady who was committed to the Jail of this County on Suspicion of Felony and stands Charged with feloniously uttering & publishing as true for his the said Isaac Gradys own benefit a certain false writing made to the prejudice of the right of a certain David Herron of this County aforesaid and passing and publishing the said false writing with the intent to injure Abraham Smith Merchant of the County aforesaid & Knowing the sd writing to be false to wit on the 5th day of June in the year 1830 at the County aforesaid which writing is in the words & figures following to wit "Mr Abraham Smith please let Isaac Grady have these things on my account and I will see it paid David Herron June 5th 1830 you will let the bearer have a hat

Present

Peachy Harrison Joseph Cravens Richard P. Q. Sustaves
Hellen Joseph Cline & Augustus Waterman

The said Prisoner was led to the bar in Custody of the Jailor and by his counsel pleaded Not Guilty whereupon Marena Davis David Herring Littleton Morgan George Overholts John Stevens were sworn and Examined and the said Defendant being fully heard in his defence and the Court having maturely considered all the circumstances of the Case are of the opinion that the said Prisoner is Guilty and for the same his trial in the Superior Court of law to be holden for said County it is therefore ordered that the said prisoner be remanded to the Jail of the said Superior Court there to remain until discharged by due Course of law

Be it remembered that on the 12th day of June 1830 Marena Davis David Herring George Overholts & John Stevens appeared in Court and severally acknowledged themselves to owe and be indebted unto his Excellency John Floyd Governor of Virginia for the time being and his successors in office in the sum of $100 each to be levied of their respective goods and Chattles lands and tenements and for the use of the Commonwealth to be rendered yet upon this condition

that the said Marcus Davis David Herring George Overholt & John Stevens shall make their personal appearance on the first day of the next Superior Court ~~of~~ to be held for the said County which will be on the Monday before the 3d Tuesday in October Next then & there to give evidence in behalf of the Commonwealth against Isaac Grady charged with felony and shall not leave the Court unless discharged by law then the above obligation to be void else to remain in full force

And the Court arose

H Cravens

Rockingham County to wit

At a Court held for the said County, on the Monday before the first Tuesday in July, being the 5th day of July 1830

Present

Joseph Barlow, David Kenton, John S. Gamble
& George H. Chrisman & Augustus Waterman . . . Esqrs Justices

A List of Conveyances, and other writings, admitted to Record, in the Clerks Office of the County Court of Rockingham from the 31st day of May 1830 to the 30th day of June 1830 both days included, was returned into Court by the Clerk thereof, and being examined by the Court, is ordered to be entered on the Minutes, and also left to be posted up at the door of the Court house, of said County, as the law directs, which list is in the words and figures following (to wit)

Deed for Land John Bowman &c to Peter Bowman
Ditto . . . same . . . . to John Kendrick
Ditto . . . Peter Bowman . . . to John Bowman
Ditto . . . Joseph Kratzer & wife &c to Joseph Wenger
Ditto . . . same . . . . to John Wenger
Ditto . . . Nicholas Shavers exr to Conrad Custer

BR Deed for Land, Conrad Custis to Henry J Gambill in trust for John Shaver, Recorded —

BR Deed for Land Jonathan Bobo to Jacob Kearns Recorded

BR Ditto . . . John Keaty to David Lescold . . . " . . .

found Ditto . . . Mathias Snyder to Jno Riddle . . . "

BR Ditto . . . Peter Byrd to Lewis Byrd . . . "

found Ditto . . . Richard P. Fletcher (Executor) to Virginia M Williams &c

found Ditto . . . Joseph Cline to George Clarke . . . "

BR Ditto . . . Same . . . to Jno Smeltzman . . . "

BR Ditto . . . Same . . . to Adam Bowers . . . "

BR Ditto . . . Samuel Bowman to Jno Kerney in trust for William Keefer

BR Ditto . . . David Arnold to Daniel Cokely . . . "

found Ditto . . . David Robison to Saml Coffman . . . "

BR Ditto . . . John F. Rife to Adam Bowers . . . "

found Deed of Loan Samuel Bowman to Jacob Bowman — "

BR Deed for land Peter Palser to Henry Paflinger . . "

found Deed of Release Edward H. Smith &c to William Smith exrs for their estate in the land & Personal estate of Sr. W. Smith, deceased

BR Deed for Land Marles Brown to John Harman . . . " .

BR Ditto . . . Richard P. Fletcher to Saml Coots . . . "

found Ditto . . . Conrad Long . . . to L. W. Gambill in trust for Jno Kerney

BR Ditto . . . John Kerney to Conrad Long . . . . .

BR Ditto . . . Jacob Small to Henry Small . . . . "

BR Ditto Henry Small to Michl Effinger in trust for John Long

found Ditto Joseph M'Mullen to L. W. Gambill in trust for M. Bassamans &c

BR Ditto . . . Allen C. Bryan to Joseph Feuld . . . "

Pcrcc for (M Rice) v Clark &c upon a Note on Deby bond & Note from Executors Awarded

Pcrcc for P. Peterman v Clark &c . . . . . Same

J. Showalter v Lynn upon Attt of Adjud - dismissed. to establish a Mill & Dam &c the Sheriff having Returned the

said writ, with the consent of the Jury, hereto annexed and it appearing that the said Robert Lyon was interested in the establishment of the said Mill and Dam, it is ordered that a Summons be awarded against the said Lyon to appear here at the next Court, to shew cause if any he can why the said Mill & dam shall not be established agreeably to the said request

A Sellent of the estate of Henry Perrer dec'd was returned examined by the Court & ordered to be Recorded

An appraisement bill of the estate of Jacob Weinholtz dec'd was returned examined by the Court & ordered to be Recorded

On the Motion of Peter Dierdle, it is ordered that Richard P. Fletcher be appointed a commissioner to examine state and Settle the accounts of Sd. Peter Dierdle as Guardian for Susanna & Peter Saylor Children and heirs of Christian Saylor decd & make report to the Court

On the Motion of Daniel Rife, and he having paid to E. H. Smith Deputy Sheff $2.92 it is ordered that a License be granted him to Keep private entertainment at his house in this County until the 1st day of May Next

On the Motion of John Yeter, and he having paid to A. M. Nesbit deputy Sheff, $2, it is ordered that a License be Granted him to Keep private entertainment at his house in this County until the 1st day of May Next.

Dorothea S. Effinger) vs Summons late Deputy Sheriff, for said
Geo. Dove Defendt) See papers for Sd. Summons
upon a Notice for Money which the
said Geo. Dove has become liable to pay to the said Effinger.
for the said Summons
Notice proved as to all the Defendants in said Notice (except
as to Deprew, Logan, Bowles, John Norman & John Koontz, against whom the said Notice is dismissed, and the other defends being
Calld, not appearing, Judgment is awarded the Plff for $97.96 cents
being the amount of the Judgment recovered by the said Effinger agst
the said Dove, and Costs of this Motion

On the Motion of Aaron Solomon Ex. &c. of the estate of Abraham
Boon dec'd. it is ordered that Richard P. Fletcher be appointed

a Commission to examine state and Settle the estate accounts of the said Abraham Boon dec'd with the said heirs and Make report to the Court

A Settlem of the Guardian accounts of John Seigler, was Returned examd by the Court & ordd to be Recorded

Settlements of the estate accounts, of Jn° Robertson, Andrew Price, & Phelps Mellen, were Returned and examd by the Court & severally ordd to be Recorded

A supplemental Settlem of the estate accounts of David Laird decd was Returned and examd by the Court & ordd to be Recorded

Richard P. Fletcher Commissioner of the Revenue Law for this County. Returns an account for his Services amounting to 9 5 days which was allowed by the Court & ordered to be Certified

Henry J. Gambill Clerk of the Overseers of the poor, Made a Report of the Number, Names & Situation of the poor on the parish, together with the amount of the expenses of the last year &c Which report was prepared, and Made out as directed by Law, which report was examd and allowed by the Court and ordd to be entered of Record,

Henry J. Gambill agent for the Overseers of the poor, Returned an account of Money Received, and Disbursed by him, according to Law for the year ending the 30th day of June 1830 which was examd and allowed by the Court, and ordered to be entered of Record, and it is further ordered that the said agent be allowed the sum of $90 for his Services as agent aforesaid for the year ending the said 30th day of June 1830 and that he pay himself out of any Money in his hands, due the said Overseers

Present

Robert Netter, absent Edward Johnston Stephen Hamberger, & Mc Neal H. Harris Gent. absent David Newton

Two Sale Bills of the estate of Abram Price dec'd, Returned and ordered to be Recorded

R. Pickering & Petitioner

"

Daniel Lincoln &c. Defts

Upon a petition to alter a part of the public road leading from Harrison burg to New Market in the County of Shannon

This day Came the parties by their attorneys, and the Court having heard the evidence and argument of Counsel, and duly considered the said Petition, the Report of the Viewers, the report and plat of the Surveyor filed in the Cause, and the petition filed by the Defendants and others against the establishment of the alteration in the said road; it is Ordered that the leave to make the alteration as set forth in the report of the Viewers be refused, and that the petition be dismissed, and that the said Defendants, recover against the Petitioners their Costs expended in defending the said Petition, from which Order and Judgment Richard Pickering one of the said Plaintiffs prayed an appeal to the Superior Court of Law to be held for this County, and which is Granted him, accordingly, on his entering into bond, with John Cowan his Security in the penalty of $100. conditioned as the law directs, which bond it is agreed may be given in the Clerks office, this appeal withdrawn by order of the Plaintiffs atty

On a Trial at Joseph M Seals, the defendant was brought into Court upon an execution, which issued from the County Court of Goochland, and he having delivered up a Schedule of his estate took the oath of an insolvent debtor, and was discharged upon returns for no other Cause,

Ordered that Charles Fuelt be Recommended to the Governor as a proper and fit person to be Commissioned as Captain in the 2nd Battalion of 116th Regiment of the Militia, in the room of Silas Fuelt, who was Recommended at May Court last by Mistake, which is ordered to be Certified

Cert'd Plat by Mail 6 Feb. 1830

Present. Richard P. Fletcher Gent

Ordered that the Court be adjourned until the Monday before the first Tuesday in August Next.

R. P. Fletcher

At a Court Called and held at the Court house of Rockingham and County for the trial & examination of Mechab Baily, who was Committed to the Jail of this County of Suspecion of felony and Stands Charged with felonious, Malitiously, and unlafully Stabing with an intent to Kill, Jonathan Road a certain Child of Jacob & Elizabeth Roads.

Present

Peachy Harrison, David Denton, Richard P. Fletcher
Jonathan Peal & Augustin Watterman . . . Esq. Justices

The said Prisoner was led to the bar in Custody of the Jailer, and being there arraigned, pleaded not Guilty, and thereupon Sundry Witnesses, were examined touching the premises whereof the said prisoner Stands Charged, and the said prisoner being fully heard in his defence by his Counsel, it is Considered by the Court that he is Guilty of the Offence whereof he Stands Charged, and for the same is liable in the Superior Court of Law holden for this County and that he remanded to the Jail of the said Superior Court there to remain untill discharged by due Course of Law. Whereupon

Be it remembered that on the 19th day of July 1830. Elizabeth Roads, Jacob Roads, Seremah Reese, Jedediah Reese, Joshua Reese and Samuel Lewis Severally appeared in Court and acknowledged themselves to owe and be indebted to his excellency John Floyd Governor of Virginia and his Successors in Office in the Sum of $100. each to be Levied of their respective Goods and Chattels Lands and Tenaments and for the use of the Commonwealth to be rendered, upon this Condition that if the said Elizabeth Roads, Jacob Roads Seremah Reese, Jacob Roads & Joseph Reese and Samuel Lewis shall make their personal appearance on the first day of the next Superior Court of Law to be held for the said County then and there to give evidence against Mechab Baily charged with Stabbing, and shall not depart the said Court untill discharged by Law then this Recog to be Void.

and the Court Arose

P. Harrison

Virginia to wit,

At a Court held for the County of Rockingham on the Monday before the first Tuesday, being the 2d day of August 1830

Present.

Joseph Baxter, David Wanton, George Clarke & Jacob Rents & Jacob D. Williams & Dan. Mathews & G. Jeffries

A Jest of Conveyances and other Writings admitted to Record in the Clerks office of the Court of the said County, from the 1st day of July 1830 to the 31st day of the same Month (both days included), was returned into Court by the Clerk thereof and being examined by the Court, is ordered to be entered on the Records, and also test, be posted up at the door of the Court House of said County, as the law directs, which test is in the words and figures following to wit,

A Deed for personal estate from B. Boswell to Richard P. Fletcher in trust for Sd Boswells Creditors.

found A Deed for Land, Fobian R. McGahey to Isaac Brill

found A Deed Release for land M. N. Harris to Peter Dinkle

found A Deed for land A. W. Wanton Commissioner to Abraham Smith

Ditto ..... Lindsay Daniel Heirs to George Conrad

found Ditto ..... I. Chapman to I. Shipman Sheriff

found Ditto ..... Thomas Wanton to same .....

found Ditto ..... I. Shipman Sheriff to Saml Coffman

found Ditto ..... same ..... to Peter Wanton

found A Deed for Personal estate Thomas Bidden to Adam Long in trust for Thomas Davidson

A Deed for land, John Beaver to Benjamin Strickler.

found Ditto ..... Isaac Miller to William Miller

found Ditto ..... N. Rogers &c. to Margaret Gowl &c

Ditto ..... Jos. Smallwood to I. Chrisman

A Deed for Personal estate, Charles Chandler to Jacob Rohr in trust for Abraham Smith &c

BR Deed for Land John Fisher to Jno Kennedy in trust for Peter Keplinger

Recorded Ditto . . . Jacob Arrentrout to J. Sommers in trust for J. Strayer

BR Ditto . . . John J. Rife to Frederick Eline

Recorded Ditto . . . George Herrecker to I. Burnsyder in trust for Jacob Arrentrout

Recorded Deed for Land Christian Arrentrout to Sam Hall, in trust for Dorman Lofland

Deed for Personal estate Peter Walker to George Mowry, in trust for William Brown Bugsy.

BR Deed for land Benjamin Wenger to John Kysor

BR Ditto . . . George Kysor . . . to Benjamin Wenger

Recorded Ditto . . . Jos Miller . . . to William Miller

Recorded Ditto . . . Saml Coffman (a trustee) to Saml Coffman

BR Ditto . . . Jas Hall (Trustee) . . . to Mary Harrison

Recorded Ditto . . . John Carpenter . . . to Peter Hendrickson

Recorded Ditto . . . Peter Hendrickson . . . to Jacob Burkholder

Recorded BR Ditto . . . Jacob Burkholder to Nathl Harrison in trust for John Miller

Davidson vs Gale & al Chancy dismissed agreed in office

Copy & cert'd by Mar 10 August 1840

The Court doth Recommend to the Governor the following Gentlemen as proper and fit persons to be Commissioned as officers in the 14th Regt Battalion of the Militia in this County to wit

1st Battalion

John Berry Lieutenant in the room of John Berry promoted

William Robertson Jr Ensign in the room of William Berry dec'd resigned

2d Battalion

Harrison Jeffries Ensign in the room of David Kysor resigned

On the Motion of Conrad Savage, and he having paid to Jas G Shipman One Dollar & 87 cents, it is ordered that a License be Granted him to keep private entertainment at his house until the 1st day of May next

The appraisement bill & Sale bill of the estate of Jacob Parrott dec'd were returned & ordered to be Recorded

The appraisement bill & Sale bill of the estate of Christian Kyger dec'd were returned & ordered to be Recorded

Ordered that Polly Glynn be committed to the Jail of this County. there to remain until the Sitting of this Court this entry for a contempt offered this Court

An appraisement bill & Sale bill of the estate of John Ring deceased, were returned & ordered to be Recorded

On the Motion of Jacob Bear Jr and he having paid to Edward M. Smith Esq. $2.50 cents. it is Ordered that a license be Granted him to Keep private entertainment until the 1st day of May Next.

Grand Jury sworn for this County to wit.
Charles Spear (Foreman) Thomas Lewis, Davis Wicks, Albert Garey, Jacob Price, John Flora Jr Alexander M. Custer, Thomas Holt. James Dowell, Henry Mulvy. William Keester, Jacob Allebaugh, William Burnsides, Jacob Armentrout, David Jones, Henry Boozo, John Warnow, John Beaver, Henry Whetsone & Henry Hostetter, were sworn a Grand Jury. and retired from the bar to Consider of their presentment, ~~and returned~~ who returned their Charge and retired from the bar to Consider of their presentments and after some time returned into Court, and Made presentments against. George Roberts, John P. Mitchell, — Saml Coffman (Son of Mich Coffman) — Jacob Roach — & John Rader, for the several offences set forth in the said presentments, and the said Grand Jury having no further business before them they were discharged and it is Ordered that Summons be awarded against the said Several Defendants, returnable here at the Next Court Term

Garber vs Long dismissed agreed (Costs paid)

Mohler for Pl vs Smith . . . . Same

Rupert . . vs Same . . . . Same

Ross . . vs ~~Sutton~~ Skelton . Jury Enquest set aside and discharged

An apprasment bill & Sale bill of the estate of Bathuel Herring dec'd were returned & ordered to be Recorded

A Writing purporting to be the last will and Testament of Christian Crebough deceased was presented in Court and proved by the Witness thereto & Ordered to be Recorded, and on the Motion of John Bowman administrator of all and Singular the goods & Chattles of the said Christian Crebough deceased is Granted him in due form, with the said Will annexed, and he having Made oath thereto and entered into Bond with Security in the penalty of $500 as the law directs and it is ordered that George Miller, Henry Earhart, Jacob Bear & John Seigler, or any 3 of them being first Sworn do appraise the estate of the said Christian Crebough dec'd. & make report to the Court

A Bill of the estate of Jacob Perrie deceased, was returned & ordered by the Court & Ordered to be Recorded

A Writing purporting to be the last will and Testament of David Coffman deceased was presented in Court, and further proved by the oaths of Henry Harshbarger & John Harshbarger, two Witness thereto & Ordered to be Recorded

On the Motion of Evan Stinton and he having paid to Archd. M. Stinton D.S. two dollars, it is ordered that a License be granted him to Keep private entertainment in this County until first day of May Next

Mary Miller over 14 years of age & Orphan of Jacob Miller deceased, came into Court and Made Choice of George Earhart as her Guardian who entered into Bond with Security in the penalty of $500 as the law directs

Ordered that John Roads be appointed Guardian for Samuel & Polly Showalter Children of Anthony Showalter deceased (under 14 years of age) who thereupon enters into Bond with Security in the penalty of $400 as the law directs

Ordered that Gabriel Healwood be appointed Guardian for Sally and Betsy Showalter Children of Anthony Showalter deceased under 14 years of age, who enters entered into Bond with Security in the penalty of $400 as the law directs

Eve Crebough Widow of Christian Crebough decd. Came into Court and Renounced the provisions made her by the Will of her late Husband

On the Motion of Benjamin Strickler, who owns the Lands on both sides of Smiths Creek, the bed whereof belonging to himself or to the Commonwealth, and is desirous of building a Grist Mill on his said land; It is Ordered that a Writ of Ad quod damnum be awarded him accordg to Law, to be directed to the Sheff of this County, and to be executed on the 23rd day of this Month Returnable here at the Next Court

On the Motion of Jacob Bear, administrator of all and Singular the Goods & Chattels, & Credits of Adam Bear decd is Granted him in due form he having entered into Bond with Security in the penalty of £4.000. and made oath thereto as the Law directs, and it is Ordered that George Price, Jacob Bower, Henry Miller Jr and Henry Bower, or any 3 of them being first Sworn do appraise the estate of the said Adam Bear & make report to this Court

On the Motion of John Rohr, David Hearsch & William Donaghy, who own the Lands on the opposite sides of the North River and is desirous of building a saw Mill on his said Land and to erect a dam across the said River for the making said Mill, It is Ordered that a Writ of Ad quod Damnum be awarded them accordg to Law, which Writ is to be directed to the Sheriff of this County, and to be executed on the 18th day of this Month Returnable here at the Next Court

Ordered that Adam Mear be appointed Guardian for his Daughter Lydia Mear, an infant under 14 years of age who enters into Bond with Security in the penalty of £300 as the Law directs

A Writing purporting to be the last will and Testament of John Koontz decd was presented in Court for probate, by Jacob Cole one of the executors named in the said Will, whereupon William Carr & Maria his wife, by their Counsel Objected to the said Will being proved, and upon their Motion made hereto defendants

to Contest the Validity of the said Will, and by Consent the Motion to prove, and admit to Record the said Will, was Continued, and Thereupon Darrid Mathews & Reuben Allen the other executors named in said Will appeared in Court and refused to act as executors in said Will which is ordered to be Certified of Record

C. Rice for R. M Kyle } Sheriff &c on a Notice on duly bond to Notify Pauper Execution awarded

to same for same } Burkholder &c. . . . . same .

C On the Motion of Reuben Moore who owns the Lands on both sides of Smith Creek, the bed of sd Creek belonging to himself or to the County, and is desirous of building a Saw Mill on his said Land: it is ordered that a Writ of ad quod damnum be awarded him according to law, to be directed to the Sheriff of this County and to be executed on the 23rd day of this Month, returnable here at the Next Court

M. Ferry } Henry Boozer &c In Chancery

C In this Case the Plff Ferry by his Counsel Moved the Court to be permitted to give other Security, in the room of George Logan, and that he be released, as he is important to the Plff as a Witness, whereupon by Consent of the Defts, the Court doth order that so soon as the Plff shall give an other Bond with the like amount with the former, with James Laird, as his Security, then the said George Logan shall be discharged and released as Security aforesaid

C County } Claim on a Presentment, the Defendant appeared in Court and confessed a Judgment for the Costs

C Gerrard Powell one of the executors named in the Will of Thomas Powell dead. Came into Court and refused to qualify as an executor of said Will which refusal is ordered to be Entered of Record

C On the Motion of Conrad Custer, it is ordered that Richard P Fletcher be appointed a Commissioner to examine state and settle the accounts of the said Conrad Custer as Guardian for Catharine Hamilton formerly Catharine Kring, daughter of Joshua Kring. and make report to the Court

Cp. County v Steigle New Exrtn to augusta to remain unperformed &

Cp. County v Miller alias Capin awarded to remain unperformed

Cp. On the Motion of Jacob & Adam Price exrs of Adam Price dec'd. it is Ordered that Joseph Mauzy be appointed a Commissioner to examine State and Settle the estate accounts of Sd. Adam Price exrs and make report to the Court

Cp. On the Motion of Catharine Price admx it is Ordered that Joseph Mauzy be appointed a Commissioner to examine State and Settle the estate accounts of the dec'd Catharine Price with her admx and make report to the Court

Cp. On the Motion of Frances Dever admx of John Dever dec'd it is Ordered that Richard P. Flaherty be appointed a Commissioner to examine State and Settle the accounts of the said Jn° Dever and make report to the Court

Robert Gratton Jr. Charles L. Gaskey & Reuben Moore appointed Justices of the Peace for this County, appeared in Court, and took the several Oaths as such, as prescribed and directed by law which is ordered to be Certified

x

All writings purporting to be the last will and Testament of Philip Royer dec'd was presented in Court and proved by the oaths of Peter Royer & Henry Keesling two Witness thereto Ordered to be Recorded, and on the Motion of Henry Perrine (son of Jacob) one of the executors named in the said will who entered into bond with Security in the penalty of $9.000. and made oath thereto as the law directs, a certificate is Granted him for obtaining Probate in due form. (Jacob Royer the other executor named in the said Will, having appeared in Court and refused to act). and it is Ordered that Christian Appenheyer, Peter Miller, John Nicholas & Jacob Nicholas or any 3 of them being first sworn do appraise the estate of the said Philip and make report to the Court

Cp.

John Showalter vs Robert Lynn. upon a writ of Adjuged Damns. to establish a Mill &c

The Defendant who was Summoned to Shew Cause why the said Mill and dam shall not be established agreeably to the request of the Jury, was Solemnly Called but Came not, It is therefore Ordered by the Court that the said Mill and dam be established agreeably to the said request, and upon his paying to the Pltff the said Defft the damages found by the Jury.

Present. Saml. M. Lewis & Robert Grattan Jr.

Comth vs 12 Good Jury Sworn to try the Issue to wit.
Jacob Baily, Joseph Chrisman, George Roads, Micah Wood,
Jacob Roads, Anthony Rader, John Heffman, Abraham Shoo,
Daniel Fisher, Martin Marty, Norman Lofland & Abm Berry.
Verdict Defft is Guilty & assess'd $5 damages & Costs

Kerr Atto for Pltff. the Defendant appears in Court and confesses a Judgt for the Debt in the writ Mentioned, as per Specialty with Interest & Costs

Comth vs M. Weaver on executions N. Serra awarded to Augusta

Same vs Roller . . . . . Serra to Augusta.

Same vs J. Light. Not Guilty & Issue Costs.

Same vs J. Miller New Serra awarded to Augusta

Same vs Hevener plea was. Judgment Confessed for Costs.

Same vs Magill . . appearance & Case withdrawn

Same vs Gilmore . . . . . Same

Same vs Lineboe Not Guilty & Issue & Costs

Roads vs Cline Jr on writ Not Guilty Costs

Cline vs Roads . . . . . Same

Peckering vs Hoggard In Debt the Defendant was Delivered in Court by John Heffman his bail, and Judgt confessed for the Pltff for the Debt in the writ Mentioned & Interest & Costs, and it is ordered to be certified that the Pltff was in Court and did not pray the Defft in Custody

Ordered that the Court be adjourned until to Morrow morning at 10 o'Clock

Jacob D. Williamson

Tuesday the 7th day of August 1832

Present

Joseph Baxter, Jacob D. Williamson
David Hunter & Reuben Moore - & G. Justus

Comth vs Abby Jury sworn to try the issue to wit William Sprinkle George Shep Dana Lancelot Michael O'Roarke Archibald S Rutherford Hugh Brank Williams Ranis Solomon Hunter James Duff John Brown William Rogers & Jacob Neely Verdict the Defendant is Guilty whereupon on the Motion of the Attorney for the Commonwealth and for reasons appearing to the Court it is ordered that a Capias Adviadendum Judicum be awarded against the said Defendant to bring her before the Court on the first day of October Court next in order to be dealt with as the Law directs

Peyton vs M. Deck the Money in this Case having been paid to the Plfs Attorney, this suit is ordered to be dismissed agreed (Cost. Def)

Harges vs Sheriff's office Judgment set aside payment Gen replication & Issue Continued

Effinger vs Hunters &c - same

Guess for &c vs Custer - same

Greenwade for &c vs Ref &c - same

Long for &c - Long - same

Cline vs A Long - same

Gaines admrs for &c - Maggart - same

Walters vs Neal - same

Wise vs Barnett - same

Lair vs Custer - same

Howard vs Looker - same

Dundas Reeves vs Cragg - same

Hood for Pl vs Hood Office Judgment set aside plea of Infancy pleaded Genl replication & Issue and Continued

Parrot vs Tarplenzio Office Judgment set aside for want of pleading Genl replication & Issue & Continued

Bentchen vs Custis . . . . . Same

Perry Baker for S. & W. vs Bryan &c . . . . . Same

Ramis vs Graves Extors . . . . . Same

Brannens admrs vs Lemoke . . . . . Same

Pelmiars vs Looker . . . . . Same

Delmore vs Clarke . . . . . Same

Prices Extors vs Lowe &c . . . . . Same

Brannens admrs vs Custer &c . . . . . Same

Same . . Byrd &c . . . . . Same

Dundore vs Hudson . . . . . Same

Rice for Pl vs Laytons admrs . . . . . Same

Rutherford vs Chandler . . . . . Same

Kerr & Fahrbugh vs Looker . . . . . Same

Same vs Stop . . . . . Same

Same vs Cline . . . . . Same

Rice vs Schen Looker . . . . . Same

Parker vs Pence &c . . . . . Same

Steele vs Byerly . . . . . Same

Kyle & Co vs M. Mahon . . . . . Same

Doran vs Cline . . . . . Same

Sprenkle vs McGelvey . . . . . Same

Paul vs Bamitz (3 Cases) . . . . . Same

Rice for Pl vs Walker . . . . . Same

Wyant vs Leedy . . . . . Same

Hansbarger vs Cline . . . . . Same

Bridges vs Watermans Extors . . . . . Same

Moorman for Pl. Rice . . . . . Same

Comitt vs Levy Jury sworn to try the Issue to wit John Stop Henry Pulse Peter Goda James Mefpeck David Bowman Joseph Goodrite Isaac Hite Andrew Sellars Jacob Hammans Isper Rabston John Argabright & John Harrison, who returns from the Bar to Consider of there Verdict, and after some time Returns into Court, and declare that they could not agree Whereupon by Consent Isaac Hite

one of the said Jurors was withdrawn, and the rest of the Jurors from rendering their Verdict discharged, and the Cause was Continued until the Next Term

Comth & Lofland, Rec Looker the prosecutor in this Case appears in Court and releases all interest, or Right he may have in this prosecution, in Case the Defendant shall be Cast

Kerr & Fitzhugh & Jno Hagan Officer Inquest set aside payment Genl Replication & Issue & Costs

Deed of Emancipation from Robt Darnell Smith to Asbury Knox Young, was presented in Court and acknowledged by the said Smith and ordered to be Recorded

M. Cromwell & Shanks & Officer Inquest set aside payment Genl Replication & Issue & Costs

Sinclair Kelly one of the executors named in the will of Honorious Powell, from under his hand relinquishes his right as Exrs, which is ordered to be Certified, Whereupon on the Motion of Benjamin & Jarvis Powell who made oath thereto, and entered into Bond with Security in the penalty of $2.000. administration of the estate of the said Honorious Powell is Granted them, in due form with the said Will annexed, and it is ordered that George Boughey, Saml Boughey, William Hite & Jarvis Beasley or any 3 of them being first Sworn do appraise the estate of the said Powell and make report to the Court

On the Motion of Robert Gains, and he having paid to the Clerk Ar. McW. Hensley DS. $3.50 cents, it is ordered that a license be Granted him to Keep private entertainment until the first day of May Next

On the Motion of William Poole, and he having paid to Jno Reid DS. $2. it is ordered that a license be Granted him to Keep private entertainment until the first day of May Next

Counth v Foley Cattorneys for Defendant

Counth v Loffland Jury sworn to try the issue to wit James Laird George Shep Michael O Roark Archibald Rutherford Adam Mills James Foley John Brown George Koontz William Rogers Joseph Rogers Jacob Keely and Abraham Shue and having heard a part of the Testimony were adjourned untill to Morrow Morning at 10 Oclock

Ordered that the Court be adjourned untill to Morrow Morning at 9 Oclock

Joseph Baxter

Wednesday the 4th day of August 1830

Present

Joseph Baxter, Jacob D. Williamson, David Linton & David Mathews Esqrs. & Gent Justices.

Lewis Keller v William Festew In Covenant

Dpsn By Consent of the parties by their attorneys. it is ordered that all Matters in Differences between them in this Suit be referred to the award and final determination of Samuel D Lewis, Jacob Rush & George W. Kemper, whose award or the award of any two of them is to be made the Judgt of the Court

M. McMahon v Morris &c

In this Case the Deft Morris pays into Court, in pursuance of the Statement in his answer this day filed the Sum of $35.88 cents, the Court doth hereby appoint Henry J Gambill Clerk of this Court, Receiver who is to take Charge of &c Money, and if the said McMahon will not receive &c Money from said Gambill within five days from the date and execute his receipt therefor, that it shall be the duty of &c Gambill as Receiver aforesaid to loan the said Money out to be Repaid when Call'd for by order of this Court

Sellars vs Hayes. Continued for Defendant

J. Elvis & Thos N. Perce upon a Note paid as Security for said Perce to Sumay persons, as in the Note set forth. Note acknowledged & Judgment awarded for $316.20 cents with interest on $93.43 cents part thereof from the 1st day Febry 1827. and interest on $83.25 cents another part from 24 October 1827. ~~and interest on part thereof from 16 October 1829~~ and like interest on $15. another part from the 19 Febry 1828, and the like interest on $31.47 cents another part from the 14 August 1829. and the like interest on $101.44 cents another part from ~~16 October 1829~~ 16 August 1829 and the like interest on $43.61. another part thereof from 14 November 1829. and Judgment Costs of the Motion

On the Motion of Isaac N. Estridge, who made oath thereto & entered into Bond with Security in the penalty of $300 Administration of all and Singular the goods & Chattles of William M. ~~Scott~~ Leitch is Granted him in due form, and it is Ordered that George W. Kemper, John Dundas, Alexander M. Austin & Henry first sworn do appraise the estate of S. Leitch ~~deceased~~ and make Report to the Court

On the Motion of Counsel Sanger, and he having paid to Edward N. Smith D.S. $2.50 cents. It is Ordered that a License be Granted him to keep private entertainment in this County until the first day of May Next.

Court & D. Lofland. The Jury impannelled, and Sworn for the Trial of this Prosecution on Yesterday, appear in Court agreeably to their adjournment and having heard the Arguments & evidence & arguments of Counsel, retired from the Bar, & after some time returned & found a Verdict ~~for~~ that the Deft is Not Guilty, and Judgment for Costs, against John Looker the Prosecutor —

A Precipe issued v Jas. Looker Pro. Offeri Incapit set aside & payment
Gen'l Replication & Issue & Continued

Collens for R. Perkins) v. H Brooks . . . . . Called

Court v Jesse Looker Continued.

Court v Lanahan appearance & Order information be filed

Revis admr v Reid Dismd agreed.

Miller for Pl v Keplinger dismd agreed

Court v Gordon appearance & Order information be filed

Court v J. Seitz Deft Call Not appearing, information Ordered
to be filed Sum awarded to amount the said

Court v J. Newman. Jury Sworn to try the Issue to wit
Reuben Coots, Solomon M. Hunter, Peter Hull, Etheridge
Sterling, William Cravens, Thomas Stutz, George Keller, Jno
Harrison, Benja F. Graham, William Terry, Josiah Johnson
& Oscar Cravens. Verdict that the Deft is Not Guilty

Present } Augustus Waterman
Abraham Smith, ~~Circuit Judge~~

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

J. Crane, C

Thursday the 5th August 1830

Present

Joseph Graves, Daniel Hunter, John S. Gary & Augustus Maclin . . . Esqrs Justices

Franklin v Braithwaite plea ex. & Inquest Confessd for $26.7 cents Damages with interest from the 20 October 1825 till paid & Costs. Subject to a credit for $30 paid on this day.

Morris v Parker plea non. & Inquest Confessd for the Debt in the declaration Mentioned with interest & Costs same ag[ain]st

Cooke v Perry . . . . . same

Rupert v Funk . . . . . same

Hunters adm[rs] v M[cMahan] & . . . . . same

Hunter exrs v G. Dove . . . . . same

same . . . v F. Dove . . . . . same

Wiley (for N. Wise) v Fowler adm[rs] . . . . . same

Hunter (for R. M. Kyle) v Hagan . . . . . same

Rice (for R. M. Kyle) v Roark . . . . . same

Kyle v Rice & . . . . . same

Mitchell v Mead & . . . . . same

Shoults v Bailey . . . . . same

same v same . . . . . same

Rowlett v Keizell . . . . . same

Parrotts exrs v M[cMullen] . . . . . same

Kyser exrs v Dunkle . . . . . same

Kyser v same . . . . . same

Rice v Norman . . . . . same

same v same . . . . . same

same v Parker & . . . . . same

same v Dove & . . . . . same

Effinger & Chandler plea was & Issue joined Verdict for the defts
in the ancilaries Mentioned with costs

Davidson & Warfield . . . . . Same

Whitehouse [W. Fort] & Bryan &c . . . . . Same

Flora & Reese &c . . . . . Same

Rutherford & McMullen . . . . . Same

Same . . & Same . . . . . Same

Mercer & Bancroft . . . . . Same

Cook & Wolfenstein . . . . . Same

Jeffrey & Brooke . . . . . Same

Parrott & Caldwell . . . . . Same

Morris [for Cook] & Jeffrey &c . . . . . Same

[G.] Mercer & Bancroft . . . . . Same

[G.] Mercer [Son of G.] & Kuzell &c Continued, and the Defts rules to
give Security Costs to be given within 60 days from the date hereof

Austin & Mathews Continued

Lenaray & Mahoy Continued

Keys for [A.] Keys & Alder Continued

An appraisment bill & Sale bill of the estate of Abraham
Festus deceased returned & Ordered to be Recorded

A Settlement of the estate of Abraham Festus deceased was
returned into Court, examined & Ordered to be Recorded

An appraisment bill & sale bill of the estate of John Barton
deceased, were Returned & Ordered to be Recorded

A Settlement of the estate of John Barton deceased, was returned
into Court, and examined & Ordered to be Recorded

A Settlement of the estate of Mary Cowan deceased, was returned
into Court, examined & Ordered to be Recorded

X James Clarke a Commissioner of the Revenue taxes for this
County for 1830 produced in Court his account for his Services, which
was examined & allowed by the Court & Ordered to be Certified

A. Rutherford & Crowe &c. on Notice (3 cases) Continued

Tenly (Late Sheff) & Reese on rule . . . . . Continued

Carthrae & Reed (on rule) . . . . . Continued

Carthrae & Gibbs . . . . . Continued

Murry & Bingham admr . . . Continued for award

Lincoln exor & Mefs & &c . . . Settled same

Chris . & Lanahan . . . . same

Steele . . & M'Mahan . . . . . same

Hoover . . & Shoemaker . . . . . same

Early (for J. C) & M'Mahan . . . . . same

L. Byrd & Jewett Mefs & . . . . . same

same . & Geo. Mefs & . . . . . same

Broadwing exr & Lasher . . . . . same

Chris (for I. Bartholow) & M'Gilvary . . . . . same

Knowles & Ramsburg . . . . . Settled

Holsinger & J. Looker . . . . . same

Present

Joseph Bartow, & Jonathan Read

absent

Joseph Cravens

Chris & Perrin (on a Notice) Continued

~~Effinger & Roper Sheriff Attachment Discharged Not appeared~~

Harrison L. Sheriff & Rogers &c Jury sworn to try the Issue to wit.
Peter Null, John Ayler, Jacob Rohr, Philip Parrott, Reuben
Cook, Joseph Effinger, Saml Sterling, Nathaniel J. Preston
Otway Sterling, David Fisher, George Shep & Henry Loyd
and having heard the evidence & Argument of Counsel, retired from
the Bar to Consider of their Verdict and after some time returned
into Court and declared that they could not agree, whereupon by
Consent they were adjourned until to Morrow Morning at
10 Oclock.

Pickering v Looker Decagnet for award

Harshman for Pl v Looker Pr Continued for Defendant

Long for P. Harris v Looker Pr. Continued for Defendant

Koontz exon for Pl v Looker Pr Continued for Defendant

Fawcett for Creditors v Penrod Continued

C. Reynolds v Fulweiler Continued

Black v Quinn & Hall Continued for Defendants.

Clark v Gray Continued for Plff

Justus for Pen v Koontz Continued to be Revived

Harrison & for Defendant v Penrod Pr Continued

Steps v Steps for the Plff having failed to give Security for Costs. Suit dismissed, & Decagnet for Defts Costs

Kaylor v Bolinger Pr Continued for Defts.

Thomas for Pl v Deck, M E wand & Decagnet for Costs.

Morris for v Harrison adm Continued

Campbell v Burkholder adm dismissed agreed

Young & Foshee v Rathbun & Pfeifer Continued

Graham adm v C. Lewis Continued

Harrison adm for Rogers v Shoemaker Continued

Fawcett for Creditors v Duff Continued

Arguelles adm v Clerk Continued

Hohler v Davidson Continued for Plff

Peck v Looker Continued

Beaver exon v Rassler exon Continued

Pierson adv v Fowler M E. wand & Decagnet Confessed for $58.59 Cents, with interest on $50 part thereof from the 25. of December 1826 the fair & Costs

Blair & McGelvey Jury sworn to try the Issue to wit Jesse Roalston, John F. Effinger, Solomon M. Hunter, William Rue, William Rogers, John Higgins, William Boland, Joseph Cromwell, Jacob Braithwait, Gordon Rogers, Martin Carney & Andrew McClellan Verdict for the Defendant & Judgment

P. Brannon dec & Miller Pl. dismd agreed in

Mayt & Loyd dismd agreed

Newton & Lincoln plea war & Judgmt Confessed for the Debt in the declaration mentioned with nullet & Costs

Ordered that the Court be adjourned untill to Morrow Morning at 9 Oclock

J. Caldwell

Friday the 6th day of August 1830

Present

Joseph Baxter Joseph Cravens Richard G. Courtney
P. Fletcher & Augustus Wakeman
George H. Christmas

Propst & Rogers office Judgment set aside payment Generally
replication & Issue Continued same
Rutherford & McCartney . . . same
Morgan for Pl. vs Rodes
same & same . . . same
same & Knapp & Adams . . . same
Brannon Exor & Caldwell . . . same
Bowman for Pl. & Koontz . . . same
Bowman & Fisher . . . same
Fisher & Haugh . . . .

Argabright admr & Stonestreet This day came the parties by their Attorneys and thereupon the defendants demurrer to the plaintiffs endorsement in this Cause being argued, it seems to the Court here that the said endorsement is not sufficient in law to maintain the Issue Joined on the part of the Plaintiff therefore it is considered by the Court that the said Demurrer be sustained & Judgment for the Defendant according to Law

Harrison & Shiff for Ispec Ralston ~ Rogers & The Sumpumpann
Illa & Swom for the trial of this Cause on Yesterday appeared
in Court agreable to their adjournment and retired from the
bar to consider of their Verdict and after some terme returned
into Court & declared they could not agree whereupon by con
sent Jacob Rohr one of the said Jurors was withdrawn and the
rest of the Jurors for rendering their Verdict discharged & Cause
Continued,

Parrot ~ Parrots Exors Plea issued & Judgment Confessed for the
Debt in the declaration mentioned as per specialty with interest
Costs

Shavers admrs ~ Retches admrs Plea issued & Judgment for Costs
when assets

Absent Joseph Cravens ~ Present Stephen Hansbarger

Cravens ~ Piper upon an Attachment the Defendant appeared
by his counsel and pleaded not an absconding debtor which
plea the Plaintiff Joined issue, and the Cause is continued
Effinger ~ Piper on an Attachment on the Motion of the Defendant by his counsel
it is ordered that the said Attachment be quashed and Judgment
for the Defendants Costs

Looker ~ Huling upon Issue out of Chancery Jury sworn to try the
issue to wit Andrew McClellan Benjamin H Graham Samuel
Henry Peter Hansbarger Norman Lofland Jacob Braithwait
Washington Lewis George W Piper John Retches Williams Rogers
Reuben Sheets & John Biles and having heard the evidence
Argument of Counsel retired from the bar to consider of their
Verdict & after some terme returned into Court and declared they
could not agree whereupon by consent Andrew McClellan
one of the said Jurors was withdrawn and the rest of the Jurors
from rendering their Verdict discharged

Gums for & ~ Bryan off Judgment set aside payment
Genl replication & Issue Continued

Harris ~ Miller ditto ditto

Shaver ~ Hicks ditto ditto

Coates ~ Carr W E set aside N A General replication & Issue
Continued

Effinger ~ same W E set aside N A General replication & Issue
Continued

Mohler vs Davidson WE set aside Covenants performed
General replication & Issue Continued

Rader vs Lincoln WE set aside NA General replication
& Issue Continued

Dundore & Eddens vs Craig WE set aside NA General replication & Issue Continued

Armentrout vs Keifer Suit dismissed & Judgment for $5
Damages Costs

Koogler vs Canaday Judgment per award

Argabright admrs vs Pence 2 Cases Continued

Ordered that the Court be adjourned until the Monday before the first Tuesday in September Next

Joseph Baxter

Virginia to Wit
At a Court held for the County of Rockingham on the Monday before the First Tuesday in being the 6th of September 1830
Present

Joseph Baxter, Daniel Mathews, John S. Gary &
Robert Hynes - - - - - - - - - - - - &c. Justices.

A list of Deeds and other Writings admitted to Record in the Clerks office of the County Court of Rockingham from the 2d day of August 1830 to the 31st day of August 1830 both days included was returned into Court by the Clerk thereof and being by the Court examined is ordered to be entered on the Minutes and a like list be posted on the door of the Court House of said County as the Law directs which list is in the Words and figures following to Wit

A Deed for Land from William H. Gray to James W. Eskridge & in Trust for Benjamin Lewis's Exors } Certified
found

A Deed for Land from Jacob Bears Exors to Archd J. Rutherford Acknd
found

A Deed for Land from Henry Kisling to Peter Royer Ditto
found

A Deed for Land from Joseph Hay to John Shank Ditto
found

A Deed for Land from Peter Denkle & Wife to John Roller &c Ditto
found

A Deed for Land from Peter Michael & Wife to Peter Haines Certified

	A Deed for Personal Estate from Henry Kipling to Joseph Mauzy in Trust for Jacob Kipling	Ackn^d
found	A Power of Attorney from Hannah Smith to Nicholas Guinn	Certf^d
BR	A Deed for Land from Nicholas Guinn & Wife to John Pabst	Ditto
found	A Deed for Land from John Tirkle & Wife to Joseph Showalter	Ditto
BR	A Deed for Land from John Bowers & Wife to Samuel Bowers	Ditto
BR	A Deed for Land from Jacob Richey & Wife to John Richey	Ditto
found	A Deed for Land from Frederick Kline to Jacob Hedrick	Ackn^d
BR	A Deed for Land from Margaret Vaught to Adam Armentrout	Ditto
BR	A Deed for Land from Elizabeth Looker to Benjamin Strickler	Certf^d
BR	A Deed for Land from Ge^o Benj^a Esq^r & Widow to Abraham Stoner	Ackn^d
found	A Deed for Land from Wm Rogers & Wife to Philip Miller	Ditto
BR	A Deed for Land from Dan^l Garber & Wife to Jn^o Brown & Jn^o Long (Trustees)	Ditto
	A Power of Attorney from Wm J. Noel to Benjamin Bowman	Ditto
BR	A Deed for Land from Adam Vaught & c^o to John M^c Donaldson	Ditto
found	A Deed for Land from Catharine Vaught & c^o to Abraham Tirkler	Ditto
BR	A Deed for Land from " " " to Margaret Vaught	Ditto
BR	A Deed for Land from " " " to John Wise	Ditto
BR	A Deed for Land from " " " to Adam Vaught	Ditto
BR	A Deed for Land from Margaret Vaught & c^o to Catharine Vaught	Ditto
	A Bill of Sale of Personal Estate from John Philips to Joseph O'Roark	Certf^d
BR	A Deed for Land from Robert Gray & Wife to John I. Moorman	Ackn^d
BR	A Deed for Land from David Tripple & Wife to John Bible	Ditto
	A Deed for Personal Estate from John Rankin to Bear & Cravens in Trust for William Silling Jr^o	Ditto
BR	A Deed for Land from Michael Deck & Wife to John Cook	Certf^d
	A Deed of Loan of Personal Estate from Samuel Lowman to Jacob Lowman	Ackn^d
BR	A Deed for Land from Anthony Archer to Peter Buckholder	Ditto
BR	A Deed for Land from Peter Mayer Esq^r to John Flora	Ditto
found	A Deed for Land from " " " to Abraham Grove	Ditto
BR	A Deed for Land from Archibald Brooks & c^o to Polly Brooks	Ditto
found	A Deed for Land from Isaac Kite & Wife to Robert Gray in Trust for Cordelia Kite (Certified as to Kite & Wife & Acknowledged by Gray	

A Deed for Land from Daniel Rife & Wife to Henry Bare — Ackn.d
A Deed for Land from Alexander Shannon to John McCausland — Ditto
A Deed for Land from Christopher Armentrout & Wife to Cyrus Rhodes — Ditto
A Deed for Personal Estate from James Rodeap to Littleton W. Gambill in Trust for John I. Moorman — Ditto

Ordered that Henry J. Gambill agent for this County be allowed a Credit for $4.75 cents, so much paid by him to Andrew Henry for removing Rocks out of the public road (of which he is Surveyor) by Gen.l order, as per account rendered the same having been paid out of the $50. Levied for that purpose by the Court at June Term 1829.

Ordered that Henry J. Gambill agent for this County be allowed a Credit for $8.87½ cents, so much paid by him to Daniel Leedy for removing Rocks, out of the public road (of which he is Surveyor) by Gen.l order, as per account rendered, the same having been paid out of the $50 Levied for that purpose by the Court at June Term 1829.

Henry Peller vs D. Butler on appeal. Docket and Costs

Hugh Drew vs D. Devilbiss . . . . . same

Smith vs M. Siple &c. upon a Note or Duly bond Note proved & execution awarded

A Negroe of Daniel Hughs a free Negroe, was presented in Court, and being Compared with the said Daniel, and found only made a copy is Ordered to be furnished him as the Law directs

Upon the Petition of John Baker, to alter a part of the leading to Pleasant Church, which road leaves the public Road, leading from the Road leading to Hagerstown, on the land of Mount Crawford, and from thence to Freedom Church & Rohrer's Rolling Mill, which alteration is to be on the lands of the petitioner, as therein set forth, it is Ordered that Peter Roller Jr. Charles Yount Jr. Peter Shank & Henry Newcomer, or any 3 of them being first sworn do View the said alteration and make report to the Court of the Conveniency and inconvenience attending the same to the Court

An appraisement bill and sale bill of the estate of Catharine Price deceased were returned & ordered to be Recorded

A Sale bill of the estate of Francis Asbury late deceased was returned & Ordered to be Recorded

A writing purporting to be the last will and Testament of George Leadwick deceased was presented in Court and proved by the oaths of John Sloan & Christian Sowerwine two Witnesses thereto & Ordered to be Recorded, and on the Motion of John Leadwick one of the executors named in the said Will, (Philip Leadwick the other executor having refused to qualify) who entered into bond with security in the penalty of $7.000. and made oath thereto as the law directs, a Certificate is Granted him for obtaining a probate in due form, and it is ordered that Jacob Grove, John Sloan, Andrew Fortune & Abraham Ashbaugh or any 3 of them being first sworn do appraise the estate of the said George and make report to the Court

On the Motion of Sarah Hartzog it is Ordered that Jacob D. Williamson & Reuben Moore or any two appointed Commissioners to examine and state & settle the accounts of the said Sarah as Guardian for the Children of Michael Hartzog deceased and make a report to the Court

On the Motion Abraham Lincoln, it is ordered that George W. Chrisman be appointed a Commissioner to examine state and settle the estate accounts of Sd Lincoln as admr of John Simmons dec'd and make report to the Court

On the Motion of John Chrisman, it is ordered that Richard P. Flatt be appointed to examine state and settle the estate accounts of Mich'l Moore dec'd with the said Chrisman the admr and make report to the Court

On the Motion of Samuel Bowman, it is Ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the estate accounts of Barbara Coffman dec'd. with the said Bowman the exr and make report to the Court

The same to settle the estate accounts of Saml Bowman the exr of Joseph Bowman and make report to the Court

The same to settle the estate accounts of Alexander McGilvy the adm of John D. Swift dec'd and make report to the Court

Rollen & Lynn. upon a writ of Sagured Damnd &c The Sheriff having returned the said writ with the Inquisition thereon, and it appearing that S. Robert Lynn was enlisted therein it is Ordered that he be summoned to appear here at the next Court to shew Cause why the said Writ and damages shall not be established agreeably to the said Inquisition

An appraisement bill of Sale bill of the estate of Michl Moore dec'd were returned and Ordered to be Recorded

A Settlement of the estate accounts of Frederick Haynes dec'd was returned and examined by the Court & Ordered to be Recorded

A Settlement of the estate Guardian accounts of Barbara Marsh Guardian for the Children of Thomas Moore dec'd was returned & examined by the Court & ordered to be Recorded

Ann Brannaman orphan of Malchia Brannaman over 14 years of age came into Court and made Choice of Abraham Brannaman as her Guardian, who entered into bond with security in the penalty of $3000, as the law directs

Ordered that Peter Brannaman be appointed Guardian for Elizabeth Brannaman person 14 years of age, and heir of Malchew Brannaman dec'd, who entered into bond with security in the penalty of $3.200. as the law directs

Report of the Commissioners appointed to lay off and assign to Mary Dietrich widow of Francis Dietrich dec'd. her dower in his lands. which was ordered to be Recorded

Day for M. N Allman & Fowler Pl'ff or a Notice for or a delivery bond Notice proved & execution awarded

On the Motion of Christian Garber, and it (appearing to the satisfaction of the Court that he was Charged on the Commissioners books for the year 1830 with 535 acres, 3 roods and 24 perches of land the taxes on which amounts to the sum of $7.70. whereas in fact he ought to have been Charged with 135 acres 2 roods & 24 p'ches the tax of which is $2.16 cents, the said Mistake is ordered to be Certified to the auditor of Public accounts, and it is further Certified that the attorney for the Commonwealth, was present and attended to the Making the said Order,

Ordered that the overseers of the poor bind Daniel apprentice, (6 years old last Spring) to George M. Peter, as the Law directs

Wells Coffman an Orphan of Samuel Coffman dec'd over 14 years of age came into Court and Made Choice of Peter Starling as his Guardian who entered into bond with Surety in the penalty of $100 as the law directs

On the Motion Jacob Rinehart, It is ordered that Richard P Fletcher be appointed a Commissioner to examine state and settle the estate accounts of Peter Rinehart dec'd with the said Jacob the Exr and make report to the Court

On the Motion of Philip Kroop executor of Mary Spitzer dec'd and the same executor of Peter Kroop dec'd. It is ordered that William G. Thompson, Abraham Kroop, & Isaac Thomas

to be appointed Commissioners to examine state and settle the estate accounts of the said Peter Parker and Jerry Rawlings with the said executor and make report to the Court

An appraisment bill of the estate of Christian Crabtree dec'd and returned to the Court & ordered to be Recorded

On the Motion of John Cleiv, it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the estate accounts of Abram Kesterson with the said Cleiv the adm and make report to the Court

Pleas

Benjamin Stribling Mark of Adgood - dam. in Replevin and dismissed by Plff attorney.

Reuben Moore . . . . . same . same

Ordered that Richard P. Fletcher be continued in the office of Commissioner for the 116th Regmt. and that Jas. Clark be continued in the same office for the 58 Regmt. for the year 1831. which is ordered to be Certified.

Smith v G. Ferrell for treble dam. and agreed

same v Roadcap . . . . . same

Perry v Gordon on appeal dismissed agreed

Stultz v Looker Sr on Motion on delivery bond Nolle Pros & execution awarded

Rogers v Cleiv on Writ of Sup. Continued

Cleiv v Rogers . . . . same

Cole v Carr Writ, on a Motion to prove the will of John Koontz Jr dec'd. the said Defendants by their Counsel appeared in Court and withdrew all opposition to the

Carr cost of agreed Cole is to pay by agreed.

proving and Recording of the said Will, whereupon attesting
witnesses to be the last will of Sr. John Koontz decd was
presented in Court and proved by the oath of Joshua Chapman
and David Lecolw two Witnesses thereto & ordered to be Recorded
and on the Motion of the said Jacob Cole the executor named
in the said Will who entered into bond with Security in the
penalty of $8.000. and made oath thereto as the law directs.
a certificate is Granted him for obtaining a probate in due form
of law and it is ordered that David Harrison, David Lescelw,
Reuben Harrison & Benjamin Miller or any 3 of them being first
sworn do appraise the estate of the said Jno Koontz and make
report to the Court.

A Sale bill of the estate of Jane Miller dec'd was returned
& ordered to be Recorded

Settlements of the estate accounts of Jeremiah Kyle
decd, John Scranton decd, Jane Miller decd, Richard
Burlew decd, & John Burlew dec'd were severally returned
exam'd by the Court and ordered to be Recorded

A Settlement of the accounts of John Zeigler, as Guardian
for Elizabeth Kerns, was returned and examined by the Court
and Ordered to be Recorded

Caveats & Pleas or attached. Continued

Henry J Gamble Clerk of this County, produced in Court
an account for examining the land and Commissioners
books for this County for 1830, amounting to $35 which was examined &
allowed by the Court & ordered to be Certified

McMahan & Morris & Mahany

The Defendants by their Counsel moved the Court
to [illegible] the injunction awarded the Plaintiffs in this Case.
which Motion upon argument was Overruled the Court

Refusing to take up the Cause

Ordered that William Parks be appointed Surveyor of
Copy & del. present No 8 on the road leading from Kirbyes to Moorefields
in the room of John Whitzell resigned

Ordered that George Fetzer be appointed Surveyor of
Copy & del. present No 1. on Nakes Creek road, in the room of
George Eppert resigned

Upon the Petition Jacob Barly &c for Road to leave
the Keezells-town Road from thence to the Old Furnace, which
Road is to begin at the said Keezell-town road, (where the
road ~~now leads~~ leading from Lincolns Mill unites
the said Keezell-town road) and from thence through the lands
of John Carpenter, until it strikes above of Jacob
Barlys, and from thence to Stevens School house: and
from thence to Jacob Barly Mill, and from thence through
Copy the lands of the Widow Stevens, and passing her house,
and through the lands of John Stevens and George
Bennydes, and passing near his house, and from thence
to the road leading from John Carpenters Mill to the
said Old Furnace; it is Ordered that Archibald
Brock, John Stephens, Peter Nailor & George Bennydes
or any 3 of them being first sworn do ~~appraise the value~~
~~of the road~~ View the said proposed way, and make
report to ~~the Court~~ of the Convenience and inconvenience
~~attending~~ the same to the Court

Eliza Looker Widow of John Looker deceased Came into
Court and relinquished her right of administration on the
estate of her late Husband, Whereupon on the Motion of
Samuel Miller, who entered into Bond with Security in
the penalty of £2,000 and made Oath thereto, according to law
directs, administration of all and singular the Goods &

Chattels of the said John Looker and is Granted him in due form; and it is Ordered that Jacob Fremb, Christian Feelt William Heavner & George Feelt, or any 3 of them being first Sworn do appraise the estate of the said John Looker & make report to the Court

Cp.

Ordered that the Court be adjourned until the Monday before the first Tuesday in October next

Joseph Baxter

A list of Deeds and other Writings admitted to Record in the Clerks Office of this County Court

Virginia to Wit

At a Court held for the County of Rockingham on the Monday before the First Tuesday being the 4th day of October 1830

Present

Joseph Baxter, Jacob W. Williamson, Benjamin Mills & John B. Campbell . . . . . Gt. Justices

A list of Deeds and other Writings admitted to Record in the Clerks Office of the County Court of Rockingham from the 3d day of September 1830 to the 30th day of the same Month both days included was returned into Court by the Clerk thereof and being examined by the Court is ordered to be entered on the Minutes and a like list be posted on the door of the Court House of said County as the Law directs which list is in the Words and figures following to Wit

found A Deed for Land from Samuel Yount & Wife to Benjamin Yount Certfd
found A Deed for Land from John Carr & Wife to Samuel Yount Ditto
B R A Deed for Land from John Farrow & Wife to Jacob Langer Acknd
B R A Deed for Land from Adam Debough & Wife to John Evers Certfd
B R A Deed for Land from George Clark & Wife to Henry Boos Acknd
found A Deed for Land from Jacob Harkoff & to Adam Debough Ditto
found A Deed for Land from Daniel Kimyer & to Jacob Archart Ditto
B R A Deed for Land from Jacob Archart to David Cook Ditto
B R A Deed for Land from John Keplor & to John Kimyer Ditto
B R A Deed for Land from William Norman to Mathias Minich Ditto

found — A Deed for Land from William Lewis to Samuel K. Lewis — Ackn.d
found — A Deed for Land from John Chrisman & Wife to George K. Chrisman — Ditto
B R — A Deed for Land from Jacob Showalter & Wife to William Fairburn — Ditto
B R — A Deed for Land from Conrad Custer & Wife to John Ziegler — Ditto
found — A Deed for Land from Samuel Garber Sen.r Exor to Isaac Bunner — Ditto
B R — A Deed for Land from . Same to William Carman — Ditto
B R — A Deed for Land from Martin Baker to David Wire — Cert.d
B R — A Deed for Land from Reuben Golding to Jacob Runkle — Ditto
B R — A Deed for Land from John Baker (Heir) to Solomon Ritch — Ditto
B R — A Deed for Land from Same to Philip Baker — Ditto
found — A Deed for Land from Joseph Cline & Wife to John K. Hicks — Ackn.d
B R — A Deed for Land from William Bridges to Anderson Runyon (proved by the Witness)
B R — A Deed for Land from John K. Hicks to Henry Booz — Ackn.d
B R — A Deed for Land from George Overholt & Wife to Henry Anders.n Hein — Ditto
found — A Deed for Land from John Cook to Abraham Smith — Ditto
found — A Power of Attorney for Land &c.a from Michael Dick to Jacob Neely — Ditto
B R — A Deed for Land from Joseph Cromer & Wife to Nathan Curton — Ditto
B R — A Deed for Land from A. W. Curton & Co.a to William Eiler — Ditto
† — A Deed for Personal Estate from John Thomas to Peter K. Hull in Trust for Joseph Cravens — Ditto
B R — A Deed for Land from John Lamb to David Steele in Trust for Elizabeth Hoover — Ditto
B R — A Deed for Land from Wm.a J. Reed & Wife to John Chrisman — Ditto
B R — A Deed for Land from James Dean & Wife to Francis Dean — Ditto
found — A Deed for Land from Abraham Bear to Christian Enrisle in Trust for Magdalen Frame — Ditto
† — A Deed for Personal Estate from William Mc.Mahon to Thomas Clarke in Trust for Joseph Bywaters — Ditto
B R — A Deed for Land from Henry J. Gambill & Co.a to Jacob Yount — Ditto
A Deed for Land from Same to James Hall — Ditto
B R — A Deed for Land from Jacob Bloser & Wife to Jacob Cole — Cert.d

C — Counter v Kendall on alleg.n for affirm.n of the pleas on the Complaint of Christian Bloss, By consent this prosecution is ordered to be dismiss.d at the Costs of the prosecutor & Judgm.t for Defts Costs

Copy

A writing purporting to be the last will and Testament of William Blair decd was presented in Court and proved by the oath of John McCampbell & John Blair two Witnesses thereto & Ordered to be Recorded. and on the Motion of Jesse Blair the executor appointed in the said Will, who entered into bond with sureties made oath thereto, and entered into bond in the penalty of $2000 as the Law directs, a certificate is Granted him for obtaining a probate thereof in due form. the said Will Requiring no security to be given in. And it is ordered that Jacob Whitzell, James Marion, Reuben Gains & John Hunter or any 3 of them being first Sworn do appraise the estate of the said W. Blair and make Report to the Court

Court adjourned

Court met pursuant to Adjournment present as before

On the Motion of Timothy Kenney Esqr who took the Several oaths prescribed by Law he is admitted to practice as an Attorney in this Court

Copy

On the Motion of Michael Weis, it is ordered that Jacob Harnberger be appointed a Commissioner to examine state and settle his accounts as Guardian for Polly, Catharine & Ann Weis Orphans of John Weis dec'd, and make report to the Court

Grand Jury Sworn to wit,

Henry Booz (Foreman) Volentine Bear Solomon Heffman, Abraham Kepp, David Hunter, John Harmon, Abram Deal, John Blair, Peter Boyer, John Leacy, William Carpenter Peter Welsel, Peter Koontz, Benja Moyer, William Pearce, John Miller, Isaac Long & Henry Peltz, whereupon the Grand Jury not having time to finish the business before them they were dismissed until to Morrow Morning at 10 Oclock

Ordered that the Court be adjourned until to Morrow Morning at 10 Oclock.

Joseph Baskett

Tuesday the 5 October 1830

Present

John H Campbell, Micheal H. Harris
Robert Weems & Augustus Waterman & G. Justices.

An appraisment bill and sale bill of the estate of Jno Hoover decd were returned & ordered to be Recrd

Ordered that Joseph Barton, David Mathers & Joseph Travers be recommended to the Governor as proper and fit persons to be Commissioned as Sheriff of this County for the ensuing year.

Cp Clerk by mail 12 Octr 1830.

An assignment of the Dower to Catharine Garber Widow of Saml Garber decd. was returned by the Commissioners and ordered to be Recrd

Cp

Ordered that Thomas Logan Jnr be appointed Overseer of the Poor in Precinct No 2 on the Stage road in the room of Archibald Rutherford decd

Cop'd

Ordered that James Dever be appointed Overseer of poor in Precinct No 1. on the old Rocky Gap road in the room of Andrew Newman resigned, ~~he having removed~~

A Settlement of the estate accounts of Gasper Barnes decd, was returned and examined by the Court & ordered to be recrd

Stevens & Bear exrs &c. in Chancy, on the Motion of the Plaintiffs by their attorney and for reasons appearing to the Court it is Ordered that Jacob Bear exr of Adam Bear decd. be made a party defendants in this Suit,

Courts & Coffman. Inquest confirmed for the Costs

On the Motion of Walter H. Tapp esqr. who took the several oaths prescribed by Law, he is admitted to practice as an attorney in this Court

Strayer & Williamson & Petitioners &c. on a Note on a Colry bond. Note proved & verdict awarded

Cp JP

G Hooks v Carthew Pr. On a Note or a delry bond, Nolle pros'd Execution awarded

K Merrell for Rush v Carthew Pr. . . . . Same

Comth v Lucy (a Negro) Certiorari

Comth v Steigle, Defts Call? Capias awarded to answer the information (to August) returnable here to Feby Court next

Comth v John Miller dismiss'd by return

Same v Same . . . . . Same

Copy'd Writing purporting to be the last will and Testament of Daniel Coffman decd, was presented in Court by Joseph Coffman the Executor, who entered into bond with Security in the Penalty of $2000, and made oath thereto, as the law directs, a certificate is Granted him for obtaining Probate in due form, (the said will having been proved at a former Court) and it is ordered that Daniel Grove, Henry Thomas, & John Whitmore, being first Sworn do appraise the estate of the said Daniel Coffman decd and make report to the Court

Comth v Abigal a free Negro, upon a conviction at the last Court, for remaining in the Commonth twenty Months after her right to freedom accrued. On the Motion of the attorney for the Comth, it is ordered that the said Negro be sold according to law, at such time and upon such terms as the Court shall hereafter appoint

Morgan v Keezell Pr. plea warrt of Inquiry Confess'd for the Debt in the declaration Mentioned, with interest from the date hereof until paid, (without Costs) execution to be Stayed for 12 Months

Comth v Mitchell on presentment, Inquiry Confess'd for the Comth Costs.

Comth v Looke Jury sworn to try the Issue to wit. William Long John Doherty, William Craig George W Peyton, William Rogers, Brian Sellars, Henry Gilmore, John Lee, Jacob Brown, Andw McCrary, John Jennings & Luther Hill, Verdict that the Defft is Guilty ~~of assault &~~ assessment 1 cent & Inquiry

Present Joseph Cloyd

Roller vs Lyon upon affidt of Aggrod-grauns, to establish a Mill & Dam, the Summons awarded against the said Defendant, at the last Court, being returned executed and he not appearing altho solemnly Called, it is Ordered that the said Mill & dam be established agreeably to the enquest of the Jury, & upon the said Roller Pr paying to the Defendant the damages found by the Jury.

The Grand Jury empannelled and sworn for this County on Yesterday, appears in Court agreeably to their Adjournment and Retired from the Bar to Consider of their presentments and after some time returned into Court and found the following to wit, a presentment agst Jacob Sipe for a breach of the peace, a presentment agst Geny Ferrell for a breach of the peace, and a presentment agst. James Hall for a breach of the peace, and nothing further appearing the said Grand Jury was discharged and it is Ordered that Summons be awarded against the said defendants to answer the said presentments returnable here at Febry Court Next

Comth vs Marty dr Aegg. dismissed agreed.

Comth vs Thomas Devor, upon a Recognizance, for a breach of the peace on the Complaint of John Pennington. The said Defendant appears in Court in discharge of his Recognizance, and the Court having heard the evidence, it is Ordered that the said Defendant be acquitted and discharged, and that the said John Pennington pay to the said Defendant his Costs expended in defending this prosecution

Comth vs Weaver, Capias awarded to answer the indictment returnable here to Next Court

On the Motion of Mary A. Wurster, it is Ordered that a License be Granted her to Keep private entertainment in this County until the first day of May Next she having paid to E. W. Smith Deputy. $2.75 cents

Comth vs Light Jury sworn to try the Issue to wit James Powell William Miller, William Rockstroh, Joseph Mahay Archd Brock, William Smith, Jacob Bowman.

William Scott, John Lasher, William Rice, Kerby Loyd & Jacob Neisly. Verdict Defendant Guilty and one cent assessment

Richard P. Fletcher Commissioner of the Revenue for this County. returned into Court a list of the tithable attached to the dry run Gap Road, amounting in No. 78, whereupon it is ordered that each of the said tithables pay to William Robertson Jr 43 cents, that being their proportion of $33.34 cents, the sum allowed to the said William Robertson for keeping the said Road in repair for the last year, which sums are to be paid to the said Robertson, or his heirs at the term prescribed by Law, which is ordered to be certified

Certified

County v Lewis &c Costs

County v Lanahan Jr Exigent returned for the Court N G & Ffi ordered

County v M Gilmore Exigent returned for the Costs

County v Peter M G & Ffi & Exigent returned for the Costs

County v Gordon. Assault & Battery Exigent returned for Costs

County v Roberts. Appearance & Traverse Exigent returned for costs.

County v Roads Deft. Calls information ordered & Sum awarded to answer said information.

County v Rader appears & Rules information

Defendant v Peters &c Costs

Roads v Clem &c Costs

Clem Pr v Roads . . . . Same

County v Foley Jury sworn to try the issue to wit, William Long, John Doherty, George W. Peters, Abram Sellars, Henry Gilmore, John Lee, Jacob Brown, Abram McCray, John Hensley, Luther Hill, James Roadcap, & Daniel Rife. Verdict that the Deft is Guilty & assess $20 & Exigent

Crawford for M. McG / v Custer dismiss agreed

Groverman &c v Custer . . . . . Same

Mouch v Logan Offer Incapt Sh and do payment Genl Reflection of Offrs and Centrs

Mumma &c v Bowman . . . . . Same

Lynn &c v Cline . . . . . Same

Same v McMahan . . . . . Same

Shyan v Dove &c . . . . . Same

Locke adm &c v Shed . . . . . Same

Coffman Strayer &c for S.C &c / v Baker Same . . . . Same

Same . . . . v J. Looker &c . . . . Same

Brannen for J.C. &c / v Bryan &c . . . . Same

Same . . . v Same . . . . Same

Paul v Cline . . . . . Same

Gilmore v Cline . . . . . Same

Thompson &c v Norman . . . . . Same

Kyser v Bowman . . . . . Same

Pickering v Overhooty . . . . . Same

Same v Boyers . . . . . Same

Judge & Moore for &c v Custer . . . . . Same

S. Coffman &c (for J. Roads) v Pickering . . . . Same

Cleveland v Dennison . . . . . Same

Jones & Woodard v Custer . . . . . Same

Strayer & Williamson v Mathews . . . . . Same

Clarke v McMahan . . . . . Same

Simpson v Rife . . . . . Same

Hall v Carthred . . . . . Same

Fisher adm v Brock . . . . . Same

W. J. Smith for M. McG / v J. Cline . . . . Same

Stothaweer Ho v D. Reso, Offcr Judgmt reh aside off payment
Genl replication & Issue & Continu

Griffeth v Reso . . . . . Same

Griffeth v Same . . . . . Same

Orderd that James C Sheperson Deputy Sheriff be allowed the Sum of $8.21 cents for going to and attending the Comparing the polls for a Seperate of that district Composed of the County of Shenandoah & Rockingham in the present year as per account which was examd & allowed by the Court & ordered to be certified to the Auditr of Public accounts

Bowen admr v J Looker (Son of Rachel) deceased W E waived & Judgmt for Costs

Comth v Magell N G & Jurs Jury sworn to wit. William Rogers, William Craze, John Light, Philip Deal, Harry Light, William Beeland, John Ragder, Richard Curry, Jacob Houck, Peter Seso, Jacob Blosser, & Daniel Ragan, Ragan Verdict defendant Not Guilty

Ordered that the Court be adjourned until to morrow morning at 10 Oclock

Jno. H Campbell

Wednesday the 6th day of October 1830

Present

George Dove, Joseph Glenn, John J. Reso
& Augustin Waterman . . . . . & J. Justices

Parrott v Tarplingen plea waived & Judgmt confessed for Debt in the declaration Mentioned with interest & Costs saving equity.

On the Motion of John Tarplingen, an injunction is Granted him to stay all further proceedings on a Judgment Recovered in this Court by the Isaac Parrott against the said John Tarplingen until the further order of the Court, but the effects of the injunction is to be suspended until the said Tarplingen enters into bond with Security in a penalty, at least equal to double the amount of Sd Judgmt and files with the Clerk a release of all errors at law

J. Shepperson Sheriff of this County produces in Court an account for his Public Service for the last year, which was examined and allowed by this Court and ordered to be Certified

Kerr & Fitzhugh v Jno Looker the Deft being dead, By consent this suit is ordered to stand and be prosecuted to final Judgt. ageth Saml Miller admr of Jno Looker, and Certified.

Marshall for Pltf v Looker & Miller the Deft Looker being dead this suit abates as to him

Long for Pltf v Same . . . . . Same

Marye v Nicholas Pltf plea w[ith] & Judgt Confessed for the Debt in the declaration Mentioned with Interest & Costs (Staying Execution)

Effinger v Newton Pltf. . . . . Same

Gunn for Pltf v Bryan . . . . . Same

Same . . v Curtis Pltf . . . . . Same

Cleiro v Long . . . . . Same

Marye admr for Pltf v Maggert . . . . . Same

Walker v Neal Pltf . . . . . Same

Wise v Barcroft . . . . . Same

Lear v Curtis Pltf . . . . . Same

Howard v Looker . . . . . Same

Proffit v Rogers . . . . . Same

Butcher v Curtis . . . . . Same

Perry baker for Pltf v Bryan Pltf . . . . . Same

Pelham v Looker . . . . . Same

Dickson v Clarke . . . . . Same

Price admr v Love Pltf . . . . . Same

Same . . v Looker Pltf . . . . . Same

Brannon admr v Curtis Pltf . . . . . Same

Same . . v Byrd Pltf . . . . . Same

Same . . . v Caldwell Pltf . . . . . Same

Quinn & Wadlow plea w^m & Sheriff Capias for debt in the declaration Mentioned with interest & Costs saving &c writ

Conner & Shanks do . . . . . Same

Harris & Miller do . . . . . Same

Rutherford & Charadin . . . . . Same

Kerr & Co & Hagan . . . . . Same

Same . . & Hoop . . . . . Same

Same & Cline . . . . . Same

Rutherford & McCarthy . . . . . Same

Reed & Looker . . . . . Same

Bowman & Forbes . . . . . Same

Shaver & Weeks do . . . . . Same

Perley & Pearce do . . . . . Same

Sheetz & Byerly . . . . . Same

Kyle & Co & McMahon . . . . . Same

Sprinkle & McGeary . . . . . Same

M. Forbes & Waugh . . . . . Same

Paul & Bancroft . . . . . Same

Same & Same . . . . . Same

Same & Same . . . . . Same

Reed for & Walker . . . . . Same

Myant & Lucas . . . . . Same

Harshberger & Cline . . . . . Same

Collins for do & Rock . . . . . Same

Court & Jeremiah a Negro boy slave the property of Roadman Kemper. who was Committed to Jail untill he this said Master gave Security for his good behavior, The Court having duly Considered the Circumstances of this Case, do decide and Order that the said Kemper give Security for the good behavior of the said Negro, and pay the Costs of the prosecution excluding the Jail fees. Whereupon the said Roadham Kemper, with appears in Court and enters into a Recognizance payable to the Governor

Floyd Governor of Virginia and his Successors in the sum of $500. Condition for the good Behavior of the said Negro Slave, and it is Ordered that the said Jailer deliver the said Negro to the said R. Kemper on his pay to him the fees aforesaid

Rockbridge for Pltf in Clerk, Office Judgt set aside pay Genl [illegible]

Dead in Clerk &c. . . . . Same

Lancaster & Danby in Harper W & set aside N. a Genl replevin & Issue and Continued

Moyers in Adams. Office Judgt set aside payment Genl replevin & Issue and Continued

A Report of the Viewers, Marked of a way for a road, from the Kenzell-town road to the Ole Furnace, made on the Petition of Jacob Early &c. which Report is in the words and figures following, to Obedience to an Order of the County Court of Rockingham to the undersigned directed and herewith exhibited Marked A. &c. and the Court having duly Considered the said Report, are of the opinion that the said road, was, ought to be established agreeably to the said Report, and the same is hereby accordingly established

Reynolds in Satterlee. The Plaintiff having acknowledged that fact is Ordered to be entered on the Record.

Ordered that the Court do adjourn until 10 to Morrow Morning at 10 o'Clock

George Dove

Thursday the 7th October 1852

Present

Joseph Cline, John J. Rose, George D. Christman
& Benjamin Wateman & R. P. Fletcher . . Esqrs Justices

Peter Smith Jailer produced in Court an account for Keeping & Summary persons Confined in the Jail of this County, which was amounting to £34.10.0
examined and allowed by the Court and ordered to be Certified to the Auditor of Public Accounts

Cline & Perrey on a Notice dismissed agreed

Surly Late Sheriff & Rose upon a Rule to declare what effects or property he has in his hands belonging to David Thompson an insolvent Debtor, the said Jno J. Rose appeared in Court and being sworn, declared that he is not indebted to the said Thompson in any sum, or has he any property or effects in his hands belonging to the said Thompson, whereupon the rule was discharged

Eskridge & Walkers, plea award & Judgment confessed for the Debt in the declaration Mentioned with costs of Suit & Execution to lay until Oct. Sessions

Byan (for G. Rollo) & Dow & L. Cliff Conl for Defts

Carthew & Rees Conl

Looker & Zenkle P. abated by the Plaintiff's death

Jno Looker & Underly P. By Consent it is agreed that this Suit shall stand and be prosecuted to Final decree, in the Name of Sarah Miller the Admx of Sd Geo Looker, and Costs

Looker & Looker the Chancy . . . . . Same

Wolseley & Jesse Looker on the Motion of the Plff by his Attorney It is ordered that the said Defendant do Rule to Shew Cause if any he can why the Order of reference in this Cause shall not be set aside

Carthew & Gibbs Costs for award

Ellery & Bergham Admr Costs for award

Levi Allen exrs vs Mesereau & Co rule for award

Clerk vs Lanahan . . . . Same

Steele vs McMahan . . . . Same

Hoover vs Shoemaker . . . . . Same

Early for Pl vs McMahan . . . . Same

Ryan Negro vs G. Mesereau . . . . Same

Same . . . vs G. Mesereau . . . . Same

Clerk for J.B. vs McElroy . . . . Same

Keller vs Fesler . . . . . Same

Harryman for Pl vs Looker & Miller alias as to Looker pleas and Judgment for the Deft in the suit rendered with costs Same ex cetera

Long for Pl. vs Same . . . . . Same Order

Fiere vs Looker the Deft being dead, it is ordered that a scire fas be awarded agt Saml Miller admr of the said Deft to shew cause &c returnable here at the next term

P. Fesler for use M. Reed vs Jno. Koontz . . . . . Same

A Settlement of the accounts of Conrad Custer, as Guardian for Catharine Krieg, was returned and examined by the Court & ordered to be Recorded

A Settlement of the estate accounts of Peter Moyer deceased, was returned & examined by the Court & ordered to be Recorded

A Settlement of the estate accounts Jno. Burkholder . . . Same

A Settlement of the accounts of Jacob Roads as Guardian for Matilda Armstrong, was returned into Court, and examined & allowed by the Court & ordered to be Recorded

A Settlement of the account of the same as Guardian for ~~Matilda~~ Malinda Armstrong . . . . Same

Ordered that Jonathan Shipman be fined by the Sheriff of this County in the sum of $10. for a contempt in failing to attend the Court on this day agreeably to the adjournment of the Court of Yesterday.

Strayer & Williamson v Norman Office Ju agnt set aside payment
Genl replication & Issue and Continued

Graham Ho v Carr W C set aside Ptfs Genl replication &
Issue and Continued

Jeffs adm v Simms adm . . . . . Same

Groce v Bear W C set aside N. G Genl replication & Issue
and Continued

Simpson v Rife W C set aside N. a Genl replication & Issue
and a Continued

Harrison Late Sheff v Rogers &c Jury sworn to try the Issue to wit
Daniel Whitmore, Amos Scott, Davis Showalter, Saml. Sheets,
Joseph Macapher, Jacob Bowman, Adam Sellars, Joseph Baker,
John Mohler, William W. Wever, George W. Piper & Reuben
Sheets and having heard the evidence and a part of the argu-
ments of Counsel were adjourned until to Morrow
Morning at 10 o'clock.

Saunders v Scott By Consent of the parties by their
attornies it is ordered that all matters and differences
in this suit be referred to Richard P Fletcher and William
W Mahon whose award or the award of their umpire in
case of disagreement is to be made the Judgment of
the Court

On the Motion of George W. Piper, administrator of all and
Singular the Goods & Chattels of Archibald Rutherford deceased, is
Granted him in due form, he having made oath thereto, &
entered into and acknowledged bond with Security in the penalty
of $15.000. Conditioned as the law directs, Jane Rutherford, the
Widow of the said Archibald Rutherford, having first waived her
right & refused to qualify, and it is ordered that George Clark,
John F Effinger, William McMahon & Thomas Logan, or any
3 of them being first Sworn do appraise the estate of the said
Rutherford and make report to the Court.

Smith (for use Harris) v Custis P. upon a Notice on a Delivery upon Notice proved as to Custis & execution awarded

Elizabeth Dennison v William Scott. Judgment for the Plaintiff for £10. and Costs of Suit, as per award of arbitrators

On the Motion of Jonathan Sherman and for reasons appearing to the Court it is ordered that the Writs issued against them this day be rescinded.

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

Joseph Cline

Friday the 8th day of October 1830

Present

Joseph Cline, George W. Sherman Robert Stiles, and Augustus Waterman . . . J.J. Justices

A. Rutherford v E. M'Williams. the Plff being dead, that fact is entered of Record, and by Consent it is agreed that this suit shall stand and be prosecuted to final Judgt in the name of George W. Peyton admr of A. Rutherford, and the Cause is entered

Rutherford v J. Newton. the Plff being dead, it is ordered that a Scire fac be awarded agst the said Defendant to shew Cause if any he can why this suit shall not stand and be prosecuted to final Judgt against him in the name of Geo. W. Peyton admr of said A. Rutherford, returnable here at the next Court

Hampstead v Steele N. E set aside N. a Genl replication & Issue & Costs & Recognizance for Costs to be given in 60 days

Southerds v Cline discharged agreed

Mertz v Hart N E set aside Covenants not broken Genl replication & Issue and Costs

Harrison (for J Rollins) v Rogers The Jury impannelled and Sworn for the trial of this Cause on Yesterday, appeared in Court agreeably to their Assignment, except Aeneas Sellers & Adams

Scott, two of the said Jurors, whereupon by Consent the said Jury was discharged, and by like Consent this Cause is remanded to the Superior Court of Law holden for this County for Trial, which is done accordingly

Present R. P. Fletcher

Harrison adm for Pl. Rogers v Showalter. Special plea, Replication and Demurrer filed, the W E set aside, and the Defts demurrer to the Defts Declaration in which the Plff joins, and the said Plff by his atty Demurs to the 1st & 2nd plea filed by the said Defts, in which demurrer the said Defts join, and the said Plff replies Generally to the 2nd plea of the Defts and issue thereupon joined, and thereupon the Matter of Law arising on the Demurrer to the said Declaration being argued, it is ordered that the said Demurrer be sustained, and on the Motion of the Plaintiff by his atty Leave is given him to amend his declaration provided it is done by tomorrow Morning at 10 Oclock

Ordered that the Court be adjourned until to Morrow Morning at 10 Oclock

R. P. Fletcher

Saturday the 9th day of October 1824

Present

Richard P. Fletcher, Joseph Ewing, George A. Chrisman, Robert Irwin & Augustus Waterman . . . . Esqrs Justices

Harrison adm for Nevell Rogers v Showalter

This day came the parties by their attorneys and the Plaintiff filed an amended Declaration, agreeably to the order of the Court of yesterday, and by Consent the Plaintiff and Defendant has time until Next Court to reply to the said amended declaration.

Ordered that the Court be adjourned until to Morrow the Monday before the first Tuesday in November Next

R. P. Fletcher

Virginia To Wit

At a Court held for the County of Rockingham on the Monday before the First Tuesday being the 1st day of November 1830

Present

Joseph Bartlett, John W. Campbell
Jacob Rush & Augustus Wallerman Esqrs. Gentlemen

A list of Deeds and other Writings admitted to Record in the Clerks Office of the County Court of Rockingham from the First day of October 1830 to the 30th day of the Same Month both days included were returned into Court by the Clerk thereof and being examined by the Court is ordered to be entered on the Minutes and a like list be posted on the Door of the Court House of Said County as the Law directs which list is in the Words and Figures following To Wit

found	A Deed from James Clark to Richard P. Fletcher	
	" in Trust for Henry J. Lambill &c. "	Ackn. 2 "
found	A Deed for Land from Robert Steele & Wife to James W. Eskridge	Certf. 2 "
B R	A Deed for Land from Michael Mantz & Wife to Sarah Mantz	Ditto
B R	A Deed for Land from John Mantz & Wife to Same	Ditto
found	A Deed for Land from Lewis Keller & Wife to Philip Keller	Ditto
B R	A Deed for Land from James Cook & Co. to William Bird	Ditto
found	A Deed for Land from Thomas M. Mansfield to James W. Eskridge	
	" in Trust for Benjamin Lewis's Exors.	Ditto
found	A Deed for Land from Michael Armentrout & Wife to Joseph Mauzy	Ackn. 2 "
found	A Deed for Land from John Sipe to Joseph Sipe	Certf. 2 "
B R	A Deed for Land from George Showalter to Richard Wingfield	Ditto
B R	A Deed for Land from George Robinson to William B. Smith	Ackn. 2 "
B R	A Deed for Land from John Mantz & Wife to Same	Certf. 2 "
B R	A Deed for Land from Samuel Coffman to Same	Ditto
B R	A Deed for Land from George Haugh's Exors. to Peter Keblinger	Ackn. 2 "
found	A Deed for Land from George Dove to William Kenner	Ditto
B R	A Deed for Land from Isaac O'Roark &c. to Philemon O'Roark's Heirs	Certf. 2 "
found	A Deed for Land from Michael O'Roark to Elizabeth O'Roark	Ditto
found	A Deed for Land from Same to Christian Lore	Ditto
B R	A Deed for Land from Elizabeth O'Roark to Same	Ditto
found	A Deed for Land from Christian Lore to Michael O'Roark	Ditto
found	A Deed for Land from Marten Mantz to Same	Ditto

B R — A Deed for Land from Joseph Cline & Wife to John Kenney — Ackn^d
B R — A Deed for Land from Michael Wire to Daniel Wire — Ditto
B R — A Deed for Land from James Welch to Philip Miller — Ditto
found — A Deed for Land from John Armentrout to George Fridley — Certf^d
B R — A Deed for Land from George Fridley to Frederick Muray — Ackn^d
found — A Deed for Land from Henry I. Gambill to Daniel Rife — Ditto
B R — A Deed for Land from Daniel Rife & Wife to James Taylor — Ditto
B R — A Deed for Land from Same to Charles Williams — Ditto
B R — A Deed for Land from Same to George Grady &c^a — Ditto
B R — A Deed for Land from John C. Cline to George Cline — Ditto
found — A Deed for Land from Barbara Coffman Exx^tr to George Sites — Ditto
found — A Deed for Land from George &c^a to William I. Smith in Trust for James Hall — Ditto
found — A Deed for Land from Martin Garber & Wife to Michael Kaylor — Certf^d
B R — A Deed for Land from Philip Miller to Peter Grub — Ackn^d
B R — A Deed for Land from Thomas Rood & Wife to William Jones — Ditto
B R — A Deed for Land from Same to William Rogers — Ditto
B R — A Deed for Land from Same to Philip Miller — Ditto
found — A Deed for Land from David Wire & Wife to William Wire — Certf^d
B R — A Deed for Land from Lawrence Switzer & Wife to George Baugher — Ditto
found — A Deed for Land from Levi Lock to Isher Gum — Ackn^d
B R — A Deed for Land from John Zerler & Wife to Henry Archart — Certf^d
B R — A Deed for Land from Daniel Van Trump & Wife to Wesley Landsman — Ackn^d
B R — A Deed for Land from Isaac Long & Wife to Abraham Lincoln &c^a — Certf^d

Cop^d — On the Motion Daniel Pickens admr of John Layton dec^d it is ordered that Daniel Mathias & Samuel Ewing be appointed Commissioners to examine state and settle the estate & accounts of said John Layton with the said admr and make report to the Court

On the Motion of S. W. Coffman & Co. Merchants It is ordered to be Certified that they are Men of Good Character as the law directs

A Codicil annexed to the last Will of Philip Rogers dec^d was presented in Court and proved by the oaths of Conrad Klein & Witness thereto and ordered to be Recorded

Cop^d — Ordered that William Rice John Blank & Christian Coffman be appointed Commissioners to let to the lowest bidder the opening and keeping in Good repair the road up Big Gap from the

term of 3 years from the date of the Contract, the said Commissioners taking bond with good Security of the said undertaker in the penalty of $300. payable to the Justices of the County Conditioned for the faithful performance of the said Contract, and that the return the same to the Court of this County as the law directs

Cop.d On the Motion of Samuel G. Bowyer who entered into bond with Security in the penalty of $400. and made oath thereto as the law directs, a ~~Certificate~~ is Granted him for ~~obtaining~~ administration of all and Singular the Goods and Chattles of ~~the said~~ Elisha Morris and it is Granted him in due form, and it is ordered that John Lawson, John Mount, Lewis Long & George Booker or any 3 of them being first Sworn do appraise the estate the said Morris and make report to the Court

On the Motion of Jacob Klopper, who entered into bond with Security in the penalty of $2.500 and made oath thereto as the law directs, administration of all and Singular the goods and Chattles of Aaron Solomon dec'd is Granted him in due form, (Susanna Solomon the Widow having from under her hand & Seal relinquished her right of administration) and it is ordered that Joseph Coffman, David Crone, Robert Kyle & John Thomas or any 3 of them being first Sworn do appraise the estate of the said Solomon and make report to the Court

cop

~~A Writing purporting~~ purporting to be the last Will and Testament of John Renny dec'd was presented in Court and was proved by the oaths of Isaac Riddle and John Turner, which with the Codicil annexed to the said Will which was also proved by the same Witness. is ordered to be Recorded, and on the motion of John Renny the executor the name in the said Will, who entered into bond with Security in the penalty of $150. and made oath thereto as the law directs. a certificate is Granted him for ~~obtaining~~ probate in due form.—

cop

On the Motion of Layton Massey, who entered into bond with Security in the penalty of $3,000 and made oath thereto as the law directs, administration of all and Singular the Goods and Chattels of Jonathan Rains deceased is granted him in due form, and it is ordered that Jacob Conrad, Samuel G. Boughter, Henry Miller Jr & Jacob Foland, or any 3 of them being first sworn do appraise the estate of the said Jonathan Rains deceased and make report to the Court

P. Cook vs Pence &c on a Note or Duly bond, Note from Defendant awarded

M. Hale & Austin vs Pettus &c . . . . . saw

K. Kerr & Fitzhugh vs Fawcett &c . . . . . saw

M. Mastin admr vs McMahan &c . . . . . saw

M. Northam &c vs Rose &c . . . . . saw

M. Newman vs Thomas &c . . . . . saw

S. Bryant admr (for Jos. Massey) vs Austin &c . . . . . saw

D. Parrott exr &c vs McMullen &c . . . . . saw as to Joseph McMullen only

G. Flora vs Rose &c . . . . . saw as to the Defendants Rose only

I. Rutherford vs McMullen &c . . . . . saw as to the Defts Joseph McMullen only

K. Kyle vs Rose &c on a Note or Duly bond Note from Defendant awarded

G. Rein vs Norman &c . . . . . saw

K. Rein exr vs Looker &c . . . . . saw

D. Hooker exr vs Dove &c . . . . . saw

G. Rein vs Dove &c . . . . . saw

G. Coffman (Exr for B. Strickler) vs Pickering &c . . . . . saw

K. Bywaters vs Stephens &c . . . . . saw

K. Austin vs Pickering &c . . . . . saw

Kerr & Fitzhugh & Buckholder Pr. on a Note on a
Delay bond Note from Execution awarded

Shoaff & Baily Pr. . . . . Same

Same adm for Gasper Brunnenkamp & Pickering Pr. . . . Same

Shoaff & Baily Pr. . . . . Same

Layton adm & Looker Pr. on a Note on a Delay bond
Notice from ar. to Jesse Looker &
James Looker, and execution awarded

Same . . . & John Looker adm on a Note on a Delay bond.
Note from agst Samuel Miller adm of the said Looker, award
and execution awarded, to be Levied of the goods and Chattles of
the said Jas. Looker in the hands of the said Miller.

On the Motion of Agnes Woolf administratrix of William
Woolf decd, it is ordered that Richard P. Fletcher be appointed
a commissioner to examine state and settle the estate Account
of the said William Woolf with the said Agnes and
make report to the Court

On the Petition of John M Campbell to alter a part of
the Dry Run Gap road, on his own land, which alteration
is to begin at where, (what is call'd Reis road) leaves the
said dry run Gap road, and to enter with the same at
or near the Sign post, where the said road crosses the old
Rock Gap road, it is ordered that Elijah Dennard
William Rice, James Marrow & John Marrow, or
any 3 of them being first sworn do appointed to View
the said alteration, and make report, of the convenience
and inconvenience attending the same to the Court

Ordered that Daniel Buckholder, be appointed Overseer of Precinct
No. 3 on the old Jerusalem road, in the room of Adam
Teeter removed.

Ordered that the overseers of the poor, bind William Bryan a poor
child of Polly Bowyer (about 12 years of age the 1st of November
1830) to Peter Weaver, to learn the art and mystery of a farmer
as the law directs, ~~the~~ said the said Weaver having appeared
in Court and agreed to give to the said boy for [illegible]
days, a horse Saddle and Bridle of the Value of $100.
which is ordered to be Certified of Record

Rutherford v Nicholas Pc In Chancy. the Plaintiff being dead, this Suit is (by Consent) ordered to stand and be prosecuted to final Judgment in the Name of George W. Peper the administrator of the said Rutherford, —

On the Petition of Evan Denton, who owns the Lands on both Sides of Smiths Creek, and is desirous of erecting a Saw Mill on his said Land, and the Land on the opposite Side against which he will abut his Dam, also belonging to himself; It is ordered that a Writ of Ad quod damnum be awarded him, to be directed to the Sheriff and to be executed on the 5th day of this Instant November, returnable here at the Next Court.

On the Motion of Jacob Dimick it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the estate accounts of Sr Jacob Dimick as Admr of Francis Dimick deceased and make report to the Court

Present.

George W. Chrisman & Reuben Moon.

It is ordered that the Court be adjourned until the fourth day of the Next Term

Joseph Baxter

State of Virginia to wit,

At a Court held at the Court house of Rockingham County on the 1st day of December 1830 by Vertue of a Warrent issued by Augustus Waterman esqr a Justice of the peace for the said County, on the complaint of Jacob Yount, which is in the words and figures following. Rockingham County to wit. To the sheriff &c. Agreably to the act of assembly entitled, an act to explain and amend an act, reducing into one act, the several acts concerning forcible entries and detainers,

Present Richard P. Fletcher & Joseph Cline Gent. Justices.

Jacob Yount . . . Plaintiff

vs

Thomas Lanahan . . . Defendant

for unlawfully, Detaining from the Plaintiff, and against his Consent the possession of a certain, Tenament containing by estimation one half acre of land (wanting nearly two poles) with its appurtenances, lying & being in the County aforesaid, in the town of Harrisonburg, on the east side of the publick Square. &c. Debt &c.

This day came as well the plaintiff by his attorney, as the said Deft by his attorey, and thereupon the Sheriff returns a list of 18. Good and lawfull men being freeholders, duly Summoned as Jurors for the trial of the said Complaint, all of who allso except William M'Mahon, Jacob Yount, William Crow & Solomon Hunter, who allso of was sworn; and attending from which freeholders so Summoned as aforesaid the following Jury was Selected by Lot, to wit, and being impannelled. Peter Hemberger William Carmon, Benjamin Harpeth, Gideon Rogers, John Roberts, William Sheetz, Saml Hay, Jarvis Hudson, Andrew M'Clellan, Joseph Thornton, Geing W. Peirce & Saml Leggett. who being Sworn to try whether the defendant, against the Consent of the Plaintiff, holds possession of the tenament, mentioned in the Complaint filed in this Cause; whether the said Defendant hath so held possession thereof against the Consent of the Plaintiff for 3 years next before the exhibition of the said Complaint; and whether the defendant hath the right of possession in the tenament aforesaid, and to find a true Verdict thereon according to the evidence; and having heard the evidence and argument of Counsel, upon their oath do say, "we the Jury find that the Defendant did at the time of the exhibition of the Complaint filed in this Cause hold possession of the tenament therein mentioned against the Consent of the Plaintiff, that the said Defendant, hath not so held possession thereof against the Consent of the Plaintiff for 3 years.

" rent before the exhibition of said Complaint; and that the plaintiff " hath the right of possession in the tenaments aforesaid "

Therefore it is Considered by the Court the Plaintiff recover against the said Defendant the possession of the tenaments aforesaid to be held and injoyed by him according to law, and his Costs by him about in this behalf expended. and the said Defendant May be taken &c Whereupon the Plaintiff prays a writ to the sheriff of said County to be directed, to cause him to have his possession of the tenaments aforesaid; and to him it is by Court delivered &c

Ordered that the Court be adjourned.

R. T. Fletcher

Rockingham County to wit,
At a Court held for the said County the 6th day of December 1830 being the Monday before the first Tuesday in December 1830

Present
Joseph Baxter, Joseph Cline, Jacob Harnsberger & G. Forster
& Augustus Waterman. . . . . &

Oath of Deeds and other writings ordered to Record in the Clerks office of the County Court of Rockingham from 1st day of of November, 1830 to the 30th day of the same Month. both days included, were returned into Court by the Clerk thereof and being examined, it is ordered to be entered on the Minutes, and a like copy be posted up at the door of the Court house of said County, which list is as follows.

BR — Deed from Jacob Kerr & wife to Joseph Crist for the conveyance of land
found — Deed from Reuben Moore Jr to Reuben Moore Sr . . . Ditto
— Deed from P Stevens to A. S. Ruthrford in trust for B. Chrisman. . . Personal estate
X — Deed from Joseph Good & wife to John Sherley . for conveyance of Land
found — Deed from Mc & Hoover exrs to Abm Bear . . . . Ditto
BR — Deed from Benj. Lewis exor . to Williams & Gray . . . Ditto
BR — Deed from Williams Mc exr to Wife to Jacob Good . . . . Ditto
BR — Deed from Fontain Pace to L. M. Gambill in trust for Abram Wise for personal estate
X — Deed from George Hagar to Charles Fawcett for conveyance of Land
found — Deed from Adam Leap to Christopher Warble . . . Ditto
BR — Deed from John Harshbarger & wife to William D. Showalter . . . Ditto
BR — Deed from Abram Frey & wife to Susanna Frey . . . Ditto
BR — Deed of Partition between the heirs of Joseph Frey decd. which divides & conveys the land, between the said heirs
found — Deed from Sinclair Chrisman to John Chrisman. for Land.

Harshman v Painter &c upon a Note on a Deby Issue.
Note proved & execution awarded

Settlement of the Guardian Accounts of Adam Weis Jr
for Sally Williams, John & Elizabeth Weis orphans of John
Weis Jr decd. was ruled & exams by the Court & Rand to the
Record

Ordered that the Overseers of the poor bind Abby a free
boy of Colour, ~~about~~ son of Isaac a Negro decd, about
12 years old the 1st day of this Month, to Reuben Harrison
to learn the art and Mystery of a farmer as the Law
directs, & by Consent, it is ordered that the said Reuben Harrison, is to pay
to the said boy for freedom dues Seventy five Dollars.

Ordered that the Overseers of the poor bind Samuel M.
Bowman a free Negro son of Isaac a Negro decd about
10 years old the 1st day of this Month, to Mechael
Sellar, to learn the art and Mystery of a farmer as the law
directs, and by Consent, the said Mich Sellar (who was in Court.
is to pay to the said boy for freedom dues 50 Dollars

An appraisement bill & Sale bill of the estate of John
Armentrout decd. were ruled & Rand to be Recd

On the Motion of Michael Brim, who entered into bond
with Security in the penalty of $500 and made oath thereto
as the law directs, administration of all and Singular the
Goods and Chattles of John Shaver decd. is Granted in due
form.

On the Motion of Jacob Boon Surviving executor of Abraham
Boon decd, it is ordered that Richard P. Fletcher be appointed to
examine state and settle the estate accounts of said Abraham
Boon, so fair as the same came into the hands of the said
Jacob Boon, and that the said Richard P. Fletcher in like
manner examine state and settle the estate accounts of the
said Abraham Boon, so fair as the same came into the hands
of Aaron Solomon who was also an executor of the said
Abraham Boon decd, this last account & settlement to be made
with Jacob Bloser who is the admr of the said Aaron Solomon
decd. and it is further ordered that the said Commissioner, in
said Settlement state what payments have been made by either
of the said executors of said Boon decd. to either, the

Copy & delv to Mr Fletcher

heirs or devisees of the said Abraham Boon dec'd. and make report thereof to this Court

A Writing purporting to be the last will and Testament of Catharine Penfield decd. was presented in Court and proved by the Witnesses thereto & ordered to be Recorded, whereupon Jacob Harshbarger the Exr named in the said Will refused to qualify, which is ordered to be entered of Record

On the Motion of James Duff. It is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the accounts of S^r James Duff as Guardian for George Strother and make report to the Court

On the Motion of George Reader. It is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the accounts of the said George Reader as admr of John Kreiger and make report to the Court

On the Motion of George Carros, it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the accounts of the said George Carros as executor of Joel S. Graves decd and make report to the Court

Comth v Joseph Harrison a Negro, on a Presq. for a Breach of the peace on the Complaint of Harrison Fury. The Prosecutor being call'd not appearing the said Complaint is ordered to be dismissed (and by Consent) without Costs to either party.

A View and report of an alteration in the road leading to Freedom Church, Made agreeably to the petition of John Baker, was returned by the Viewers and the same being examined by this Court the same is ordered to be established agreeably to the said Report, which is ordered to be Recorded and it is ordered that the overseers of that part of the said Road hereby established open work thereon &c

Whitehouse for use of W. Fant v Bryan & Lipscomb upon a Note or a Delcy bond, Note proved & execution awarded

A Melancholy event has occured—the hand of providence has snatched a distinguished Man,—Daniel Sheffey is no more— Eulogy would now be useless, for the merits of the deceased are very well known,— this is the Precipice of Grief and it is fitter now to mourn than praise. Virginia has lost an able Citizen the Valley one of its most distinguished ornaments, but the bar of Rockingham

sorrow for a Brother, beloved for his Virtues and respected for the high Order of his Talents, they deem it fit therefore on this sad occasion to shew forth their respect for the deceased — be it therefore resolved that the Members of the Bar of Rockingham as a Memento of their ~~Respect~~ affection, and as evidence of the respect in which they held the talents and Virtues of their deceased Brother Darrell Sheffey, do wear Crape on the left arm for one Month, and that the Court of Rockingham Sympathizing with the Bar and to manifest the respect they feel for the distinguished worth of the deceased, do Order that the foregoing preamble and Resolution be placed on the Records of this Court.

The writ of Adjudged Ad quod damnum awarded to and entered at the last Court, to erect a Dam across South River for the purpose of erecting a Saw Mill, was returned into Court with inquest of the Jury thereon, and the Court having Maturely Considered the same, it is Ordered that the said Mill and Dam be established agreeably to the said Inquest

Streckler v Robertson, on a Deed bond, Note proved, and Continued until the ~~November~~ January Court next,

A Report made by three Viewers, appointed to View an alteration in the Dry River Gap Road, made on the petition of John M. Campbell, was returned into Court, and the same being examined, was Confirmed by the Court, and the petition ordered to be dismissed ~~agreeably~~ to said Report, being adverse to the said alteration —

Present Peachy Harrison Gent
absent Joseph Barlow . . Gent.

Ordered that this Court be adjourned until to Morrow Morning at 10 o'clock AM.

Peachy Harrison

Tuesday the 7th day of December 1830

Present

Peachy Harrison, Richard P. Fletcher, Augustin Waterman
George W. Chrisman & Robert Grattan . . . . . E.G. Fontaine

A Report Made by the Commissioners appointed to divide the Lands of the late Christopher Howard deceased, between his Widow & their made a report which was examined, and confirmed by this Court and ordered to be Recorded

A Rutherford Sale shff &c Vs 3 Notes. the Plaintiff being dead, and the Representatives of the said Deft not applying to renew the said Notes. they are severally ordered to be dismissed,

Bryan &c for &c Vs Dove Sale shff Continued

Gartrell &c Vs Rice upon a rule, Dismissed as to the Defendants agreed.

Graves &c Vs Pyles on attach Continued

Rogers &c Vs Chinn &c Not appd Continued

Chinn &c Rogers . . . . Same

Caldwell &c Vs Shoemaker on appeal Continued

Ordered that Isaac Hardesty & John Sites, be appointed Commissioners to have such repairs done to the Jail of this County, as shall be deemed Necessary and proper for the more safe Keeping & Confinement of the prisoners, that may be, from time to time, confined therein, (the said Commissioners are to take for their guide the report made by the Hardesty &c Commissioners appd to the last Superior Court, a copy of which was certified to this Court,) and it is further ordered that the said Commissioners make a report of the repairs deemed Necessary, and the expense attending them to this Court, which is to be paid out of any money in the hands of the agent

Dever &c Dentsle on appeal, Dismissed at the Costs of the appellant and Judgment for the appellee Costs

Thompson &c Showalter on appeal Continued

M'Mahon &c Dever &c by Chancy. By Consent the Order of Reference Made in this Cause, is set aside, and this Cause is by like Consent Continued

Armentrout exor &c Glover &c Continued on Motion to decide

D. Rogers v. M Williams exors In Chancy

This Cause Came on to be finally heard this by Consent
y^th day of December 1830. on the bill, answers
exhibits, and was argued by Counsel, whereupon the Court,
by Consent of the parties, doth adjudge order and decree, that
the injunction granted in this Cause, be perpetuated, except as
to the Sum of $3,22 cents, with interest from the 21st day of
February 1821. till paid, and by like Consent, the Court doth
order and decree that each party shall pay their own
Costs expended in this Suit,

Daniel Beaver & Wife . . Plaintiffs

ag^st

John Sharrow's heirs &c. . Defendants } In Chancy.

This Cause Came on by Consent to be finally
heard this y^th day of December 1830. on the bill, answers
and exhibits, and order of Publication, and
Mandatory decree, and other interlocutary Orders therefore
made in this Cause, and the report of the Commissioners
M^r Williams, Lyon, & Pitts, made and filed in this Cause,
and no exceptions being taken to the said report, the same
is hereby Confirmed; The Court doth therefore adjudge order
and decree, that the heirs of Colo George Sharrow do hold
in their own right, Seperate, from the claim and title of
the other parties, in this Cause, the 158 laid off and assigned
to them by the said Commissioners, in their said
report, Consisting of the 120 acres, 18 acres, and 20 acres
in all 158 acres, in full of their share and interest in
said lands, that the said Daniel Sharrow do hold in his
right seperate, from the right or Claim of the other parties,
in this Cause the 30 acres laid off and assigned to him by
the said Commissioners, and which is marked N^o 3. on the
plat of said report, in full of his share and interest in
said lands except in the 90 acres of dower lands, that
the said Jane Sharrow do hold in Severally and in her
own right the 19 acres assigned and laid off to her in
said report marked N^o 4. in said plat in full of her

share, and interest in said lands except in said Dower Lands-
That the said Mary Ann Wurtow Widow of John Wurtow deceased
do hold in Severally for and during her life the 90 acres assigned
and laid off to her by the said Commissioners in full of her dower
right in the lands of her deceased husband, John Wurtow,- That the
said Cynthia Wurtow do hold in ~~Severalty~~ severally & in her own right
the 32 acres laid off and assigned to her in said report of said Commiss-
-ioners marked on said plat No. 7. in full of her share and interest in
said lands except in the said Dower lands,- That the said Jannette
Wurtow do hold in Severally and in her own right the 19 acres
and 32 poles laid off and assigned to her by the said Commissioners
marked in said report No. 5. in full of her share in said lands
except in the said Dower lands.- That the said Sophia Wallace do
hold in Severally and in her own right the 19½ acres laied off
and assigned in said report of Sd. Commissioners marked No. 6.
in full of her share and interest in said lands except in the
said Dower lands.- That the said Mary Beaver do hold in
Severally and in her own right the 30 acres laid off and assigned
to the said M. Beaver in the report marked No. 8 in full
of her share and interest in said lands except the said Dower
lands.- That the said Grace Mahoy do hold in Severally
and in her own right the 33 acres of land, laid off and assigned
to J. Mahoy in the report of Sd. Commissioners marked No. 9. in
full of her share and interest in said lands except in the said
dower lands.- That the said Nathan Wurtow do hold in
Severally and in his own right the two lotts to wit. No. 10
containing 35 acres, 2 roods and 25 poles, and Lot No. 11. containing
37 acres, 3 roods and 0 poles as laid off in said report in full
of his own share and the share he holds by fee share from
Foster and wife in full of his share and interest in said lands
except in said dower lands.- and it is further adjudged ordered
and decreed that leave be reserved to the infants, Defts, in this cause till 6.
Months after they attain the age of 21. years to shew cause if any
they can against this decree, and it is further adjudged ordered
and decreed that the whole of the Costs in this ~~Cause~~ Suit shall be
paid, one third by the Plaintiffs, one third by the Widow and

heirs of John Stretch deceased parties defendants, and one third by the heirs of George Stretch deceased, also parties Defendants &

Thomas Walters . . . Plaintiff

agst

Joseph Avery . . Defendant & In Chancy

This Cause came on by Consent to be finally heard this 9th day of December 1830. on the bill and exhibits filed therewith and the answer and exhibits filed therewith, and the former orders made in this Cause, and the report of the Commissioners Brown, & Stevens, and no exceptions being taken to the said report the Court doth confirm the same, and the Court doth adjudge & order and decree that the said Thomas Walters shall hold in severalty as for his own right the 8½ acres of land, assigned to him by the said Commissioners Marked No 2 on the plat returned by them with their said report according to lines and boundaries therein specified, and that the said Joseph Avery do hold in like Manner the 4½ acres of land assigned to him by the said Commissioners Marked as No 1. on the said plat, according to the lines and boundaries therein specified, and that each party pay their own Costs expended in this Suit

Peter & Bettes on appeal Continues for the appellant.

On the Motion of Isaac Moore, who made oath thereto, and entered into bond with Security in the penalty of $400. as the Law directs, a certificate is Granted him for obtaining administration de bonis non on the estate of Catharine Dentzle deceased. with the last will and Testament of the said Catharine thereto annexed (the said will having been proved and admitted to Record on Yesterday) and it is ordered that George Coogler, Emanuel Stansbarger, Joseph Byerly & Christian Garber, or any 3 of them being first Sworn do appraise the estate of the said Catharine Dentzle deceased and make report to the Court

Daniel Rife . . . Plaintiff

agst

John Smoot . . Deft & In Chancy.

This Cause came on by Consent to

to finally heard this 7th day of December 1830 on the bill and exhibits, on the answer and the depositions filed in this Cause, whereupon, the Court doth adjudge order and decree that the injunction granted in this Cause be dissolved and that the bill be dismissed and that the Defendant recover the amount of the Judgment at law, with 6 per cent on the principal untill & Costs from the date of the said Judgment at law. & it is further ordered and decreed that the Defendant recover against the Plaintiff his costs expended in defending this Suit, from which Decree the Plaintiff prayed an appeal to the high Court of Chancery holden at Staunton, which was Granted him on his entering into bond with Security in the Sum of two Hundred and fifty Dollars, in the Clerks office within four weeks from the date hereof.

Haga & Barly Pro Continues for Defendants. Oath

McMahon & Henry Pro Continued on Motion to dissolve for Plfs

Duncan & Graham adm Continued on Motion to dissolve by Consent

McMahon & McDowell & Miller. Ditto for Plf.

Rutherfoord & Nicholas Pro The Plff being dead this Suit is by Consent ordered to stand and be prosecuted to final Judgment in the name of George M. Pepp admr of of Sd Rutherfoord, and by like Consent the same is Continued

Rutherfoords adm & Nicholas Pro Continued on Motion to dissolve

McMahon & Morris Pro when this Cause was Called the Plaintiff by his attorn. objected to the Courts proceeding to the trial of the Cause the said Plaintiff being a Member of the present General Assembly which objection was sustained by the Court & Continued the Suit is Continued,

Harrison & Conrad in Chancy
This Cause came by Consent to be finally heard this 7th day of December 1830 on the bill answer and the deposition of the Witness, and was argued by Counsel, the Court doth adjudge order and decree that the injunction awarded in this Case be dissolved, and the bill be dismissed, and that the Defendant Recover against the Plaintiff his Costs expended in defending this Suit, from which order and Decree the Plaintiff prays an appeal to the high Court of Chancy holden at Staunton, which is Granted him on his entering into bond with Security in the Clerks office in the penalty of $250 and it is agreed that said bond may be given within 4 Weeks from the date hereof.

Ordered that the Court be adjourned until to
Morrow Morning at 10 o Clock

Peachy Harrison

Wednesday the 8th day of December 1830

Present

Peachy Harrison, Richard P. Fletcher, Andrew
Moffett & Augustus Waterman . . . & G. Justices

William Ferry . . . Plff

agst

Henry Booz &c . . . Defendants & In Chancy

to bath

This Cause came on by Consent finally to be heard this
8th day of December 1830. on the Bill answer and exhibits, and by
Consent, it is adjudged ordered and decreed that the injunction
Granted in this Cause be dissolved, and the bill be dismissed.
and that the Defendants recover against the said Plaintiff their
Costs in this behalf expended. and by like Consent the Plaintiff
Defendant Harrow agrees to take Six per cent on the whole amount of the
Judgment at law, in Lieu of all damages.

Scott's heirs & Swalow's heirs Certified

McCollester &c & Carthers &c Certified

Hackley
Looker adm & Huling &c Certified

D. Moore & Marty &c on the Motion of the Plff, this suit is
remanded to the rules as to the Deft William Zweck, to be proceeded in
according Law.. and Certified as to Marty

Miller & Hendrick &c dismissed agreed

Cowan &c & Mathews adm In Chancy
On the Motion of the Plff by their Counsel Samuel Huling Jacob Nakedman is
appointed Guardian Guardians ad litem for the infant defendants; and
that a Subpoena be awarded &c

Hoosby & Harrisons adm the Plff being dead, by Consent this suit
is to stand and be prosecuted to final Decree in the Names of Jacob
Cole Executor of &c Hoosby.

Rockingham Circuit Harrison adms &c Haney

This Cause came on by Consent, to be finally heard this 8th day of December 1830 On the bill and answers whereupon the Court doth adjudge order and decree that the injunction awarded in this Case be dissolved and the bill be dismissed, and that the Defendants recover of the Plaintiff the Judgment at law. excluding the principal and interest up to the Granting of the said injunction, and the Costs at law, and Damages at the rate of Seven per cent per annum, on the whole amount of the said principal interest and Costs from the Granting of the said injunction until this day, and then interest at the rate of 6 per cent per annum from the date hereof, on the principal of the original Judgment at Law to this paid, and that the Defendants recover their Costs expended in defending this Suit

Bryan for the use of Reuben Harrison ... Plaintiff

vs

Hansbargen & Bear executors & Haney Defendants

This Cause came on by Consent finally to be heard this 8th day of December 1830. On the bill answers and Exhibits filed in the Cause, and was argued by Counsel, and it appearing to the Satisfaction of the Court, that the Order of publication heretofore awarded in this Cause has been executed, according to law and the rules of this Court, and the defendant, Henry Hansbargen having failed to enter his appearance, according to law, and it being proved to the Satisfaction of the Court that the said Henry Hansbargen is no inhabitant of this Commonwealth, the Court doth therefore, as to him take the bill of the Plaintiff as confessed, whereupon, the Court being Satisfied of the justice of the Plaintiffs demand, doth adjudge order and decree, that the Plaintiff recover against the Defendant Hansbargen the sum of $38, with legal interest thereon from the 3rd day of May 1821. till paid and the Costs of this Suit, and it is further, adjudged and decreed that the defendant Joseph Mauzy & Jacob Bear Jr executors of Jacob Bear deceased, pay to the plaintiff for the benefit of the said Reuben Harrison, the amount aforesaid, together, with interest as aforesaid, and the Costs of this Suit, out of the Monies in the Defendant Henry Hansbargen in their hands as executors of

by their answer filed in this Cause, the said Reuben Harrison, entering into bond and Security according to the rules of the Court & the law, to protect the said executors =

~~McClellan v Boog exceptions rules for the appellee~~
continued

Strieb & Stevens on appeal for the appellee

Ordered that Abraham Smith (North Dover Ferry) be appointed Overseer of Precinct No 1. on the road Call. the North Mountain or Rock Gap Road, in the room of James Dever resigned, and that the oath be administered

Cep & delo

It appearing to the Court that Catharine Keller, deceased has been dead more than 3 ~~months~~ Months, and no person ~~appearing~~ applying for administration of her estate, it is ordered that the same be Committed to the Jonathan Shipman Sheriff of this County, who is to administer the same according to Law, and it is further ordered that Conrad Cline, Rodham Kemper, Jacob Kerlinger and Peter Cline, or any 3 of them being first sworn do appraise the estate of the said Catharine Keller and make report to the Court

Cep.

Jo. Cline v Perrey ~~&~~ Continued for the Plaintiff

Cline v Perrey upon a Note paid as Security Note, a Mortgage, and Judgment for the Deft in for the sum in the Note Mentioned with interest & Costs

Sp.

David Long v Solomon Feltz upon a Note to Recover Fair fees, Note proved & Judgment for $40. the sum in the Note Mentioned, with interest & Costs demand

Sp.

McClellan v Boog. On appeal. By consent the said appeal to be dismissed, and the said McClellan to pay to Boog the sum of $5.62½ cents. ~~Costs accrued~~, and it is further agreed that each party is to pay one half of all the Costs expended in this appeal, & Judgment accordingly

Ordered that the Court be adjourned until the Monday before the first Tuesday in January next

Peachy Harrison

At a Court of Oyer & Terminer held at the Court house of Rockingham County on Thursday the 9th day of December 1830 for the trial of Peter a Negro Man Slave the property of Francis Wallerson of the County of Buckingham, for ~~feloniously, Voluntarily, Maliciously~~ and of purpose stabing Zachariah M'Daniel, with intent ~~to Murder, Maim, Disfigure, disable and Kill him the said M'Daniel~~, who was Committed to the Jail of this County on Suspecion of felony and stands Charged with feloniously, Voluntarily, Maliciously, and of purpos stabing Zacharah M'Daniel, with the intent in so doing to Maim disfigure disable and Kill, him the said M'Daniel, —

Present

Peachy Harrison, Joseph Cline, Jacob Reed, George H.
Chrisman & Augustus Waterman . . . . . } G. Justices

The said Prisoner was led to the bar in Custody of the Jailor, and thereof being arraigned, pleads Not Guilty by him and thereupon the Witness to wit Zacharah M'Daniel being sworn and examined touching the said offence, and the said prisoner being fully heard in his defence by David Shreve esqr. his attorney, the Court, upon Consideration thereof are of the opinion that the said prisoner is Guilty of the offence whereof he stands charged. Whereupon it is ordered that he be forthwith burnt in the hand by the Jailor of this Court, and that he moreover be sold on his bare back at the public whipping post by Sheriff, and it is further ordered that the Sheriff cause this last part of this Judgement to be executed on the said Prisoner, after which he is to be returned to the Jailor, ~~to~~ to be kept as a runaway Slave,

And the Court arose. Peachy Harrison

Rockingham County to wit

At a Court held for the said County the 3rd day of January 1831 being the Monday before the first Tuesday in January 1831

Present

Joseph Baxter, Daniel Mathews, Jacob Rush & George H. Chrisman . . . . . G. G. Junior

A List of Deeds and other writings admitted to Record in the Clerks office of the County Court of Rockingham from the 1st day of December 1830 to the 31st day of the same Month both days included were returned into Court by the Clerk thereof and being examined was ordered to be entered on the minutes and a like copy be posted up at the door of the Court house of said County which list is as follows

A Deed From Masters Kerney To Littleton W Gamble In Trust for Wm K Gailey for Personal Estate

A Deed From John M Neil & Wife To Adam Long for the Conveyance of Land

A Deed from Abraham Bare & Wife To Charles C Spears In Trust for Joseph Baxter Jr for the Conveyance of Land

A Deed From Joseph Harper & To John Hedrick . . Ditto

A Deed From Mary Ann Fishes To John Nicholas In Trust for Jacob Fishes for Personal Estate

A Deed From Levi Nave Surfe To Liana Cook for the Conveyance of Land

A Deed from William Shawthes to L. W Gamble In Trust for William Rice for the Conveyance of Land

A Deed From James O'Kane & To Patrick M Manes . . Ditto

A Deed From Robert G Scott & To J. B Harris . . Ditto

A Deed From George Fishes To Same . . Ditto

A Deed From Jacueline B Harris & Wife To Jacob Strayer Ditto

A Deed From L. W Gamble To John Chrisman

A Deed From James Sims & Wife To Adam Crebaugh Ditto

A Deed From Wm Hite To Thomas Clarke In Trust for A. Shuette Ditto

A Deed From Daniel Shank to John Shank . . . . Ditto

A Deed From Abner Gates & Wife To Adam Wean . . Ditto

A Deed From Samuel Bell To Littleton W Gamble In Trust for Bernard Wenker for Personal Estate . . . .

Ordered that Jacob Rush be appointed a Commissioner to examine state and settle the estate accounts of John Mouser dec'd with John Conrad the admr and make report to this Court

Ordered that Isaac M. Cook be appointed Surveyor of Precinct No 3 on the Port Republico Road, in the room of Robert Cook. & that he open work thereon &

On the Motion of Daniel Reid an injunction is Granted him to stay all further proceedings on a Judgment recovered by Daniel Flora for $107.40 cents with interest from the 22 September 1829. / a part of the Judgment recovered by Daniel Flora in the County Court of Rockingham, until the further order of the Court, but the effects of this injunction is to be suspended until the said Daniel Reid enters into bond with Security in the penalty of two Hundred and ~~twenty~~ three hundred Dollars, and files a release of all errors at Law &

On the Motion of the Rev. John P. Daggy. and he having proven in Court a Licence, whereon he is ~~prosecuted~~ of his being a preacher in the Lutheran Church of which he is a Member. and having entered into bond with Security and made oath thereto as the law directs, a Licence is Granted him to Celebrate the rights of Matrimony in the State of Virginia according to the rights and Ceremonies according to the rules of his Church

Richard P. Fletcher a Commissioner of the revenue taxes for this County for the year 1831. Came into Court and entered into bond with Security as the Law directs, which bond was duly acknowledged and ordered to be Recorded

Jane Stroud orphan of Andrew Stroud dec'd, over 14 years of age Came into Court and made choice of Reuben Coots as her Guardian who entered into bond with Security in the penalty of $3.000 as the Law directs

A Sale bill of the estate of Jacob Lerew dec'd was returned and ordered to be Recorded

James Clark a Commissioner of the revenue taxes for this County for the year 1831. Came into Court and entered into bond with

Security. as the law directs, which was acknowledged & ordered to be Recorded

On the Motion of Abraham Smith who entered into bond with Security in the penalty of $400 and made oath thereto as the law directs administration of all and Singular the goods and Chattels of Mary Brubaker deced is Granted him in due form

Ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the estate Accounts of Stephen Hershberger, the admr of William Lewis deced, and make report to the Court

Ordered that Jacob D. Williamson be appointed Surveyor of present No. 14. on the State Road in the room of William West, and that he open work thereon

cfc. & del.

On the Motion of Samuel D. Lewis who owns the land on the one side of the Shenandoah River and is desirous of building a Dam a cross the said River for the purpose of Working a Saw & Water grist Mill, and the lands on the opposite side of the said River against which he will abut his said dam belonging to Jacob Strayer it is Ordered that a writ of Adjusted Damages be awarded the said Lewis to be served by the Sheriff of this County according to Law and to be returned on the 15th day of this Month returnable here at the Next Court

cfc. & del.

Ordered that William Stevens be appointed Surveyor of present No. 6. on the road leading from Krotzer to Mooresfield in the room of Mathias Snyder

George M. Pepper administrator with the will annexed of Zacharias Shackelford deced, Came into Court and Surrendered up the Certificate of the administration on said estate whereupon on the Motion of John Baggarly, who entered into bond with Security in the penalty of $15.00 and made oath thereto as the law directs, administration of all and Singular the Goods and Chattels of the said Zacharias Shackelford with the said Will is Granted him in due form

Ordered that Robert M. Kyle be appointed a commissioner to have such repairs done to the bridge across the Creek at the foot of Hemphills Meadow, on the Stage Road, as shall be deemed necessary. and make a report to the Court of the expenses attending the same, ~~to the Court~~

Settlement of the estate Accounts of Abraham Boon, Frederick Arguright, Jesse Harrison, John Dever, Nicholas Armentrout, Peter Rendell, & Philip Brannon, were severally retired and ordered to be Recorded

A Settlement of the Guardian Accounts of John J. Smith for his wards, (the Children of Benjamin Kite deceased) was returned, ordered to be Recorded

Ordered that the Overseers of the poor bind Garrett Scruggs, orphan of Scruggs 16 years old the 1st February 1831. to William Rogers to learn the trade of a Cabinet Maker as the law directs who is to have for freedom dues $20.

Ordered that the Overseers of the poor bind Maria Dever Daughter of Enoch Dever (14 years old the 12 June 1831.) to Gabriel Pairo as the law directs, who is to have for ~~freedom~~ freedom dues $20

Ordered that the Overseers of the poor bind Deborah Warren orphan of Solomon Warren dec'd 6 years old the 1st of November 1830 to Levi May as the law directs, who is to have for freedom dues $20

An appraisement bill and sale bill of the estate of Mary Dameron deceased were returned, & ordered to be Recorded

Ordered that the Overseers of the poor bind Harrison Parrott a free Negro about 11 years old in February 1831. to John Cyler to learn the trade of a Farmer, as the law directs, who is to have for freedom dues $20.

A report of the Commissioners appointed to lay off and assign to Mrs Catharine Peal Widow of Barnard Peal, made a report which was read, and ordered to be Recorded

Maria Rutherford Orphan of Archibald Rutherford deced over
14 years of age Came into Court and Made Choice of John
Kenny esqr. as her Guardian who entered into bond with
Security in the penalty of $4.000. as the law directs

Miller & Harrison appeal Docket & Costs

Ordered that Richard P Fletcher be appointed a Commissioner
to examine State and Settle the estate & accounts of Jacob
Harshbarger and with Stephen Harshbarger & Jonathan Rust
the executors & Make report to the Court

Comth & Jams Erwin, on a Recognizance for a Breach of the
peace on the Complaint of John Miller, the said Defendant
appears in Court in discharge of his Recognizance, and the
Court having heard the evidence & argument of Counsel it is Considered
that he be bound to his good behaviour for the term of the two next terms of the year in
$50. himself in the sum of $25. and good Security in
the sum of $25. and that he stand Committed until
he give such Security. whereupon the said James Erwin
with James Moore his Security appear in Court, and
severally acknowledge themselves to owe and be indebted to
his excellency John Floyd Governor of Virginia and his
Successors in Office in the sum of $50. (that is to say the
said Erwin in the sum of $25 and the said Moore in the
sum of $25.) to be levied of their respective goods and
Chattles Lands and Tenements, and for the use of the Comth
to be rendered. But upon this Condition that the said
James Erwin shall keep the peace and be of good
behaviour for 12 Months towards all the
good Citizens of this Comth then the Recogz to be Void
and that he never pay the Costs of this Prosecution

Inhabitants of Petersburg (for the use of Wm Reese) upon a Note on a Debtg book
DS Note filed & execution awarded

Commonwealth of Virginia . . . . . Same

. . . . . Same

DS Sheriff of Byerly Co . . . . . .

M Hamburger & Klein Pr. on a Note or Duty bond Note given
and another answered

K Kerr & Fitzhugh & Klein Pr . . . . . Same

C.K Peckerny & Lowman Pr . . . . . Same

DS Purdy & Perrin Pr . . . . . Same

K Harper & Meeks Pr . . . . . Same for Pr

HG Harris & Miller Pr . . . . . Same

J.C.G Counts & Mitchell Pr . . . . . Same for Pr

JK Dilman & Clark Pr . . . . . Same

G Counts & Strother Pr . . . . . Same

K Fisher & Hough Pr . . . . . Same

K Bowman & Fisher Pr . . . . . Same

K Carpenter for E. H.S. & Carthrae Pr . . . . Same

K Preisman & Lore Pr . . . . . Same

G Coffman Heirs for Coffman Hrs & Roark Pr . . . Same

G Kean (for same) & Roark Pr . . . . Same

K Gunn for Chrisman Heirs & Curtis Pr . . . Same

K Gunn & Preston Pr . . . . . Same

K Preisman & Looker Pr . . . . . Same

JP Strayer & Williamson & Marty Pr . . . . Same

G. Roads & Caldwell Pr . . . . . Same

JP Bulcher & Curtis Pr . . . . . Same

DS Brannaman adms & Curtis Pr . . . . Same

CJP. Lane v Custin &c upon a Rule or a Delg how Rule proves & execution awarded

CG Effinger v Hunter &c . . . . . Same

CG Reid v Looker &c . . . . . Same

CH Howard v Same &c . . . . . Same

CJP. Perry baker for S.H.W.] v Bryan &c . . . . Same

CDS. Brannahan adm v Caldwell &c . . . . Same

CG Strayer & Williamson v Buckholder &c . . . Same

CK Myers v Hagar &c . . . . . Same

CK Kerr & Fitzhugh v Hagar &c . . . . Same

CJP Gunn for Christian Hoo] v Bryan &c . . . Same

CK Cronin v Low &c . . . . . Same

CDS. Brannahan adm v Ryan &c . . . . Same

Stricklin v Robertson upon a Rule Continued

Cj Ordered that Peter Steenbergh be appointed Overseer of Poor in No 1. on the Cooks Creek & New Election Meeting House Road in the room of Thomas Hord. and that he make Return &c

Ordered that the Court be adjourned until the Monday before the 4th Tuesday in February next

Joseph Baxter

Virginia To Wit

At a Court held for the County of Rockingham on the monday before the First Tuesday in February 1831 being the 31st day of January 1831

Present

Stephen Harnsberger, (Daniel Mathias Stephen Harnsberger
Jacob Rush and George W. Christian . . . . . G.G. Keerley.

List of Deeds and other Writings admitted to Record in the Clerks office of the Court of said County from the 1st day of January 1831 to the 24th day of the same Month both days included was returned into Court by the Clerk thereof and being examined by the Court is ordered to be entered on the Minutes and a like list posted on the Door of the Court House of said County as the Law directs Which list is in the Words and figures following To Wit

found — A Deed for Land from Henry J. Gambill to Daniel Rife — Ackn.d
A Deed for Land from Daniel Rife to Henry J. Gambill
BR — In Trust for Jacob Shank &c. — Ditto
A Deed for Land &c. from Christian Swartz to Littleton W. Gambill
BR — In Trust for Peter Good — Ditto
BR — A Deed for Land from James Beard to John Livingston — Ditto
BR — A Deed for Land from Joseph Mauzy & Wife to William Burner — Ditto
A Deed for Land from Philip Seleast to Lewis Miller — Certf.d
found — A Deed for Land from Cuthbert B. Barbaus to Fontain Gentry — Ditto
BR — A Deed for Land from Andrew Rogers & Wife to John Thomas — Ditto
BR — A Deed for Land from William Weidman to John Headwood (Proved by Witnesses)
BR — A Deed for Land from Andrew Bare & Wife to Samuel Bare — Certf.d
BR — A Deed for Land from John Armentrout to George Keiser — Ditto
found — A Deed for Land from John Pickering & Wife to Richard Pickering — Ackn.d
BR — A Deed for Land from John Pickering & Wife to John Thayer — Ditto
found — A Deed for Land from John Kinney to Henry Booz — Ditto
BR — A Deed for Land from Samuel Bowman to John Kinney
In Trust for William Dever — Ditto
A Deed for Land from Jacob V.R. Hicks to James Hale
BR — In Trust for Joseph Cline — Ditto
BR — A Deed for Land from Samuel Coffman & Wife to Archable Brock — Certf.d

Hustis ads. Newman Dispts agrd. (Clerks fees)

Grand Jury Sworn, to wit Joseph Bywaters (Foreman) George Keiser, Nath.l Harrison, Jacob Armentrout, William Newton

Peter Shaver, Henry Carrier, Daniel Moyer, Daniel Shields, Henry Miller, Albert Garrey, William Garrey, John Cook, Jacob Allebaugh, Peter Bowman, Thomas Holt, James M. Estridge, Daniel Whetstone & James Davis; who having their Charge were sworn a Grand Jury, who received their Charge and retired from the Bar to Consider of their presentments, and after some time returned into Court and made the following to wit, against Jacob Buckholder, son of Christian, against Jacob Buckholder son of Christian against Silas Rodelick, against Abner McWilliams, against Christy Simmons, against Moses Reinhold, against Edward Lough, & against Sara Armentrout for which several Presentments are for Breaches of the peace, and the said Grand Jury having no further business before them, they were discharged, and it is ordered that Summons be awarded against the said several defendants returnable here at this Court Next

An appraisment bill & Sale bill of the estate of George Leicester deceased were returned ordered to be Recorded

Joseph Beard orphan of William Beard over 14 years of age came into Court and made choice of James M. Estridge as his Guardian who entered into bond with Security as the Law directs

Joseph Barton esqr. produced in Court a commission whereon he is appointed Sheriff of this County for the ensueing year, who thereupon entered into 2 several bonds with Security, as the Law directs, which bonds were severally acknowledged by the parties thereto & ordered to be Recorded whereupon the said Joseph Barton appeared in Court and took the several oaths of office as prescribed by Law, which is ordered to be certified.

Strayed or Williamson to Spelzer Pr. on a Note on Delaware Jp. Note proved & execution awarded

Pickering to Hannah Pr. . . . . same

Watton to Neal Pr. . . . . same

G. Collens for Pr. to Proctor Pr. . . . . same

Cop. Ordered On the Motion of Walter Davis, who entered into bond with Security, in the penalty of £3.000. and made oath thereto.

administration of all and Singular the Goods and Chattles of Ruth Davis Deceased, is Granted him in form law, and it is ordered that William Hoffern, John Kropp, John Bowman & Samuel Bowman, or any 3 of them being first sworn do appraise the estate of the said Ruth Davis deceased and make report to the Court

On the Motion of Joseph Barton Sheriff of this County, Archibald M Murtow, George W. Chrisman, James C. Shepherd, John W. Hoffern, Edward W. Smith & Peter Keith, are admitted his Deputies, who severally appear in Court, and took the several oaths of office as the Law directs, and it is ordered to be certified that the A. M. Murtow, George W Chrisman, James C. Shepherd, John W Hoffern Edward W Smith & Peter Keith, are men of honest probity and Good demeanor,

Ordered that the poor agst Aaron Armentrout, or orphs, as the father of above born Child of Lydia Armentrout, the said Defendant appears in Court, in discharge of his recognizance, and the Court being of the opinion that the said Child is likely to become Chargeable to the parish, the said Defendant, appears and acknowledges himself the the father of the said Bastard Child, and agrees to enter into a recogn for the support of the said Child, to pay to the Overseers of the poor or to their Successors for the support of the said Bastard Child the sum of $140, to be paid as follows. to wit $20 within one Month from the date hereof, and then $20 from this day annually from this day until the said Sum be paid, or otherwise indemnify the parish from the support of the said Bastard Child, Whereupon the said Aaron Armentrout with Joseph Armentrout & John Weller his Security, appears in Court and severally acknowledges themselves to owe and be indebted to his excellency John Floyd Governor of Virginia, and his Successors in office in the sum of $140. to be levied of their respective goods and Chattles Lands and Tenements and for the use of the Overseers of the poor to be rendered; upon this Condition that if the said Aaron Armentrout, Joseph Armentrout & John Weller, shall well and truly pay to the said Overseers of the poor or their Successors or agents for the support of the said Bastard Child the said sum of $140. in the following manner to wit, $20. within one Month and then $20 annually from the date hereof until the said Sum be paid, or otherwise indemnify the parish from the support of the said bastard Child, then their recogn to be Void else to remain in full force, and it further ordered that the said Defft.

more over pay the Costs of this prosecution

A Settlement of the estate accounts of Adam Price decears, was Returnd, and examnd by the Court and ordrd to be Recordd

Commonwealth agst Jacob Burkholder, upon a recognizance for a Breach of the peace on the Complaint of John Weller, the said Defendant appeard in Court in discharge of his recognizance, and the Court having heard the evidence and argument of Counsel, upon Consideration whereof, it is ordrd that the said Defendant be bound to his good behavior, for the term of one year, from the date hereof, himself in the Sum of $50. and a good Security in the Sum of $50. and that he stand Committed until he give such Security, = whereupon the said Jacob Burkholder with George Burnsyder and Samel Harrison his Securities appeard in Court and severally acknowledgd themselves to owe and be indebted to his ~~Excellency~~ Excellcy John Floyd Governor of Virginia and his Successors in office in the said Sum of $100. that is to say the said Jacob Burkholder in the Sum of $50. and his said Securitys in the Sum of $25 each, to be levied of their respective goods and Chattles lands and Tenaments and for the use of the Commwth to be rendered upon this Condition that if the said Jacob Burkholder shall Keep the peace, and be of good behavior towards all the good Citizens of this Commonwealth for the term of one year from the date hereof, and more particularly towards the said John Weller, then this recogz to be Void, else to remain in full force, and it is further ordrd that the said Defendant pay the Costs of this prosecution

Comwth v Long. ~~Discharged~~ upon a recogz for a Breach of the peace, on the Complaint of Jacob B. Kreider, Dismissed agreed

Comwth v Long (Negro) ~~for Assault~~ Continued

Same v Lineolw Continued

Same v Jacob Roach upon presentments for a Breach of the peace
Sci fa agst Conspirs for the Costs

Bryan for Pltf v Dowd Late Sheff, Continued

Courtis v Jos. Wall upon apprehension for attach of the peace, Ingrum
(with the agent of the Court) confess for the Costs

Cop. d. Ordered that Richard P. Fletcher be appointed a Commissioner to examine
state and Settle the Executors accounts of Rob. and Jacob Shanks
as Guardian for Barbara Kagy late Barbara Miller, one of
the Children of Mich. Miller dec. and make report to the
Court

Cop. d. Myers v Dever. In Case, By Consent of the parties by their attorneys
it is Ordered that all Matters in difference between them in this
Suit be Referred to the award and final determination of Richard
P. Fletcher, whose award when made is to be made the Judgment of
the Court, and by like Consent it is Ordered that the said Commissioner is
to have for his Services the same fees as he is allowed for Settling accounts
referred to him by the high Court of Chancy, which fees are to be taxed
with the said award

Courtis v Lanahan Continued

Ordered that the Court be adjourned untill
to Morrow morning at 10 O'Clock

Dan. Mattheus

Tuesday 1st day of February 1831.

Present

Daniel Mathews, Stephen Hambleton, Benjamin
Mellin & Robert Grellan . . . . . Esq. Justices

John Shanks, Daniel Shanks, John Shewalter & Susanna
his wife, Catharine Shanks Widow of Jacob Shanks
deceased . . . . . Plaintiffs
agst
Samuel Shanks & Jacob Shanks . . . . . Defts } In Chancy

This Cause. Came on by Consent to be finally heard this 1st
day of February 1831. on the bill, answers, exhibits, the report of
Commissioner, Gordon M'Williams, Samuel Glenn & Isaac Dillon,
and the Deed of release of Catharine Shanks one of the Plaintiffs in
this Cause, bearing date the 29th day of January 1830, no exceptions
being taken to the report the same is hereby Confirmed, Whereupon
the argument of Counsel being heard, the Court doth adjudge
order and decree, that the two Shares allotted and laid off
for John Shanks, by the said Commissioners, as discribed

in their S^d Report with the privileges and rights attached thereto be Vested in fee simple in the said John Shank. The Court doth further adjuge Order and decree, that the two Shares allotted and laid off for Darriel Shank by the said Commissioners as described in their said Report, with the privileges and rights attached thereto be Vested in fee simple in the S^d Darriel Shank. The Court doth further adjuge Order and decree, that the two Shares N^o 3 & 4 allotted and laid off for John Showalter by the S^d Commissioners as described in their S^d Report with the privileges and rights attached thereto, be Vested in fee simple in the S^d John Showalter, and the Share N^o 5 call^d John Showalters third share in the S^d Report with the privileges and rights attached thereto be Vested in fee simple in the S^d Susanna Showalter, The Court doth further adjuge Order and decree, that the share allotted and laid off for Samuel Shank Showalter by the said Commissioners as described in their said Report with the privileges and rights attached thereto be Vested in fee simple in the Defendant Samuel Shank, The Court doth further adjuge Order and decree that the share allotted and laid off for the Deft Jacob Shank by the said Commissioners, as described in their said Report with the privileges and rights attached thereto be Vested in fee simple in the Deft Jacob Shank, and the Court doth further by Consent of the parties in this Suit adjuge Order and decree, that the Costs of this Suit be paid by all the parties in the proportion of the share of land decreed to each, John Showalter paying in the proportion of three shares, but leave is reserved the Deft Jacob Shank to shew Cause if any he can against this decree in Six Months after he shall attain the age of 21 years, the Court doth further adjuge and Order that all the parties to this decree do Mutually Convey to each other the land hereby decreed to each by Deed of Bargain & Sale, with Special Warranty

so soon as the party desiring a Deed shall present it, at his or their own expense, to the others for their Signatures and Daniel Wise is hereby appointed to execute Sd Deeds for the Defts Jacob Shank until he shall arive at the age of 21 years.

Comth to Steele : Alias Capis awarded. Returnable to May Next.

Same to Weaver . . . . . Same

The Writ of Ne Exeat Damm awarded, Saml M. Lewis at the last term being returned Not executed, on the Motion of the said Saml M. Lewis it is ordered that alias writ be awarded him to be directed to the Sheff and to be executed on 22nd day of this Month returnable here at March Court Next

Comth agt Rader Not Guilty Office and Continued

Comwlth to Sept Defts Call Not appearing Information ordered thereon to answer the same returnable here at the Next Term

Comth to G. Ferrell Judgment confessed for the Costs (with the agreement of the Court).

Travers to Peper on attached Continued.

Road to Cline on Writ Ne Exeat Damn Continued.

Cline Jr to Road on Writ Ne Exeat Damn Continued

Mysors to Bowman Discontinued agreed

Cook to Knepp Discontinued agreed

Long for Pltf to Cook Discontinued agreed (Costs taxed Clerks fee paid by Pltf Grey Esq Ct.

Copy'd Landis Rader Committed for Daniel Norman, In Chancery.

By consent of the parties by their attorneys, all Matters in difference between them in this Suit, is referred to the award and finial Decision of Richard P. Fletcher, whose award ~~or the award of them~~ is to be made the Judgment of the Court

Cessna to Gains Discontinued agreed

Strayer & Williamson agt Steps Office Judgment set aside for want, Genl replication & Issue and Continued

S. Coffman Ad for J. Road / to J. Pickering . . . . . Same

Coffman to Burns . . . . . Same

Kyle to J. Pickering . . . . . Same

Same to Same . . . . . Same

Kyle vs Jos. Pickering Offer Judgment with aside payment
Genl replication of Offer and Continued

Same . . . vs Same . . . . . Same

Pickard vs Strother (Reproo) . . . . . Same

S. Coffman (for use of Strother & Williamson) vs Jno Koontz . . . . . Same

M. Davis (for Jacob Koogler) vs Claim do . . . . . same

Coffman & Co (for use Jno Coffman) vs Looker adms . . . . . Same

Smith (for use W. Rice) vs Shadow do . . . . . Same

Hogg (for use R. M. Kyle) vs M'Mahan . . . . . Same

Rice vs Dove do . . . . . same

Bywaters vs Rice do . . . . . Same

Davidson vs Logan . . . . . Same

Trout vs Rader Jr. . . . . Same

Smith vs Swift adms . . . . . Same

Irwin vs Harrison . . . . . Same

M'Causland (for R. M Kyle) vs Hunter . . . . Same

Peter (for use for Hall do) vs Swift adms (dro scire facias) Same

Looker Jr vs Byrd do . . . . . Same

Quinn adms vs M'Mahan . . . . . Same

Mainger (for use Quinn dms) vs same . . . . . Same

+ Mary Ettenger Orphan of Jacob Ettenger, over 14 years of age came into Court, and Made choice of William Pickering as her Guardian, who entered into bond with Security as the Law Directs

Fagal Infant vs Walker Dismissed agreed

Byerly vs Long Continued by Consent

On the Petition of Isaac Sellars who owns the land on one side of the North River, and is desirous of building a saw mill on his said land, and the land on the opposite side against which he will erect his said dam belonging to David Bears a person of unsound mind, and in the possession of Jacob Lyons keeping his Commodities It is

Ordered that writs of Adjournd Dam be awarded him, to be directed to the Sheriff of this County, and to be executed on the 26. day of Feby 1831. Returnable here at the Sept Court

Streetler vs Roberts, upon a Motion & a Delay bond, parties heard and Jurors executions awarded on the said bond, with interest and Costs, Mem! on the Trials of the above Motion a bill of exceptions was taken to the opinion of the Court which was Signed & Sealed as the law directs & Ordered to be made a part of the record

County cross for D. Pickering & vs Sarah Looker &c Continued for Defendants

Carthrey vs Gebbs Continued

Merry vs Bengham Jurors Continued for award

Lemcke vs Mesplede &c . . . . . Same

Steele vs M'Mahan . . . . . Same

Hoover vs Shoemaker . . . . . Same

Clerk for Early for clerk vs M'Mahan . . . Continued for award

Clerk for Buckholder vs M'Gilvy . . . Same

Hollingsworth vs Looker . . . . . Same

Keller vs Fesler Inquest for award

Fawcett for &c vs Perrie Continued by Consent.

A Writing purporting to be the last Will and Testament of Robert Gavin deced was presented in Court, and proved by the oaths of Jacob Whetsel & Robert Heiss two Witness thereto & Ordered to be Recorded

Clarke vs Gray Jury sworn to try the issue to wit Joseph Mahan Archibald Hopkins Robert Howard Williams Henry Phillips Leggett Martin Marty Thomas Harwood Darniel Repo Charles C Spears John Shoultz John Cherry Holmes and Samuel Miller, whereupon who having heard part of the Testimony, were adjourned untill to Morrow Morning at 10 o'Clock AM

Ordered that the Court be adjourned untill to morrow morning at 10 O'Clock

Dan'l Matthews

Ordered that the Overseers of the poor bind Alexander Buckhannon Orphan of —— Buckhannon (who will be 13 years old about the 11 or 12 of March Next) to Samuel Sterling to learn the art and Mystery of a Taylor, who is to serve for freedom dues $20.

Wednesday the 2nd day of February 1831.

Present

Stephen Hamberger, Samuel Coote, Abraham Smith & Joseph Cleiu . . . . . & G. Gustin

Cop'd Ordered that the Overseers of the poor bind Alexander Buckhannon Orphan of —— Buckhannon (who will be 13 years old about the 11 or 12 of March Next) to Samuel Sterling to learn the art trade & and Mystery of a Taylor, as the Law directs, who is to serve for freedom dues $20

Present. David Mathews & Benjamin Miller.
Absent Abraham Smith & Joseph Cleiu

Cop'd On the Motion of Henry Haugh Ex. executors of George Haugh deceased, it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the estate accounts of said George Haugh deceased, with the said executors and make report to the Court,

S. Coffman Adm. &c
Haugh Executor — M. Lodder Office Subpoena sci. fa. Payment Gen. Replication & Issue and Continued

Painter & Miller W. & sci. fa. N. a pleas. Gen. Replication & Issue & Continued

Cop'd Robert & Reuben Gains executors named in the Last will of Robert Gains Deceased having [illegible] refuse to qualify as such, On the Motion of William Rice administration of all and Singular the Goods and Chattles of the said Robert Gains deceased is Granted him in due form, (with the said will thereto annexed) he having entered into bond with Security in the penalty of $10.000. and made oath thereto as the Law directs, and it is ordered that John M. Campbell Christian Coffman, John Blair & Robert Gains, or any three of them being first sworn do appraise the slaves and personal estate of the said Robert Gains and make report to the Court

Bowman for Pl. v Rissp. plea no & Issueth Confess for the Debt in the Declaration mentioned with intert & Costs (Saving the equity)

Clark v Gray Jurors the Jury Sworn for the Trial of this Cause on Yesterday, appeared in Court, agreeably to their adjournment whereupon the Defendant by his attorn offered a Demurrer to the evidence taken in this Cause, in which Demurrer the Plff attorn. refused to Joine, and upon argument of the Counsel on the Motion of the Sd Defendants attorn to Compell the Plff attorn to Joine therein, the Court did rule said Motion and refused, being of opinion to make him Joine in the said Demurrer, to which Opinion of the Court the Sd Defendant by his attorn excepted, which was signed & Sealed as the law directs, and ordered to be made apart of the record, and thereupon the Jury retired from the Bar to Consider of their Verdict, and after some time returned a Verdict for the Plaintiff for $76 Damages with Costs from the 20 day april 1820 till said, & Defendt, Motion for New Trial Made and overruled accordingly. On the Trial of this Cause two Bills of exception was taken to the Opinion of the Court one by the Plff attorn & the other by Defts attorn which were signed & Sealed as the Law directs & ordered to be made apart of the record

Bowman for Pl. v Koontz. plea no & Issueth Confess for the Debt in the Declaration Mentioned with intert & Costs (Saving equity)

Beggerton v Beggerton Continued for Defendant oath

Ordered that the Court be adjourned until to Morrow morning at 10 oclock

Dan'l Mathews

Thursday the 3rd day of February 1831-

Present

Barnet Mathews, Stephen Hamburger,
Jacob Coots
Joseph Klein and Benjamin Mellon Esqrs. Justices.

Cop'd On the Motion of Lewis Stephens, it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the ~~account~~ estate accounts of Barbara Alder Widow & administratrix of Mark Alder decd. and make report to the Court, and it is further ordered that the said Fletcher, also examine state and settle the accounts of the said Barbara Alder as Guardian for Susan Elizabeth Stephens, (wife of said Lewis Stevens, late formerly Elizabeth Alder, ~~deceased~~ and make report to the Court.

Jno. Perry vs Henry Perry adms. W.C. set aside N.A. Gent replicates & issue, Jury sworn to try the issue to wit, John Mohler, Adam Mell, Franklin Graham, Jacob Bleger, Thomas Logan, Cyrus Houck, John Seitz, David Showalter, George Rinehart, Jacob Braithwaite, Robert Black & David Lair, Verdict for the Plaintiff for $77. Damages with interest from 3rd day February 1827 with paid & Judgment to be levied of the Goods and Chattels of the said Henry Perry and in the hands of the said Jacob Rurd ~~Executor~~ to be administered.

S. Coffman for use of Sand Coffman (Now) vs J. Lesher Jr. Defendant, and Judgment for the Defendants Costs

Deal vs Klein Pl. Plea warrant & Judgment confessed for the Debt in the Declaration mentioned as per Specialty with interest & Costs (saving equity)

Houck vs Logan . . . . . Same

Mumma Ho vs Bowman . . . . . Same

Snyder vs Dove Pl . . . . . Same

Lemke adms for Pl vs Shaul . . . . . Same

Myers vs Adams . . . . . Same

Coffman & Strayer for use S. Coffman) vs . . vs Baker . . . . . Same

C. Brannan for J. Chrisman (Ho) vs Bryan Pl . . . . . Same

Same . . . . . vs Same . . . . . Same

Paul & Cleiv plea ntf & Judgmt Confessd for the Debt in the Declaration mentioned as per Specialty with interest & Costs (Saving &c)

Gilmor & Cleiv . . . . . Same

Thompson Hoo & Norman . . . . . Same

Pickering & Overhooly . . . . . Same

Same . . & Bayer . . . . . Same

Jno Hellicrew for Do & Curtis . . . . . Same

Cleveland & Dennison . . . . . Same

Jno Woodall & Curtis . . . . . Same

Strayer & Williamson & Norman . . . . . Same

Same . . . & Mathews . . . . . Same

Simpson & Rife . . . . . Same

Hall & Carlisle . . . . . Same

Fisher Exors & Brock . . . . . Same

Smith & Cleiv . . . . . Same

Slothower Hoo & D. Rife . . . . . Same

Griffith Hoo & Same . . . . . Same

Same Hoo & D. Rife . . . . . Same

Rowlston for use L. Coffman & Cleiv . . . . . Same

Alexander & Lyon & Cleiv Continued

Same . . . & McMahon Continued . . . .

Clark . . & McMahon . . . Continued

On the Motion of John Koontz it is ordered that an injunction be Granted him to stay all further proceedings on a Judgmt recovered in this Court by one Jacob Bowman, (in case for the benefit of John F. Rife) against the said Koontz until the further order of the Court, but the effect of this injunction is to be Suspended until the said Koontz enters into bond with good Security in penalty at least equal to double the amount of said Judgmt, and files a Bill of all errors &c of law in said Judgmt.

Order that Henry J Gamble agent for the County pay unto Isaac Hendricks & John Seitz Commissioners appointed to lay out certain repairs

done to the Jail of this County, the sum of $33.92 cents, it being the amount of the expense of repair so made, as per account rendered and filed, to be paid out of any money in his hands due this County

Carthrea v Rice on appeal, by Consent of the parties by their attorneys it is agreed that the order dismissing this suit at Recember December Court be set aside, and the same is by like Consent reinstated on the docket, and on Motion of the said Carthrea by his attorney it is ordered that the execution issue in the name of Rice agst S. Carthrea endorsed for the benefit of ~~Sam~~ Archd Nethercott Decased, and the the forthcoming bond taken by Virtue of said execution be quashed

Byrd v Mefferds Certiorari for award

Sand v Jonette Mefferds Certiorari for award

Harris adm for use Nevell Rogers v Shewalter

This day came the parties by their attorneys, and the said Defendant filed a Demurrer to the Plffs amended declaration in which Demurrer the Plff by attorney joined, and the Matters of Law arising on the said Demurrer being argued, it is Considered by the Court that the said Demurrer be Sustained. Therefore it is Considered by the Court that the Plaintiff take nothing by his bill but for his false Clamour &c be in Mercy &c and that the Defendant go thereof without day and recover against (Nevil Rogers for whose suit this suit was brought) his Costs expended in defending this suit &c

Clark & Gray for Care

The Defendant by his attorney moved the Court to set aside the Verdict & Judgment rendered in this Cause on Yesterday, and grant him a new trial, which Motion was overruled by the Court and the New trial refused, to which opinion the Defendant tendered a bill of exceptions which was Signed and Sealed as the Law directs, and the said Defendant prayed an appeal to the Superior Court of Law to be held for this County, and which is granted him, on his entering into bond with Surety in the penalty of $300. as the Law directs. and which is done accordingly

only cause 15 20 15 20 20 15 $125

Copy record for Plff $1.00

Harrison adms &c. v. Showalter. The Plaintiff by his attorney prays an appeal to the Superior Court of Law to be held for this County from the Judgment this day rendered against him in this Cause and which is Granted him accordingly.

Ordered that the Court be adjourned until the Monday before the 1st Tuesday in March next.

David McAllister

Rockingham County to wit
At a Court held for the said County the 28th day of February 1831
being the Monday before the first Tuesday in March 1831

Present

Peachy Harrison, Benjamin Miller, Robert Glynn & Robert Grattan . . . . . } Gent Justices

A List of Deeds and other writings admitted to Record in the Clerks office of the County Court of Rockingham from the 31st day of January 1831 to the 26th day of February 1831 both days included were returned into Court by the Clerk thereof and being examined was ordered to be entered on the minutes and a the Copy be posted up at the door of the Court house of said County which list is as follows

BR A Deed From William Fisher & Wife To Henry Hauck for the Conveyance of Land

found A Deed From Benjamin Hoover To David Fleisher in Trust for Christian Coffman . . . . . Ditto &

found A Deed From John Livingston & Wife To Peter Fetete . . . Ditto

BR A Deed From Daniel Tusing To Littleton W Gamble In Trust for George Rodes &c . . . . . Ditto

found A Deed From Henry Fowler To James Clarke In Trust for Edward A Smith . . . . . Ditto

found A Deed From John Bodon To William Hill In Trust for Meldra Bohannon for the Conveyance of Personal Estate

X A Deed From Daniel Rife To H. I. Gamble In Trust for Joseph Rife &c for the Conveyance of Land

BR A Deed From Jacob Houck To Solomon Heffman In Trust for George Houck . . . . . Ditto &

BR A Deed From Joshua Dougherty To William Pollock In Trust for John Chrisman &c . . . . . Ditto

BR A Deed From George Detmore & Wife To Michael May Ditto

A Deed From Jacob Shutts & Wife To Daniel Flook for the Conveyance of Land

A Deed From James M. Doreman To Samuel Dundore In Trust for Elijah Dundore for the Conveyance of Personal Estate

A Deed From Benjamin Bare To John Leonard In Trust for Erasmus Coffman

A Deed From Abner Haunts & Wife To Wm. I. Smith In Trust for Cordelia Hite for the Conveyance of Land &c

Court & M. Sipe P. on Duly bond Nolen granted Execution

Ordered that Christly Kammerer be appointed Guardian for Jefferson Woolf orphan of William Woolf dec'd. under 14 years of age. who entered into bond with Security in the penalty of $400 Condition as the law directs

Mather & Wife & Armentrout P. & Clancy.
On the Motion of the Pltf by their attorney it is ordered that Joseph Armentrout be appointed Guardian Ad litem for the Elizabeth Dearmond Prentiss the infant defendants in this suit, to Defendant the said for them

On the Motion of Henry Phillips, who entered into bond with Security in the penalty of $400. and made oath thereto as the Law directs, administration of all and singular the Goods and Chattels of David Roller dec'd is Granted him in due form, and it is ordered that, John Whisler, Samuel Cochenour Christly Haun & John Feuth or any 3 of them being first sworn do appraise the estate of the said David Roller dec'd and make report to the Court

On the Petition of Jacob Strayer, it is ordered that John Nicholas, Charles Lewis & William Gray. be appointed first sworn be appointed to View an alteration proposed in the public road beginning Called the Lang's Road, which alteration is to begin at the Mouth of said Strayers Lane, to the Charles Lewis Ford, it is ordered that John Nicholas, Charles Lewis & Nathan be appointed to View the same and make report to the Court of the Convenience and inconvenience attending the same to the Court

Ordered that Samuel Lynn and Stephen Harshbarger, be appointed to examine state and settle the estate accounts of Joseph Graham Deceased, with George W. Kemper the administrator and make report to the Court

Ordered that George Bunnyday be appointed Viewer of present No 1. on the road, leading from the Keizelltown road to the old Ferriage road, and that he have for his Guide all the lotholders at the following plan or plantation to wit, John Stephens, Widow Stephens, George Bunnyday, A. Brock (formerly Chapman) Jacob Stottelow, Isaac Healy — Clerk, Jacob Barly Mill plan, and that he with the said Viewers, open the said Road, work thereon and keep the same in good repair

Ordered that Jacob Blosser be appointed Guardian for Daniel Smith & Sarah Smith orphans of Benjamin Smith deceased over 14 years of age, who entered into bond with Security in the penalty of — Dollars as the law directs, (the said Blosser is appointed in the room of Aaron Solomon deceased)

On the Motion of Abraham Nereamyer, who entered into bond with Security in the penalty of $12.000 and made oath thereto as the law directs, administrator of all and singular the goods and chattels of Magdalena Shank is Grieved herein in due form and it is Ordered that Joseph Kreitzer, John Chairman Joseph Manger & Christian Nereamyer or any 3 of them being first Sworn do appraise the estate of the said Shank and make report to the Court

On the Motion Joseph Manger Executor of Jacob Bear dec'd who was the admr of Philip Deeds deceased, it is Ordered that George M. Price be appointed a Commissioner to examine state & settle the estate accounts of said Philip Deeds with the executors of the said Bear and make report to the Court

Deed of emancipation from Isaac Bent to his Negro Esper was presented in Court & proved by the oaths of the Witness thereto Ordered to be Recorded

An appraisement bill and sale bill of the estate of William Lewis deceased, were returned & ordered to be Recorded

Settlements of the estate accounts of John Krieg deceased, William Woolf deceased, Abraham Boon deceased, Aaron Keiselen dec'd

William Ferris decd. were Severally Returned, Examined by the Court and are ordered to be Recorded

On the Motion of Mary P. Erwin, who entered into bond with Security in the penalty of £4.000. and made oath thereto as the law directs, administration of all and Singular the Goods and Chattles of James Erwin decd is Granted her in due form, and it is ordered that John Brower, Ferris Byrd, John Negus and Abraham Smith North River, or any 3 of them being first sworn do appraise the estate of the said James Erwin and make report to the Court

Ordered that Mary P. Erwin be appointed Guardian for William Erwin orphan of James Erwin, under 14 years of age, who entered into bond with Security in the penalty of £800 as the law directs

The writ of Adjudged Damages awarded Isaac Sellars at the last Court for the purpose of erecting a Mill and Dam across the North River, being returned with the inquest of the Jury thereon, and no objection being made thereto, & proof of Dam the establishment of the said Mill, it is ordered that the same be established agreeably to the said inquest, upon the said Sellars paying the Damages found by the Jury —

On the Motion Jacob Rush adm. Deborah Rush of Henry Perue decd, it is ordered that Joseph Mauzy be appointed a Commissioner to examine State and Settle the estate accounts of Sd Perue with the said adm and make report to the Court

On the Motion of Bathuel Herring executor of Bathuel Herring decd, it is ordered that Richard P. Fletcher be appointed a Commissioner to examine State and Settle the estate accounts of the said Herring with the said exor and make report to the Court

On the Motion of Christian Garber & Samuel Miller exors of Samuel Garber decd, it is ordered that Richard P Fletcher be appointed a Commissioner to examine State and Settle the estate accounts of said Garber decd, and make report to the Court

Ord ders that Joseph Armentrout be appointed Guardian for Lydia Deanna & Priscilla Armentrout, orphans of Nicholas Armentrout dec'd, who are under 14 years of age, who entered into bond with security as the law directs

Phipps & Rogers Pl'ts vs a Note or a Note & Int bond Note proved Ex'ction awarded

Worley exr &c Pl'ts vs F. Dove Def't . . . . . Same

Miller Heirs &c Pl'ts vs Armentrout Def't In Chancery.
This cause came on to be heard this 28 day Feby 1831 on the bill, answers & exhibits and the argument of Counsel had, heard, the Court doth adjudge order, and decree, that Peter Roady Archibald Brock, & Jacob Reads, be appointed Commissioners whose duty it shall be to go upon the land 200 acres of land set forth in the bill, and lay off and divide the same into eight equal parts, reference being had in so doing to quantity, quality and improvements, and to assign to the Pltfs one share or eighth, and to each of the Defts, one share or eighth, and the said Commissioners are hereby required to report to this Court, at the next April term thereof how they have executed this decree, and to make out and return a plat of said land shewing the division made by them as aforesaid

On the Petition of Adam Newman & Frances Dever, it is ordered that Philip Peter, Lewis Pyle, Daniel Whitman & John Rogers or any 3 of them being first sworn, do view an alteration proposed by the said Petitioners in the road leading from Miller Iron Works to Brock Gap, Commonly call the old Brock Gap road, and make report to the Court of the Conveniences and inconveniences attending the said alteration to the Court

Register of Efferson a free Negro, taken by the Clerk was presented in Court, and being Compared with the said Negro, and found duly made, it is ordered that a copy thereof be granted him as the law directs

On the Motion of James Lard exec'r of Daniel Lard dec'd it is ordered that Richard P. Fletcher be appointed to examine state and settle the estate accounts of Dl. Lard with the said exec'r and make report to the Court

Elizabeth Armentrout orphan of Nicholas Armentrout over 14 years of age, came into Court and made choice of Cyrus Roads as her Guardian who entered into bond with Security as the Law directs

~~John Looker vs Howard~~

On the Motion of Jehew Looker, an injunction is awarded to guard of execution on Dely bond
herein to stay all further proceedings on a Judgment, Recovered in the Court by the late Defendants Howard and John Howard agst the said Looker, until the further order of this Court, but the effects of this injunction is to be Suspended, until the said Looker enters into bond with Security, in penalty at least equal to double the amount of said Judgment, and file a Release of all errors at Law, and moreover pay the Costs Sheriffs Commission for taking the Delay bond in this Case and all costs of taking the Judgment on the said Delay bond.

Ordered that the Overseers of the poor bind Eliza Fawcett (a free Negro) about 13 years of age to George Clark, as the Law directs, who is to give her for freedom dues ~~fifty~~ 50 Cts

A Settlement of the Guardian accounts of Michael Weed as Guardian for Polly Weed &c was Settled and Entered by the Court & Ordered to be Recorded

Ordered that George Delerue be appointed Overseer of precinct No 1. on the road leading from Harrisonburg to Port Republic in the room of Jacob Gaber, Resigned. and that he work thereon &c

Ordered that Henry Strayer be appointed Overseer of precinct No 2 on the road leading from Krotzer to Newmarket in the room of Joseph Custer Resigned, and that he open work thereon & Keep the same in Good Repair &c

Present Peachy Harrison.

Ordered that the Court be adjourned until this Monday before the first Tuesday in April Next

Robt Harris

Virginia to wit.

At a Court held for the County of Rockingham on the 1st day of April 1831. for the trial and examination of Elijah Turner who was committed to the Jail of this County on Suspicion of felony and stands charged with feloniously. stating with an intent to murder, kill & Benjamin Feshback, of the said County.

Present.

David Stanton, Abraham Smith, Joseph Cleiver.
Michl H. Harris & Augustus Waterman . . Gt. Justices

The prisoner was led to the bar in Custody of the Jailor, and being arraigned pleaded Not Guilty, and thereupon Sundry Witnesses to wit Benjamin Feshback, John Briggs, John Reid, Michael H. Harris, David Frank, & George Swaltz.

were Sworn and examined touching the said offence whereof the said prisoner stands charged, and the said Prisoner being fully heard in his defence by his Counsel, the Court upon Consideration of the Circumstances of the Case, that the said Prisoner is Guilty of the offence thereof he stands charged, and so the same he is thereby in the Superior Court of Law holden for the said County, therefore it is ordered that the said Prisoner be remanded to the Jail of the said Superior Court, and there to remain untill discharged by due Course of Law.

Whereupon on the Motion of the Prisoner by his attorney, it is Considered by the Court that he be let out on good bail being given, himself in the sum of $100 and good security in the sum of $100 or two securities in the sum of $50 each Conditioned for his appearance on the first day of the next Superior Court of Law to be held for this County. and thereupon the prisoner was remanded to the Jail, Whereupon

Be it Remembered that on the 1st day of April 1831. Benjamin Feshback, John Reid, John Briggs, Michael H. Harris, David Frank & George Swaltz. Severally appeared in Court, and acknowledged themselves to owe and be indebted to his Excellency John Floyd Governor of the Commonwealth of Virginia and his Successors in Office in the sum of $100 each to be levied of their respective goods and Chattles lands and

Tennant and for the use of the Commonwealth to be Recorded, & if upon this Examination that of the said Benjamin Fishback, John Reid, John Briggs, Michael N. Harris, David Frank & George Smalley shall personally appear at the next Superior Court of Law to be held for this County, then and there to give evidence against Elijah Farrow. Charged with felony, and shall not depart the said Court unlawfully discharged by Law then this Recognizance to be Void else to remain in full force and the Court adjourned

David Fenton

Rockingham County To wit
At a Court held for the said County the 4th day of April 1831 being the Monday before the first Tuesday In April 1831

Present

Peachy Harrison, Jacob D. Williamson, Reuben Moore & Robert G Tatum. } J.G. Justs.

A List of Deeds and other writings admitted to Record in the Clerks office of the County Court of Rockingham from the 28th day of February 1831 To the 31st day of March 1831 both days included were returned into Court by the Clerk thereof and being examined was ordered to be entered on the minutes and a like copy be posted up at the door of the Court house of said County which list is as follows

A Deed From Joseph Mauzy & Wife To Peter Bollinger for three Conveyance of Land
A Deed From Jacob Strayer & Wife To Charles Lewis & In Trust for I. B Harris for the Conveyance of Land
A Deed From Wm Smith & Bro To Edward & Smith Ditto
A Deed From Philip Rogers Exors To John Nicholas Ditto
A Deed From Abraham Nave & Wife To Chrestean Funk Ditto
A Deed From Elizabeth Rice & To Henry Keeple Ditto.
A Power of Attorney From George Kerg To Jacob Kerg
A Deed From Jacob King attorney in Fact for George King To Susan Miller for the Conveyance of Land
A Deed of Lands From Lewis Berry To Larkin Rains for Personal Estate
A Deed From A.W. Kelpatrick To B.P Fletcher In Trust for John Hardman Exors for the Conveyance of Land

BR A Deed From John Herdmans Extor To Abner W Kilpatrick for the Conveyance of Land

found A Deed From Daniel Ragan To Frederick Cupp . . . Ditto

BR A Deed From Stephen Hansbarger & To John Dunbar Ditto

found A Deed From Henry I. Gamble To Peter Swope . . Ditto

BR A Deed From John Herdmans Extor To William Ralston Ditto

found A Deed From George Grady & Wife To Daniel Rife . . Ditto

BR A Deed From Joseph Sheffer To Henry Cupp . . . Ditto

BR A Deed From Isaac Burner & Wife To George Detmar . . Ditto

BR A Deed From Mefford Harrah To Katharine Harrison In Trust for John Daniels for the Conveyance of Land

found A Deed From Benja Vanpelt To L W Gamble In Trust for James Hall Ditto

BR A Deed From Reuben Rawley & Wife To Daniel Miller . . Ditto

X A Deed From Wilson Hamelton To Charles Spears In Trust for Harriet Krieg for the Conveyance of Personal Estate

BR A Deed From Samuel Miller &c To Peter Swope for the Conveyance of Land

BR A Deed From Peter Roadcap To Wm Pollock In Trust for John Shuman Ditto

BR A Deed From John McDonelson To James Duff In Trust for John Sheets Ditto

BR A Deed From Cyrus Roads To John Sibert . . . Ditto

BR A Deed From David Conrad To Henry Heffman . . . Ditto

X A Deed From Nancy Carthrea To Charles W Carthrea for Slaves

found A Deed From Adam Long & Wife To Daniel Shoaltes for the Conveyance of Land

BR A Deed From Mary Looker To Benjamin Streckler . . . Ditto

BR A Deed From Reuben Harrison & Wife To Wm Richard Ditto

Ordered that Joseph Mauzy be appointed a commissioner to examine state and settle the estate Accounts of Henry Metzgar dec with Emanuel Hanstarger the admr and make report to the Court

Ordered that Richard P Fletcher be appointed a commissioner to examine state and settle the estate Guardian accounts of Abram Solomon dec who was the Guardian of Daniel & Sarah Smith orphans of Benj. Smith dec and make report to the Court this Motion was made on the 4th Wednesday by Jacob Bloser who is the admr of said Solomon and present Guardian of Sd Children

Ordered that Joseph Mauzy be appointed a Commissioner to examine state and Settle the estate accounts of John & Peter Kyger exrs of Christian Kyger dec'd and make report to the Court

Ordered that Joseph Mauzy be appointed a Commissioner to examine state and Settle the estate accounts of Adam Bloss dec'd with Jacob Bloss the exr and make report to the Court

Ordered that Layton Mauzy be appointed a Commissioner to examine state and Settle the estate accounts of Jacob Bear dec'd with Joseph Mauzy & Jacob Bear the exrs and make report to the Court

Ordered that Richard P. Fleshee be appointed a Commissioner to examine state and Settle the estate account of Joel Graves dec'd with George Bowers the exr and make report to the Court

Ordered that Reuben Moore & Abraham Byrd be appointed Commissioners to examine state and Settle the accounts of Jacob D. Williamson, the Guardian for the Children of Elijah Moore dec'd and make report to the Court

Virgil Erwin & Eliza J. Erwin Orphans of James Erwin dec'd Over 14 years of age Came into Court and made choice of Mary P. Erwin as their Guardian who entered into Bond with Security as the Law directs

An appraisement bill & Sale bill of the estate of Joel S. Graves were returned, examined by the Court and Ordered to be Recorded

A Settlement of the estate of John Mouser dec'd was returned and examined by the Court and ordered to be Recorded

The Viewers appointed to View an alteration in the public road Called the old Rocky Gap Road, made agreeably to the petition of Abram Newman &c was returned, and examined by the Court, as it ordered to be Confirmed, and the alteration before the report of the Viewers being adverse to said alteration

Ordered that ~~David~~ Samuel Shep, (Nine years old 25 of August last) be bound by the Overseers of the poor to Daniel Flook, to ~~learn~~ learn the art ~~and~~ mystery of farming as the law directs, who is to receive for freedom dues One Hundred Dollars, the said Flook having appeared in Court and Consented to the making of this Order.

Ordered that Joseph Mauzy be appointed a Commissioner to examine state and Settle the estate accounts of Mary Snyder deceased with Mathias Snyder the administrator and make report to the Court

An appraisment bill & Sale bill of the estate of Henry Middleton ~~was~~ was Returned, and Ordered to be Recorded

On the Motion of ~~Henry~~ Abraham Stricklen, who entered into bond with Security in the penalty of $1000. and made oath thereto as the law directs, administration of all and Singular the goods and Chattels of Henry Kile dec'd is Granted him in due form the Widow & of the said Kile having first renounced their right of administration) and it is Ordered that Joshua Scarf, William Short, David Stricklen & Joseph Fischer, or any 3 of them being first Sworn do appraise the estate of the said Henry Kile dec'd. and make report to the Court

Smoot & Rose & upon a Note on a Delay bond. Note proved & execution awarded

Same & Same . . . . . Same

Ordered that Richard P. Fletcher be appointed a Commissioner to examine State and Settle the estate accounts of William Bean deceased, with John M. Miller the administrator with the will annexed and make report to the Court

An appraisment bill of the estate of Malchia Brannan dec'd was returned into Court & Ordered to be Recorded

Two Sale Bills of the estate of Malchea Brannan dec'd. was Returned and Ordered to be Recorded

On the Petition of Stephen Hansbarger & George E Craig, to alter the public road leading from the fork of the South River near ~~Road~~ post Republic, to Millers forge, where the alteration is to run on the lands of the said Petitioners, it is Ordered that John Carothers, Charles M. Carothers & William Harper, being first Sworn do View the said alteration, and make report of the conveniences and inconveniences attending the same to the Court

Rich'd Paul Long upon a Notice to receive said fees. Notice acknowledged by the Defendant, and by Consent Continued until the next Term

Same v Same ... Notice acknowledged, and by Consent Continued until the next Court

On the Petition of Annanias Dameron to alter the Public Road leading from Millers forge to Browns Gap, which alteration is to begin, at a point where the said road leaves the dividing line of the lands between Henry Hansbarger dec'd and the Petitioner, and to continue on the dividing line between the said parties until it intersects the said Public road, - it is Ordered that Henry Miller Samuel Garber, Stephen Hansbarger, and Lewis Garrison or any three of them being first Sworn do View the said alteration and make report ~~to the Court~~ of the conveniences and inconveniences attending the same, to the Court.

A Settlement of the estate of Rebecah Crawford dec'd was Returned, examined by the Court, and Ordered to be Recorded

On the Motion Jacob Hansbarger executor of Jeffrey Magill dec'd. It is Ordered that Richard P. Fletcher be appointed a Commissioner to examine state and Settle the estate accounts of the said ~~deceased~~ Magill with the said executor and make report to the Court

Jno. Lesher admr. &c. Henry Long. this Cause came on finally to be heard this 4 day of April 1831. on the Bill answer and exhibits and was argued by Counsel, whereupon it is adjudged ordered and Decreed that the injunction be dissolved, and that the Bill be dismissed, and that the Defendant recover his Costs by him expended in Defending the said injunction

On the Petition of Peter Crim for a road, from the Stage road leading from Sharpsburg Harrisonburg to New Market, Commencing at the low end of Adam Spitzer farm on said Stage road, and running from thence as set forth in said Petition to his Merchant Mill on the North branch of the Shenandoah River, and from thence as set forth in said Petition to the road leading past W. G. Thompsons Store from Harrisonburg to Woodstock. It is ordered that Martin Martz, John Gyger, Philip Kruppp, and Samuel Coffman, or any three of them being first sworn, do appoint to View the said road, propose way for a road, and make report to the Court of the Convenience and inconvenience attending the same thereof to the Court

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

Peachy Harrison

Rockingham County To wit

At a Court held for the said County the 2nd day of May 1831 being the Monday before the First Tuesday in May 1831

Present

Jonathan Shepman, Joseph Clem, Jacob Rush & Robert Hughes, Nathan Reuben Moore — S G Sibert

A List of Deeds and other writings admitted to Record In the Clerks office of the County Court of Rockingham From the 1st day of April 1831 To the 30th day of the same Month both days included were returned into Court by the Clerk thereof and being examined by the Court was ordered to be entered on the Minutes and a like Copy be posted up at the door of the Court house of said County which list is as follows

A Deed From Uriah Head To George Tidler for the Conveyance of Land
A Deed From George W Kemper & To Charles W Carthrae Ditto
A Deed From John Garrett & Wife To David Irick Ditto
A Deed From Peter Royer & Wife To Same Ditto
A Deed From Daniel Warner & Wife To John Giles Ditto
A Deed From Isaac Rader To Abraham Nave Ditto
A Deed From George Kline & Wife To Samuel Harshbarger Ditto
A Deed From John Sandy & Wife To John Sherres Ditto
A Deed From Thomas Armentrout To John Miller Ditto
A Deed From Abram Heatwole & Wife To John Harshbarger Ditto
A Deed From Nathan I Hunton To A W Hunton Ditto
A Deed From A W Hunton & Wife To Jacob Hedrick Ditto
A Deed From Jacob Rush To George Conrad Ditto
A Deed From Samuel Miller & Wife To Abram Heatwole Ditto
A Deed From Christy Vance To John Chrisman In Trust for Abram & Peter Branaman Ditto
A Deed From Nathaniel Harrison To Jacob Burkholder Ditto
A Deed From Samuel M Denison To Peter Byrd In Trust for Thomas McGuire For Personal Estate
A Deed From Michael Homan To John Coman In Trust for George Rosenbarger for the Conveyance of Land
A Deed From Henry Pence & George Michael Ditto
A Deed From John Good & To Jacob Basehore Ditto
A Deed From John Lantz To Jeremiah Lantz Ditto
A Deed From Abraham Byrd & Wife To Moses Thomas In Trust for George Rosenbarger Ditto

BR A Deed From John Rader To Jacob Bare for the Conveyance of Land
BR A Deed From Daniel Wampler & Wife To John Driver . Ditto
BR A Deed From The Same To John Wampler Sr. . Ditto
BR A Deed From John Wampler Jr & Wife To John Wampler Sr Ditto
BR A Deed From John Wampler Sr & Wife To John Wampler Jr Ditto
BR A Deed From Daniel Meyers & Wife To Daniel Meyers . Ditto
BR A Deed From Daniel Meyers & Wife To Daniel Good . Ditto
BR A Deed From Mary Harrison To George Rader . . Ditto
BR A Deed From Wm Hank & Wife To Jonathan Peal . . Ditto
BR A Deed From George Koogler & Wife To Joseph Byerly &c Ditto
BR A Deed From Joseph Good & Wife To Andrew Rogers . Ditto
BR A Deed From Jacob Burkholder & Wife To Daniel Frank Ditto
BR A Deed From Wm Armentrout To Henry Armentrout . Ditto
BR A Deed From Robert Herron & Wife To Isaac Warren . Ditto
BR A Deed From Jacob Reckners & Wife To Lewis Yerkes . Ditto
BR A Deed From Samuel Reckners & Wife To Same . . Ditto
BR A Deed From Henry Hoof To . . Same . . Ditto
BR A Deed From Wm Shotts To James Hall In Trust for A. S. Ruthrauff &c Ditto
found A Deed From Benja Lewis Exor & To Thomas Mansfield Ditto
BR A Deed From Robert Gaines admrs To Henry Gehman Ditto

Saylor to Sefes &c, Order of discontinuance made at this Rule in this Cause is set aside, and the Same is Remanded to the Rule to be proceed in according to Law, and thereupon John Carman appears in Court, and acknowledges himself Security for the Costs and Damages that may be awarded the Deft in this Cause in Case the Deft shall be Cast, and also all Officers fees that may be due and coming, and Costs in the said Suit

On the Several Motions of Jacob Winkle, Jacob Weblinger, Sarah Winkle, Barbara Alder, David Harrison, Catharine Graham, Jeremiah Harnbarger, William Kuhl, George Kaizel, Samuel Miller, and they having paid to the Sheriff the Sum imposed by Law, as per receipts, it is Ordered that Licenses be Granted each of them to keep private entertainment in this County until the first day of May 1837.

A Sale Bill of the Estate of Catharine Dinkle dec'd was Returned & Ordered to be Recorded

A Settlement of the Estate Account of Christian Kyser dec'd was Returned and Examined by the Court & Ordered to be Recorded

A Sale Bill of the Estate of Christian Crebaugh dec'd was Returned & Ordered to be Recorded

An Appraisement Bill & Sale Bill of the Estate of David Rotter dec'd were Returned & Ordered to be Recorded

Grand Jury sworn for the body of this County to wit
Barry Miller (Foreman) John Miller, John Berry, Richard
Wingfield, Jehu Glenn, Joseph Chrisman, Archard Rolston
William Rolston, William Sprinkle, Jacob Rohr, John
S. Gault, Adam Wise, Frearb. Wiffman, Albert Garey
Thomas Holt Adam Sellar, John Sibert, Joseph Armstrong
and William Ryle, were sworn, and heard their Charge
and Retired from the bar to consider of their Presentments
and after some time returned into Court, and made the
following, to wit, a Presentment agst. Barry Wickey, a Presentment
agst. Layton Garey. for the offence set forth in said presentments
and the said Grand Jury having nothing further to present they
were discharged and it is ordered that Summons be awarded
against the said Defendants. to answer the said presentments returnable
here at August Court Next.

Venire for R. M. Kyle & Adgt &c on a Note in Equity
& bond Motion granted & rule awarded

Rule to Testify & Steps &c . . . . . Same

Hall & Carothers &c . . . . . Same

Gilmore & Clerk &c . . . . . Same

Deal & Clerk &c . . . . . Same

Summons adm's for Graham Shacklett & Overholtzer . . Same

Pe Mesne . . . . & Overholtzer . . . . . Same

Clerk's for W. J. S. & Berrydes &c . . . . . Same

Summons & Rogers &c . . . . . Same

Thompson Ho & Norman &c . . . . . Same

Strayer Ho & Norman &c . . . . . Same

Baggett adm & Berrydes &c . . . . . Same

Sayre v Done &c on a Note or Duly bond Note proved & Execution awarded

Laucks adms &c v Shew &c . . . . . Same

Judd &c v Curtis &c . . . . . Same

Jones &c v Curtis &c . . . . . Same

Brannan (for Chismanks) v Bryan &c . . . . Same

Same . . . . . v Bryan &c . . . . Same

Long (for E. W. Smith) v Michal Norman, upon a Note or Duly bond Note proved & Execution awarded, with Damages at 10 per cent from the 26 March 1829 to 4 April 1831 according to law

Paul v Claim &c Note proved, as to Claim and Continued until to Morrow.

Rockhill (for J. Coffman) v Claim &c . . . . . Same

Smith (for McCaulay) v Same &c . . . . . Same

Attesting proving the last will and Testament of Richard Hughes dec was presented in Court and proved by the oath of David Steele and Charles Fenlk 2 Witness thereto ordered to be Recorded, (and it appearing to the satisfaction of the Court that Richard Hughes one of the Executors named in the said will is Dead and that Richard Hughes the other executor has removed to the State of Ohio) that fact is ordered to be entered of Record. Whereupon on the Motion of William Hannum, who entered into bond with Security in the penalty of $150. and made oath thereto as the law directs, administration of all and Singular the Goods & Chattels of the said Hughes is Granted him in due form, with the said Will thereto annexed, and it is ordered that Samuel Miller, William Fetzwalen, Frederick Done and Charles Fenlk or any 3 of them being first Sworn do appraise the estate of the said Richard Hughes and make report to the Court

McWilliams, Buckholder dismissed agreed and ordered at Defendants Costs & Suspect accordingly

On the Several Motions of Richard Pickering, Solomon Perley, Hugh Bruffey, John McNolas

and they having paid to the Sheriff the tax imposed by law. as per receipts filed, it is ordered that Licenses be Granted them each to keep Ordinaries in this County until the first day of May 1832 on their entering into bond with Security in the Clerks office as the Law directs, the Court being of the opinion that the aforesaid Several persons are men of Good character, not addicted to drunkenness or Gambling and that they will Keep orderly and Sufficient houses of entertainments, which Orders to be Certified of Record

On the Motion of David Rodolston executor of John Sherman deceased, it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and Settle the estate accounts of the said John Sherman with the said executor and make report to the Court

A writing purporting to be the last will and Testament of Peter Vanpelt deceased was presented in Court, and proved by the oaths of the Witness thereto & Ordered to be Recorded.

It is ordered to be Certified that Richard P. Fletcher and James Clark Commissioners of the revenue for this County came into Court and gave the Court the information required by Law, as to Ordinary keepers &c

Commonwealth vs Jacob Sefo upon a presentment of the Grand Jury for a Breach of the peace.

The Defendant appeared in Court, and Confesses a Judgment for the Costs.

On the Motion of John & Daniel Kyger executors of Jacob Kyger dec'd it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and Settle the estate accounts of S^d Jacob Kyger deceased with the said executors and make report to the Court

On the Motion of Jehew Green executor of Jacob Parrott dec'd it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and Settle the estate accounts of the said Parrott with the said executor and make report to the Court

Ordered that James Johnson be appointed Overseer of Precinct No 1. in the New Market Road, in the room of William Lewis deceased, & that he with the hands allotted to said precinct open work thereon &c

P. x

Comth v J. Burkholder, upon two Presentments for breaches of the peace. The said Defendant appears in Court, and by consent of the Attorney for the Comth. with the assent of the Court. Confesses a Judgment for the Costs of the aforesaid Several prosecutions

C.

On the Petition of Henry Bear &c presented for the purpose of obtaining a Sale of the Slaves of Adam Bear deceased, in which Jacob Bear the admr of Sd Adam Bear deceased and Catharine Sherly & others are defendants, it is ordered that the said Jacob Bear the admr as aforesaid be Summoned to appear at August Court next to shew Cause if any he can why the Court shall not decree a sale of the said Negroes, and it is ordered that Publication be made in the Manner prescribed by Law as to the Defendants Catharine Sherly, John & Jacob Liegle, George & Anna Cruikright, John Lank and Barbara his wife, they not being inhabitants of the State of Virginia, which is to be published in the Rockingham Weekly Register published in Harrisonburg.

C

Smith &c vs &c v Kite &c By consent on the Motion of the Plaintiffs by their Counsel, it is ordered that Adam Paul Long be appointed Guardian Ad litem for Noah, Henry, George, William, Fielding, & Barbara Kite infant Children of Benjamin Kite deceased, to defend this Suit.

C

On the Motion Abraham Kruppf, it is ordered that Reuben William G. Thompson be appointed a Commissioner to examine state and Settle the accounts of the said Abraham Kruppf as Guardian for George John, Margaret & Polly Lore, orphans of Michael Lore deceased, and make report to the Court

Cy

Blessinger v Coffman exon dismissed agreed.

C.

Rein for use Sheets v Loofus adm Judgment confessed for the Debt in the Declaration Mentioned with interest & Costs

C

Stark v Hoskins adms. the Defendant appears in Court and confesses a Judgment for $93.26¼ cents, with interest on $83.32 part thereof from the 5th December 1820 till paid, and the like interest on $10.04 cents the balance from the 7 April 1831. till paid Costs

Long adms v Williams the Defendant appears in Court and Confesses a Judgment for the Debt in the Writ Mentioned, with interest specially with interest & Costs

Ordered that the Court be adjourned until to Morrow Morning at 10 o Clock AM

Jas Matthews

Tuesday the 3rd day of May 1831.

Present

Jacob Reese Joseph Cleiv, Benjamin Waterman and Robert Grattan Jr. . . . . Esq. Justices.

Smith wife &c vs Kite &c In Chancery.

This Cause came on to be heard by Consent this 3rd day of May in the year 1831. On the bill & answer, whereupon the Court doth adjudge order and decree, that George Forrest Abraham Streeter & Jacob Strole be appointed Commissioners to go upon the lands in the bill Mentioned, that is the 63 acres, the 128 acres, the 260 acres, 22 acres and the 35 acres and lay off the same into eight equal parts by Meets and bounds, agreeably to quantity, quality, and improvements and after having done so, the said Commissioners will then by Lot assign to each of the 8 Children of Benjamin Kite deceased, to wit; the Plaintiff Margaret Smith, and the Defts Isaac Kite, and the six infant defendants, one of the 8 parts into which they shall have divided the said lands, as above directed; the said Commissioners will make out a fair plat of the 8 lots, as directed by

them, designating the pertecular part allotted to each child, and make report to the Next Court how they have exected this decree

Ordered that Jacob D. Williamson & Madison Moffett be appointed Commissioners to examine state and settle the account of Richard Marsh as Guardian for the Children and heirs of Thomas Moore dec'd and make report to the Court

C. Effinger v Carr dismissed agreed

C. Graham & Shacklett v Carr dismissed agreed

C. Simpson v D. Rose dismissed agreed.

C. Pickering v Pickering dismissed agreed

Ordered that the Rate established for Tavern Keepers at May 1830 be continued.

Comth v Lucy Stepro Contra

Comth v J. Steigler N. G. & Effm, and plea and Enquest for Costs.

Comth v Lanahan,

On the Motion of Benjamin Vanfleet & Jarm Duff. and they having paid to Geo. W. Chrisman Deputy Sheriff $18. each it is ordered that a License be Granted them to Keep Tavern in this County entitle the 1st day of May 1832, on their entering into bond with Security in the Clerks office as the law directs, the Court being of the opinion that the said Duff & Vanfleet are persons of Good Character, not addicted to drunkenness or Gambling and that they will Keep an Orderly and respectable house of entertainment, which is ordered to be entered of Record.

Comth v Lanahan, Jury Sworn to try the Issue to wit, George Rader Jacob Lincoln, Joseph Yount, Daniel Bowman, Jarm Laird, Abraham Lincoln, David Shoemaker, Thomas Armentrout, John Peter Williams Terry, Philip Leggett and William B. Smith Verdict that Deft is Guilty & assessed 1 cent & Judgment accordingly

Henry J. Gambrill Clerk of the Court, with John Kerney his Security. entered into bond & condition as a recognizance bond in the penalty of $1000 Conditioned as the Law directs, which bond is ordered to be Recorded, as the Law directs.

& William Fitzgeralds

On the Motion of Wellcain West and they having paid to Geo. M. Chrisman Deputy Sheriff the taxes imposed by Law as per receipts filed It is Ordered that a Licence be Granted them to keep a house of private entertainment in this County until the 1st day of May 1832.

Counth v. A. Lancold Jury sworn to try the Issue to wit John Miller, Edmond Pendleton, Michal O'Roark, James Roadcap, Jacob A. Mitchell, David Caldwell, Adam Mell, Joseph Fry, Razen Bryan, Dorsey Hoffard, John Cowan, and Norton Green, Verdict that the Defendant was Not Guilty & Sheriff accordingly

Thompson &c v. Looker adm Officer Sci fa set aside for want of Gen'l Replevin & Issue and Costs

Good v. Caldwell . . . . . Same

Bailey v. Wells . . . . . Same

Same v. Same . . . . . Same

Moffett v. Long &c . . . . . Same

Newton v. Nagle . . . . . Same

Kountz exrs v. Lamar . . . . . Same

Sellars v. Cleveland . . . . . Same

Reid v. J. Looker . . . . . Same

Richardson exr W. Wells / v. Terry . . . . . Same

Bywaters v. J. Robertson . . . . . Same

Garvey v. Rice &c . . . . . Same

Winters v. Breese . . . . . Same

Terry v. Looker adm . . . . . Same

Moorman v. Marty . . . . . Same

Rutherford adm v. Carthred . . . . . Same

Bear (for use S. W.) v Caldwell, Offic Sequestr &c. Debt &c. paym. pleads, Gen Replication & Issue and Continues

Parrott v M'Mullen . . . . . Same

Emerole v Rife &c . . . . . Same

Rees adm v Rife &c . . . . . Same

Jefferies v Frank Dove . . . . . Same

Same v George Dove . . . . . Same

Albert v Denkle &c . . . . . Same

Brannens v N. Bryan . . . . . Same

Same . . v P. Custis &c . . . . . Same

Benford & Brooks v Rife &c . . . . . Same

Rife v Looker adm . . . . . Same

Richard Beggerton
William Beggerton } In Case

By consent of the parties by their attorneys, all matters relevant there in this suit, is referd to the award and final determination of Samuel Lyon, & John Seawright, whose award, or the award of their umpire in case of disagreement is to be made the Judgment of the Court

Commth v Jno Rader, On the Motion of the Attorney for the Comth. & in leave is given him to amend the Declaration informa-tion filed in this Case, whereupon on the motion of the Defendants by their attorney, it is ordered that the said information be quashed and the prosecution be dismissed, and Judgment for the Defendants Costs v Benjamin Moyers the prosecutor &c

Dade v Newton exr adm. Rule for Security for costs to be given in 10 days.

Comth v Rowlston appearance and order information be filed

Same v M'Williams . . . . . Same

Same v C Simmons . . . . . Same

Same v Mons Santos Defts Coll. Not appearing information Rules & Summons awarded to return the same returned here at the next Court

Same v Armentrout . . . . . Same

Comth ⁊ Longly. New Sumn awarded returnable here
Ep at August Court Next

Comth ⁊ George Ferrell, By Consent the Judgment Rendered in
this Case at February Court last is set aside, and the said Defts.
C pleaded N. G to the Presentment and Issue is thereon Joined
Jury Sworn to wit. John Miller Edmond Pendexter Jacob
Mitchell David Caldwell Adam Mill Joseph Fry
Reuin Bayan Workman Lofland John Cowan Philip Leggett
Michael O'Roark & Williams Henry, who Returned from
the Bar to Consider of their Verdict and after some time returned
into Court and declared they could not agree, and were adjourned
until to Morrow at 9 Oclock

Ordered that the Sheriff Summon all the Acting Magistrates
+ to appear here at June Court Next for the purpose of Appointing
a Clerk to the Court of this County, according to law and also for the
9. May B Purpose of Laying the County Levy for the year 1831.
and for doing such other business relating to the County
as shall be deemed proper and Legally Necessary.

Recognizance for Pet ⁊ Looker & Contents for the Defendants, and
C on the Motion of the said Defendants, it is ordered that
Jacob D. Williamson, Amos Moore, & Jacob Bowman, shew
Cause if any they can, why they shall not be fined according
iP to law, for Non attendance as Witnesses for the said Defts
in this Suit

C Travers ⁊ Perry on attach Continued

C Roads ⁊ Clerk for Contents

C Clerk ⁊ Roads Continued

C Lewis ⁊ Strayer Entered

C Estridge ⁊ Letters upon an attached. Docketed & Cont

Carthew v Gibbs Costs

Murry v Bingham adm Costs for award

Lenehan exrs v Mefrede &c. Ditto

Cleire v Larrahan dismiss agreed

Steele v M'Mahon Cork for award

Hoover v Shoemaker. Ditto

Early for &c v M'Mahon. Ditto

Byrd (Negro) v Jouett Mefrede Ditto

Same v Geo Mefrede. Ditto

Holcraige v J. Looker Orders reference set aside & Costs

Clews for JB) v M'Gehee Costs for award

Myers v Dever Costs for award

Ed. Fawcett for &c v Perrin dismiss agreed

Harrison &c (Justin for Dunbar heir) v Perrin &c Costs

A Plat and Division of the Lands of John Hoover dec'd made between his Children, was returned into Court and Ordered to be Recorded at the Request of the Exrs of Jn. Hoover.

Ordered that the Court be adjourned until to morrow Morning at 9 Oblocks

Joseph Cloud

Wednesday the 4th May 1831

Present

Joseph Cline, Jacob Rush, Augustus Waterman
& Robert Grattan Jr. . . . . E.G. Justices

Smith v Weaver, General Demurrer entered to the
Declaration, in which the attorn for the Smith joins, which
upon argument was overruled by the Court. plea of N.G.
plea and Gen'l Replication & Issue & Costs

Young & Pochon v Rutherford & Peper abates as to Rutherford, and
on the Motion of the Pltfs it is ordered that a Commission be awarded
them to examine and take the Depositions of Abraham Logan
& others residing in the County of Jefferson State of Indiana, on
giving reasonable Notice of the time and place of taking the
same - and the Cause is Continued.

Taylor v Borkinger & By Consent Judgment per the award of the Arbitrators
to whom this suit was referred by Consent of the parties (Out of
Court) and by Consent the execution is to lay until Next Augt Court
Next

Present Abraham Smith

Paul v Cline & on a Note & Duly Prov'd Note proved as to
the Deft (Cline on Monday last) Judgment & Execution awarded
as to him

Brattan (for J Coffman) v Same . . . . . Same

Smith (for use M'Causlan) v Same . . . . . Same

Present

Abraham Smith

Koontz use v Chapman & al discharged agreed

Reed v Newlon & . . . . . same

Graham adm v Lewis discharged agreed

Argabright adm v Cline Continued

Fecio v Looker adm Continued

Krotzer v Stanley Continued

Moffett for & v Ferree Continued

On the Motion of Anthony Huffman and he having paid to Geo. M. Chrisman Deputy Sheriff $18, the tax imposed by law, It is ordered that a license be Granted him to Keep his Ordinary at his house in this County for one year from the first day of May 1832 on his entering into bond with security in the Clerks Office as the law directs, the Court being satisfied that the said Huffman is a man of Good Character not addicted to drunkenness, or Gambling, and that he will Keep an orderly and useful house of entertainment, which is ordered to be entered on the record

Harrison v Sheetz. Jury Sworn to try the Issue to wit Henry Perce, Solomon Huffman, David Showalter, John Perce, Robert Black, Joseph Aldaffer, John Mohler, Archibald Ruthrauff Jarvis Laird, John Elvins, George Long & John Rohrer. Verdict for the Plaintiff for Twenty five Dollars with interest at the rate of Six per cent per annum from the 10th day of September 1828 less paid Subject to a credit of $2 paid the 9th June 1825 & Judgment accordingly

Deck v Western exon. Jacob Nisley of this County appears in Court and acknowledged himself Security for all costs and Damages as may be awarded to the Defendant in case the Plff shall be Cast in this Suit, and also all Officers fees becoming due to them in this Suit.

Kempfer &c v Teeter Office Judgment set aside & dismissed agreed

Courts v Troxel the Jury appears in Court agreeably to their adjournment, and not agreeing in their Verdict by consent Michael Rhoads one of the said Jurors is withdrawn and the cause from thence continued the Record duly charged and proceedings continued.

Kempfer v Steele, Plff calls, not appeared, Non Suit awarded with Costs & $5 Damages and Judgment for Defts Costs

Weaver for Lenhart W & set aside N G & Issue & continued, and thereupon Daniel Weaver of this County acknowledged himself Security for all costs and damages as shall be awarded to the Defendant in case the Plff shall be Cast, and all Officers fees & other Costs due & becoming due in this Suit

F. Arguebright adm v Moses Perry continued

Same . . . v Perry &c . . . Continued

Morris v Harrison adm Continued

Sellars v Hanes Jury sworn to try the Issue to wit Peter Miller George Hetmore Otway Sterling Anthony Huffman Samuel Miller Joseph Armentrout Howes Armentrout George Hineker Evan Stinton Joseph Bynaters Jacob Yount & John Black who retired from the bar to consider of their verdict and after some time returned into Court and declared they could not agree were upon they were ordered untill to Morrow Morning at 10 Oclock

Mary Harrison &c v Abraham Harrison &c heirs of Zebulon Harrison dcsd - In Chancy. This Cause came on to be heard the 4th day of May 1831. and it appearing to the satisfaction of the Court, that the Defendants Abraham, Abner, and Nancy Harrison are infants under the age of 21 years, It is therefore ordered that David Lineolw, be and is hereby is appointed Guardian adlitem, for the said infants, to defend this Suit,

On the Motion of David Lineolw and he having paid to G. W. Chrisman $3.50 cents the law empowers by law It is ordered that defendants be Granted leave to Keep a house of private entertainment in this County untill the first day of May 1832 -

Ordered that the Court be adjourned untill to Morrow Morning at 10 Oclock

Dan Matthews

Thursday the 5th day of May 1831.

Present

David Mathews, Jacob Rust, Abraham Smith
and Robert Gallaher Jr. & Augustus Waterman. } J.G. Justices

John Black & Seimon Quinn, Jam Hall & Wm H. Peers, – plea of payment
notwithstanding heretofore pleaded by Hall & Peers withdrawn, and the said Defendants Hall & Peers pleaded, Nil debet, and the act of Limitations, to which plea the Plffs attorney Replys Generally & issue is thereupon joined, Jury sworn to wit, David Showalter, Jam Laird, Emanuel Sefe, John Williamson, George Miller, Reuben Moore, William Scott Nelson Sprinkle, Charles Chandler, Thornton Hester, George Rader, and Paul Long, whereupon the Plff being Called Now Suit is awarded the Defendants with Costs Damages and Judgment according to Law

Bywaters & Miller Offer Judgment set aside pros discontinued agreed

Williamson & John Fisher Offer Judgment set aside payment Genl Replication & issue & Continued

Sellars & Hayes, the Jury sworn for the trial of this Cause Yesterday, appears in Court agreeably to there adjournment and not agreeing in there Verdict by consent Anthony Huffman one of the said Jurors was withdrawn, and the rest of the Jurors from rendering there Verdict discharged, and the Cause is Continued until the next term

On the Motion of John Allebough and he having paid to Jos. C Shipman Deputy Sheriff $3.75 cents the tax imposed by law, it is ordered that a License be granted him to keep a house of Private entertainment in this County until the 1st day of May 1832.

Daniel Pr Justice for use W. Reese & Bryan Pr Dft issue as to. to enquire of the Damages
said Bryan O'Hagen. Jury Sworn to wit. the same Jury as in the Case of Black & Quinn Pr Verdict for the Plff for $1600.00 the Debt in the declaration Mentioned, to be discharged by the payment

of $661.00 with interest on $300 part thereof from the 1st date hereof paid, and Judgment for said Debt & Interest with all Cost now being Claimed by the Plaintiff

Bryan for use of George Roller & George Dove late Sheriff of this County, and Frederick Dove &c Security for the said Geo. Dove = upon a Note, for Money which the said George Dove hath become liable to pay to the Plff by the Default of the said Daniel Rogers Deputy for Sd Dove, = Parties heard and Judgment for the Plaintiff for $60 with interest at six per Cent from the 8th day of April 1819 besides $40 cents, and for the Cost of this Note

On the Motion of William McMahan and he having paid to the George W. Christmas Deputy Sheriff $18. the tax imposed by Law, it is ordered that a License be granted him to keep an Ordinary at his house in this County until the first day of May 1832. on his entering into bond with Security in the penalty of $150 as the law directs, the Court being of the Opinion that the said McMahan is a Man of Good Character not addicted to drunkenness or gambling and that he will keep an ~~Ordinary~~ Orderly and useful house of entertainment.

Henry & Miller Office Judgment set aside payment Gulp replication & Issue and Continued

Gibbons & Keith Office Judgment set aside & dismissed agreed

Mohler & Dorsey dismissed agreed (1st suit)

Peter Trout & Paul Long & upon Notes to recover the Jail Same . . . & Same. fees. for the Keeping of Solomon Feltz Confessed in Jail on four several Executions at the Suit of Daniel Long. in three Cases the Deft by his Counsel Moved the Court that these two Notes should be Consolidated to which the Plffs Counsel agreed, and the same were thereupon Ordered to be Consolidated, the

Court after hearing the testimony and argument of Counsel, gave Judgment for the sum of £40. the amount claimed in the said Notes, and Costs (Present Joseph Cravens)

Ordered that the Court be adjourned until to morrow Morning at 10 Oclock

J Cravens

Friday the 4th May 1821.

Present

Joseph Cravens, Saml St. Lewis, Abraham Smith & Robert Gratton Jr. . . . . & J. Justices.

C. Long for Pl. v Long dismissed agreed

Rook v Fisher Jury Sworn to enquire of the Damages &c with John Sites, Adam Prentis, Leonard Fichtwell, Abram Pacentin for Plaintiff, (Benja Vanpelt, Mary M. Kyle, Saml Sterling, Joseph Rohr John Rohr, John Yount and John Duff) Verdict for the Plff for £66.50 cents Damages with interest from 29 November 1821 Ctts Pl. Judgment accordingly

Lynn & Alexander v Clerk Deft plea sworn & Judgment confessed for the Debt in the Declaration Mentioned with interest & Costs (saving) equity

Saml v M Mahan Deft . . . . . Saml

Clarke v M Mahan . . . . . Saml

Strayer & Williamson v Step . . . . . Saml

Coffman Hoff for J. Roads v John Pickering . . . . . Saml

Coffman v Burns . . . . . Saml

Kyle v J Pickering . . . . . Saml

Saml v Saml . . . . . Saml

Saml v Jos. Pickering . . . . . Saml

Saml v Saml . . . . . Saml

Coffman Hoff for S. Hill v Looker . . . . . Saml

Saml v County . . . . . Saml

Davis for Pl. & Clerk for pltf. move for Judgt against Defts for the Debt in the Declaration Mentioned with Interest & Costs save & except

Smith for Def. N. J. & Hardlow Def. . . . . Same

Magee for Roberts & Mitchell and . . . . . Same

Reed & Dare Def. . . . . Same

Bywaters & Roper for . . . . . Same

Davidson for E. M. St. & Logan . . . . Same

McCausland for Pltf & Mantle . . . . Same

Looker & Byrd Def. . . . . Same

Ewart & Harrison and ages

On the Motion of Benjamin Hanpelt executor named in the last will of Peter Hanpelt (which was proved on Monday last) and he having entered into bond with security in the penalty of $4.000. and made oath thereto as the law directs, a certificate is Granted him for obtaining probate thereof, in due form, and it is Ordered that Jacob Burkholder, Martin Burkholder Joseph Brown, Alexander McCarty, or any 3 of them being first Sworn do appraise the estate of the said Peter Hanpelt deceased and make report to this Court.

Reed & Strother Continued

Coffman (Adm for Jno. Cowan) & Looker adm Continued

Trout & Rader Continued

Smith & Swifts adm Continued

Pate (for use Hall Pltf) & Same . . . Continued

Dennis adm & McMahan Continued

Morgan adm (for D. Jones) & McMahan Continued

Magee for Pltf & McMahan Continued

Roark (for use D. Perkins) & B. Mellow Def & set aside, N. a Genl replied

Clerk for Pltf and Continued

Fawcett for use of his Creditors / vs Deffs. Jury sworn to try the issue to wit, John Yount, John Rohr, Joseph Rohr, Samuel Sterling Abraham Terry, Adam Painter, John Doherty, Perry Mansfield Solomon Steffanier, Paul Long, Leonard Satterlee & Robert Herron who upon their Oaths do say that for Defendants Costs

Harrison Pl / Harrison vs Mc Cleary

This Cause came by Consent on to be heard this 16th day of May 1831 on the Bill Answer and Proofs made in this Cause, and it appearing to the Court, but Right and Reasonable that a partition of the said lands should be made, and the said assignment of dower confirmed if Reasonable, the Court doth therefore appoint Jacob Roads, Peter P. Mountz and Harrison Hoffman, Commissioners to go upon the said lands, and to lay off and assign to the said May Harrison her dower, interest in said lands, but if the dower already so assigned is a Reasonable and proper dower interest, so to report to this Court and describing the same by proper Metes and bounds, and to partition to the remaining two thirds of said lands, by proper Metes and bounds among the heirs of Sr. Zebulon Harrison deceased, to wit among Polly Hostatter, Lydia Harrison, Susanna Bright, Abraham, Abner, and Mary Harrison, laying off and assigning to each one equal Tenth part of the said remaining two thirds, but in the said partition, having an eye to the quantity, quality, and improvements on each share, - and it is further Ordered, if the said Commissioners shall be satisfied, that it will be of no injury to the other heirs, that they shall lay off the shares of Polly Hostatter, and Susanna Bright, adjoining the lands of Mary Hoch, and it is further Ordered that the said Commissioners, make Report of their proceedings in the premises to the next Term of this Court, to enable it to make a final Decree

Roads sworn - Caldwell Pl. offers Exhibit set aside payment Genl replication & Issue and Ceteris

Laurin adm v Duff Continued

Long v Miller. Jury sworn to try issues of the damages &
William Herron, Robert Herron, George Long, Solomon Huffman
Peter Dewitt, Emanuel Sefo, John Roden, Joseph Brewster
Allen Fullerton, Otway Sterling, Charles Williams &
Joseph Brady. Verdict for the Plff for $215. the debt in
the Declaration Mentioned to be discharged by the payt of
$21.02 cents Damages & Costs against accordingly

Mohler v Davidson Jury sworn to try the Issue to enst.
the same Jury as in Long v Miller, Verdict for the Plff.
for $29.36¼ cents Damages with interest from 5th March 1829.
Costs paid, & Judgt against accordingly

M'Williams v Deeds adms. plea of Offers pleaded Genl
replication & Issue, Jury sworn to try the Issue to enst William Herron,
Robert Herron, George Long, Solomon Huffman, Peter Dewitt
Emanuel Sefo, John Roder, Joseph Brewster, Allen Fullerton
Otway Sterling, Charles Williams & Leonard Fullerton. Verdict for
the Plff for $1.30 cents, with interest from 6th May 1831 till paid
whereupon a New Trial is awarded the Defts with $5 Damages
and a Judgt for his Costs accordingly

The Sheriff v Long. upon Notice to the Defendant by his attorney
tendered a bill of exception to the Opinion of the Court rendered
in this case on Yesterday, which was Signed and Sealed in the
Law allowed and ordered to be made a part of the Record

Looker adm v Hulings for use Issue Costs

Burrows for Looker adm/ v Steele (on Scire fac/ Continued

Bear exr v Reneker exr. plea of No such executor pleaded
by the Defendant. Genl replication & Issue and Enst Continued.

Ordered that the Court be adjourned until the 4th day before
the first Tuesday in June next.

Stevens

State of Virginia to wit.

At a Court held at the Court house of Rockingham County on the 2nd day of June 1831. By Virtue of a Warrant Issued by Abraham Smith esqr. a Justice of the peace of the said County, on the Complaint of Augustin Waterman, which Warrant of Complaint is in the words and figures following To the Sheriff of Rockingham &c. agreeably to the act of assembly entitled an act to explain and amend an act Reducing into one act the Several acts Concerning forcible entries and detainers,

Present

Joseph Lobaven, & Joseph Cline Gent. Justices,

Augustin Watterman ... Plaintiff
agst.
Abraham Joseph ... Deft

for, unlawfully turning the Plff. out of the possession, and unlawfully and "his consent, withholds from him the "Possession of a certain tenement Con- "=taining by estimation One half Acre "of land and is part of what is "Calld Rawleys Springs, to wit that "part of the Buildings and improvements which are embrac "in the upper Row of Cabins, and the Buildings or Cabins on "the South West Corner of the improvements, which were occupi "=ed during the last Summer by John Peter, as a dining "Room and a Kitchen, and all the ground within the following "Boundaries, lying North of a line drawn Eastwardly from the "lower end of the said dining Room, Running parrell "with the upper Row of Cabins to the east end of the "improvements, thence Southwardly to the upper side of the "east end of said improvements, and thence with the "upper Side of said improvements to the South West end "of said improvements, and thence with the West Side of "said improvements to the Beginning, with the appurtenances "lying and being in the County of Rockingham, &c."

This day Came as well the Plaintiff by his attorney as the said Defendant by his attorney, and thereupon the Sheriff Maketh oath of (18 Good and Lawfull Men being freeholders) duly Summoned as Jurors for the trial of the Complaint.

aforesaid, all of whom attended, from which freeholders so summoned and attending as aforesaid, the following Jury was selected by both to wit, John Deatrick, Benjamin F. Graham, Michael Effinger, Emanuel Harshbarger, William Sprinkle, Joseph Bywaters, Martin Burkholder, Peter Shrebarger, Samuel Leggett John Doherty, John F. Effinger, Anthony Shaffner who being Sworn to try whether the Defendant, at any time within 3 years next before the [illegible] exhibition of the Complaint filed by the plaintiff in this Cause, did unlawfully enter upon the tenement in the said Complaint Mentioned, and turn the said Plaintiff out of the possession thereof; and whether the said Defendant continues to hold the possession thereof at the time of the exhibition of said Complaint." and having heard the evidence, and arguments of Counsel, and upon their oath do say we find that the Defendant did within three years next before the exhibition of the Complaint filed by the plaintiff in this Cause unlawfully enter upon the tenement in the said complaint mentioned and turn the Plff out of the possession thereof, and that the said Defendant did continue to hold the possession thereof at the date of Sd Complaint; Therefore it is considered by the Court that the Plaintiff recover against the said Defendant the possession of the Tenement aforesaid, to be held and enjoyed by him accordingly to law, and his Costs by him about his Suit in this behalf expended, and the said Deft may be taken &c Whereupon the Plaintiff prayed a Writ to the sheriff of the said County to be directed to cause him to have his possession of the tenement aforesaid, and to him it is Granted Returnable here as the Law directs.

Ordered that the Court be adjourned.

J. Travers

Rockingham County To wit

At a Court held for the said County the 6th day of June 1831 being the Monday before the Thirst Tuesday In June 1831

Present

Jonathan Shipman. David Mathew. Joseph Graves Robert Grattan Jacob D. Williams & S G Letts

A List of Deeds and other writings admitted to Record in the Clerks office of the County Court of Rockingham From the 2nd day of May 1831 To the 31st day of the same Month both days included were returned into Court by the Clerk thereof and being Examined by the Court was ordered to be entered on the minutes and a like list be posted up at the Door of the Court house which list is as follows

found A Deed From Ursula Welsel To George Harra for the Conveyance of Land

BR A Deed From Abraham Reneeker To Nancy Painter Ditto

BR A Deed From Peter Harry & Wife To Jonathan Peal Ditto

BR A Deed From Lewey Davis & Wife To William Smith Ditto

BR A Deed From Ann Renker To Mary Brock . . . Ditto

BR A Deed From Ursula Welsel To Christopher Welsel Ditto

found A Deed From Henry Mace To Silas Holbrook . . Ditto

found A Deed From Augustine Armentrout To Geo Armentrout Ditto

found A Deed From Joseph Mauzy & Wife To George Armentrout Ditto

found A Deed From The Same To Frederick Armentrout Ditto

BR A Deed From Conrad Custer To Joseph & John Chrisman Ditto

BR A Deed From Joseph Chrisman & Wife To Philip Rudy Ditto

A Deed From James Johnson To G. W Kemper In Trust for Silas Holbrook For Personal Estate

X A Deed From John Weaver To David Shute In Trust for Anthony Rodes for Personal Estate

X A Deed From William Burnsides & Wife To George Hostler For the Conveyance of Land

BR A Deed From Joel & Graves Exor To Wm & David Doval Ditto

BR A Deed From The Same To David Doval. . Ditto

BR A Deed From Conrad Custer To L W Gamble In Trust For Joseph Chrisman. Ditto

BR A Deed From Jonas Strine & Wife To Patty Smith Ditto

BR A Deed From Abraham Byrd To H I Gamble Interest For David Kyle Sr. Ditto

found A Deed From Richard Pickering To H I Gamble In Trust for the Same Ditto

BR

found A Deed From Augustus Waterman To Isham Warren for the Conveyance of Land

found A Deed From Adam Detrick & Wife To James Foley Ditto

BR A Deed From Wm Bryan & Wife To James Hall in Trust for Robert Kyle Ditto

BR A Deed From Wm Rogers & Wife To George Clarke in Trust for John F Effinger Ditto

BR A Deed From Reuben Harrison & Wife To Robert Gray Ditto

BR A Deed From The Same To Thomas Harrison Ditto

BR A Deed From Reuben & John Kyger To John Kite Ditto

BR A Deed From Willis Bundy To L. W Gamble in Trust for B. F Graham Ditto

found A Deed From George & Lewis Kerchhoof To Adam Holaugh Ditto

found A Deed From Henry Speck To Wm Kenney In Trust for H. S Tapp For Personal Estate

X A Deed From Reuben Kyger & To John Kite For the Conveyance of Land

BR A Deed From Joseph Shook To Abraham Lemaster In Trust for John H Campbell For Personal Estate

X A Power of Attorney From Alexander Herring To G H Chrisman

found A Deed From Lewis Stephens & Wife To Archibald Beard for the Conveyance of Land

BR A Deed From Joseph Shook & Wife To Abram Lemaster Ditto

found A Deed From Daniel Wheeler & Wife To Abram Grove Ditto

found A Deed From Andrew Erwin To Eugene Erwin Ditto

BR A Deed From John Beerly & Wife To Norman Lofland Ditto

Copy On the Motion of Jacob Perry admr of Jacob Perry dec'd it is ordered that Joseph Mauzy be appointed a Commissioner to examine state and settle the estate accounts of said Perry with the said admr and make report to the Court

Copy On the Motion of John H. Campbell exectr of George Berry dec'd it is ordered that Reuben P. Flesher be appointed a Commissioner to examine state and settle the estate accounts of said Berry and make report to the Court

Lair vs McMahan &c upon a Note on a Deby Note
proved & execution awarded.

Kyle &c vs McMahan &c Same

Clafer paid
6 the Dft

Rutherford vs McCarty &c Same

An appraisement bill and sale bill of the estate of Thomas
Powell dec'd & Order to be Recorded

An appraisement bill and sale bill of the estate of Mathew
Powell dec'd returned & Ordered to be Recorded

Bruffey vs Bowlew. upon a Note for Money paid as security
Note proved & Judgment pas awarded for $95.94 cents, with
interest on the Several parts of said Sum, as set for the in
the said Note and Costs

An appraisement bill and Sale bill of the estate of Paul
Lingle dec'd. were returned and ordered to be Recorded

A Settlement of the estate accounts of Henry Perrin Jr. dec'd was
returned, examined by the Court, and Ordered to be Recorded.

A Settlement of the account of Richard Mack as Guardian for
the heirs of Thomas Moore dec'd. was returned examined, by the
Court & ordered to be Recorded

Present.

Benjamin Miller, Jacob Miller, Samuel Coots Andrew
Moffett, Christian Harman, Michael H. Harris, Jacob Harshbarger,
Reuben Moore, Abraham Smith, David Worley, Joseph
Eversman, George Dove, David Strathan, Samuel L. Lewis, Benj
Waterman, John M. Campbell, Robert Weir, Jonathan
Peck, Jacob Rench, Peachy Harrison, George W. Kemper,
George Clarke, Joseph Elkins, John S. Gaucy, Charles L. Gaucy,
& Stephen Harshbarger being a Majority of all the acting
Magistrates in this County. Whereupon the Court proceeds
to the appointment of a Clerk of the County Court of
Rockingham in the room of Henry J Gamble the present
Clerk, whose Office and duties will terminate on the fourth
Monday in July next, agreeably to the act of assembly pass

the 18th day of March 1831 entitled an act Regulating the appointments of Clerks of Courts, and the terms of their offices, and thereupon George W. Kemper and Benjamin Miller were appointed tellers to record the Votes, and the presiding Majestrates to Call the Names of the Justices present, who having performed that service, it appears by the report of the tellers, that they Voted as follows to wit,

for Richard P. Fletcher

Christian Storm,
Samuel Coots
Saml M. Lewis
George Hoke

for Edward H. Smith

Charles L. Garey.
Michael H. Harris
Jacob Miller
Jonathan Peal
Robert Harris
John S. Garey
George Clarke & Peachy Harrison 6.

and for Harry J Gambill

Reuben Moore,
Robert Grattan
Augustus Waltzman
Benjamin Miller
Jacob Harshbarger
Jacob Rush
Abraham Smith
George W. Kemper,
Andrew Moffett
Joseph Cline
Stephen Harshbarger
John H. Campbell
Jacob D. Williamson
David Harrow
Joseph Cravens
Daniel Mathews
Jonathan Shepherd 17 —

from which it appears that the said Harry J Gambill having a Majority of the Votes of the Justices as polled and Voting as aforesaid, was declared duly elected, Clerk of the said County for the term of Seven Years from the commencement of the 5 and first Monday in July Next, and

Thereupon, the said Henry J Gamble, with Security entered into and acknowledged bond in the penalty of Three Thousand Dollars conditioned as the law directs, and in open Court, took the oath of fidelity to the Commonwealth, the oath of fidelity to support the Constitution of the United States, the oath against duelling, and the oath of office as directed by Law, which is ordered to be entered of Record.

The Court proceed to the appointment of Constables for this County for the term of 2 years Commencing at July Court Next, to wit, for the Harrisonburg District 3 Constables and the Names of the Justices present and Voting being polled the Vote so stood as follows that is to say.

for Joseph Billheimer	for Reuben Moore		
Mess. Grattan	Mess. R. Moore	for Rogers.	for A. McClellan
Waterman,	Harrison	P. Dorw.	G. W. Kemper
Jacob Miller	Weis		
J. Harnbarger	S. Harnbarger,	for Rutherford	
Jacob Rusk	Harris — 6.	C. L. Yancy	
John S. Yancy		B. Miller	
Saml Coots			
A. Smith			
Kemper			
Moffett			
Lewis Clark			
Williamson			
Fletcher			
Newton			
Mathews			
Shepherd			
G. Dove — 18			

and the said Joseph Billheimer having a Majority of all the Votes so polled as aforesaid was declared duly elected,

The Court proceeded in like Manner to the election of a Second Constable for the said District, and the Names of the Justices being Each present and Voting, it appeared that the Vote stood as follows, viz.

for Reuben Moore, Messr. Grattan, Waterman, Rusk, Smith Fletcher, Mathews, Dove, Williamson & Lewis, R. Moore, Harrison Weis S. Harnbarger & Harris = 14. (for Rutherford) Jacob Miller Jn. S. Yancy D. Newton 3 = for R. Rogers, J. Harnbarger, Coots Moffett, Clerk, Clarke & S. Shepherd = 7. and it appearing that the said Reuben Moore, having a Majority of all the Votes so polled as aforesaid was declared duly elected, the Court in like Manner proceed to the appointment of a 3rd Constable for the said District, and the Names of the Justices present and Voting being polled it appears that the Vote stood as follows to wit for Reuben Rogers, Messr. Grattan, Harris, J. Harnbarger, Rusk Weis

Norris, Coots, Moffatt, Clarke, S. Hansbarger, Fletcher Mathews Cravens, Sherman, Harrison & Dove, =16. for McClellan. Messr Waterman, Smith & Kemper = 3. and for Rutherford = Messr Moore, C. Yancy. Benj. Miller Jacob Miller J. S. Yancy. Cline. Lewis. Williamson & Newton = 9. and the said Reuben Rogers. having a Majority of all the Votes so poll? was declared duly elected.

For the Rocky Gap District, 2 Constables, and the Names of the Justices present and Voting being poll? the Votes stood as follows. for Farris Welch, Messr. Moore Grattan, Harris, Waterman, Heins, Smith, Lewis, Clarke, S. Hansbarger, Fletcher, S. Cravens, P. Harrison, G. Dove, & J. Rust 14 — and for J. A. Mitchell) B. Miller, S. Hansbarger Chr. Norris, J. S. Yancy, S. Coots & D. Mathews 6. — and for S. Krotzer — Joseph Cline, and for Rader, Chr L. Yancy J. Miller, Moffatt, Williamson, Newton, & Sherman. = 6. and the said Farris Welch having a Majority of all the Votes so Voting was Declared duly elected. a constable in the said District

And the Court proceeded in like Manner to the appointment of a Second Constable for said District and the Names of the Justices, presenting and Voting, being poll? stood as follows to wit, for John Rader for Messr. Moore. C. L. Yancy, Grattan Harris, Waterman, S. Miller, Rust, Heins, J. S. Yancy, Smith, Moffatt, Lewis, Clark, Williamson, Fletcher. Sherman and Newton, = 14. and for J. A. Mitchell, B. Miller, S. Hansbarger, Norris, Coots, Cline, S. Hansbarger, Cravens D. Mathews & G. Dove = 9. and for Krotzer. P. Harrison 1. and the said John Rader having a Majority of all the Votes so poll? was declared duly elected a Constable in said District

For the Smith Creek District, (2 Constables) and the Names of the Justices present and Voting being poll? the Votes stood as follows. for John Cowan, / Messr. Moore Grattan, Harris, Waterman. Rust, Heins, Smith, Cline Lewis, Clark. S. Hansbarger. Campbell. Williamson. Cravens Sherman, Harrison & Dove = 17. / for Stevens / B. Miller, for S.

Moffett. C. L. Garry. I. Miller. J. Hambarger. & I. S. Garry. —4. and the said Jno. Cowan having a Majority of all the Votes so poll. was Declared duly elected a Constable in said District — the Court in like Manner proceeds to the election of a 2d Constable and the Names of the Justices present and Voting, being poll. stood as follows to wit for Isaac Moffett. Messr Moore C. L. Garry. Gratton, M. & Harris, Waterman, I. Miller, I. Hambarger. Rush, Weiss, J. S. Garry. A. Smith, Cline, S. Hambarger, & Campbell, =16. for March, W. Lewis, 1. and the said Isaac Moffett having a Majority of all the Votes so poll. was declared duly elected a Constable in said district. The Court in like Manner proceeds to the election of a third Constable in said District, and the Names of the Justices present and Voting being poll. they stood as follows to wit, for March / Messr. Moore R. Weiss, Smith, Clark, Campbell, Waterman & Shepherd =9. (and for John Stevens / C. L. Garry, Gratton, Harris, Waterman B. Miller, I. Miller, I. Hambarger, Rush, I. S. Garry. Moffett Cline, Lewis, J. Hambarger., Lewis Harrison & Dove. =16. and the said John Stevens having a Majority of all the Votes so poll. was Declared duly elected for said District.

For the (Corbin Store) District, (one Constable) and the Names of the Justices present and Voting being Call. the Votes stood as follows. to wit for John Miller C. L. Garry. Gratton Harris Waterman, Miller, Jacob Miller, I. Hambarger. Rush. I. S. Garry, Smith. Moffett. Cline, Lewis. Clarke. S. Hambarger. Campbell. Shepherd. Mathews, Harrison & Dove =17. and the said John Miller having a Majority of the Votes so poll. was declared duly elected a Constable in said district.

For the Port Republic District, (2 Constables) the Names of the Justices present and Voting being Call. the Votes stood as follows to wit. for Henry S. Perky & William Harper. (the other person being no Nominated) / Messr. C. L. Garry. Gratton Harris, Waterman, B. Miller, I. Miller. J. Hambarger, J. Rush, I. S. Garry. Cline Lewis, Clarke. S Hambarger, Campbell Mathews, Shepherd, Harrison & Dove =18. and the said Perky & Harper, having a majority of the Votes so poll. were declared duly elected Constables in and for the said District

For the Alta Beaver Creek District which includes Mount Crawford, (2 Constables) and the Name of the Jurors present and Voting being poll'd the Vote stood as follows to wit. for Hugh Breffy. Mess. C. S. Gary. Waterman S. Miller. Smith. Elwin, Clarke. Grattan, Harris J. Hansbarger, Rush, J. S. Gary, Lewis. S. Hansbarger. Campbell. and Shepman = 15. who having a Majority of the said Vote was declared duly elected a Constable in said District. — and the Court in like Manner then proceeded to the election of a Second Constable, and the Name of the Jurors present and Voting being poll'd the Vote stood as follows to wit for William Dever, Mess Grattan, Harris J. Hansbarger, Rush, J. S. Gary, Lewis, S. Hansbarger Campbell & Shepman = 9. and the said W. Dever having a Majority of the Votes so poll'd was declared duly elected a Constable in the said District, and is further Ordered that the aforesaid Several persons so elected and appointed Constables in and for the Several districts aforesaid, appear here at July Court Next for the purpose of giving Bond with Security in the Manner directed by Law. &c

On the Motion of William Edmonds who produced in Court a Regular Certificate of his being a Minister in the Methodist Episcopal Church, and of his Regular Ordination and having taken the oath of fidelity to this Commonwealth and entered into Bond with Security in the penalty of $1500 as the Law directs a Certificate is Granted him to Celebrate the Rights of Matrimony in the State of Virginia accordingly to the forms and Ceremonies of his Church

Copy A Writing purporting to be the last Will and Testament of John Royer dec'd was presented in Court and proved by the oaths of Henry Perrow and Peter Royer, two Witnesses thereto, and ordered to be Recorded, and on the Motion of Barbara Royer the executor named in the said Will, who entered into and acknowledged Bond in the penalty of $4000. and made oath thereto as the Law directs, a certificate is Granted the said

executrix for obtaining a probate thereof in due form, and it is ordered that Jacob Nicholas, John Nicholas, Christian Arguebright and Peter Hyggs or any 3 of them being first Sworn do appraise the estate of the said John Roser. and make report to the Court

Sept 2d A Writing purporting to be the last will and testament of Philip Reisy decd was presented in Court and proved by the oaths of the Witness thereto and ordered to be Recorded, and on the Motion of Christian Staus Jr. and Christian Staus Jr. the executors named in the said Will who entered into bond with Security in the penalty of $6000. ~~as the Law directs~~, and made oath thereto as the Law directs, a Certificate is Granted them in due form, and it is ordered that Henry Shank, Abram Coffman, Abram Bear & Nathaniel Pelton, or any 3 of them being first Sworn do appraise the estate of the said Reisy and make report to the Court

A Writing purporting to be the last will and testament of Rebecca Beggerton decd was presented in Court and proved by the oaths of M. M. Harris and Mathias Mellot the Witness thereto & ordered to be Recorded, and on the Motion of William Beggerton the Executor therein named, who entered into bond with Security in the penalty of $300. and made oath thereto as the Law directs, a certificate is Granted him for obtaining a probate in due form, and leave is reserved the Executor to ~~form~~ join in the same probate at any future day

On the Motion of Thomas J. Mitchell esqr and he having taken the oaths prescribed by law is admitted to practice as an attorney in this Court

Sept 2d Ordered that Jacob B. Arguebright be appointed Surveyor of present No 11. on the Swift Run Gap Road in the room of Jno Gebbon. and that he with the former do

Sept 2d Ordered that Jacob Mellot be appointed Surveyor of present No 5 on the Rocky Gap Road leading to Moorefield in the room of Daniel Fulton. deceased

An appraisment bill ~~and Sale~~ bill of the estate of Ruth Davis dec. was Returned and Ordered to be Recorded

A Sale bill of the estate of Christian Kyger dec. was Returned and Ordered to be Recorded

Ordered that John Answelle be appointed Surveyor of present No. 1. on the [redacted] Mill Road in the room of Abraham Stone dec.

Cop. 2 On the Petition of Abner W. Walpolch to alter apart of the road leading from the New Creek ins Meeting House, and intersecting with the Cherry Run Gap Road, which alteration is to commence a little West of his House and Running North of the present road so as to fall into the present road east of the house of Sd. is Ordered that William Ewin, William Dunlap, Jacob Everett & John Long or any 3 of them being first Sworn do ~~appraise the value of the road~~ view the said alteration and make report to the Court of the Conveniencies and inconveniencies attending the same to the Court.

Ordered that John Lowman be appointed Surveyor of Present No. 2 on the Mayfield town Road in the room of David Simmons. Resigns

Ordered that Michael Norman (Son of John) be appointed Surveyor of present No. 1. in the Room of John Rader on the road from Brock Gap ~~to~~ keep the Rivers by plain Walls &c

Ordered that John Shoemaker be appointed Surveyor of present No. 1. on the Keezell town Road in the Room of John Looker Removed.

Ordered that the Tithables at the following plans or plantations to wit David Frank. Ephraim Leto. & Henry Mauldock be added to and made apart of the hands of Martin Speck. who are to work under him according to law.

Ordered that John Bell be appointed a School Commissioner in the Room of Abraham Moffett Resigns

Settlement of the estate of Adam Blose, Philip Deeds Christian Myger, and Jacob Bear, were returned, examined and allowed by the Court and severally ordered to be Recorded

Ord. Ordered on the Motion of Samuel Coates and he having paid to George H Chrisman Deputy Sheriff &c, it is ordered that a License be granted him to keep a house of private entertainment in this County until the 1st day of May next.

On the Petition of Michael Whitman & Peter Miller for leave to erect a dam across the South Fork of Shenandoah River at a place called Scotts ford about two Miles above Port Republick, the land on the opposite side of the said River belonging to John Burton, Nancy Bear the wife of John Bear, and Samuel, Eli, Elay, Elizabeth and Richard Burton Children of Richard Burton, Notice of the Motion being proved as to the John Burton, Bear and Wife and the said Motion is refused and it is ordered that Peter Miller be appointed Guardian ad litem for the said Samuel Eli, May Elizabeth & Richard infants Children as appear who and are under age to defend the Motion.

On the Petition of Michael Whitman & Peter Miller for a writ of Ad quod damnum to establish a Saw and Walk grist Mill on the North River at a place called Scotts ford about two Miles above Port Republick, the land on the opposite side of the said River belonging to John Burton & Nancy Bear wife of said John Bear, and Samuel, Eli, May, Elizabeth and Richard Burton Children and heirs of Richard Burton dec'd. who are under age, and Notice of this Motion being proved as to the said John Burton and Bear and Mary Burton wife of John Burton and May Burton wife, and for Reasons appearing to the Court this Motion is Continued and on the Motion of the said Petitioners, Nancy Miller is appointed Guardian ad litem for the said infant Children to defend this Motion

A Writing purporting to be the last will and Testament of Mary Smith decd was presented in Court and was proved by the oaths of John Kerney & James Nichols two Witnesses thereto, which together with a plat and Survey of the said Smiths lands, made believes the Children of the said

Henry Smith, (which is a part of said Will) and being proved by the said Witnesses, are with the said Will & are ordered to be Recorded

Cop'd & ll

On the Petition of John Sepe and he having paid to A. W. Weston Dy. Sh. £3. 5s 4d it is ordered that a Licence be Granted him to Keep a House of private entertainment in this County until the 1st of May Next

Cop'd

On the Motion of Henry Gelman, and he having paid to Geo. N. Chrisman Dy. Sh. £3. 5s it is ordered that a Licence be granted him to Keep ~~his~~ private entertainment at his house in this County until the first day of May Next

Cop'd & ll

On the Petition of John Bell for leave to alter a part of the Public Road leading from New Market to Thompsons Store, which alteration is to begin at the dwelling house of your Petitioner to the line dividing his lands and Lewis Drews, It is ordered that Isaac Thomas, George Keller, and Peter Lewis being first Sworn do View the said alteration so proposed as aforesaid, and make report of the Conveniency and Inconveniency attending the same to the Court.

dock . 6
ally . . 8.
road 26
fee 18
Lay out 40
appra . 26.
Dep of . 52
Bond . 34.
213
Record
copy . 112
$3.25

On the Petition of Jacob Mohler for a Writ of Adquidamnum for the purpose of erecting a Saw and Water grist Mill on his own land on the North River, the bed whereof belonging to himself or to the Crown, and the land on the Opposite of the River against which he will abut his dam before going to Wheltow & Miller Solrs of the Motion being given, and the Granting of said writ objected to by said Wheltow & Miller, the Court upon argument refuses to grant the said Writ, to which opinion of the Court the said Mohler, tenders a Bill of exceptions which was Signed and Sealed as the Law directs and ordered to be made apart of the Record.

Ordered that the Court be adjourned until to Morrow Morning at 10 o'clock

Jacob Miller

Tuesday the 7th of June 1831.

Present

Samuel D. Lewis, David Vanlue, Jacob Rush.
Robert Lattaw & Reuben Moore. - - - & G Justis

Copy On the Motion of John Nave Guardian for Jonathan, Sarah
Johns, Hannah & Joseph Mulvey. Children of George Mulvey, it
is Ordered that Richard P. Fletcher be appointed a Commissioner
to examine State and Settle the accounts of the said John Nave
as Guardian aforesaid, and make report thereof to the Court

Copy On the Motion of Mary Bellheimer, it is Ordered that Saml.
Coote be appointed a Commissioner to examine State and Settle the
accounts of the said Bellheimer as Guardian of Joseph Bellheimer
orphan of John Bellheimer dec. and make report to the Court

Copy On the Motion of Benjamin Powell admr of Mathew
Powell deceased, it is Ordered that George Conner be appointed
a Commissioner to examine State and Settle the estate
Accounts of Mr. M. Powell with the said admr and make report
to the Court

John Weller & Wife
&
Armentrout &c. - - - & In Chancery

This Cause came on to be finally heard this 7th day
of June 1831. on the bill, answer and exhibits, and the
Report of the Commissioners, Peter Moontz, Abraham Brock,
and Jacob Roads, and the argument of Counsel being heard
the Court doth adjudge ordered and decree, that the report of
the said Commissioners together with the plat annexed thereto
(to which no exception has been taken) be affirmed, and that
the lots or tracts of land No. 1. 2. 3. 4. 5. 6. 7 & 8 as described
in the said Report and plat be assigned to and Vested in the
Individuals or persons to whom they are respectively
assigned by the said Report, that is Lot or tract No. 1. to Aron
Armentrout, Lots or tracts No. 2 to Priscilla Armentrout, Lots
or tracts No. 3, to Elizabeth Armentrout, Lots or tracts, No. 4. to
Deanna Armentrout Lots or tracts No. 5. to Joseph Armentrout
Lot or tract No. 6 to Eve Weller the wife of the Plaintiff

John Weller. Lot or Tract, No 4 to Thomas Armstrong and Lot or Tract No 8 to Polly Armstrong, and the Court doth further adjudge Order and decree, that there be paid to the said Peter Koontz for his Services as Commissioner aforesaid, and Surveying the sum of $9. and to Mr Thebala Brooks and Jacob Roads for Services as Commissioners aforesaid, the sum of $2,50 cents each, and the Court doth further adjudge Order and decree that the Plaintiffs (paying one Share) and the defendants do each pay an equal proportion or part of the Costs of this Cause, to accrue decree, excluding the allowances to Commissioners aforesaid, and that leave be reserved to the infant defendants in this Cause to Shew Cause (if any they can) against this decree at any time within Six Months after they shall respectively arrive at or, have attained the age of twenty one years.

Cop 2d " Ordered that the Overseers of the poor bind Harvey R. Campbell about 12 years old on 12 September 1831. to John Feilty to learn the Business of a Farmer as the Law directs, who is to have for freedom dues $20

Cop 2d " Ordered that William Ellinger 18 years old the 18th day of May 1831. be bound by the Overseers of the poor to Samuel Bear to learn the Trade of a Farmer as the law directs, who is to have for freedom dues $20

C On the Petition of Allen Dever who owns the land on one side of North River & wishes to build a Water grist Mill on his said Land, and to erect a dam across the North River for the purpose of working his said Mill, and the land on the opposite side of the said River also belonging to the said Dever, it is ordered that a Writ of Adquod Damnum be awarded him, according to law, which is to be directed to the Sheriff of this County and to be executed on Saturday the 17th of this instant & returned here at the Next Court

Cop.

On the Petition of Joseph Wenger &c. for a way for a road from Joseph Krotzers, big Spring, to Edom Mills, Beginning at the term of a public road, east of Joseph Wengers barn passing along the same by Henry Wenger, until it reaches a field of said Joseph Krotzers, adjoining said big Spring, and thence through the said field to intersect the Public Road, just below the said Spring, - it is ordered that Jesse Roalston, Joseph Letsinger, Jacob Shoemaker and John Deter, or any three of them being first sworn do View the said proposed way for a road, and make a report of the Convenience and inconvenience attending the same to the Court.

Cop.

A report of the Viewers, appointed to View a way for a road, leading from the Stage Road, that runs from Harrisonburg to New Market, which is to Commence at the lower end of Andrew Spitzers farm, on said Stage road, to Peter Shultz land, and from thence through the lands of the several persons as set forth in the said report, to where it intersects the road leading from Harrisonburg to Woodstock, was returned into Court by the Viewers, and the Court having duly Considered the same, it is ordered that the said road be established agreeably to the said report, the Several proprietors through whose land, the said road is to Pass, having by a writing under their hands, Consented thereto, and it is further ordered that Peter Letsinger, Philip Kruppe and Martin Maxey be appointed Commissioners to divide the said road into five Convenient precincts, and to allot such each precinct as they shall think necessary, and as proper many hands to, keep in repair the same, and make report to the Court.

Dove late Sheriff v Daniel Rager late Deputy. Deputy for said Dove, and Jesse Sefton &c. Securities for the said Daniel Rager, upon a Motion for Money which the said Dove has become liable to pay to George Keller, by the Default of the said Rager, as shewn by the Clerks Office in favor for the said Defendants Rager, & others for which Execution issued for $57. 58 cents with Interest on $50 part thereof from 8 April 1819 till paid. and Costs

A Sale bill of the land sold by the execrs of John Herriman decd was returned & ordered to be Recorded

Mohler v Whitmore &c On the Motion of the said Mohler an appeal is Granted him to the Superior Court holden for this County from the order and Judgment rendered in this Cause on Yesterday, he having given bond with Security in the penalty of $100. as the law directs

Cop'd Ordered that Henry J Gamble agent for the County pay unto Isaac Wardrop and John Peters out of any Monies in his hands due the County the sum of $59.98 3/4 Cents, for Sundry Repairs done to the Jail of this County as per account rendered and filed

Cop'd William C. Smith & Jonathan Peal the executors named in the last will of Henry Smith decd, (which was proved on Yesterday) entered into bond with Security in the penalty of $14.000. and made oath thereto as the law directs, a Certificate is Granted them for obtaining a probate in due form, (Margaret Smith the executrix, having refused to act) and it is ordered that Daniel Whitmore, James Fulton, John Black and Samuel Paul, or any three of them being first Sworn do appraise the estate of the said Henry Smith decd. and make report to the Court

Present.

Peachy Harrison, Jacob Miller, Stephen Harshbarger, Benja Miller, Richard P. Fletcher, Joseph Elliott, Daniel Mathews Esqrs. Waterman, & Jonathan Peal

Cop'd Ordered that Henry J Gamble agent pay unto Robert Hyde the sum of $9. out of any Money due the County, for Repairs done to the Bridge across the race at the foot of what is Called Hemphills Meadow. as per account rendered

Cop'd Ordered that the sum of $150. be appropriated for the procurement of Powder and Blasters of Rocks, for the year 1831. on the following Roads, to wit, the Cooks Creek Road. the Dry Run Gap Road, the Brannons Mill Road, the Rocky

Gap road, the stage road leading from Harrisburg to New Market and Staunton, and the road leading from Harrisonburg to Swift Run Gap, under the Superintendance of Samuel Miller, and who is hereby appointed a Commissioner, for that purpose, / and in the event of said Miller refusing to serve, then under the Superintendance of some person appointed by Geo. W. Christman, Peachy Harrison and Augustus Wakefield, but if no person can be procured to undertake this Service, then under the Superintendance of said George W. Christman, Peachy Harrison and Augustus Wakefield; the said sum of $150 to be paid by the agent of the County, to the order of said Commissioner or Commissioners as above, out of any Money in his hands, not otherwise appropriated, — And it is further Ordered, that the sum of $25 be paid to the S^d Samuel Miller, or such other Commissioner so appointed as aforesaid, by the said agent, when ever the said $150 have been expended, and the Commissioners has made a report thereof to the Court, out of any Monies in his hands due the County —.

Cop^d

Ordered that Richard P. Fletcher and Peachy R. Grattan be, and they, are hereby appointed Commissioners, for that purpose to have such alterations and repairs, done to the interior of the Court House, that is to say, (to the bench and witness box used by the Court, to the Jury bench, and the platform, on which the prisoners, stands when arraigned / as they shall think proper, so as to render the same more safe, and convenient, and to defray the expenses thereof, the sum of $75 is hereby appropriated, and the agent of the County is hereby directed to pay to the order of the said Commissioners the said sum of $75, or so much thereof as shall be expended in the repairs aforesaid.

The Court proceeded to assess the County Levy for the year 1831. which year Commenced at December Court 1830 a Statement whereof is as follows. to wit

To Robert Gray esqr. attorney for the Commonwealth for the ensueing year . . . . . $ 75.00

" Henry J. Gambill Clerk for the same 50.00

$ 125.00

Amount brought up . . . . . $12500.

To Joseph Barlow Sheriff for the ensuing year . . . . 60.00.

" Peter Irish Jailor for the same . . . . 50.00.

" Peter Irish for Keeping the Court house for one year from the date hereof . . . . . 45.00.

" For Compensation to Surveyors of the public roads and for expenses of working thereon and other expenses, which by law the County is Chargeable as per List hereunto filed amounting to (add for error in Wm Buckholders Charge which was omitted in last) 827.63½

" So much appropriated for the Repairs this day directed to be Made to the Court house, which is to be paid to Henry J Gambell the agent . . . . 75.00.

$1182.63

Sheriffs Commission & Deposelums . . . . . 279.47.

$1462.10

Or

By 4877 Tithables at 30 cents $1462.10

Ordered that the Sheriff Collect from each tithable person in this County 30 cents that being the proportion to each of the Levy for 1831. and pay the Claims this day allowed to the several persons entitled thereto, or before the first day of November Next

Cop 2d Ordered that Henry J Gambell the agent for the County pay unto James Jarvis Hall the sum of $12.50 cents, for work done to the bridge across the Spring run at the end of German Street, as per account rendered.

Cop 3d On the Petition of James Laird &c for a way for a road Leading from Mayos Furnace, Running through the lands of Jacob Hayes, Adam Armentrout, Abraham Basler, John Weed, Henry Bolrers, Abram Faught, James Laird and Scotts, Julias Bartrew, John Koontz, David Kyles John Carpenter and William & George Keezels lands, so as to intersect the Keezel town Road, Just above Anthony Huffmans. It is Ordered that John Carpenter, James Laird and Jacob Roads being first Sworn do be appointed to View the said Way, and Make a report of the Convenience and inconvenience attending the same to this Court.

& John Reed

And it. Thurston, Dft. for Jonathan Shipman Late Sheriff) Returns a list of Delinquent and insolvents in the County Levy for the year 1830 which was exam'd and allowed by the Court and Ordered to be Certified

Samuel C. Shipman Deputy for Jonathan Shipman Late Sheff returns a list of Delinquent and insolvents in the County Levy for the year 1830 which was examed and allowed by the Court and ordered to be Certified

Cop D/ Ordered that Jacob Rush, Abraham Smith (Merchant) & George Clark be appointed Commissions to examine the several polls of elections to be held in August Next, according to Law

Cop D/ Ordered that Jacob Miller, Jacob Conrad, Henry Conrad, John Gebhart & Henry Bear be appointed Commissions (any two of whom may act) to Superintend the elections to be held at Conrads Store in August Next and that they governing themselves at said election as directed by Law

Cop D/ Ordered that Samuel Cook, Jacob Trumbo, William Pearcy, Christian Horn & Isaac Riddle (any two of whom may act) be appointed Commissions to Superintend the Elections to be held at the house of the late John Riddle in Brocks Gap in August Next and that they Govern themselves in all things at said election as directed by Law.

Court to Allen Settle, who was Committed to the Jail of this County for all each of the year, the Defendant was brought into and being heard in his Defence was discharged by the Court.

Ordered that William Pearcy be appointed Surveyor of Precinct No. 11. on the South Fork Gap road in the room of Layton Yancy Resigned

Cop

Ordered that the Court be adjourned until the Monday before the first Tuesday in July Next

Peachy Harrison

Rockingham County To wit
At a Court held for the said County the 4th day of July
1831 Being the Monday before the First Tuesday in July 1831

Present
Peachy Harrison Jonathan Shepman Jacob
Rush & Augustus Waleman } G. Justices

A List of Deeds and other writings admitted to Record in the Clerks office of the County Court of Rockingham From the 2nd day of June 1831 To the 30 day of the same Month both days included were returned into Court by the Clerk thereof and being examined by the Court was ordered to be entered on the minutes and a like list be posted up at the Door of the Court house which lists as follows

A Deed From William Strother To Archibald S Rutherford
found for the Conveyance of Land
found A Deed From Wm Davis Sair To Michael Whetmore Ditto
found A Deed From John Berly & Wife To Adam Andes Ditto
found A Deed From Adam Andes & Wife To Danl Armentrout Ditto
BR A Deed From Dorman Lofland & Wife To Danl Burkholder Ditto
BR A Deed From Solomon Huffman & Wife To John Huffman Ditto
found A Deed From Polly Roads To Christian Kratzer Ditto
BR A Deed From Daniel Zirkle & Wife To Michael Roller Ditto
BR A Deed From Adam Price To Michael Shelar & Isaac Long Ditto
BR A Deed From Jacob Price To The Same Ditto
BR A Deed From Christian Kratzer & Wife To Polly Roads Ditto
BR A Deed From John Smell To Joseph Smell Ditto
BR A Deed From Samuel Coolss Wife To Abraham Smith Ditto
BR A Deed From John Morris & Wife To Graham & Shacklett Ditto
BR A Deed From the Same To Samuel Coolss Ditto
BR A Deed From Jacob Bears Exors To Edward Stevens Ditto
found A Deed From Rebeca Andes To Jacob Bare Ditto
BR A Deed From William Rader & Wife To Jacob Bare Ditto
BR A Deed From Jacob Perky & Wife To George Harner In Trust Ditto
found A Deed From William Anderson To George Crawford In Trust
for William Crawford for Personal Estate
A Deed From Abraham Rader & To George Raders heirs for
BR the Conveyance of Land
BR A Deed From Alexander R Givens To Samuel Miller Ditto
BR A Deed From Jacob Spangler To Catharine Ponty Ditto

BR A Deed From Adam Haught To Henry Palser for the Conveyance of Land

BR A Deed From John Armentrout To Jacob Barly . Ditto

BR A Deed From John Karrickoff & To Daniel Shaver . Ditto

A Deed From James Ervin To Samuel Leggett In Trust for James Moore for Personal Estate

BR A Deed From Daniel Armentrout & Wife To Henry Armentrout for the Conveyance of Land

formd A Deed From Joshua Scarf To Henry Long . . Ditto

BR A Deed From Watson Carr & To Henry Boozer & . . Ditto

formd A Deed From Solomon Kerrickoff & Wife To George Kerrickoff Ditto

BR A Deed From Joel S Graves Exr To William Maiden Ditto

BR A Deed From George Conrad & Wife To Thomas Marshall & Ditto

BR A Deed From William Maiden & Wife To George Conrad Ditto

A Deed From Isaac Boller To Henry Carrie In Trust for Daniel Flook for Personal Estate

A Deed From Adam Relenow To Wm I. Smith In Trust for Henry Relenow for Personal Estate

A Deed From William Payne & To Littleton W Gambrill In Trust for John I Mooreman for Personal Estate

John Smith and Margaret his wife & Isaac Kite. Plaintiffs

vs. In Chancery

Noah Henry George William Fielding & Barbara Kite Children of Benjamin Kite deceased who appears by Paul Long their Guardian ad litem Defendants

Cfe dem 25 cts

This Cause Came on to be heard this 4th day of July 1831 (by consent) on the Bill Answer exhibits and the report of the Commissioners George Conrad Abram Strickler and Jacob Shole whereupon the argument of Counsel being heard the Court doth adjudge order and decree that the said report be affirmed no exceptions being taken thereto the Court doth further adjudge and decree that the title in fee simple to the Lot or Lots of Land and the privileges attached thereto, respectively allotted by the said Commissioners as stated in the said report be vested in the said Margaret Smith Isaac Kite Noah Henry George William Fielding and Barbara Kite that is the fee simple in Lot No 1 containing 65½ acres is decreed to Isaac No 2 Containing 77 acres to William No 3 109 Acres to George No 4. 107 acres to Henry No 5 53 acres To Fielding Nos 6 & 6 containing 55 & 22 Acres to Margaret Smith & No 7 Containing 65 acres to Barbara Kite the Court doth further adjudge order and decree that all the

Costs expended in prosecuting this suit shall be paid in equal proportions by the s[d] John Smith & Margaret his wife, the s[d] Isaac Kite and each of the Defts but leave is reserved to the infant defendants to shew cause if any they can against this decree at any time within twelve months after they shall respectively attain their age of Twenty one years

On the Motion of Henry J Gambill Clerk of this County Letterton W Gambill is admitted his Deputy he having in open Court taken the several oaths as such as Directed by Law. which is ordered to be certified.

The writ of Inquest of damages awarded Allen Dever at the last Court was returned into Court, together with the inquest of the Jury thereon, and it appearing that no person is interested in the establishment of the said Mill, it is ordered that the same be, and is hereby, established according to law.

A Settlement of the estate of Henry Morgan, dec[d] was returned and examined by the Court and ordered to be Recorded

Ordered Late sheriff & D. Rogers late Deputy thereof & said Rogers Dove Executors, Notice acknowledged by John. Kenny, attorney for all the said Defendants (except Long. Beck & Phillips) against whom the Notice is discontinued they being no inhabitants, and the said Defendants not appearing, Judgment is awarded the Pl[ff] for and by Consent the same is Continued until the Next Court

A Report of the Viewers, made for an alteration in the road leading to the New Erection Meeting house, made agreeably to the petition of Rev[d] A. W. Kelpatrick was returned into court. and there appearing to objection to the said alteration being made, it is considered by the Court that the same be in all respects, established, agreeable to the said Report which is ordered to be entered of Record.

A Writting purporting to be the last will and Testament of Giles Terly dcased, was presented in Court, and proved by the oaths of the Witness thereto & ordered to be Recorded, and on the Motion of Cyrus Tarsly the executor therein named who entered into bond with Security in the penalty of $400. and made oath thereto, as the law directs, a certificate is Granted him for obtaining aprobate thereof in due forme, and it is ordered that Jacob Paul, John Gaar, Edward Stevens & Pleasant M. Clark, or any 3 of them being first sworn do appraise the estate of the said Giles Terly and make report to the Court

~~For Reasons appearing to the Court it is ordered that the Sheriff do not Collect~~

Whereas the Court in assessing the County Levy for 1831. & the overseers of the poor in assessing the parish levy for 1831. assess on the tithables of the County of Page, a like levy with those of the County of Rockingham; and it appearing to the satisfaction of the Court that the law establishing the said County of Page was in force at the time of making the said assessments it is ordered that the Sheriff of this County do not Collect of the tithables in the said County of Page the levies so assessed on them, by as aforesaid, which said tithables are to be returned as Non residents of this County.

A poll taken by the Sheriff of this County, on the 31st. March last for the election of Trustees of the Town of Harrisonburg, was returned into Court, and ordered to be entered of Record

On the Petition of Peter Wenger, and he having paid to Rich'd W. Thurston Depy. Sheriff. $15.75 cents, the tax imposed thereon by law, it is ordered that a Licence be Granted him to keep an Ordinary at his house in this County until the first day of May Next, on his entering into bond with Security in the Clerks office, as the Law directs, the Court being of the opinion that he is a man of honesty, probity, and good Demeanor, and that he will keep an

Orderly and useful hours of entertainment.

Ordered that Richard P. Fletcher Commissioner of the Revenue taxes for 1831. be allowed for 5 day Services, which is ordered to be Certified.

Wallis Foster upon a Note, Note proved, and Judgment award the plaintiff for $20. with interest from the 19th day May 1831. till paid & Costs.

On the Motion of the overseers of the poor, and by Consent of Robert Cogly. it is ordered that the indenture binding Rebeccah Nowels an Orphan Child of — to said Cogly by the said Overseers of the poor be rescinded, and the said Cogly exonerated from the said indenture —

Davis Late Sheriff — David Rogers Security, upon a Note for Money which the said Davis has been Compelled to pay by the Default of said Rogers; Noted a Scire facias by Henry J Gambold attorney for the said Rogers Security as to the heirs of Mr Nebola Rutherford and the heirs of Asher Waterman deceased; and the said Note being acknowledged by Geo. W. Peyton heir of Sr. Rutherford, and by Augustus Waterman the acting executor of the said Waterman deceased:- Judgment is awarded the Plaintiff for the sum of $310.12 cents with interest at 6 per cent. on $174.50 cents, part thereof from the 5th day of January 1824 till paid, and the like interest on $335.62 cents the Balance from the 3d Tuesday in May 1824 tho paid, and Costs.

Isaac Moffett. John Cowan, John Stevens, James Welch, Reuben Rogers, Joseph Bellhouse, Hugh Bruffey, Reuben Moore, John Miller William Dever, John Rader for Henry S. Perry and William Harper, who were severally elected Constables at the June Court, last for the respective districts, as set forth in the said Orders, for the term of two years from the date hereof, appeared in Court and severally entered into bond

with Security in the penalty of $2,000. which bonds were accordingly by the parties thereto ordered to be Recorded, whereupon said several persons so appointed Constables appeared in Court and took the several oath prescribed by Law as Constables. which is ordered to be Certified, the Court being of the opinion that the said Isaac Moffatt & others, are men of honesty, probity, and good demeanor, —

Commonwealth vs Lanahan upon a Recog for a Breach of the peace on the Complaint of Jacob Yount, Dismissed agreed.

Rogers vs Newman on appeal. Docket and Continued.

Eskridge vs Wilson upon an attachment. Continued by Consent

Michael Whetstone & Peter Miller

vs

John Austin & others ..... } On a Petition for a writ of Ad quod Damnum, to condemn an act of Grocers, against which to abut a dam on the south side of the North River, about 2 miles above Port Republic at a place Call. Scotts ford.

In this Case which was Continued at the last term, to this Court, at the parties thereto were again Noticed, and in addition Jacob Mohler, and Mary Miller Guardian ad litem for Samuel, Eli, Mary, Elizabeth, and Richard Austin infant Children of Richard Austin deceased, and Nancy Beard the wife of John Beard, the Notice to the said Several parties were proven according to law, the Court thereupon doth award that a writ of Ad quod Damnum, be awarded the Plaintiffs for the purpose of establishing a dam across the said River at the place aforesaid, [illegible] where they propose to build a saw and Water grist Mill, the bed of the river belonging to themselves or to the Commonwealth which writ is to be directed to the Sheriff of this County and to be executed on the 2nd day of July Next, Returnable here at August Court Next

A Report of the Viewers of a New Road across the Mountain and made agreable to the Report & Petition of Jos Barton &c
taken at a plan Called Hopkins Gap, which Road is to begin
on the North Mountain, road at Henry Neff's gate thence
through his gates, with or near the road that is now used
across the Mountain, and through the lands of Henry
Neff, John Hopkins, A. Waterman and George Barton
to Henry Neff's Corner, thence with his line to Philip
Shoemakers land, thence through his lands near his house
and down the river, to Adam Lambs land, thence
with or near the road now used through the land of
Adam Lambs ~~land~~, thence with or near the road now
used through the land of Adam Lamb, Jr and Bowman
and John Lamb, near P. Zetty's Corner, and the lands
of George Mauck, through his field, and through the
lands of Christian Shoemaker; thence on a line between
Roadcaps land and Samuel Wright, to an old road, thence
through the lands of James Turner, Volentine Bear, Jacob
Brumbo, George Fults & Christian Fults, to Fawleys or Fults
Mill, thence with the said Mill road to the Brocks
Gap road; and the Court having duly considered the said
report, it is ordered that the said road be established agree-
able to the said report, the several parties through whose
Land the said road is to run having consented thereto, and
the Court doth further ordered that the said road is only to be
opened and kept open twenty feet wide, and it is
further ordered that the said Henry Neff is to have
the liberty of keeping up the gates at the places where
the said road passes through his land as they are now
erected

Ordered that James Clark be allowed for 75 days
Service as Commissioner of the Revenue for this County for
the year 1831. which is ordered to be certified

Dels. sup
X

On the Petition of Jacob Barly Sr. for a View of a way for a road leading from said Barlys Mill &c. which road is to Begin near the house of the Widow Stephens, Settlers near the road leading from said Barlys Mill & Saw Mill to the old furnace road, and leaving said road Crossing a Corner of Sr. Widow. Stephens land, to a line of John Stephens. land, thence with said John Stephens line to the land of A. Brock, thence Crossing a Corner of Sr. A. Brocks land, to the Corner of George Burneys new ground, thence upon the land and along the line of Sr. A. Brocks land, to Burneys, and John Sellers. Corner thence through the land of Sr. Sellers, to a point opposite Jacob Martys land, thence through Sr. Martys land passing his house, to the line between the lands of P. McMahon, and Peter Koontz Jr. thence with the said line, until it intersects the road leading from Millers Mill to the Mountain — It is Ordered that Peter Wanton, Henry Carter, Henry Mostaler and Adam Long, or any 3 of them being first sworn do View the said way, and make report of the Convenience and inconvenience attending the said way to this Court

Ordered that Joel Merrick be appointed Surveyor of precinct No 5 on the Brocks Gap road in the room of Jacob Merrick who was appointed Surveyor through Mistake &c

On the Motion of Sylvester W. Fuller and he having paid Geo. W. Chrisman Deputy Sheriff, $3 : cents. the tax imposed by law. It is Ordered that a License be Granted him to Keep private entertainment at his house until the first day of May Next

The appraisement bill & Sale bills of the estate of Samuel Garber deceased. were Returned & Ordered to be Recorded

A Settlement of the estate of Saml Garber deceased. was Returned and examined by this Court & Ordered to be Recorded

A Settlement of the estate accounts of Zebulon Harrison deceased, was Returned and examined & Ordered to be Recorded

A Settlement of the Guardian account of Jacob Miller as Guardian for John & Jacob Miller was returned & examined by the Court and ordered to be Recorded

A Settlement of the account of David Lincoln as Guardian for Abraham Harrison was returned, examined & ordered to be Recorded

On the Motion of Archibald Brock, it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the accounts of the said A. Brock as Guardian for Betsey & Barbara Burkholder Children of of Christian Burkholder decd and make report to the Court

On the Motion of Archibald Brock & Elizabeth Brock executors of John Brock decd, it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state & settle the estate accounts of the said John Brock decd with the said executors and make report to the Court

On the Petition of James Wall, praying for an alteration in the Public Road leading from Harrisburg to Swift Run Gap, so far as the same runs through the land of your Petitioner, which alteration is to begin on the North side of the hill, at or near the corner of Leedy's field, and running through the cleared part of your petitioners land, to the top of the said Hill, and thence on his land along his line, to where it intersects the present road at the east end of said land it is ordered that Joseph Billheimer, William Carman, Daniel Leedy and Isaac Hardisty, or any three of them being first sworn do view the said alteration, and make report to the Court of the Conveniency attending the same to the Court.

William McMahan
ag't
John Morris Pl'ff. } In Chancery

The Defendants by their attorney moves the Court, to take this Case up, for trial on a Motion to dissolve the injunction, which motion upon

argument was referred by the Court, which fact is ordered to be entered of record.

Commth vs Reedy &c on Indictg for breach of the peace on the Complaint of Philip Reedy. The prosecutor not appearing altho solemnly called this prosecution is ordered to be dismissed.

Ordered that the Court be adjourned until the Monday before the first Tuesday in August next

Peachy Harrison

Monday to wit

At a Court held for the County of Rockingham on the Monday before the first Tuesday in August being 1st day of August 1831.

Present.

Peachy Harrison, Jonathan Shipman, Reuben Moon, Augustine Watterman, Jacob D. Williamson S.G. Gerlin John S. Mabry. Nelson Harris

A Writ of Conveyance, and other writings agreed to be Recorded in the Clerks office of the County Court of Rockingham from the 1st day of July 1831. to the 31st day of the same Month (inclusive) was returned into Court by the Clerk thereof, and being examined by the Court, was Ordered to be entered on the Minutes, and a Certified Copy of said Writ, be posted up at the door of the Court house of said County, which said Writ, is in the words and figures following to wit,

Deed for Land from Benjamin Powell and wife to Benjamin Nevill acknowledged and Certified

Deed from same to Joseph Lawson . . . . . same

Deed from George Conrad to Samuel Gibbons . . . . . same

Deed from John Sherkey wife &c. to John Rader . . . . . same

Deed from Christian Allebaugh wife to Michael Allebaugh acknowledged

Deed from John Smiteman wife to Benjamin Linder . . Ditto.

Deed from Richard P. Fletcher Commissioner to Abraham Whitman acknowledged . . .

Deed from John Morris wife to Samuel Coots, acknowledged & Certified.

found A Deed of Release from Carter H. Harrison & Jacqueline B. Harrod, & Acknowledgt & Certificate

BR A Deed from Dorsey etc Exrs Wife to Sarah Dickerson & Acknowledgt

BR A Deed from Reuben Moore Wife to Rich and Pickering ... Same

BR A Deed for Land from Albert G. Ganey to William G. Ganey & Acknowledgt

A Writing purporting to be the last will and Testament of John Byerly deceased was presented in Court, and proved by the oath of Benjamin Bowman & Dorsey Lofland two witness thereto & Ordered to be Recorded, and on the Motion of Samuel Bowman Jr. one of the executors named in the said will who entered into Bond with Security in the penalty of $14.000. and made oath thereto as the law directs, a Certificate is Granted him for obtaining a probate thereof in due form, and it is ordered to be Certified that Mary Letherbury & Adam Audis the other executors named in the said will, appeared in Court, and refused to qualify, and it is Ordered that Daniel Miller, Jacob Moyer, Adam Audis & Dorsey Lofland or any 3 of them being first sworn do appraise the estate of the said John Byerly deceased and make report to the Court

Cop. On the Motion of Adam Audis admr of Mary Audis deceased, it is ordered that Richard P. Fletcher be appointed a Commissioner to examine, state and settle the estate accounts of said Mary Audis with the said admr and make report to the Court

Worthington exr (for use Bowman &c) vs Sarah Looker & On the Motion of Jacob W. Williamson (against whom a rule was entered at May Court last for non attendance as a witness for the said Defendants) and for reasons appearing to the Court it is ordered that the said rule be discharged

On the Motion of Henry J Gamble Clerk of this County James Clarke was admitted his deputy, who thereupon appears in Court, and took the several oaths, of office as the Law directs, which is ordered to be Certified

At a Court of Ordinary for Jacob Folard, James M. Estridge, Peter Showalter, Isaac R. Brown, James Rankin, David Brown, Henry Hostetter, Peter P. Koontz, John Blair, Hugh Dever, George Arey, David Bowman, Noel Rogers, Jehu Warren Elijah Wenaden, & Peter Bowman who sworn a Grand Jury whereupon the said Grand Jury was adjourned until to morrow Morning at 10 o'Clock

Ordered that the Poor is Collinsworth on Negro Carlin until to morrow

Ordered Poor v McCauley. on Negro . . . . . Same

A Settlement of the estate accounts of Joseph Graham dec'd made with the administrator, was returned examined by the Court and ordered to be Recorded

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

Peachy Harrison

Tuesday the 2d day of August 1831.

Present

Joseph Cravens, David Dexter, Jonathan Peck
and Jacob Mellon . . . . . } J.G. Justices

Rutherford adm & Nesely deismpd agreed (Costs to)

Cop 2d On the Motion of Joseph Mauzy adm of Isaac Goodall dec'd it is ordered that Jacob Rush be appointed a Commissioner to examine state and settle the estate accounts of the said Isaac Goodall and with the said adm and make report to the Court

Cop 2d On the Motion of Joseph Mauzy, Surviving executor of William Perry dec'd. it is ordered that Jacob Rush be appointed a Commissioner to examine state and Settle the account of the said W. Perry with the said executor and make report to the Court

Roads & Arms ordered two Setts, Offices Inquest Set aside and dismissed agreed

Bowman & Coffman Deismpd agreed (Costs to)

The Grand Jury impannelled, and Sworn for the body of this County on Yesterday, appeared in Court agreeably to their adjournment and returned their Charge and Retired from the Bar to Consider of their presentments and after some time returned into Court and made the following to wit

P. The Grand Jurors for the State aforesaid, Joseph Clews for Breach of the peace. a true bill.

P. The Grand Jurors aforesaid, Allen C. Bryan for Breach of the peace. a true bill

and the said Grand Jury having nothing further to present the said Grand Jury was discharged and it is ordered that Writs be awarded against the said Defendants. Returnable here at the Next Court

On the Motion of Joseph H. Samuels esqr. who tooke the several oaths prescribed by Law, he is admitted to practice as an attorney in this Court.

Robert Gray attorny for the Commonwealth appeared in Court and tooke the oath prescribed by Law, to enforce the act of assembly against dueling, which is ordered to be certified

Estreats of Writs upon an attachment dismissed by order of the Pltf attorny

Ordered that the Sheriff summon all the acting Majestrates of this County to appear here at September Court Next. for the purpose of Recommending, proper and fit persons, to act as Justices of the peace in and for this County, and also for the purpose of appointing a Surveyor of this County.

Abner Harrison orphan of Zebulon Harrison deceas'd over 14 years of age came into Court and made choice of Mary Harrison as his Guardian, who entered into bond with Security in the penalty of $600. as the Law directs

Ordered that Mary Harrison be appointed Guardian for Nancy Harrison infant Child of Zebulon Harrison Decd (under 14 years of age), who entered into bond with Security in the penalty of $600. Conditioned as the Law directs

Roads ordered for Wm S. Looker on a Survey dismissed agreed

On the Motion of Henry Hostetter it is ordered that Richard P. Fletcher be appointed a Commissioner, to examine state and settle the accounts of the said Henry Hostetter as Guardian for Abner & Nancy Harrison, orphans of Zebulon Harrison deceased

Recog'd

Recog'd

Recognizance of the poor v. John McCauley, on a recognizance, as the father of a base born Child of Nelly Baily. the said Defendt appeared in Court in discharge of his Recognizance, and the Court having heard the evidence, and arguments of Counsel, this Court upon the whole Circumstances of the Case, doth adjudge the said John McCauley to be the father of the said bastard

Child, and that the said Child is likely to become chargeable to the parish of this County: Therefore, It is Ordered that the said John McCauly be charged with the payment of £140. to the Overseers of the poor of this County, that is to say £20. within one Month from the date hereof, and then £20 annually from this day until the said £140 be paid up. & the said Chelwood Law that long, and that he forthwith enter into a Recognizance with Security in the said Sum of £140. for the payment of the said Sum at the Periods above Ordered, whereupon the said Defendant refuseing to give Such said Security and the said Defendant not being able to give said Security and refuseing to enter into a Recognizance, and the agent of the Overseers of the poor being Satisfied that it would be useless to imprison the said defendant at this time, the Court with the Consent of the said Agent Ordd payable at the several Periods above Stated, and the said Defendant, refuseing to give Such Security, and enter into a Recognizance. It Ordered that he be Committed to the Common Gaol of this County until discharged by due Course of Law, and that he now pay the Costs of this prosecution—

On the Motion of Revd John Zahn, who produced a Certificate of his being a preacher in the Society of the United Brethren, and he having taken the oath of fidelity, to the Commonwealth, a Licence is Granted him to Celebrate the Rights of Matrimony in the State of Virginia agreeably to the forms and Ceremonies of his Church

. . . . . Same

Noah Woodyard . . .

On the Motion of Samuel Cook, who entered into bond with Security in the penalty of £100 and made oath thereto as the law directs, a certificate is Granted him

of George Dove deceased

for obtaining Letters of administration on the said estate in due form, (the widow of the said George Dove deceased having first made her Oath & Seal relinquished her right of administration on the said estate) and it is ordered that William Mercer William Fitzwaters, Christopher Caplinger & Jacob Beaty or any 3 of them being first sworn do appraise the estate of the said George Dove deceased and make report to the Court

Cof. 2 On the Motion of Evan Denton, and he having paid to George M. Chrisman Deputy Sheriff $2,00. It is ordered that a License be Granted him to Keep private entertainment in the County until the first day of May 1832

Comth v George Ferrell, by Consent of the attorney for the Commonwealth, with the assent of the Court, the defendant appears in Court and Confesses a Judgment for the Costs of this prosecution

G M. Davis v Lincoln &c on a Note on a Delay bond Note proved Execution awarded

K Bywaters v Rose &c . . . . . same

K Davis for J. Rogers v Clerk &c . . . . . same

G Clark v M'Mahan &c . . . . . same

Dismissed Davidson exon v Blair &c . . . . . same

G Reid v Dove &c . . . . . same

G. Strayer v Beam &c . . . . . same

6 Effinger v Denton &c . . . . . same

Gp. Coffman for Strayer & Williamson v County &c . . . . . same

K Bywaters v Denton &c . . . . . same

G Reid v Stephens &c . . . . . same

G Same v Same &c . . . . . same

G Beal & Lore Ds upon a Delivery bond, Motion for Execution awarded

CK Kyle & Pickering Ds . . . . . Same

CK Same & Same Ds . . . . . Same

Overseers Poor & McCauley. The Defendant delivered up a Schedule of his estate, and took the oath of an insolvent debtor, and was discharged

Overseers of the Poor & Daniel Wollingsworth, on a recognizance as the father of a bastard Child of Ann McCarthy, the said Defendant appeared in Court in discharge of his recognizance, and the Court having heard the evidence and argument of Counsel, the Court upon the whole circumstances of the Case, doth adjudge that the said Daniel Wollingsworth to be the father of the said bastard Child and that the said Child is likely to become chargeable to the parish of this County. Therefore it is ordered that the said Daniel Wollingsworth be charged with the payment of £140 to the Overseers of the poor of this County, to be paid in the following Manner, that is to say £20 within one Month from this date, and then £20 annually from the date hereof until the said £140 be paid, if the said Child should live that long, and that he forthwith enter into a recognizance, with Security in the said sum of £140 payable to the said Overseers of the poor at the several periods above stated, and the said Defendant refusing to give such Security, or enter into a recognizance it is ordered that that he be Committed to the Jail of this County, there to remain until discharged by due Course of Law, and pay the Costs of this prosecution, whereupon the said Defendant delivered up a schedule of his estate and took the oath of an insolvent debtor and was discharged

C. Comth v Aaron Armentrout, upon a presentment, the Defendant appears in Court and confesses a Judgt for the Costs

~~Wm Coates that the Owners of the Poor House~~

C. Whalen vs P.v Austin P.C upon a Writ of Ad quod damnum, to establish a Mill and Dam, on the North River, the Writ of Ad quod damnum awarded in this Case, at the last Court, being returned, with the Inquest of the Jury thereto annexed, and it appearing to the satisfaction of the Court that the said Defendants are interested in the establishment of the said Mill, it is ordered that a Summons be awarded, against the said several defendants, returnable to shew Cause why the same shall not be established returnable here at September Court next.

C. Comth v Silas Rollins plea Not Guilty & Issue. Jury sworn to try the Issue to wit, Peter Stull Gravel Moorman, William Winton, Sam Newman, Absolam Wright, Philip Leggett Albert Garey, John Miller, James Duff, John Williams William Reed, & David Rife Verdict that the Deft is Guilty & 1 cent amercement

C. Commonwealth v Abner M'Williams plea Not Guilty & Issue Jury sworn to wit, the same Jury as in the Comth agst Rollins. Verdict the Deft Guilty & One cent amercement.

P. Comth v Moses Winton Indictment confessed by the Deft attorney

C. Comth v Summons plea Not Guilty & Issue, Jury sworn to try the Issue to wit. Lewis Byrd, George Barton, John Doherty, John Whitson, Peasly N. M'Williams, Samuel Hart, Christian Sager, Christian Miller, Benjamin F. Graham, David Cunningham David Berry & Amos Moore, Verdict that the Deft is not Guilty &c

C. Comth v E. Long Capias awarded returnable here at the next Court

C. Comth v Winters. appearance and plea information

C. Comth v L. Garey abated by the Defendants Death

Cravens v Pepper upon an attachment, plea issued and Judgment for the Pltff for $23 with interest for 15 December 1829 & costs paid. & Costs

County exon for P. Looker P.M. on the Motion of Amos Moore, a garnishee (whose rule was made at the May Court last for him attendance as a Witness for the said Defts) and for Reasons appearing to the Court the said rule is ordered to be discharged

County exon for P. Looker P.M. . . . same Order as to Jacob Bowman

Ordered that the Court be adjourned until to Morrow Morning at 9 o'Clock W

J Cravens

Wednesday the 3rd day of August 1831

Present

David Hunton Jacob Rush Jonathan Peal } Gentlemen Justices
and Jacob Miller

A Register of Christian Harrison a free man of Colour was presented in Court and being by the Court compared with the said Christian and found duly made a Copy thereof is ordered to be furnished him according to Law

Roads v Clerc Statement of Adjusted Damages Continued
Clerc v Roads . . . . . same
Lewis v Shayer . . . . . same

Committee v Weaver Jury Sworn to try the issue to wit John Pence Frances Dever Hugh Brock Peter Miller Dana Houck Coleman Bright John Haught James Laird David Flook William Smith & Adam Mell & Samuel Miller

Verdict for the Defendant & Costs and amount $10 & August accordingly

Pleas Joseph Cravens G. Justice

Dove L. Sheff v Daniel Ragsdale upon a Notice the Plaintiff
and by consent it is agreed that this Notice shall
being dead ~~stand abated~~ stand and be
prosecuted in the Name of Samuel Cooke the administrator
of the said George Dove deceased

An appraisment Bill of Sale Bill of the estate of John Cooke dec
were returned Ordered to be Recorded

Cop^d On the Motion of William M^r Robertson who entered into bond
with security in the penalty of $100. and made oath thereto,
administration of all and Singular the goods and Chattels of
Elizabeth Shannon deceased is Granted him in due form, and
it is Ordered that John Sheets, Dorris or Lofland, Adam Fultz
and John Carpenter, or any 3 of them being first Sworn do
appraise the estate of the said Elizabeth and make report
to the Court

Cop^d Ordered that William B. Yancey be appointed a Commissi
oner of the nearest New Gap Road, in the room of Taylor
Yancey deceased.

Carthrae v Gebb Continued by Consent

Merry v Bengham adm^rs Continued for an arb

Lincoln exon v Mefferts ex^rs . . . . Same

Steele v M^cMahan . . . . . Same

Hoover v Shoemaker . . . . . Same

Early for ^pl v M^cMahan . . . . . Same

Byrd v Gov. Mefferts . . . . . Same

Same v Sheriff Mefferts . . . . . Same

Cline for ^pl v M^cGilvery . . . . . Same

Myers v Deweese . . . . . Same

Baggerton v M^r. Baggerton . . . . . Same

Reynolds v Entwistle Continued by Consent

Harrison ^pl Justice for ^pl v Peirce ^pd Continued by Consent

Morris v Harrisons adm^rs Continued for Pltf

Young & Pocock v Rutherford adm^rs Continued by Consent

On the Petition of Mary Erwin & Andrew Wright stating setting forth, that they have brought Suit agst Hugh Erwin &c for a division of Certain real and personal estate of John Erwin dec'd deed Seized and possessed of the said Petitioners and Defendants being his Representatives, and it appearing to the Court, the said Hugh Erwin, Alexr Erwin, Eliza. Jane & William Erwin, are infants, under 21 years of age, it is therefore Ord and that John Negers be appointed Guardian Ad litem for the said infants Defendants to defend this Suit for them, and it is further Ord and that a Subpoena be awarded against the said Defendants, to answer the Plaintiffs Bill and Petition, returnable here at the Next Court

Smith & Looker adms Offer Jr against sett ats do payment Gen'l Replication & Issue Costs by Consent

Mitchell & Bryan . . . . . Same

Jordan for J. Wardlaw & Patents &c . . . . . Same

Same . . . . . & Reinecker &c . . . . . Same

Zeisler & Caldwell . . . . . Same

Fawcett & Bruffey &c . . . . . Same

Same . . & Mettman &c . . . . . Same

Woods . . & Harrison . . . . . Same

Garber & Harrison . . . . . Same

Lofland & Newman . . . . . Same

Eskridge & Thornton . . . . . Same

Negers exor & Carthrae &c . . . . . Same

Same . . & J. Fisher &c . . . . . Same

Same . . & H. Haught &c . . . . . Same

Same . . & J. Johnson &c . . . . . Same

Coffman for J. Cowan & Murry . . . . . Same

Rutherford's adm'r v. Bowick, Office Judgment set aside, Payment
and Replication & Issue & Continued by Consent.

Bowman for W. Dew / v. W. Rogers . . . . . Same

Keesler for same / v. Same . . . . . Same.

Harrisberger v. G. Sage . . . . . Same

Same . . v. J. Reid . . . . . Same.

Sherman v. Adams . . . . . Same

Marrow v. Rowlston . . . . . Same

Curtis v. Looker adm'r . . . . . Same

Same v. Miller . . . . . Same

Graham v. W. Rogers . . . . . Same

Sellars v. Haynes Jury sworn to try the Issue to wit, Henry Keesling,
Joseph S. Seale, Henry Pierce, Samuel Dennison, Joseph Mabry,
John Seibert, Cyrus Rowe, George Overbolt, Archibald Looker,
Benj'a. Strickler, Mich'l Effinger, Benjamin Harper, who
having heard the evidence and arguments of Counsel, retired from
the Bar to consider of their Verdict, and after some time returned
into Court and not having agreed on their Verdict were
discharged until to Morrow Morning at 9 o'Clock.

Copy. On the Motion of George Bowman executor of Philip Miller dec'd
it is ordered that Richard P. Fletcher be appointed a Commissioner
to examine State and Settle the estate accounts of the said
Philip Miller deceased with the said executor, and make a
report of the same to the Court

Copy. On the Motion of Walter Davis administrator of Ruth Davis
deceased, it is ordered that Richard P. Fletcher be appointed a
Commissioner to examine State and Settle the estate accounts
of said Ruth Davis deceased, with the said administrator
and make report thereof to the Court.

Fawcett v Henry Clark, The Defendant by his attorn. confess a Judgment for the Debt in the Declaration Mentioned with interest and Costs

Morris for Pl v same . . . . . same Order

David Meeks executor of
Saml Chandler dec'. Pltff
agst
Nathan Chandler &c. Defts & &c Chancy

This Cause came on to be finally heard this 7th day of August 1831. on the report of Archibald M. Hunter a Commissioner appointed by a Decree of this Court, made in this Cause on the 2nd day of September in the year 1829 which report being inspected by the Court, whereupon the Court doth approve of said Report, and affirm the same, and it is further adjudged ordered and decreed that the defendant Nathan Chandler have Credit for the amount of Money set forth in said Commissioners report in the decree against him, by this Court rendered in this Cause on the — day February 1828. and that the Plaintiff have execution against the Deft Nathan Chandler, for the residue of said decree, of February 1828, and that the Pltff recover of the Deft Nathan Chandler, his Costs expended in the prosecution of this Suit.

Ordered that the Court be adjourned untill to Morrow Morning at 9 o'Clock

J Travers

Thursday the 4th day of August 1831.

Present.

Peachy Harrison, Hamilton George
Clarke and Jacob Rush . . . . . & Gent Justices.

Kenzie adms v McMahan Continued for Defendant (Leave)

Argubright adms v Cline Continued (by Consent) for Plaintiff

Tice v Looker adms Continued by Consent

Kenzie adms v McMahan, the Defendant by leave of the Court for a plead a Special plea which is here filed in writing, to which the Plaintiff replys Generally, & Issue is thereupon Joined, and for Reasons appearing to the Court this suit is Continued at the said Defts Cost. (Cost)

Looker adms v Newling &c Jury sworn to try the Issue to wit Adam Mell, Gordon McWilliams, Robert Lisley, Mark O'Roark, William J. Smith, John Williams, William Travers, Charles Chandler, William M. Robertson, Joseph Kelly, Hazlet Hoffard and Francis Devan, who retire from the bar to Consider of their Verdict, and after some time return into Court and declare that they Could not agree, whereupon by Consent Gordon McWilliams one of the said Jurors was withdrawn and the rest of the Jurors from rendering their Verdict discharged & the Cause is Continued until the next term —

Cop 2

On the Motion of John Sites, and he having paid to Geo. H. Chrisman Deputy Sheriff $13.50 cents, it is ordered that a License be Granted him to Keep tavern at his house in this County until the first day of May next, on his entering into bond with Security in the Clerks Office as the Law directs, the Court being of the Opinion, that the said John Sites is a man of honesty, good Character, not addicted to Drunkenness or Gambling, and that he will Keep an Orderly and Decent house of entertainment —

Sellan v Haynes. The Jury empannelled and sworn for the trial of this Cause on Yesterday appears in Court agreeable to their adjournment and not agreeing in their Verdict by Consent Joseph S. Lisle one of the said Jurors was withdrawn, and the rest of the Jurors now rendering their Verdict discharged. and the Cause is Continued until the Next Term.

S. Bean exor v Henry Renecker exor, Jury sworn to try the Issues to wit, John C. Clem William Winter, Jacob Cole, James Duff, Abram Sellan, Albert Nesbit, William Spurlock, William McMahan, James Lair Samuel Miller, David S. Jones, Philand Rose, Verdict for the Plff, $62.99 (on the payment for) with interest thereon from 3 December 1827 late past, and on the plea of no such exor we find for the Plaintiff. and Judgment according to Law to be levied of the Goods and Chattels of the said Henry in the hands of the said exor, if so much thereof he hath and if not then to be levied of their own proper goods and Chattels,

M offatt for Pl v Fenelon Continued by Consent

Krotzer v Stultz . . . . . Same

Giles (Late Governor) v Frazer &c Continued.

Benson exor v Turnpaus adms . . . . Continued by Consent

Mc Cis adms for Def v Mullays adms. plea of fully administered plea and Gen Replication & Issue Jury sworn to try the Issues to wit, Same Jury as in Bean exor v Renecker exor, Verdict for the Plaintiff (on the payment) for $80 with interest from 19 August 1815 late past Subject to a credit of $50 past on the 13 October 1821. and on the plea of fully administered we find for Defendant, and Judgment according to Law,

both

Adams admr &c. v. Dulty's admr plea of July a nunquam plene
Gen'l replication &c. and plea issues & Inquest Cons'd to be
Levies of the Goods and Chattles of the said testor entertain when
ajets shall come to his hands to be administred

Harshbarger &c. v. Ross &c. plea issues & Inquest Cons'd for the
Defts in the Decla Mentioned with intent & Costs saving &c.

Early for &c. v. D. Ross . . . . . Same

J. J. Ross v. D. Ross &c. . . . . Same

Neswanger for &c. v. Ross &c. . . . . Same

Good v. Caldwell plea issues & Inquest Cons'd for the
Defts Defts in the Declaration Mentioned with intent & Costs
saving &c.

William v. Fisher . . . . . Same

Gaily v. Hecks . . . . . Same

Same v. Same . . . . . Same

Newton for &c. v. Nagle . . . . . Same

Koontz exor v. Lanais . . . . . Same

Rader admr v. Caldwell &c. . . . . Same

Reid . . . v. J. Looker . . . . . Same

Reighart for &c. v. Fury . . . . . Same

Bywaters v. Roberts . . . . . Same

Newlen v. Freze . . . . . Same

Neezy v. Miller . . . . . Same

Neezy v.
Moderman v. Marty . . . . . Same

Bear for &c. v. Caldwell . . . . . Same

Parrott v. McMullen . . . . . Same

Reed admr v. Ross &c. . . . . Same

Jeffers v. Dove . . . . . Same

Allbright v. Derickson &c. . . . . Same

Reid v Rose P. plea non assumpsit & Judgment confessed for the Debt in the declaration Mentioned with costs of Cost Sanctuary &c

Barnes adm v Bryan . . . . . Same

Same . . . v Curtis PO . . . . . Same

Benson & Brooks v Rose PO . . . . . Same

Coffman v Claire . . . . . Same

Jefferies v George Dove. the Defendant being dead it is ordered that a Scire fac be awarded agst Samuel Coote adm of said Geo. Dove decd. to shew Cause why this suit shall not stand and be prosecuted to final Judgment agst him returnable here at Caldwell Court Next

Ordered that the Court be adjourned until to Morrow Morning at 9 o Clock

Joseph Cravens

Friday the 5. August 1831.

Present

Joseph Cravens, Richard P. Fletcher
George Clarke & Jacob Reed. & G. Justices

Coffman v W. Rose PO plea non assumpsit & Judgment confessed for the Debt in the Declaration Mentioned with costs & Cost Sanctuary &c

Dove adm v Rager PO upon a Notice, parties heard and Judgment awarded the Plaintiff for $211.21 cents with interest from the 1st June 1829 till paid, and Costs

On the Motion of John Claire for administration with the will annexed of John Dove decd, it is Ordered that William G. Thompson be appointed a Commissioner to examine state and settle the estate accounts of the said Dove, with the said adm and make report to the Court

Copy

On the Petition of Jacob Bear, and he having paid to A.M. Preston Deputy Sheriff $2.50 cents, it is ordered that a License be Granted him to Keep private entertainment in this County ensuing the first day of May next

West v Hart, Jury sworn to try the Issue to wit, Gordon McWilliams, Samuel Henry, Joseph Mahoy, Peter Hendargen, John C. Cline, Philip Leggett, George W. Gates, George Shep, John Cummins, Archd. Ruthrgen, Peter Miller & George Keffer, Verdict for the Plff for $100 Damages and Judgment accordingly

Arguebright adm v Gil. Perce, Jury sworn, to try the Issue to wit, Gordon McWilliams, Samuel Henry, Joseph Mahoy, Peter Hendargen Reuben Newman, Philip Leggett, George W. Gates, George Shep, John Cummins, Archd. Ruthrgen, Peter Miller & George Keffer Verdict for the Plaintiff for $28.50 cents with interest from 12 day January 1829 till paid & Judgment accordingly

Arguebright adm v Perce &c Jury sworn to try the Issue to wit the same Jury, as in (the above Case,) Verdict for the Defendant and Judgment accordingly

Baker v Custer Jury sworn to enquire of the Damages to wit William Right, John C. Cline, Joseph Effinger, Thomas Stets John F. Effinger, John Perce, Henry Keeling, Henry Perce, Coleman Bright, Saml Miller, Daniel Whisler, & Peter Keplinger Verdict for Plff for $50.56 cents Damages with interest on $40 part thereof from 27 March 1829 till paid & Judgment accordingly

Berrow for &c v Steele. Plff called not appearing, Non suit awarded the Defendant with $5 Damages and Judgment accordingly

Perce v Perce adm. W Ent avido N.A. & the act of Limitations pleaded, Gen Replication to the said plea, & Issue, Jury sworn to try the same to wit, William Wright, John C. Cline, Joseph Effinger Thomas Stets John F. Effinger Coleman Bright John Steele Samuel Miller Daniel Whisler Peter Keplinger Sarkes Davis & William Bredges Verdict for the Plaintiff for the sum of $103.33 cents Damages with interest from the 1st day of August 1829 till paid, & Judgment, to be Levied of the goods & Chattels of the said testator in the hands of the said administrator, to be administered

By atty of Lady Dismiss agreed as per order filed

Lewis exon of Duff Continued by Consent

Reese Hoffman for Pl of Reese Continued by consent

McMahan for Pl of Harrison Continued

Rutherford adm of McWilliams W & set aside N.A. & Issue and Continued

Sand of Hunter Continued by Consent

Chapman of Hunter W & set aside N.A. Genl Replication & Issue and Continued by Consent

Wells of Hunter adm W & set aside N.A. Genl Replication & Issue and Continued by consent

Armstrong of Keffer Continued by Consent

Duff of Johnson W & set aside N.A. Genl Replication & Issue and Continued

Brown of Rankin Jr By Consent all Matters in difference between them in this Suit is referred to the award and final determination of George Clarke McWilliams McMahan, whose award or the award of their umpire in case of disagreement is to be made the Judgment of the Court

Warfield of Looker Continued by Consent

Berry of Dever . . . . . Sand

Barlow for Boone exon of Reese Pl . . . . Sand

Sand for F. Argubright adm of Sand . . . . Sand

Painter of Miller . . . Continued by Consent

Nichols of Rutherford W & set aside N.A. Genl Replication & Issue and Continued

Conner of Mowers adm W & set aside N.A. & N.A. within 5 days. Genl Replication & Issue and Continued

Newman of Wash W & set aside N.G. Genl Replication Issue & by Consent

Mary, Catharine, Margaret & Ann Wise Orphans of John Wise Jr deceas, Came over 14 years of age Came into Court and made Choice of Edward N. Smith as their Guardian who entered into bond with Security in the penalty of $4000. Condicioned as the Law directs

Henry J Gambell Clerk of the Comm of the poor made a report of the Name and Situation of the poor on the parish for the year ending the 30th of June last which was examined and Passed by the Court & ordered to be entered of Record

Henry J Gambell agent for the Comm of the poor. returned an account of the Monies Rec'd by him, and paid out within the period therein Mentioned, as also for the support of Bastard Children, which account was examined by the Court and papers are ordered to be entered of Record, and the Court doth allow to the said agent the sum of $95 for his services for the year ending on the 30th day of June last.

Ordered that the Court be adjourned until the Monday before the first Tuesday in September Next

J. Travers

Virginia To Wit

At a Court held for the County of Rockingham on the Monday before the First Tuesday in September 1831 being the 5th day of September 1831

Present

Peachy Harrison, David Kenton, John S. Harvey, &
David Mathews . . . . . Gent. Justices.

A list of Deeds and other Writings admitted to Record in the Clerks office of the County Court of Rockingham from the 1st day of August 1831 to the 31st day of the same Month both days included were returned into Court by the Clerk thereof and being by the Court examined is ordered to be entered on the Minutes and a like list posted on the Door of the Court House of said County as the Law directs which list is in the Words and figures following To Wit

	A Deed for Land from Danl. Miller & Wife to Jacob Bowman	Ackd.
B R found	A Deed for Land from Sam. Smith & Wife to Wm. Palmer	Ackn.
	A Deed for Land from Christopher Armentrout & Wife to Peter P. Koontz	Ackn.
B R	" in Trust for Jacob Roder	
B R	A Deed for Land from David Coffman Exr. to Gabriel Heatwole	Ackn.
B R	A Deed for Land from Same to Conrad Sanger	Ackn.
B R	A Deed for Land from Same to Henry Thomas	Ackn.
B R	A Deed for Land from George Koontz to Benjamin Miller	Ackn.
	" in Trust for Reuben Allen	
found	A Deed for Land from Magdalena Hannah to George E. Craig Proved by Henry Miller and Recorded at request of Craig	
found	A Deed for Land from Mich. Roman to George Rosenberger	Certf.
	" in Trust for John Cowan	
found B R	A Deed for Land from James Rankin to Pleasant A. Clark	Certf.
B R	A Deed for Land from Joseph Daugherty to David Pulse	Certf.
B R	A Deed for Land from Willis Bundy to Dear F. Craven	Ackn.
B R	A Deed for Land from David Pulse to Littleton W. Gambill	
found	" in Trust for John Chrisman & Co.	Ackn.
B R	A Deed for Land from Augustus Waterman to John Sites	Certf.
B R	A Deed for Land from John Sites & Wife to John Kinney	Certf.
	" in Trust for Augustus Waterman	
found	A Deed for Land from Same to Same	
	" in Trust for David Kenton	Certf.
X	A Deed for Personal Estate from Michael Wine to James Hall	
	" in Trust for Joseph Fawcett & Co.	Ackn.
B R	A Deed for Land from Sam. Coffman & Son to Sam. Coffman & Co.	Certf.
B R	A Deed for Land from Mich. Coover Admr. to Barbara Fansler	Ackn.
B R	A Deed for Land from Same to Elizabeth Coover	Ackn.
B R	A Bill of Sale for Personal Estate from Hugh Burns to Joseph Bierly	Ackn.
found	A Deed Release for Land from James Hall to John McCausland	Ackn.

BM A Deed for Land from Joseph Blain to Littleton W. Gambill
" in Trust for Sam[l] H. Coffman } Certf[d]

found A Deed Release for Land Henry I. Gambill to Anderson Moffett &[c] Ackn[d]

BM A Deed for Land from Lewis Keller to Anthony Huffman Ackn[d]

BM A Deed for Land from Dan[l] Rife to Abraham Stoner Ackn[d]

BM A Deed for Land from George Kerchhoff &[c] to Leonard Null Certf[d]

BM A Deed for Land from Alx[r] Brannaman Esq[r] to Samuel Coffman Ackn[d]

found A Deed for Land from Sam[l] Coffman to John Kenney
" in Trust for Alx[r] Brannaman Esq[r] } Ackn[d]

found A Deed for Land from Jesse Kenton to Arch[d] W. Kenton
" in Trust for Peter Kenton } Ackn[d]

A Deed for Land from Arch[d] Brock to John Sellers Ackn[d]

BM A Deed for Land from Sam[l] Cline to Robert Jones Ackn[d]

X A Deed for Personal Estate from Benj[n] Moyers to Lewis Hall
" in Trust for John I. Mooreman } Ackn[d]

Mary Bear &[c] part of the heirs and legal representatives of Adam Bear decd

Cpy 25 ct

vs

Jacob Bear adm[r] of Adam Bear & Wm C. Harris decd

This Cause Came on to be heard, by Consent as to Jacob Bear the adm[r] the 5th day of September 1831 on the bill & answer, and it appearing to the Satisfaction of the Court, that the Order of publication as to Catharine Shirly John & Jacob Lengle, George & Ann Arguright the absent defendants has been duly executed, and that the said absent defendants have failed to enter their appearance and file their answer according to Law, and the rules of this Court, the bill is, as to them taken for Confessed. Whereupon the argument of Counsel being heard the Court doth adjudge, Order and decree, that the said Jacob Bear adm[r] of Adam Bear decd. do proceed to sell the three Slaves in the bill Mentioned, on a Credit of Nine Months, taking bond, with good Security to himself from the purchaser or purchasers, and advertising the time and place of sale for at least three Weeks, at some public place in the Neighborhood, and to collect the Money when due, and distribute the same according to Law

Cop^{d} On the Motion of George Bowman executor of Jacob Miller deceas. It is Ordered that Richard P. Fletcher be appointed a Commissioner to examine state and Settle the estate accounts of said Miller with the said executor and make report to the Court.

Henry Fusing v Peter Walter, an insolvent debtor was brought into Court and deliver up a schedule of his estate, and took the oath of an insolvent debtor, was and was Ordered to be discharged, without he was in Custody for some other Cause

The appraisment bill of Sale bill of the estate of Philip Royer deceas, were Returned, and examined by the Court, and Ordered to be Recorded

Cop^{d} On the Motion of Henry Perrew executor of Philip Royer deceas, It is Ordered that Fabian N. McGahey & Joseph be appointed a Commissioners to examine state and Settle the estate accounts of the said Philip with the said executor and make report to the Court

Registers of Absolem Alestock and Sally Alstock, free Negroes taken by the Clerk, were returned into Court and being Compared with the said Absolem and Sally and found duly Made, Copies are Ordered to be granted them as the Law directs

Cop^{d} On the Motion of Daniel Bowman the surviving executor of Abraham Bowman deceased, It is Ordered that Richard P. Fletcher be appointed a Commissioner to examine, and make a further Settlement of the estate accounts of the said Abraham, with the said executor and make report to the Court

Cop^{d} An instrument purporting to be the last will and Testament of Elsher Messick deceased was presented in Court and proved by the oaths of Jacob Burkholder and Anthony Burkholder two Witnesses thereto Ordered to be Recorded, and on the Motion of Martin Burkholder the executor named

in the said Will, who enters into bond with Security in the penalty of $3000 and made oath thereto as the law directs a Certificate is Granted him for obtaining aprobate thereof in due form, and it is ordered that Jacob Bentzhoover, John Blyth, William Ewen and Joseph Leonard, or any 3 of them being first sworn do appraise the estate of the said Elisha Mayfield & make report to the Court

An appraisment, Bill of Sale bill of the estate of Adam Bear decd was Returned & ordered to be Recorded

The Commissioners appointed to lay off the New Road (established at June Court last on the Petition of Peter Stein &c) into fit and Convenient precincts, and to nominate proper and fit Surveyors of each precinct, and also to allot the hands to each, to work thereon, made a report, and the Court having examined, the said report hereby confirm the same, and it is ordered that the same be Recorded in the book Kept for the Records of Roads &c. and that the said Several Surveyors, with the hands so attached to them, open work on the said Road, and Keep the same in Good repair, and that so much of any Order as direct the hands, hereby attached to the said Road, as aforesaid their proportion to work on any other Road beyond is hereby Revoked, and hereby reserved,

ordered to Road book.

On the Motion of George W. Kemper admr of Joseph Graham decd, and for Reasons appearing to the Court, it is ordered that he have leave to withdraw the Settlement of said Grahams estate, returned to the last Court, — and thereupon a further Settlement of the accounts of the said Joseph Graham decd made with the said administrator, was returned by the Commissioners, and examined and allowed by the Court and ordered to be Recorded

Mary Rees poor Child of — over 14 years of age came into Court and made Choice of Jacob Long as her Guardian who entered into bond with Security as the law directs

Ordered that Benjamin Bowman be appointed Guardian for Benjamin Byerly orphan of Samuel Byerly dec'd an infant under 14 years of age, who entered into bond in the Security in the penalty of as the law directs

A Report made by John Nicholas & Wm Vernon appointed to View an alteration made in a part of what is Called the Lawyers Road, made on the Petition of Jacob Strayer, and the Court having duly Considered the said Report it is Ordered that the said alteration be established agreeable to the said Report, upon the said Petitioner Keeping in good Repair that part of said alteration as reported by the said Vernon, which Report is Ordered to be Recorded

A Settlement of the Guardian Accounts of Jacob & William Wilkinson as Guardian for Washington Moore, was Returned, and Examined by the Court & Ordered to be Recorded

Cop'd On the Petition of John T. Gordon, for leave to alter a part of the Dry Run Gap Road, which alteration is to begin about 300 yards on the East side of a Steep Ford, by Turning off to the right and running thence through the said Gordons own land about 50 or 60 yards to A. Walkinsons land, and through his land & the land of said Gordons and from thence to the North off of their said Gordons dwelling House, and from thence to where it intersects the old road— it is Ordered that John Blain Henry Gelleson, John Sets & Jarvis Blain, or any 3 of them being first sworn, do View the said alteration and make report of the Conveniencies and Inconveniencies attending the same to the Court

Cop'd On the Petition of George Rodgers for a View of a way for a road from Lewis Zerkle's Mill to Jacob Roads, so as to intersect the publick road leading from Keezletstown to said Jacob Roads, which road is to run through the

lands of said Fields &c as set forth in said Petition, it is Ordered that Jacob Bowman, Daniel Pickering, Reuben Harrison and Archibald Boyd or any 3 of them being first sworn the View the said Way forwarded, and make report of the Convenience and Inconvenience attending the same to the Court

Copied On the Motion of Abraham Streetlew, who entered into and with Security in the penalty of $1600, and entered into and made oath thereto, as the law directs, a Certificate is Granted him for obtaining Letters of administration on the estate of the said James Berry deceased in due form, (Sally Berry the Widow of the said James having first under her hand, refused to qualify. and it is Ordered that William Reid, Jacob Folding Jacob Conner & William Warren, or any 3 of them being first sworn do appraise the estate of the said James Berry and make report to the Court

A Settlement of the estate accounts of William Penn deceased, was Returned, and examined by the Court and Ordered to be Recorded

A Writing purporting to the last Will and Testament of James Herron deceased was presented in Court, and proved by the oaths of Robert Gray and Henry J Gamble two of the Witnesses thereto Ordered to be Recorded

Strayer &c vs Mathews &c on a Note on a Delay bond Judgment Nolen pross & execution awarded

Copied On the Motion of Elizabeth Chandler Widow of Samuel Chandler Jr deceased, it is Ordered that Robert M. Hyer, Joseph Cleiss, Joseph Bywaters and James Duff be appointed Commissioners any 3 of whom may act being first sworn, do lay off and assign to the said Elizabeth her Right of Dower in the lands of her said Husband and make report to the Court

Cop'd ||

Ordered that Joseph Mauzy and Gordon McWilliams be appointed Commissioners to with such Commission as shall be appointed by the respective Counties of Shenandoah and Page, to run and mark the dividing line between the Counties of Rockingham, Shenandoah and said County of Page and make report to the Court

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Cop'd ||

On the Petition of Christian Royer, It is ordered that Reuben Propst be summoned to appear here at Rebow Court next to give the said Christian Royer Security or additional Security, as Guardian for Rebekah Harriet Malinda & Mary Ann Propst Children of Henry Propst deceased

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Cop'd ||

On the Motion of John Zeigler Guardian for Jacob Miller Orphan of Philip Miller deceased, It is ordered that Richard P. Fletcher be appointed a Commissioner to examine state the accounts of the said John Zeigler and make report to the Court

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Cop'd ||

A writing purporting to be the last will and testament of Layton Yancy deceased, was presented in Court and was proved by the oaths of Joseph Mauzy and William H. Mogen. two Witnesses thereto sworn to be Recorded. whereupon Lavania Yancy the Widow and executrix named in the said Will appeared in Court and refused to qualify as such, and also renounced the provision made for her in the said Will, whereupon on the Motion William Yancy and the said Lavania Yancy who made oath thereto and entered into bond with Security in the penalty of $6.000. administration of all and singular the goods and Chattles Rights and Credits of the said Layton Yancy. and is granted them in due form, and it is ordered that Henry Conrad, Jacob Conrad, Henry Miller & Tobias R. McGaha or any 3 of them with the said will annexed

Henry Smith Sworn to appraise the estate of the said Layton Gary and make report to the Court

Cowith vs Reed Vs on Arrest for Affray on the Peace on the Complaint of Abraham Reed, the Prosecutor being called & not appearing the said proceedings is ordered to be discharged and Judgment for the Defts Costs

Cop'd & Ord On the Motion of Mary Baughn and she having given to Archd M. Weston Deputy Sheriff $375 cents, it is Ordered that a Decree do Grant her to Keep a private entertainment in this County until the 1st day of May Next

A Settlement of the estate of George Berry decased, was returned and examined by the Court & Ordered to be Recorded.

On query Whether Jacob Lincoln had not applied & qualified to take Care of

Ordered that Jacob Lincoln be appointed a Committee, to take Care and Manage the estate of John Sweetser a person of unsound mind, as appears by the examination & Certificate taken before Joseph Cravens & Benjamin Waterman two of the Justices of the Peace for this County, and who is now confined in the Jail of this County, the said Jacob Lincoln having entered into bond with Security, in the penalty of $300, as the Law directs, a copy of which bond, with a copy of the said Certificate of the said Justices, and also a Certificate from the Commissioners appointed to settle accounts, with a copy of the Schedule of his property returned with the said bond Certificate & are ordered to be certified to the Auditor of public accounts &c

Cop'd & Ord On the Motion of Michael Weir Late Guardian for Mary Catharine, Margaret & Ann Weir Children of John Weir Jr deceased, it is Ordered that Richard P. Fletcher be appointed a Commissioner to examine State and Settle the said Weirs accounts and make report to the Court

Cop'd & Ord On the Motion of Agnes Woods admr of William Woods dec'd. it is Ordered that Richard P. Fletcher be appointed a Commissioner to examine State and Settle the estate account of the said William, with the said Admr and make report to the Court

Cop 2 "

On the Motion of Samuel Coote adm of George Dove deceas, who'd George was the executor of James Brooks deceas, it is Ordered that Richard P. Fletcher be appointed a Commissioner to examine State and Settle the estate accounts of the said James Brooks deceas with the said Coote and Make report to the Court

Cop 2 "

On the Motion of Christian Coffman executor of Samuel Coffman deceas, it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and Settle the estate accounts of the said Samuel with the said executor and make report to the Court

Cop 2 "

On the Motion of Christian Coffman executor of Mary Davidson deceas, it is Ordered that Richard P. Fletcher be appointed a Commissioner to examine State and Settle the estate accounts of the said Mary and Make report to the Court

Cop 2 "

On the Motion of John Rader adm of Jacob Crum deceas, it is Ordered that Richard P. Fletcher be appointed a Commissioner to examine State and Settle the estate accounts of the Jacob Crum, with the said adm and make report to the Court

Cop 2 "

On the Motion of John M. Roalston adm of Mary Miller Jr. deceas. it is Ordered that Richard P. Fletcher be appointed a Commissioner to examine State and Settle the estate accounts of the said Mary Miller with the said adm and make report to the Court

Ordered that George Miller be appointed Guardian for Betty & Henrietta Miller infant Children of Mary Miller deceas under 14 years of age who entered into Bond with security in the penalty of $ as the Law directs

Cop 2 "

Ordered that the Overseers of the poor bind Mary Patterson 16 years of age in Loving cert. to Peter Ogle, to learn the art and Mystery of a farmer, as the Law directs who is to receive for freedom dues $20

Hall vs Foster. upon a Note to recover Jail fees.
Note proved, & Judgment awarded for $20 with interest from the 4th day of August 1831. till paid

Cornth vs Joseph Bs 3 Recogns. Continued under the Next Court

Cornth v Loyd dismissed agreed. Deft to pay Costs

Copy. ~~The Court proceeded~~
Ordered that the Person of the poor boy Noah Shaver, about 10 years old in January last, to Joseph Bell herein to learn the art of a farmer, as the law directs, who is to receive for freedom dues $20.

A letter of Attorney from Mary Wingfield to Joseph Dubois was presented in Court, and acknowledged by the said Mary Wingfield, and ordered to be Certified to the State of New York with the seal of the County thereto annexed

A Report of the Viewers, made on the petition of John Bell to alter a part of the New Market road, was presented to the Court, and the same having been examined, by the Court ~~and~~ ~~error~~ it is Ordered that the said alteration be established agreeable to the said report, which is Ordered to be Recorded

Copy Cert. The Court having Signified, and entered of Record, at the last Court, their intention, to Recommend, at this Court, proper persons to act as Justices of the peace, for this County, and made an Order, directing the acting Magistrats to be Summoned to appear here, this day for that purpose, and it appearing by the Return of the Sheriff on the said Summons, that it had been duly executed on the whole Number of Justices, and the Court having duly Considered of the expediency of such Recommendation, are of the opinion that a certain No Magistrats are Necessary in this County. and thereupon doth Recommend to the Executive, Charles B Spear and Isaac Thomas as proper & fit persons to act as Justices of the peace in and for the said County they having been duly elected by the Vote of the Justices present, and it is Ordered to be entered of Record. that there were

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Present of the said Justices 14. and being polled all of whom Voted for the said Charles C Spears to wit, Messrs Peachy Harrison, Joseph Cravens, David Hunton, John H. Campbell, Stephen Hansbarger, Samuel H. Lewis, Joseph Cline, Anderson Moffett, Robert Sims, Jacob Rust, Augustus Waterman, Michael H. Harris, Robert Grattan Jr & and Reuben Moore, — And that there were Present when the said Isaac Thomas was appointed, 12 of the said Justices and being polled all of whom Voted for him, to wit Messrs. Peachy Harrison, David Hunton, John H. Campbell, Stephen Hansbarger, George Clarke, Samuel H. Lewis, Joseph Cline Anderson Moffett, Augustus Waterman, Michael H. Harris, Robert Grattan Jr and Reuben Moore, a copy of which proceeding, is ordered to be certified to the executive

The Court proceeded to the appointment of a Surveyor of this County, in the room of Gordon McWilliams, whose term of office expires on the first Monday in August last. for the term of Seven Years from the date of his Commission, and the Names of the Justices present and Voting being polled, Voted as follows. to wit, for Gordon McWilliams Messrs Peachy Harrison, David Mathews Joseph Cravens, David Hunton S. Hansbarger. Samuel H Lewis, Joseph Cline, Anderson Moffett, George W. Kemper Robert Sims, Jacob Rust, Augustus Waterman, Michael H. Harris, Robert Grattan Jr and Reuben Moore, being all that was present and all Voted for said McWilliams, whereupon It is ordered that the said Gordon McWilliams be Recommended to the executive as a proper and fit person to be Commissioned as Surveyor of this County for the term aforesaid,

C.R. & delt to G McW

The Court proceeded to the appointment of a Commissioner of the Revenue for this County for the South east or 58th Regiment of this County for the ensuing year, and the Names of the Justices present and Voting being polled Voted as follows. to wit for James Clarke Messrs. Peachy Harrison, David Mathews, David Hunton, John H.

X

Campbell, Stephen Harshbarger, George Clarke, Joseph Cline, Andrew Moffett, Robert Weiss, Augustus Waterman & Reuben Moore, and that Messrs. Joseph Cravens, Samuel M. Lewis, George W. Kemper, John S. Gramy & Jacob Rush, and for James C. Shipman, Messrs Michael M. Harris & Robert Grattan Jr. and the said James Clarke having a Majority of the said Vote was declared duly elected, whereupon it is ordered that he be appointed a Commissioner for the said County in and for the district aforesaid, upon his entering into bond with Security, and taking the oath of office prescribed by Law, — The Court in like Manner proceeded to the appointment of a Commissioner for the South West district or 116th Regiment of this County, and the the Names of the Justices present and Voting being polled Voted as follows. to wit. for Richard P. Fletcher, Messrs Peachy Harrison, Daniel Matthias, Joseph Cravens, David Denton, John M. Campbell S. Harshbarger, George Clarke, Samuel M. Lewis, Joseph Cline Andrew Moffett, George W Kemper, John S. Gramy, Robert Weiss, Jacob Rush, A. Waterman, Michael M. Harris, Robert Grattan Jr and Reuben Moore, whereupon it is ordered that the said Richard P. Fletcher be appointed a Commissioner of the revenue tax for this county in and for said District, on his entering into bond with Security as the Law directs, and taking the oath of office prescribed by Law.

heirs of James Erwin dec'd

Copy" May Erwin &c. Plaintiffs

vs.

agst

Hugh Erwin &c. Defts & he Chancy

By consent of the parties by it is ordered that Abraham Smith (S.R.) Lewis Pyle, John Brown, John Whitmore and Jacob Harshbarger or any three of them, be and is hereby appointed Commissioners whose duty it shall be to make partition of the lands of said James Erwin dec'd between his Widow and Children, assigning to each his share by Metes and Bounds, and that said Commissioners do make diversion of the slaves of the said decedent amongst the aforesaid heirs, and that the said Commissioners make a report of their proceeding

to this Court,

Cop.d Ord. Ordered that the Sheriff take into his possession the estate of William Bowen deceased, and administer the same according to Law. (Colo Wall to pay fees)

Ordered that the Court be adjourned until the Monday before the first Tuesday in October. Next

Peachy Harrison

Virginia To Wit

At a Court held for the County of Rockingham on the Monday before the First Tuesday in October 1831 being the 3d day of October 1831

Present

David Weller Saml St. Lewis, Michl St. Harris &
Augustus Waterman . . . . . Esqrs Justices

A list of Deeds & other Writings admitted to Record in the Clerks office of the County Court of Rockingham from the 2d day of September 1831 to the 30th day of the same Month both days included were returned into Court by the Clerk thereof and being by the Court examined is ordered to be entered on the Minutes and a like list posted on the Door of the Court House of said County as the Law directs which list is in the Words & Figures following To Wit

J. R.	A Deed for Land from Jacob Newman & Wife to Peachy R. Grattan	Ackn.d
" R.	A Deed for Land from Mefford Hannah & c.a to John Depoy & c.a	"
R.	A Deed for Land from Same & c.a to Nathaniel Harrison	"
found	A Deed for Land from Nathaniel Harrison & c.a to Mefford Hannah	"
J. R.	An Agreement for Land Between James Clark & Daniel Matthews	"
found	A Deed of Release for Land from George Roder to Daniel Fusing	"
J. R.	A Deed for Land from John Weaver to Jonathan Shaver in Trust for John Cowan	"
J. R.	A Deed for Land from Daniel Frank & Wife to Henry Carrier	"
J. R.	A Deed for Land from Henry Carrier & Wife to Daniel Hook	"
J. R.	A Deed for Land from Daniel Hook & Wife to Mary Harrison	"
J. R.	A Deed for Land from Jacob Miller & Wife to Joseph Miller	"
J. R.	A Deed for Land from Joseph Miller & Wife to Jacob Miller	"
found	An Agreement Between John Nicholas & Henry Royer	"
	A Deed for Personal Estate from William White to Littleton W. Gambill in Trust for John Chrisman	"
found	A Deed of Release for Land from George Gilmer to Henry Royer	Cert.d
J. R.	A Deed for Land from Henry Royer to Lawrence Joseph Mauzy	"

BR A Deed for Land from Benjamin Bowman & Wife to John Bowman Ackn^d

BR A Deed for Land from Edward Rice to Mathias Bore "

BR A Deed for Land from John Morris & Wife to Christian Simmons Certf^d

A Deed for Personal Estate from Jacob Kuffman to Benjamin Morris
" In Trust for Elizabeth Thowatter Certified from Augusta County

BR A Deed for Land from David Coffman Exor to John Thatcoole Ackn^d

BR A Deed for Land from Conrad Kline to Peter Witzel ½ "

BR A Deed for Land from Joseph Rodeap to Valentine Bare "

found A Deed for Land from Henry Robinson to William B. Smith "

BR A Deed for Land from Messord Hannah & Wife to John Dundore "

BR A Deed for Land from B. & G. Graham to S. Shacklet "

BR A Deed for Land from Abraham Bare & Wife to Joseph Funk Certf^d

BR A Deed for Land from Philip Pitman & Wife to John Harrison ½ Ackn^d

BR A Deed for Land from David Herring & Wife to Jonathan Shaver "

BR A Deed for Land from Same to Daniel Smith "

BR A Deed for Land from James Blain to Littleton W. Gambill
" In Trust for Jesse Blain "

C An appraisement bill of the estate of John Royer dec^d was returned and ordered to be Recorded

Thomas Wolch (Foreman) Andrew Erwin, Peter Keblinger, Philip Perkey, Jacob Perkey, John Wood, William S. Craig, Andrew Sellars, Arch^d Brook, John Wells, Jacob A. Mitchell, Jacob Bear, James Hopkins, John Peter, John Ogle, John M. Rockets, Thomas Harrison, John Sites (Lewells Creek) Richard Robertson, Isaac Fisher, and Saml Roads, were Sworn a Grand Jury for this County, who Received their Charge and Retired from the bar to Consider of their Presentments, and after Some time Returned into Court and ~~made the following report to wit~~, upon their oaths declared that they had Nothing to present, whereupon the said Grand Jury was discharged,

Cop^d On the Motion of Joseph & John Krotzer executors of Joshua Strode deceased, It is Ordered that Richard P. Fletcher be appointed a Commissioner to examine state and Settle the estate Accounts of the said Strode with the said executors and make report to the Court

Nicholas v Logan the Defendant appeared in Court & confessed a Judgment for the Debt in the writ mentioned with interest & Costs.

C

William Harper Constable, produced in Court, an account for Service rendered the Commonwealth, which account was examined and allowed by the Court and Ordered to be Certified to the Auditor of public accounts

cop & del Sheff

Robert Palmer Guardian per ..account . . . . . Same

Settlement of the estate of Jacob Perrie deceased, was examined and allowed by the Court, & Ordered to be Recorded

C

C

Craig v Samuel Beard upon an attachment Docket and Continued entitled to Morrow

C

Estridge v Beard upon an attachment . . . . . Same

C

On the Motion of George W. Custis esqr. and he having taken the oaths prescribed by Law, he is admitted to practice as an attorney in this Court

Ordered that John Nicholas be appointed Guardian for Lucy and Frances Fisher orphans of Philip Fisher deceased infants Children (under 14 years of age) who entered into bond with Security in the penalty of $200 Conditioned as the Law directs

×

Cyrus Perrie orphan of Jacob Perrie dec'd over 14 years of age came into Court and Made Choice of Nicholas Miller as his Guardian who entered into bond with Security in the penalty of $300 Conditioned as the law directs

×

Ordered that Nicholas Miller, be appointed Guardian for Joshua Pearman & Julian Perrie Children of Jacob Perrie dec'd under 14 years of age, who with Security entered into Several bonds in the penalty of $300 each Conditioned as the law directs

×

Cop 2d & del

to J. M. Williams

Ordered that Horace M'Williams and George Mapp of this County be and they are hereby appointed Commissioners to run and mark the lines, between the Counties of Shenandoah Rockingham and Page, pursuant to the act of the General assembly passed by the last Legislature of this State, and they be authorized to employ all Necessary Chain

×

Carriers, and that they Make Report of their proceeding to this Court
and it is further Ordered that the order, Made at the last Court
appointing Commissioners to View the Lands between the Counties aforesaid
be and the same is hereby Reversed

Ordered that Jacob Freese be appointed Guardian for his Children
Daniel, Ann, Matilda & Jacob by his former wife, Elvira Freese
formerly Elvira Spears, who enters into bond with Security in the
Penalty of $400 Conditions as the law directs.

Copia On the Motion of Saml W. Lewis Attorney of Richard Austin dec.
It is Ordered that Richard P. Fletcher be appointed a Commissioner
to examine State and Settle the Estate Accounts of the said Austin
with the said Administrator and Make report to the Court

Court to Mention N. G Gunlesticals & Office and Costins fee Deft.

A Report of the Viewers of the New Road from Lewis Zeigler's Mill
to Jacob Roads, Made agreeable to the petition of George Roads &c
as set forth in the Order appointing the said Viewers, and this Court
having duly considered the said Report, and the Circumstances attending
the opening the said Road, doth Order that the same be in all
things affirmed agreeably to the said Report, which is Ordered to be
Recorded, and ~~that~~ it is further Ordered that the said Road be
No. and be Called the Mountain Valley Road, and that the
same be divided into 3 precincts, and that Lewis Zeigler be appointed
Surveyor of Precinct No. 1. and Daniel Sipe Surveyor of Precinct No. 2
and that George Mantz be appointed Surveyor of precinct No. 3.
and it is Ordered that Jacob D. Williamson, Jacob Roads
and Reuben Moore, be appointed Commissioners to allott the
hands to work on the said precincts, designating, from what
Roads the said hands, are to be taken, and Make a Report to
this Court.

A Settlement of the estate Accounts of Mary Snyder dec'd
was returned and examined by the Court, and Ordered to be
Recorded

Cop^{d} On the Motion of Jonathan Sherman late Sheriff, it is
ordered that Richard P. Fletcher be appointed a Commissioner
to examine state and settle the accounts of the said
Sherman as admr of Catharine Keller, (into whose hands
her estate was Committed) and make report to the Court

Rogers v Preps upon a Rule to give Counter Security Continued.

Cop^{d} On the Motion of Peachy Harrison & Edith McWilliams
executors of Samuel McWilliams dec^{d}, it is ordered
that Richard P. Fletcher be appointed to examine state
and settle the estate accounts of said McWilliams
dec^{d} with the said executors and make report to the
Court

~~Proved in open Court~~

Cop^{d} Ordered that Peachy Swingley, a free boy of Color, about
x 17 years of age be bound by the Overseers of the poor to
Isaac Rogers as the law directs. who is to have for freedom
dues $20

Jonathan Sherman Late sheriff produced in Court an Account
x for attending the Circuit Court, which was examined and
allowed by the Court and ordered to be Certified to the
Auditor of Publick Accounts

Cop^{d} On the Motion of ~~Henry~~ Peter ~~Perry~~ (of Jacob Perry) who entered into
bond with Security in the penalty of $100. and made oath
thereto as the law directs, administration of all and singular
the goods and Chattles of Mary Fesher deceased is granted
him in due form, and it is ordered that William
McCausland, David Miller, Peter Keyser and John Perry
or any 3 of them being first sworn do appraise do appraise
the estate of the said Mary Fesher and make report to
the Court

A Report of the Viewers appointed to View a Way for a road made
by an Order of this Court, and on the Petition of Jacob
Cp. fa Barly &c which Road leads from said Barly Mill to
intersect the Road leading from Miller Mill to the Mountain

being returned with the said report, which was duly examined by the Court and it appearing to the Court that the several persons through which lands the said Road is to run having consented thereto, it is ordered that the said Road be established agreeable to the said report which is ordered to be Recorded, and it is ordered that George Roads and Peter B. Koontz be appointed Commissioners to lay off the said Road into fit and convenient precincts, and to recommend fit and proper Surveyors thereof, and also to allot the Necessary hands to work thereon, dispensing or from what Roads and what precincts, the said hands will be taken, and make report to this Court

A Settlement of the accounts of Daniel Pickering Guardian for the heirs of William Looker and was returned and examined and ordered to be Recorded

Sellers & Hacks Continued for the Plaintiff on his Motion (Costs)

A Settlement of the estate accounts of John Layton dec'd was returned and examined and allowed by the Court Ordered to be Recorded

On the Motion of George Roads, and it appearing to the Court that the said George Roads is charged on the Commissioners book of Richard P. Fletcher a commissioner for this County for 1831. with one Steed horse at $80 whereas the said George Roads ought to have been charged for the said Steed horse with only $8. that being the value of the horse having stood at $8 the season which he was seized by Law, It is ordered that the facts as stated above be Certified to the Auditor of Public accounts

Said to Mr Fletcher

Henry J Gambill Clerk of this Court, returned an account for sundry Call Courts held since October 1830 to the present time which account was examined and allowed by this Court and Ordered to be Certified to the Auditor of public Accounts

Henry J Gambill produced in Court an account for examining and Certifying the land and property books of the Commissioners for this County for the year 1831. which account was examined and allowed by this Court and Ordered to be Certified to the Auditor of Public accounts

Cpt sent by Mail to Richd 14 Octr 1831.

The Court proceeded to Recommend 3 proper and fit persons to act as Sheriff of this County for the ensuing year. and the Justices present, to wit Joseph Cline, Stephen Wambarger, Samuel St. Louis, Augustus Waterman and Reuben Moore, being polled in the Manner prescribed by Law. they severally Voted for Joseph Barlow, Daniel Mathews and Joseph Cravens. Whereupon it is ordered that the said Joseph Barlow, Daniel Mathews and Joseph Cravens be Recommended to the Executive of this Commonwealth, as proper and fit persons to act as Sheriff of this County for the ensuing Year,

Ordered that the Court be adjourned until to Morrow Morning at 10 o'clock

Joseph Cline

Tuesday the 4th day of October 1831.

Present

John St. Campbell, Joseph Cline, Michl St. Harris & Reuben Moore . . . . . } Gent. Justices

Comth v. Lovely. Deft called, defaults entered, and Recognizance forfeited

Comth v. Lovely N. G. Grand Replication of Iffee and Costs

Cpd

On the Motion of John Zegler Guardian for Nicholas Keris, It is ordered that Peck and P. Fletcher be appointed a Commissioners to examine the accounts of the said Guardian and Make report to the Court

Comth v. Bryan by consent of the attorney for the Comth. and with the assent of the Court. this prosecution is ordered to be discontinued

Comth v. Cline upon presentment of the Grand Jury. the Defendant appeared in Court and confessed a Judgment for the Cost

Comth v James Gray upon a Recgg. the prosecutrix not appears. the said Recgg is Ordered to be discharged

Roads v Clerk Jr. Continued by Consent

Clerk v Roads . . . . Continued by Consent

Lewis v Shaw . . . . . Same

Carthrea v Gebb Continued by Consent

Merry v Benjamin adm Continued for award

Lincoln adm v Messenger Discharged agreed

Moore v Shoemaker Judgment for award

Steele v M'Mahan Continued for award

Early (for J. B.) v M'Mahan . . Same

Byrd v Messenger Continued for award

Same v G. Messenger Ditto

J. Clerk (for J. B.) v M'Gelry Ditto

Myers v Moore Continued for award

Reynolds v Tilwin. On the Motion of John Morris, and it appearing to the Court, that the Defft has been three Quarters of twelve Months and no person applying for administration, it is Ordered that the Suit do abate

Baggerley v M. Baggerley Continued for award

Coleman v Roades Continued for award

Harrison & Justice for (B.) v Perrin & Co Continued by Consent

Morris v Harrison adm, Judgment when asked

Arglebright adm v Clerk Continued by Consent

Teed v Loosley adm . . . . Same

Moffett for &c v Teed . Continued from by Consent

Berrian v Terhune adm Discharged & Judgt for Defts Costs

An appraisment bill of the estate of John Moore dec was returned and Ordered to be Recorded

A Settlement of the estate account of John Moore dec. was returned & examined by the Court & ordered to be Recorded

A Sale bill of the estate of Jacob Orrew decd. was returned & ordered to be Recorded

A Settlement of the estate accounts of Jacob Orrew decd, was returned and examined by the Court. and ordered to be Recorded

Settlement of the accounts of Henry Wollaller as Guardian for Abner Harrison &c — and also of Aaron Solomon dec. as Guardian for Daniel Smith &c — and also of Peter Deitsch as Guardian for Susanna Sayler &c — and also of Daniel Henry Blosser as Guardian for Henry Daniel Blosser — and also of John Zegler as Guardian for Jacob Miller, were returned and severally examined by the Court & ordered to be Recorded

Settlement of the estate accounts
Dennis admr & Dessa the Defendant by leave of the Court files an a Special plea which is here filed, to which the Pltfs attorney replied Generally & issue, and Jury sworn to try the issue to wit. Jacob Neely, Thomas Travis, Reuben Moore, Thomas Hite, James Payne, Joseph Effinger, William Payne, William J. Smith, Archd S. Rutherford, Benja Vanpelt, John Mohler, & Wagler Lofland, whereupon they not agreeing in their Verdict, were adjourned until to Morrow Morning at 10 O'clock, Mum! on the trial of this Cause a Bill of exceptions was taken by the Defts attorney to the opinion of the Court. which was signed & sealed as the law directs & ordered to be made a part of the record

Settlement of the estate accounts of David Lair, decd, Jesse Magill decd, Bathuel Herring decd, Jacob Miller decd. and Michael Moore decd, were returned and severally examined by the Court. and ordered to be Recorded

Moffett & Long dismissed agreed —

Fawcett & Bruffey dismissed agreed

Roads & Laymans &c. Offices Judgment set aside & Payment. Genl Replication & Issue & Continued

Bears exors & Frazel . . . . . Same

Davidson & Fawcett . . . . . Same

Somers & Dows . . . . . Same

Wargen's Looker adms . . . . . Same

Doubt & Fisher . . . . . Same

Bowman & Rose &c . . . . . Same

Conrod & Cleiro . . . . . Same

Cook & Cleiro . . . . . Same

Daniel for I. H. & Allen . . . . . Same

Sipes & Lovingston . . . . . Same

Rutherford as adms & E. Looker . . . . . Same

Pipes & J. Cleiro . . . . . Same

Same & Custis . . . . . Same

Same & Rankin . . . . . Same

Reed & Pickering . . . . . Same

Smith for D. Kyle & Kleiro . . . . . Same

Brannens adms & Caldwell &c . . . . . Same

Cook for J. M. Wargen & Cle. Mr. Offices Judgment set aside, plea of Payment pleaded, Genl Replication & Issue and Continued

Webb & Co & Rose Offices Judgment set aside plea of Payment pleaded Genl Replication & Issue and Continued

Pipes & Fawcett . . . . . Same

A Register of Fielders a free Man of Colour, was presented in Court, and being Compared with the said Register, and found duly made, a Copy of the said Register is ordered to be Certified herein in the Manner directed by Law

Stephen Hamburgen. Same St. Lewis & George M. Kemper

Cop Sent to Applicant by mail

three of the Justices of the peace for this County. Returned a certificate of their having examined John Smith a person to be a Supposed insane or unsound Mind, and that upon the examination, and the evidence produced before them, they found him to be entirely insane, and that they by Warrant from under their hand, had Committed the said Smith to the Jail of this County, (who is now Confined therein,) and it also appearing to the Court by the Testimony before them, that the said Smith has no estate either Real or personal the Court did not think it Necessary to appoint a Committee for him, all which fact is ordered to be certified to the Auditor of public accounts

Op & Order vs J. Clark

On the Motion of Christian Garber, and it appearing to the Court by satisfactory evidence, that he is charged on the Commissioners Books for 1831. with the sum of $7.70 as the tax on 155 Acres 3 Roods 024 poles of land, when in fact he ought to have been Charged with only $2.16 cents that being the tax on the said Tract of land, thereby making the said Garber liable to pay to the Commonwealth $5.54 more than the sum actually due, it is therefore Considered by the Court that the said C. Garber be exempt from the payment of the said sum of $5.54 cents, the excess of the tax so improperly charged as aforesaid, — and it is ordered to be Certified that the Attorney for the Commonwealth, was in Court and attended to the Making this Order, all which is Ordered to be Certified to the Auditor of public accounts

G. Reed v Burroughs &c on a Note on Adkins bond Note proved as to Burroughs & Stevens & executed awarded

C. Landsman v Nader Committee of David Norman Judgment for the award of Arbitrators.

Peter Reich Jailor of this County, produced in Court an account for Dieting &c. of sundry persons Confined in the Jail of this County, which Account was examined and allowed by the Court. and a copy thereof ordered to be Certified to the Auditor of public Accounts

Wolsiegen & Looker Jury Sworn to ascertain the damages in suit. James Laird, George W. Pelan, Christian Blasen, Joseph Grant John Reid, Samuel Miller, John Williams, Oscar Graves, James Duff, David S. Jones, Daniel Rife & John Steele Verdict for the Plaintiff for the Pltf for $104 Damages with interest from the 4th day of October 1831 the year of Inquest.

Joseph Barton Sheriff. produced in Court an Account for Summoning one Cath. Court. which was examined and allowed by the Court and ordered to be Certified to the Auditor of public Account

Looker adms & Wiley &c. upon an Issue out of Chancery. Jury Sworn to wit, John Effinger, Henry Booz, John Ball, Jacob Lincoln, Abraham Terry, John Seawright, Peter Byrd, Granville Moorman, William Bridges, James Palmer, John Vincent & Philip Miller, who having heard a part of the testimony were adjourned until to Morrow Morning at 10 o'Clock.

Kyle & Mace Issue Inquest set aside paper Genl Replication & Issue & Continued — (This entry was made after Court, by and with the Consent of Col Wall it not having been set aside by mistake of the Clerk)

John Reed Deputy Sheriff for Jonathan Shepherd late Sheriff of this County returned a list of Delinquent and insolvents in the revised tax in the 116th Regiment of this County for the years 1829 & 1830 which was examined and allowed by the Court & ordered to be Certified to the Auditor of public Accounts

John Reed Deputy Sheriff for Jonathan Shepherd late Sheriff returned two list of Delinquents in the Land tax in the 116th Regiment for the years 1829 & 1830 which list were examined and allowed by the Court and orders to be Certified to the Auditor of Public Accounts

Ordered that the Court be adjourned until to morrow morning at 10 O'Clock

Jos. H. Campbell

Wednesday the 5th day of October 1831.

Present

Daniel Matheus, John H. Campbell, George Clark & Reuben Moore . . . . . Js.

Aaron C. Shepherd Deputy for Jonathan Shepherd late Sheriff returned a list of delinquents and insolvents in the revenue tax for 1830 in the 58th Regiment, which was examined and allowed by the Court and ordered to be Certified to the Auditor of public accounts

Aaron C. Shepherd Deputy for Jonathan Shepherd late Sheriff returned a list of delinquents on in the land tax for the 58th Regt for the year 1830 which was examined and allowed by the Court and ordered to be Certified to the Auditor of public accounts

Edward Stevens . . . Plff

Copy dem 32 for Plff

agst

Henry Harshbarger, Joseph Mauzy & Jacob Bear exr of Jacob Bear decd and Jacob Bear adm of Adam Bear decd. Defts } In Chancery

This Cause came on to be finally heard by Consent this 5th day of October 1831. on the Bill and amended bill, answers and exhibits filed in the Cause, and it appearing to the Satisfaction of the Court that the Order of publication heretofore awarded in this Cause, has been executed according to law, and the Rules of this Court, and the defendant Henry Harshbarger, having failed to enter his appearance according to law, and it being proved to the Satisfaction of the Court, that the said Henry Harshbarger is no inhabitant of this Commonwealth, Therefore, the Court as to him doth take the Statements of the bill as confessed, whereupon the Court being satisfied of the justice of the plaintiffs demand, doth adjudge Order and decree,

that the Plaintiff do recover against the Defendant Henry Hausbarger the sum of £63. with legal interest thereon from the 1st day of February 1818 till paid, and the Costs of this Suit, and it appearing to the Court that the Note for £14. due the 5th day of May 1817. and marked B is paid off, and the Court not being satisfied that the Condition on which the Note for £40 has not occured, no decree therefor is given, but the Plaintiff is permitted to withdraw the said Note for £40. from the papers in this Cause; And it is further adjudged Ordered and decreed that the defendants, Joseph Mauzy & Jacob Bear executors of Jacob Bear decd pay to the Plaintiff the sum of £63. with interest thereon from the 1st day of February 1818 till paid, and the Costs of this Suit, out of the Moneys, due the defendant, Henry Hausbarger, in their hands, as admitted in their answer, or so much thereof as the Moneys in their hands due the said Henry Hausbarger, will pay, and if after the payment as aforesaid there remains a balance of the said £63 with the interest as aforesaid, and Costs, unpaid, then it is further adjudged ordered and decreed, that the Defts. Jacob Bear admrs of the estate of Adam Bear decd, pay to the plaintiff the balance aforesaid with the Costs aforesaid, out of any Monies which he may now have or which may come to his hands due the said Defendant Henry Hausbarger, or so much thereof as may be equal to the amount thereof coming into his hands, and due the said Defendants Henry Hausbarger.

The Plaintiff entering into Bond and Security according to the Rule of this Court and the law to protect the said executors and administrator in the sum of £250—

C Committ v Lucy (agree Negroes) Continued by Consent

Quinn exr &c v Duff The Jury impannelled and Sworn for the trial of this Cause on yesterday appeared in Court agreeably to their adjournment, who retired from the Bar to consider of their Verdict and after some time returned and gave a Verdict for a Defendant Judgment Accordingly, to be levied of the goods & Chattels &c to the estate in the hands of the said administrator, to be administered

Vide Minutes

C Krohon v Stultz Deft Capias Non Sunt and Verdict without damages & Judgt for Costs (by Consent)

C Giles (L. Gwinn for) v Frazer Continued by Consent

Rife & Coffman for use &c Coffman vs Defs Continued by Consent

McMahan for use Isaac Zevin vs N. Harrison Continued for Plff

Newman vs Mast Continued by Consent

Rutherford adm &c McWilliams, Jury Sworn to try the Issue Sent
George Rader, William Kester, George Keffer, Saml Miller
Joseph Manger. Abrm Brumyer. Evan Newlon. Saml
Dennison, John Norman Abraham Lincoln, William
Smith, & John Stevens, whereupon the Plff being Called
and Not appearing, a Non Suit is awarded the Defts with
$5 damages & Judgment for Costs to be Levd &c

Rutherford adm &c T. Newlon Continued by Consent

Richard P. Fletcher Commissioner of the Revenue for this
County. Returned a list of the Tithables, allotted to keep the dry
River gap Road in Repair, amounting to No 85. whereupon
it is Ordered that each of the said Tithables pay unto Abraham
Joseph the undertaker of the said Road the sum of $0.47 Cents
that being their proportion of the sum of $41.66 cents which is
due the said Abraham Joseph for keeping the said Road in
Repair, for the year 1831. agreeable to Contract which is
Ordered to be Certified,

~~Lootten adm &c Mcelroy~~

Brannon adm &c Lincoln dismiss agreed.

Rader &c Lincoln, Dismiss agreed at the Defendants Costs
& Judgment accordingly

Lootten adm &c Mcelroy The Jury Sworn for the trial
of this Issue on Yesterday, appeared in Court agreeably to their
adjournment, and having heard the evidence and argument of
Counsel, Retired from the bar to Consider of their Verdict and after
some time returned into Court and declared that they could
not agree, whereupon the Sd Jury were adjourned until to
Morrow Morning at 10 o'Clock

Young &c Pickens vs Pefers Continued by Consent

A. Whetstone Pl. vs John Austin Def. upon a Writ of Ad quod damnum to establish a Mill and dam a crop the North River, &c

On the Motion of the Defendant, by Jacob Mohler his Attorney & for reasons appearing to the Court, it is Ordered that the said writ, and the inquest of the Jury taken by the Sheriff in pursuance thereof, be quashed, and that the Defendant recover his Costs expended in defending the said writ

Kenji adm. vs McMahon, In Debt. the Defendant by his Counsel offers a Special plea of Nonperformance, to the filing of which plea the Pffs Attorney Objects, which objection, after argument was sustained by the Court, and the plea refused, to which opinion of the Court the Defts Attorney excepts, which exception was signed and sealed as the law directs, whereupon the Defts by leave of the Court files a special plea, to which the Pffs Attorney replyed, & issue is thereupon joined,

Ordered that the Court be adjourned until to-morrow morning at 10 O'Clock

Dan'l Matthews

Thursday the 6th day October 1831.

Present

John N. Campbell, Abraham Smith
Daniel Matthews & Reuben Moore & G. Fowler

Ord'd Ordered that Richard P. Fletcher be appointed to receive the sum of $7.75 paid into Court by Johnson Cowgill Admr of Elizabeth McWilliams, Guardian for Mary Cowgill late Mary McWilliams, and make report to the Court

Smith & Fowler adm. entered by Consent

By Consent

Mitchell v Bryan Bryan &c plea waiv'd & Judgment Confess for the Debt in the Declaration Mentioned, as per Specialty with Intent & Cost Same agreed

Jordan for use J. Hardaway v Parrish &c . . . . . Same

Same . . . . . v Renshaw &c . . . . . Same

Zirkle v Caldwell . . . . . Same

Fawcett v Wortman &c . . . . . Same

Hooks v Harrison . . . . . Same

Garber v Harrison . . . . . Same

Lofland v Newman . . . . . Same

Eskridge v Thornton . . . . . Same

Rogers exr v Southrew &c . . . . . Same

Same . . . v Fisher &c . . . . . Same

Same . . . v Haught &c . . . . . Same

Same . . . v Johnson &c . . . . . Same

Coffman & Strayer for use J. Cowan v W. Murry . . . . Same

Bowman for W. Dew v Rogers . . . . . Same

Keeler for Same v Rogers . . . . . Same

Vansburger v Hagar . . . . . Same

Same . . v Cline . . . . . Same

Shipman v Adams . . . . . Same

Warren v Rowlett . . . . . Same

Graham v Rogers . . . . . Same

Custis v Looker adms Continued by Consent

Same v Miller . . . . . Same

Rutherford adms v Monroe . . . . Same

Lincoln v John Knight adms W. C. set aside N. A. Gent Replication & Issue also Continued by Consent

J. Frazer v Rader W. C. set aside N. G. Gent Replication & Issue also Continued by Consent

Fry v Frank W. C. set aside N.G. Gen replication & Issue & Continued by Consent

Crawford v Rumsey extra W & set aside N. G. Gen replication & Issue and Continued by Consent

Looker adm v Ruling of the Jury impannelled and Sworn for the trial of this Cause on Tuesday last appeared in Court agreeable to their adjournment and retired from the bar to Consider of their Verdict, and after some time returned into Court and declared that they Could not agree, whereupon by Consent John Yount one of the said Jurors was withdrawn, and the rest of the Jurors from rendering their Verdict discharged, and the Cause is Continued until the Next Term

Kings adm v McMahan, the Defendant by his attorney offered a General Demurrer, to the filing of which demurrer the Plffs Counsel Objected, on the ground that the writing Obligatory was not set forth Verbatim, the Court overruled the Objection and permitted it to be filed, in which Demurrer the Plffs attorney Joined, and because the Court is not advised what Judgment to render on the said Demurrer, time is taken to Consider thereof

Graham (for use B. Winters) v Jacob Rennison, On the Motion of the Plff by his attorney, and for reason appearing to the Court it is ordered that a Writ of Casa be awarded agst the said Defft in the Judgment heretofore rendered agst him, as the law directs.

Cook Harris (for Pr. J. St.) v William Reedy . . . . . Same Rule as above

W. Boon v John M. Reed —

N. Lanecraft v Same } On the several Motions of the said Plff by their attorneys, it is ordered that writs of Casas, be awarded agst the said Defendants on the several Judgments heretofore rendered against them in this Court. Returnable here as the law directs

Docter George Clark produces in Court, an account for Medical attendance on Jno Smith a Lunatic Confined in the Jail of this County, which was examined and allowed by the Court, and ordered to be Certified to the Auditor of Public accounts

Copy C On the Motion of John Chrisman, who entered into bond with security in the penalty of $1000, and made oath thereto

as the law directs, administration of all and Singular the Goods and Chattels Rights and Credits of the ~~late~~ Margaret Norman deceased, is Granted the said Jn.º Chrisman in due form, and it is Ordered that Samuel Storrs Jn.º Brunner, John Rader and George Rader, or any 3 of them being first Sworn, do appraise the estate of the said Margaret Norman and make report to the Court

James McCarty & John Roberson .. Plaintiffs

agst

John Norman &c. .. Defendants & Ch Chancy

The Plaintiffs above having on this day instituted their Suit and filed their bill in Chancy in this Court against the said Defendants, to attach Certain effects in the hands of the said Storrs, Michael Norman and John Chrisman, admrs of Mrs Margaret Norman, deceased, and the Court being Satisfied that the 5th Defendant Jn.º Norman is not an inhabitant of this Commonwealth, It is therefor Ordered by the Court that the said Storrs, and Michael Norman be injoined from paying out to any person other than the said admrs of Mrs Norman, any thing owing by them to the said Mrs Normans and that the said administrator of Mrs Norman be and is hereby enjoined from paying to any person any thing in his hands, or what may come into his hands as the admr of the said Mrs Norman to which the said Jn.º Norman is or may be entitled as distributee of the said Mrs Norman untill the further Order of the Court

Proffitt for Pl. J. Smith for Garnishee, Offers Judgment set aside for payment. Genl Replication & Issue & Continued

Comth v. Abraham Joseph, upon a Recog for abscond of the prisr, on the Complaint of John Sexton, the said Defendant appears in Court, and in discharge of his Recognizance, and the Court having heard the evidence and argument of Counsel are of the opinion that the said Recogg be discharged. and the said defendant be discharged ~~from his recognizance and the said John~~

Sietz / the prosecution fee Paid by Mr. Clark the Defendant that he may expend

Comm with v Moses Joseph, upon a Recogz for Breach of the peace on the Complaint of John Sietz, the said Defendant appeared in Court, in discharge of his Recogzance, and the said Jno Sietz not appearing further to prosecute the said Recognizance, it is Ordered that the said prosecution be dismissed, and that the Defendant recover against the said Jno Sietz his Costs expended in defending the said prosecution —

Commonwealth v Mary Joseph upon a Recogzance for Breach of the peace, on the Complaint of John Sietz, the said Defendant appears in Court, in discharge of his Recognizance, and for reasons appearing to the Court it is Ordered that the said prosecution be dismissed, and that the Defendant be discharged ~~that the Defendant recover against the said John Sietz the prosecutor his Costs by him about the defence of the said suit~~

Sleeper v Clerk Office Inquest set aside Payment Genl replication & Issue and Costs

Ordered that the Overseers of the poor, Miss Maria Mellen a free Negroe of Colour about 5 years old 10 October 1825. (who was formerly bound to Caleb McWilliams,) to Reuben Rogers. as the Law directs, who is to have for her services dues $20. and it is ordered that the order Made directing the said Maria, to the said McWilliams be rescinded.

Michael Whitmore Pl

v

Jno Sietz Def. . . . . upon a Writ of Adquod-Damnum to establish a Mill Pl

In this Case on Yesterday, the Defendant Jacob Mohler by his Counsel, moved the Court to quash the inquest found by the Jury, and Returned with the said Writ which inquest, for Reasons appearing to the Court was accordingly quashed, the Plaintiff by their Counsel then moved the Court to award a New Writ of Adquod-damnum, which Motion was rejected by the Court, and the Writ refused, to which Opinions of the Court the plaintiff excepts, which Exceptions were Sealed & Sealed as the Law directs, and Ordered to be Recorded apart the Record.

Cop'd

Cop'd Record 320 for reps

Kings ~~adm~~ to M. McMahan In Debt.

This day came the party by their attorneys and thereupon the Matter of law arising upon the Defendants Demurrer to the Plaintiffs Declaration being argued; It seems to the Court that the said declaration, and the Matters therein Contained, are not Sufficient in law for the plaintiff to have and Maintain his action against the said defendant; Therefor it is Considered by the Court that the Plff take nothing by his bill but for his false Clamour be in Mercy &c. and go thereof without day and Recover against the said Plaintiff his Costs by him about his ~~said~~ defence in that behalf expended, to be levied of the goods and Chattles of the said ~~testator~~ intestate in the hands of the said ~~admrs~~ to be administered

A Report of the Viewers, appointed to View an alteration in the Road leading to Swift Run Gap, Made agreeable to the Petition of James Hall, was returned into Court and being inspected by the Court the said alteration is Ordered to be established agreeable to the report of the Viewers, which Report is Ordered to be Recorded —

Ordered that the Court be adjourned until to morrow morning at 9 O'Clock

Dan'l Matthews

Friday the 7th October 1831.

Present

Darrid Mathews, John H. Campbell,
Robert Gaultan & Augustus Waterman & G. Justices

Burch v M Mahan, the Defendant Confesses a Judgment for the Debt in the declaration Mentioned, as for Specialty, with interest from 19th November 1828 till paid & Costs

Chapman v Newton Continued by Consent

Desobry
Armstrong v Keeffer Continued by Consent

Duff v Johnson Continued by Consent

Marsela v Tooker plea in abatement & Judgment Confessed for the Debt in the Decla Mentioned with interest & Costs saving Equity

Berry v Dever Continued by Consent

Barker for v Rossp Continued by Consent

Sarrs for Boozman v Same . . . . Continued

Parrish v Mellen Continued by Consent

Nicholas v Rutherford Continued by Consent

Conner v Mowers adm Continued by Consent

Linsay v Mahoy plea payment & Judgment Confessed for the debt in the declaration Mentioned with interest & Costs saving Equity

Keffer for Pr v Alder . . . . . Same

Austin v Mathews, Jury Sworn to try the Issue to wit, Michel Weis, Alexander McGetty, Jarvis Duff, Jacob Newman, James Palmer, David Jones, Wazlet Loflans, Oscar Craven, William Spinfield, Francis Devan, Archd S. Rutherford, and William Ferry. Verdict for the plaintiff for Plff for the Debt in the declaration to wit $200. with interest on $50 part thereof from 25 Decr 1820 till paid & interest on $50 another part thereof from 25 December 1821. and interest on $50 another part thereof from 25 Decr 1822 and interest on $50 the balance from 25 Decr 1823 till paid, & Costs Subject to a Credit of $120 paid 23 March 1826.

Cook v Carr Continued by Consent

Dawson v Perkey W E set aside N G Office and Continued

Mohler v Dancedraw plea waived Verdict Conffs for $7.27.3½ Cents Damages with interest from 1st March 1830 Tell pay Costs

Baker
Saint v Rader W E set aside N G G withdrawn Office and Continued

Dennard & Eddens v Craig Continued by Consent

Estes v Henry Fowler W E set aside N. G Genl Replication & Issue and Continued

Lancaster & Davis v Harper Continued by Consent

Ford for &c v Ford . . . . Same

Rains v Grammar . . . . . Same

Dennard & Gevins v Craig . . . . Same

Rice for &c v Layton adm . . . . . Same

Bridges Jr v Watterman exer . . . . . Same

Neff adm v Jennings adm . . . . . Same

Grove v Bear . . . . . Same

Cook v Pennell . . . . . Same

Marsh for &c v Miller . . . . . Same

Pickell v Fry . . . . . Same

Reighard v Strother . . . . . Same

Coffman for the Comm v Looten adm . . . . Same

Trout v Rader . . . . . Same

Clark v Roller &c W E set aside N. A Genl Replication & Issue & Continued

Coffman & Strayer for the Comm v W. Merry. By Consent the Judgment rendered in this Cause Yesterday is set aside, and the Cause is Continued until the next Court

Kerr & Fitzhugh v Looten adm. Plea of fully administered Issue, Genl Replication & Issue and Grand Jury Sworn to try the Issue to wit, George Rader, William Paine, John Steele

D Webb

John Grattan, Henry Peterson, William J. Smith, George Logan
William Travers, Granville Mooreman, Peter Hornbarger,
Joseph Bywaters & John Grant, Verdict for the Plaintiff for the
Debt in the declaration mentioned or the plea of payment, and
the plea of fully administered for the Defendant, and Judgment
according to Law —

Stevens & Clerk Costs for Defendant.

Hogg for Pltf & M'Mahon Costs for by Consent

Seitz for Pltf & Swift's adms. plea of fully administered pleaded
Gen'l Replication & Issue — Jury sworn to try that Issue to wit
George Logan, Rader, William Payne, John Steele, John Grattan
Henry Peterson, George Logan, William Travers, Granville Mooreman
Peter Hornbarger, Joseph Bywaters, A. S. Ruthrauff & Hanis Stevens, Verdict
for the Defendant on the plea of fully administered, and Judgment for
Costs, and Judgment of execution for the Pltf. the Court being satisfied
that there is such Record as in the Declaration mentioned &
Judgment for Costs, to be Levied of the Goods & Chattels &c

Smith & Swift's adms plea of fully administered pleaded Gen'l
Replication & Issue, Jury sworn to try the Issue to wit, George Logan
the same Jury as in the Case of Seitz & Swift's
adms. Verdict for the Plaintiff for the Debt in the declaration
mentioned with interest from 26 January 1830. on the plea of
payment, and for the Defendant on the plea of fully
administered, and Judgment according to Law.

Travers adms & M'Mahon Costs for by Consent

Morgan for Pltf & same . . Costs by Consent

Stevens & Lincoln . . . . . same

Lincoln & Stevens . . . . . same

Sellman & Myerson . . . . . same

Robertson Jr & Wright . . . . . same

Thompson Bro & Looker adms . . . . . same

Deale & Winston adms . . Costs by Consent

Sellman & Clerk Pltf Jury sworn to try the Issue to wit
the same Jury as in Seitz & Swift's adms. Verdict for the Pltf
for $500 with legal Interest from 12 day June 1827 & Sale prout

Subject to Credit of $59.92 cents paid 1st January 1831 and
Judgment accordingly

Lewellen v Kings adms. Now by consent, the Order made
Continuing this Cause on Yesterday is set aside, and Jury Sworn
to try the Issue to wit William Payne, John Steele, John
Grattan, Perry Patterson, George Logan, William Lorance,
Granville Moorman, Peter Hembarger, Joseph Bywaters, Archd
S. Rutherford, Frances Dever and John Mobley, Verdict
for the Plaintiff for $27.65 Cents Damages with
interest from the 1st day of January 1827 till paid
and Judgment accordingly, to be Levied of the goods
and chattels of the said intestate in the hands of the said
adms to be administered

Saylor v Sefus error W Bert aside N.a. & N.a. within 5 years
pleaded, Gen Replication & Issue & Continued

Ordered that the Court be Adjourned until the Monday
before the first Tuesday in November Next

Dan Mathews

State of Virginia To

At a Court held for the County of Rockingham on the monday before the first Tuesday in November 1831 being the 31st day of October 1831

Present

Jacob Rush, Jacob Strausburger, ~~Rust~~ Robert Grattan
and Reuben Moore Esqrs Justices

A list of Deeds and other Writings admitted to Record in the Clerks office of the County Court of Rockingham from the 1st day of October 1831 to the 29th Day of the Same Month both days included were returned into Court by the Clerk thereof and being by the Court examined is ordered to be entered on the Minutes and a like list posted on the Door of the Court House of Said County as the Law directs which list is in the Words and Figures following To Wit

BR	A Deed for Land from Abraham Layman to John Layman	Certfd
found	A Deed of Release for Land from Hugh Brusfey to Jacob Penee	Acknd
BR	A Deed for Land from Edward Sturm to William Kite & Co	Ditto
found	A Power of Attorney from Andrew Roller to Daniel Hawks	Certfd
BR	A Deed for Land from William Campbell & Co to Abraham Deal	Ditto
found	A Deed for Land from Ann Campbell to James Bly	Ditto
BR	A Deed for Land from Christian Royer to Joseph Mauzy	Ditto
BR	A Deed for Land from William Taylor & Co to Stephen Heimberger	Ditto
BR	A Deed for Land from Abraham Lineden & Co to John Brown	Acknd
BR	A Deed for Land from Abraham Bare & Co to Adam Fansler	Ditto
BR	A Deed of Release for Land from John Kinney to Daniel Matthews	Ditto
X	A Deed for Personal Estate from Thomas Bibiron to Samuel Moore in Trust for James Moore	Certfd
X	A Deed " " " " " " " " " " " " " " " "	Ditto
found	A Deed for Land from John Roller & Co to John Brown	Ditto
found	A Deed for Land from Jesse Lasher to Laurence Bowman Admr	Acknd
found	A Deed for Land from Joel Menick to Jonathan Mulvey	Certfd
BR	A Deed for Land from Jacob Piper to Samuel Showalter	Ditto
BR	A Title Bond for Land from Jacob Penee to Alexander Shannan	Acknd
X	A Deed for Personal Estate from George Kinsler to William Brumside in Trust for George Bowlbolts	Ditto
BR	A Deed for Land from Christian Lore to Benjamin Coffman	Certfd
BR	A Deed for Land from Richard Pickering & Co to Benjamin Miller	Acknd
X	A Deed for Personal Estate from Charles Specht to Isaac Hardesty in Trust for Noah Specht	Ditto
BR	A Deed for Land from John Nave & Co to Jacob Nave	Ditto
BR	A Deed for Land " " " Levi Nave	Ditto
BR	A Deed for Land from Edith McWilliams to Peachey Harrison	Certfd
found	A Deed for Land from John Fisher to David M. Master in Trust for George W. Kemper	Ditto

John Koontz

vs

Jacob Bowman, John J. Rifo, George Sowers & Ira Rhoades } In Chancery

This Cause Came on to be finally heard this 31st day of ~~October~~ 1831. on the bill. exhibits &c and it appearing to the Satisfaction of the Court, that the Subpoena in this Case (which embraces a Notice to the defendant, that unless they shall answer the bill within four Months after the return day. the Court will take the bill for Confessed and decree accordingly) has been Served on the defendants Jacob Bowman and John J. Rifo. and they failing to enter their appearance, and file their answer according to law the bill as to them is taken for confessed, and it also appearing to the Satisfaction of the Court, that the Order of publication against George Sowers and Ira Rhodes has been duly executed. and they failing to enter their appearance according to law. and the rule of this Court, the bill as to them is taken for confessed, Whereupon the arguments of Counsel being heard the court. doth adjudge order and decree that the Deft John J. Rifo and all others be perpetually enjoined from all further proceedings on the Judgment for the $100 in the bill Mentioned, and that the plaintiff recover of the defendants, his Costs expended in prosecuting this Suit

Ordered that John Miller be appointed Surveyor of Precinct No 2 on the dry run gap road in the room of Abraham Slaven resigned

Ordered to C.A. this 1st Nov 1831-

An appraisement bill of the estate of Joseph Bowman dec Returned & Ordered to be Recorded,

An appraisement bill of the estate of Barbara Coffman decd was Returned & Ordered to be Recorded

Jacob D. Williams & Co Commissioners appointed to lay off what is Call'd the Mountain Volly Road, met & Set and Convent present and to allot the Necessary hands to each of which present, made a report, accordingly, which report was examin. and confirm-ed by the Court and ordered to be established, and the person so appointed as Surveyor of said present, are forthwith to proceed with the hands so allotted to them, to open the said Road, and to work thereon and Keep the same in good repear, which report is ordered to be entered in the Road Book, for that Kept for the Recording Recording appointments of Surveyors of Roads, and the allotments of hands.

Wall for the use Jos. McCune/ & Stokes. upon an appeal Dismissed & Costs

Estridge & Bears upon an attach Costs

Craig & Bears upon an attach Costs

Royse & Profit upon a Rule Costs

Cost D" On the Motion of John Bowman execr of Christian Crebough decd, it is Ordered that William Thompson be appointed a Commissioner to examine State and Settle the estate accounts of said Christian Crebough decd and make report to the Court

Cost D" On the Motion of ~~Geo. Arbright~~ Executor, and Mary Thomas exor of George Arbaughs decd, it is Ordered that Richard P. Fletcher be appointed a commissioner to examine state and Settle the estate accounts of the said George Arbaughs decd and make report to the Court.

Cost D" On the Motion of John & Peter Kyger exrs of Christian Kyger decd, it is ordered that Joseph Mauzy be appointed a commissioner to examine state and Settle the estate accounts of the said Christian Kyger decd and make report to the Court

Cost D" On the Motion of Peter Mellon exr of John Armentrout decd it is ordered that Joseph Mauzy be appointed a commissioner to examine state and Settle the estate accounts of the said John Armentrout and make report to the Court

Copy

On the Motion of Mary Ann Austin, and she having paid to Archd W. Austin Deputy Sheff $3.75 cents, it is ordered that a Decree be Granted her to Keep prevale entertainment in this County until the 1st day of May Next

Michl Whitmore & Peter Miller

vs

John Austin &c

On a Petition for a writ of Ad quod Damnum

In this Case the Notice was proved, as to all the Defendants who were Solemnly Called, and the Court, on the Motion of the petitioners, appointed Henry Miller Guardian ad litem for Samuel Austin, Eli Austin, Mary Austin, Elizabeth Austin, and Richard Austin, infants Children & under age of Richard Austin decead, the said Henry Miller appears in Court, and accepts the appointment, and Acknowledges Notice, and waves the ten days Notice required by law to be given, as no advantage would arise to the infants from a Notice of ten days and the only effect of which would be to increase the Costs. the said Guardian also admits that there is no Grounds for objecting to the writ of Ad quod damnum being issued: Whereupon on the Motion of the said Whitmore & Miller, and it appearing to the Court, that they own the lands on the one side of the North river, at the place called Scotts ford, and who are also desirous of building a Water grist Mill on their said land, and the land on the opposite side of the said river, against which they propose to abut their said dam for the purpose of working the said Mill belonging to the said John Austin &c and that the soil of the river also belongs to the said Whitmore &c or to the Commonwealth it is ordered that a writ of Ad quod damnum, be awarded them. according to law, which is to be directed to the Sheriff of this County, and to be returned on the 22d day of November Next and to be determined here at December Court Next

Copies

A Writing purporting to be the last will and Testament of Baker Shaver deceas'd was presented in Court, and proved by the oaths of Jacob Lantz & Christian Caplinger two Witness thereto and order'd to be Recorded, and on the Motion of Abraham Shaver Baker one of the executors named in the said Will, who made oath thereto and entered into Bond with Security in the penalty of $4.000, as the Law directs a Certificate is Granted him for obtaining Probate in due form, (George Shaver the other executor named in the said Will appeared in Court and refused to qualify) and it is ordered that Abraham Feaster, James May, Jacob Caplinger & Jacob Beaver, or any three of them being first sworn do appraise the estate of the said Baker Shaver deceas'd & make report to the Court

Copies

On the Motion of George Shank, who made oath thereto, & entered into Bond with security in the penalty of $1000, as the Law directs, administration of all and singular the goods & Chattles of Martin Shank deceas'd is Granted him in due form, and it is ordered that Joseph Gongaware, Daniel Smith, Isaac Sellars & John Shoemaker or any 3 of them being first sworn do appraise the estate of the said Martin and make report to the Court

Ordered that Daniel Steele be appointed Guardian for Levina Robert E., Jane and Arthur Davidson Children of Arthur Davidson deceas'd who thereupon enters into Bond with security in the penalty of $600. Conditioned as the Law directs

Jacob Lantz & Long upon a Note for Said sum.
G. acknowledged by Defd. Hall
Note proved, and Judgment awarded the plaintiff for the amount the several sums in the Note Mentioned with interest thereon, accordingly, and Costs -

Copies

On the Motion Stephen Harshbarger & Jonathan Rench sons of Jacob Harshbarger dec'd it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the estate accounts of the said Harshbarger deceas'd, and

make report to the Court

Cop"

On the Motion of Abraham & Peter Branaman and they having made oath thereto, and entered into bond with security in the penalty of $6.000 Condition as the law directs, administration of all and singular the Goods and Chattels of Elizabeth Branaman deceased is Granted them in due form, and it is ordered that Charles Spears, Joseph Wetzel, Benjamin Bowman and George Chrisman, or any three of them being first sworn do appraise the estate of the said Elizabeth and make report to the Court

for paid to 1st Feb

Court ajst Lewis a Slave the property of John Parrott for the a Breach of the peace on the Complaint of Hugh Dever, the said Negroe was Delivd in Court by John Shepard agreeably to his Recognizance and the Court having heard the evidence, and arguments of Counsel, it is ordered that the said Negroe Slave be Committed to the Jail of this County there to remain until his said Master or some person or persons enter into a Recognizance in the sum of $500 for the good behaviour of the said Negroe Slave, or until his said Master or some other responsible person shall enter into a Recognizance in the sum of $100 Condition for the said Negroe Slave shall be of good behaviour, and be removed from and kept out of the County of Rockingham, and pay the Costs of this prosecution and his Jail fees.

Negertie of Elenor a free Negroe was presented in Court and being compared with the said Elenor, and found duly x made, a copy thereof is ordered to be furnished her as the Law directs

P. The writ of Adquod=Damnum awarded Samuel M. Lewis at April Court last being returned Not executed on the Motion of the said Lewis, a New writ is awarded him according to law which is to be directed to the Sheriff of this County and to be executed on the 1st day of November Next returnable here at December Court

Next

K Moorman v Marty &c upon a Note on a Deby bond Note proved & execution awarded

G. Reid v Reso &c . . . . . Same

K Benfar &c v Reso &c . . . . . Same

Pp Coffman &c for Shaw & Williamson v Looker &c . . . Same

K Hyle v Venton &c . . . . . Same

Pp Pennybaker v Venton &c . . . . . Same

Jk Levey v Skethern &c . . . . . Same

G Reed v Looker &c . . . . . Same

Pg. Reid adm v Reso &c . . . . . Same

Jk Brannon adm v Curtis &c . . . . . Same

K Bywaters v Robertson &c . . . . . Same

K Baker v Curtis &c . . . . . Same

Jk Brannon adm v Bryan &c . . . . . Same

G Bare for (Shaw & Williamson) v Caldwell &c . . Same

I. Coffman v Elam &c . . . . . Same

K Parrott v M'Muller &c . . . . . Same

Js. Jefferson v Dove &c . . . . . Same

G. Good v Caldwell &c . . . . . Same

Js. Paden adm v Caldwell &c . . . . . Same

K Winton v Frazer &c . . . . . Same

Present Joseph Cravens

Ordered that the Court be adjourned until the morning day before the first Tuesday in December next

J Cravens

Rockingham County To wit

At a Court held for the said County the 5th day of December 1831 being the Monday before the Firste Tuesday in Decembr 1831

Present

Samuel H. Lewis, Augustus Waldeman,
Jacob Rush & Robert Grattan Jr. & G. G. Gustin

A List of Deeds and other writings admitted to Record in the Clerks office of the County Court of Rockingham from the 31st day of October 1831 To the 30th day of November 1831 both days included were returned into Court by the Clerk thereof and being examined is ordered to be entered on the minutes and a like list posted on the door of the Court house of said County as the law directs which list is in the words and figures following

To wit

formd — A Power of Attorney From Andrew Donason to Robert Davidson
BR — A Deed From Peter Stumbaugh & Wife To William Dever for the Conveyance of Land
BR — A Deed From Martin Koontz Executor to Adam Lemmon Ditto
BR — A Deed From Philip Reedys heirs To Geen Cherryholmes & Ditto
BR — A Deed From John Funk & Wife To Nathaniel Britton Ditto
formd — A Deed From Thomas Cummins & Wife To Daniel Sipe Ditto
BR — A Deed From George Beaver & Wife To Peter Holsinger Ditto
BR — A Deed From Mathias Beaver To Same
BR — A Deed From Henry Lohr To Jacob Sommers In Trust for Erasmus Coffindr For Personal Estate
X — A Deed From Benjamin H. Graham To Peter Good For the Conveyance of Land
BR — A Deed From Joseph Funk To Samuel Cootes Ditto
BR — A Deed From John Devkle & Wife To Joseph Altaffer & Ditto
formd — A Deed From Joseph Armentrout & Wife to Archibald Brock Ditto
BR — A Deed From Luther Richard & Co To Peachy H. W. Williams Ditto
formd — A Deed From

Mary Harrison Widow of Zebulon Harrison . . . . . Plaintiff

Dupsea &

Abraham Harrison agst Abner Harrison & Nancy Harrison's Children & Heirs of Zebulon Harrison Deceased . . . . . Defendants

In Chancery

Oyer and Term 51 Cts

This Cause came on by consent to be finally heard this 5th day of December 1831 upon the Bill Answers &

The former orders & decrees made in this cause & the report of the Commrs Jacob Roads Peter P Koontz and Darnard Offland appointed by this Court at the may Term 1831 to devide & the lands of Zebulon Harrison dece and no exceptions being taken to the report of the said Commrs and the Court being satisfied with the said report believing the same to contain a fair Just & equitable and proper devision of the said lands doth affirm the same the Court doth therefore adjudge order and decree that the Plaintiff the said Patsey Hostetler and Susannah Bright do hold Jointly but seperately & independtly of the other heirs in their own right in fee simple forever the 34 acres numbered 1 & 2 in the report of the said Commrs as described in the report of the said Commrs that the Defts Abraham Harrison do hold seperately & severally in his own right in fee simple the 30½ acres numbered 3 in the said Report as described in the said report that the Defts Abner Harrison do hold seperately & severally in his own right in fee simple the 34½ acres numbered 4 in the said Report as described in the said report that the Plaintiff Lydia do hold seperately & severally in her own right in fee ~~simple~~ the 28¼ acres & the 3¾ acres in all 32 acres numbered 5 & 5 in the report of the said Commrs as described in said report that the Defts Nancy Harrison do hold seperately & severally in her own right in fee the 11¾ acres & the 3¼ acres in all 15 acres of land numbered 6. & 6 in the report of the said Commrs as described in the report of the said Commrs reserving however to the lots of Abraham & Abner & Lydias 28¼ acre lot & Nancys 11¾ acre lot the right of taking the water from the dam on Patseys & Susannahs lot along the present ditch for five days in the week to water the meadow on the said lots of Abraham Abner Nancy and Lydia and further reserving to the shares or lots of the said Susannah & Betsy the right of a way twelve feet wide along the western line of the said tract of land to the road which passes from the dwelling house of the said Widow to the Barn yard of Barnes the Court being further satisfied that the said Widow from the report of the said Commrs ~~hath~~ has

More than her proper dower or thirds in the lands of her deceased husband doth hereby adjudge order & decree that she hold and enjoy the same as laid down in the plat of the said Commissioners as her proper dower in the lands of her said deceased husband and the Court doth further order and decree that the said respective parties shall each convey to the other by proper deeds of Bargain & Sale all the interest that each has in the share which is assigned to the particular one to whom the convey ance is made with the reservations and exceptions above reserved & excepted and the Court being satisfied that the Defts Abner Abraham & Nancy are infants under the age of twen ty one years the Court doth hereby appoint John Kenny a Commission to make conveyances as above required on their respective parts but bond is reserved to the infant Defts respectively for six months until after they respec tively attain the age of Twenty one to shew cause if any they can against this decree the Court doth further adjudge order and decree that the whole Costs of this suit shall be devided equally between the respective parties or persons

Estridge v. ~~Brandon~~ Beard on attachment Continued (by consent)

Craig v. Beard on attachment Continued (by consent)

Ordered that William B. Mayo be appointed Guardian for Robert and Sarah Mayo Children of Taylor Mayo Jr. deceased under 14 years of age, who appeared in Court, and entered into bond with Security in the penalty of $5.000 Condition as the law directs

Ordered that Charles A. Mayo be appointed Guardian for Richard and George Mayo Children of Taylor Mayo Jr. deceased, under 14 years of age, who appears in Court, and enters into bond with security in the penalty of $5000 Condition as the Law directs

Ordered that Emanuel Baumgarner be appointed Guardian for Rebecca Goodall an infant Child of Isaac Goodall

deceased, under 14 years of age, who entered into bond with security in the penalty of $500 conditioned as the law directs

On the Motion of Effey Brannon Brannon Guardian for the Children of Garfield Brannon dec'd it is ordered that William G. Thompson be appointed a commissioner to examine state and settle the Guardian Account of the said Effey. and make report to the Court

cp to def'd.

On the Motion of Mary Vaught admr of Gertrude Hough. dec'd it is ordered that, Robert R. McGaha be appointed a commissioner to examine state and Settle the estate accounts of the said Mary Hough as admr aforesaid and make report to the Court

cp

An appraisement bill & Sale bill of the estate of Peter Byrd deceased was returned and examined & Ordered to be Recorded

Joseph Barton who is continued in the Office of Sheriff of this County by a commission from the Governor of this Commonwealth, appeared in Court, and entered into three Several bonds with Security in the penalty of $30.000 each, which bonds were severally acknowledged by the Several parties thereto, and ordered to be Recorded.

On the Motion of Peter and John Whetsell who entered into bond with security in the penalty of $3.000, and made oath thereto ~~received and took~~ administration of all and Singular the goods and Chattels of Carter Whetsell deceased is granted them in due form, and it is ordered that Marlow Speck. Abraham Smith (W M). Frederick Cupp and John W. Campbell or any 3 of them being first Sworn do appraise the estate of the said Carter Whetsell deceased and make report to the court

Commth v Beaver (Jacob Beaver Prosecutor) dismissed each party paying one half the costs

Commth v Phelps Dismissed agreed

Road v Klein & Wife agg? Continued by Consent

Klein v Road . . . . . Same

Marcia Whetsell orphan of Abraham Whetsell deceased over 14 years of age came into Court and made choice of David

Whetstone (as her Guardian) who enters into bond with Security in the
penalty of $1000. conditioned as the Law directs

Ordered that Lewis Bird be appointed Guardian for Abraham
Whetstone, a Child of Abraham Whetstone dec. under 14
years of age, who entered into and acknowledged bond with
Security in the penalty of $15.00. as the Law directs

Peggy Bowman orphan of Casper Bowman dec. over 14 years
of age came into Court and made choice of John
Zeigler as her Guardian, who with Security entered into bond
in the penalty of $1000, as the Law directs

An appraisement bill and Sale bill of the estate of Johnson
R. Cowgell deceased were returned & Ordered to be Recorded

Settlement of the estate accounts of, Samuel Coffman
Jacob Kyger, Samuel M'Williams, Mary Davidson, Chas
Beard, and Johnson R. Cowgell, were severally returned and
examined by the Court and ordered to be Recorded

A Settlement of the Guardian accounts of Edith M'Williams for
late Mary Cowgell late Mary M'Williams was returned and examined &
allowed by the Court & ordered to be Recorded

A Settlement of the Guardian accounts of Mark Wells late
Guardian for Polly Wells was returned & examined by the Court
and ordered to be Recorded

A Settlement of the Guardian accounts of John Zeigler late
for Nicholas Kerns, was returned and examined by the Court
and ordered to be Recorded

Ordered that Christena Eaton be appointed Guardian for
John A. Eaton, Severns Eaton, Joseph Eaton, Philip Eaton &
James H. Eaton, Children of John Eaton under 14 years of age
(in the room of John Arguelight) who appears
in Court and Consented thereto) the said Christena Eaton having
appeared in Court and with Security entered into bond

in the penalty of $500 Conditions as the law directs

On the Motion of James M. Eskridge adm of William M. Leach
Leach, and it is Ordered that Stephen Hansbarger be appointed
a Commissioner to examine State and Settle the estate accounts of
said William Leach with the said adm and make report to the
Court

On the Motion of Abraham Neal executor of Abraham Neal
deceased, it is ordered that Samuel Lyon be appointed a Commissioner
to examine State and Settle the estate accounts of the said Neal
with the said exor and make report to the Court

Whereupon a writ of Ad quod damnum for upon which of ad quod damnum, the
sheriff having returned the said writ with the inquest of the Jury thereto
annexed, and it appearing by the said inquest that John Austin &c are
interested in the establishment of the said Mill, it is ordered that
a Summons be awarded against the said John Austin &c to shew
Cause if any they can why the said Mill and dam shall not be
established agreeable to the said report returnable here at the Next Court

Lewis & Strayer, upon writ of Ad quod damnum, the sheriff
having returned the said writ executed with the inquest of the Jury thereto,
annexed, and it appearing by the said inquest that, said Jacob Strayer
is interested in the establishment of the said Mill and Dam, it
is ordered that ~~writ of ad quod damnum be~~ a Summons be
awarded against the said Jacob Strayer, to shew cause if any
he can why the said Mill and dam shall not be established
agreeable to the said inquest returnable here at the Next Court

On the Motion of John Strayer and Derek Pennybaker, Merchants
it is ordered to be Certified that they are men of Good Character

A Settlement of the estate accounts of Christian Myers dec'd was
returned and examined by the Court and ordered to be Recorded

On the Motion of Smith & Gamble (Merchants) it is ordered to be
Certified that they are men of Good Character

~~On the Petition~~

On the application of Simmons Colyer to appoint a Constable in the ~~Mobile~~ (district call? Cassada Store), the Court refuse to make the appointment but that the Constables in the Port republico District be and are hereby authorized to enter their bounds so as to include the said Cassada Store district until ~~otherwise~~ altered by the Court

On the Motion of Andrew Bonick, who enters into bond with Security in the penalty of $200. and made oath thereto administration of ~~the~~ the goods and Chattels of the estate of Washington Bonick deceased is Granted him in due form

~~and it~~

M. Fesher vs M. McGaw upon an attached

The Constable having returned on the attached executed on 4 days ~~attached~~ &c and the said Defendant not appearing to reply the said attached it is considered by the Court that the Plff. (Chefs (112)) have Judgment for $18.85 cents, with interest from 5th June 1831. and Costs. and it is ordered that the sheriff make sale of the said attached property and pay the amount of the Judgment to the Plaintiff(s) of so much there shall be after the payment of $12. due from the said McGaw to him for rent) and that the Plaintiff have execution for the balance &c

The inventory, appraisment bill of Sale bill of the estate of Geo. Berry deceased were returned and examined and ordered to be Recorded

A Settlement of the estate accounts of Geo. Berry deceased was returned and examined by the Court and ordered to be Recorded

A Settlement of the estate accounts of Richard Austin deceased, was returned and examined by the Court and ordered to be Recorded

Ordered that the return of the poor bond Mathias a Negro boy of Colour, 16 years old the 21. of april 1832. to Polly Moore to learn the art of a farmer. as the law directs. who is to have

him for freedom dues twenty Dollars

On the Motion of Isaac Salvage Guardian of Catharine and Maria Salvage orphans of Ephraim Salvage, deceas'd, it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the accounts of the said Guardian and make report to the Court

On the Motion of Jacob Bear, administrator of Adam Bear dec'd, it is ordered that Jacob Miller be appointed a Commissioner to examine state and settle the accounts of the said adms and make report to the Court

Sybert v. Armentrout upon an attachment

The Constable having returned on the attachment that he had executed the same on one Sorrel horse &c and Summons, Joseph Armentrout, Phelps Bolton & Henry Whetsman, as Garnishees, and the said Defendant was Solemnly Called and not appearing to reply the said, Judgment is awarded the Plff for $54.50 cents, with interest on $50 part thereof from 13 April 1830 till paid, and the Costs of this Suit, and it is ordered that the Sheriff make sale of the said attached property, and pay the money arising from such sale to the Plff in satisfaction of this Judgment, and the said Henry Whetsman, being sworn declared he was not indebted to the said Defendant in any thing, and the said Joseph Armentrout, not appearing, nor otherwise called it is ordered that he pay to the said Plff the sum of $50 he is by him to the Court that he was indebted to the Defendant in that appeared in Court and declared he was indebted to the said Defendant in the sum of $6.25 cents which is ordered to pay the same to the Plff accordingly – and the said Thompson Ball – not appearing it is ordered that a Summons be awarded against him returnable here at the next Court, to declare what he has in his hands due the said Defendant.

Carrier and Bostaller v. Armentrout upon an attachment

The Constable having returned on the attached, executed on one Sorrel Chfps Exc pt horse &c and the said Defendant not appearing to reply the said, it is ordered that they have Judgment for $100 with interest from the 15 day December 1827. till paid, and Costs; and it is ordered

that the sheriff make sale of the said attached property according to law, and pay the money arising from such sale to the Plff in satisfaction of this Judgment (if any shall remain after the payment of the Judgment this day rendered against the said Jonas Armentrout in favour of John Sybert, or and that he have execution for the balance &c)

C. Comth'a W. Weaver Pt. upon a Note on a Penalty Bond.
G. Note proved & execution awarded

C. Comth'a same . . . . . same
G.

C. Mell exon & Blain &c . . . . . same
G.

On the Petition of Samuel Gibbons who owns the land on the east side of the Shenandoah River, in the County of Page, at which place the bed of the river is the dividing line between the said County of Page and Rockingham, and the bed of the said river at the place belongs to your Petitioner or to the Comth, and that he is desirous of building a Water grist mill on his said land in the County of Page, and to erect a dam across the said river, at the place aforesaid for the purpose of working his said Mill, and the fee simple in the lands on the opposite side of the said river, lays in the said County of Rockingham, on which your Petitioner will erect his said dam, is not in himself, but in a certain Abraham Strickler, who also resides in the said County of Page, and who has had legal Notice of this Motion, and not having appearing at the solemnly called, it is ordered that a Writ of Adquod damnum do award him for the purpose of condemning an acre of land the property of the said Abraham Strickler, against which he will erect his said dam, for the purpose of working the said Mill, as the law directs, and which writ is to be executed on the 2nd day of this Month returnable here at January Court next—

On the Petition of John Chrisman Jr. for a way for a road leading from the ~~Court House to~~ to enter the road leading from Harrisonburg to Brocks Gap. and the road running by the Edom Mills, belonging to the said John Chrisman, It is ordered that Joseph Letcher Benjamin Bowman George Shaw and Abraham Berry (son of John) or any 3 of them be appointed to View the said road, to Commence at the Eigth post where the ~~said~~ road parts of Mr Joseph Kratzers land &c. as set forth in the petition to where it ~~enters~~ intersects the Main road passing the said Edom Mills, and that they make a report of the Convenience and inconvenience attending the same to the Court.

On the Motion of Samuel Yount, it is ordered that the Clerk of this Court issue a Subpoena returnable here on the first day of the next Court, for John Whisler, John Ensminger, and Shem Corcoran. with papers purporting to be the last will of Jacob Brunk deceased, in order to prove the said Will.

Carter &c. Armentrout, on the Motion of the Plaintiff and for reasons appearing to the Court it is ordered that they have leave to withdraw the bond in this Case upon filing an attested Copy thereof

Gordon McWilliams &c Commissioners appointed to view and mark the ~~several~~ Boundary lines between the Counties of Shenandoah, Rockingham and Page, Main report, which is in the words and figures follow. To the County Court of Rockingham &c. which report being examined by the Court and approved by the Court is ordered to be Recorded, and it is ordered, that the said Gordon McWilliams, ~~and~~ George Mauzy, Philip Heisley and Thomas Britton. the said Commissioners be allowed each the sum of $48. and that Joseph Steele and George W. Anderson be ~~allowed~~ Chain Carriers employed by the said Commissioners be allowed the sum of $11. each for their services, which said sums, Benj F Gambill their agent for this County is hereby.

Or ders to pay to the Several persons aforesaid, out of any Money now in his hands, or which may hereafter come into his hands due the County, and to enable him to make the said payments. he is hereby directed to borrow on the Credit of the County the Sum of two Hundred dollars ~~on which Sum so borrowed as~~ Levies and ~~aforesaid~~ to be paid out of the County Levy for the year 1832.

Present

Dennis Dunlap & Richard P. Fletcher

Ordered that the Court be Adjourned until this Monday before the first Tuesday in January Next

David Hewlett

State of Virginia To Wit

At a Court held for the County of Rockingham on the Monday before the First Tuesday in January 1832 being the 2d. day of January 1832

Present

Jacob Rush, Jacob Harshbarger, Robert Harris &
August. Wallace and . . . . . Gent. Justices

A list of Deeds & other Writings admitted to Record in the Clerks Office of the County Court of Rockingham from the 3d. Day of December 1831 to the 31st day of the Same Month both days included were returned into Court by the Clerk thereof and being examined by the Court is ordered to be entered on the Minutes and a like list posted on the door of the Court House of Said County as the Law directs which list is in the Words & figures following To Wit

found	A Deed for Land from Jacob Helman & Wife to Adam Nave	Ack.d
BR	A Deed for Land ~~for Land~~ from Benjamen F. Graham to John Long	Ditto
found	A Deed for Land from William Yancey & Wife to Edward H. Smith	Ditto
found	A Deed for Land from John Maggart to Joseph Mauzy	
	" In Trust for Emanuel Harnsberger	Ditto
BR	A Deed for Land from David Coffman Exr. to Abraham Niswander	Ditto
BR	A Deed for Land from Same to Peter Paul	Ditto
	A Deed for Personal Estate from John Jones to Charles Pence	
X	" In Trust for Erasmus Coffman	Cert.d
BR	A Deed for Land from Alexander Herring to Daniel Runyon	Ack.d
BR	A Deed for Land from Jacob Newman & Wife to Jacob Pence	Ditto
BR	A Deed for Land from Benjamin F. Graham to Jacob Linaweaver	Ditto
found	A Deed for Land from John Robinson to Cuthbert Barhaw	Ditto
	A Deed for Personal Estate from Jacob Swartz to John Kenney	
X	" In Trust for Benjman Dawson	Ditto
found	A Deed for Land from Mary Rader to George Rader	Cert.d
BR	A Deed for Land from Jacob Kiblinger to George Kyger	Ack.d
found	A Deed for Land from George Grove & Wife to John Chrisman	
	" In Trust for (Daniel Good (By Grove & Wife)	Ditto
BR	A Deed for Land from George Hymiker & Wife to William Burnside	Ditto
BR	A Deed for Land from John Bulks Exr. to John Whetzel	Ditto
BR	A Deed for Land from Same to Philip Souders	Ditto

On the Motion of James W Eskridge executor of Faustina Graham dec'd it is Ordered that Stephen Stanbarger be appointed a Commissioner to examine state and settle the accounts of the said Graham and with the said executor and make report to the Court

An instrument of Writing purporting to be a Deed of Partition made by Dawd Kyle Jr. Delevan George W. and Lucelair Kyle two of the heirs of Jeremiah Kyle deceased was presented in Court and proved by the oaths of Gordon McWilliams, Esq. Lettelier W Gambill & James Clark 3 of the Witnesses thereto, and ordered to be Recorded

A Writing purporting to be the last will and testament of Jacob Brents deceased, was presented in Court and was proved by the Witnesses thereto, & ordered to be Recorded, and on the Motion of Samuel Grant the executor therein named, who entered into bond with Security in the penalty of $2400. as made oath thereto as the law directs, a certificate is Granted him for obtaining a probate in due form, Barbara Brents the exec named in the said Will having from under her hand made choice of Grant, and it is ordered that Joseph Layfield Shem Gohegan, John Shaver Jr and John Reeder Jr or any 3 of them being first sworn do appraise the estate of the said Jacob Brents dec'd and make report to the Court

On the Motion of William Reed admr of Luke Reed deceased, and the said as executor of Robert Gains deceased It is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the estate accounts of the said Luke Reed and the said Robert Gains deceased with the said William Reed and make report to the Court

On the Motion of William Reed Guardian for the Children of Luke Reed dec'd it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the ~~estate~~ accounts of the said Guardian and make report to the Court

3 On the Motion of Tobias R. McGahey and he having paid to N. M. Stedman Deputy Sheff $3.75 cents, It is Ordered that a license be Granted him to Keep private entertainment at his house in this County until the first day of May Next

Jarvis Clark one of the Commissioners of this County, Came into Court, and with Security entered into bond, in the penalty of $1000. Conditioned as the law directs, which bond was acknowledged by the parties thereto & Ordered to be Recorded

On the Motion of Joseph Mahoy, an injunction is Granted him to stay all further proceedings on a judgment Recovered in this Court by Isaiah Denney against the said Joseph Mahoy. until the further Order of the Court, but the effects of this injunction is to be suspended until the said Joseph Mahoy enters into bond with Security in the Clerks Office, in penalty at least equal to double the amount of the said judgment and file a release of all errors at law on said judgment

Ordered that William Keeter be appointed Overseer of Precinct No. 3 on the Dry Gap Road, in the room of Joseph Moreland resigned.

J. Gibbons vs A. Strickler upon a writ of Adjudged Damnum to establish a Water grist Mill, the writ awarded in this case, with the inquest of the Jury thereto annexed being returned, it is Ordered that a Summons be awarded against the said Abram Strickler returnable here at the next Term to shew Cause why the said Mill and dam shall not be established agreeable to the said inquest

Ordered that the Overseers of the poor Dist. Walter Jones appoint by (who was formerly bound unto Samuel Depew) to Jacob Shanon to learn the trade of a black Smith according to law, who is to have for freedom dues $20. the said Samuel Depew having appeared in Court and Consented thereto

On the Motion of Jacob Shanon Guardian for Mechael Miller, It is Ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the accounts of the said Guardian and make report to the Court

4 A Register of Polly Smith a free Negro was presented in Court, and being compared with the said Polly and found duly made a copy thereof is ordered to be recorded accordingly to Law

The appraisment Bill and Sale bill of the estate of Henry Bate deceas was returned in Court and Ordered to be Recorded

Richard P. Fletcher a Commissioner of the revenue for this County for 1832, came into Court, and with his security entered into bond in the penalty of $1000 as the Law directs, which Bond was acknowledged by the parties thereto & Ordered to be Recorded

A Settlement of the estate accounts of Joel S. Graves deceas was returned into Court, and examined by the Court & ordered to be Recorded

Looker & Byrd &c on a Motion on a Replevy bond Motion proved as to Byrd & Struthers & Leicester awarded

Ordered that John Heggans be appointed Gd for Deana, Catharine, Susannah & John Heggans Children under the age of 14 years of Jacob Heggans, by his late wife by formerly Henry deceas, who thereupon entered into bond with security in the penalty of $3000 as the Law directs

Gibbon & Strickler upon affidt of Absence of Garnishee On the motion of the said Gibbon, and for reasons appearing to the Court, It is ordered that the Sheriff have leave to amend his return on said writ

On the Petition of Reuben Harrison to alter the Stage road, leading from Harrisonburg to New market, that is to say to stop that part of said road as it at present runs at the line between said Harrison and Jacob Cole and thence running on the land of Sd. Harrison with said line to the Corner of his land, and there continuing the same course until it intersects the old road South of a Smith Shop, on the said road, It is ordered that Reuben Moore, Jacob Bowmark, James Pickering and Daniel Harrison, or any 3 of them being first sworn, do view the said alteration

5 and make report of the Conveniencies and inconveniencies attending the same to this Court of the Conveniencies and inconveniencies attending the same to this Court

A Negro Girl of Thompson Tyree's a Free Negro was presented in Court, and being Compared with the said Thompson and found duly made, a copy thereof is ordered to be Recorded here according to Law.

On the Petition of Peter P. Koontz for a Alteration in the road leading from Carpenters Mill to the old Furnace, so far as the said Road runs through the low ground of Jacob Roads, which alteration is to begin above the said low ground, - It is ordered that John Sybert, Peter Stinson, Henry Garrison and George Crabtree or any 3 of them being first sworn, do View the said alteration proposed as aforesaid, and make report to the Court of the Conveniencies and inconveniencies attending the same to the Court

Ordered that the overseer of the poor bind, John McCarthy + son of Mary McCarthy about 18 years of age to Henry Sulivane to learn the trade of glove ~~maker~~ Maker and shew dresser, as the Law directs, who is to give to the said boy for freedom dues $20

Sybert & Armentrout ~~have~~ Sent Sworn ~~an~~ award to Thomas Bull the Garnishee returnable here at the next Court

On the Motion of Adam Neals admr of Henry Neals dec'd and for reasons appearing to the Court, It is ordered that Isaac Moffett & the appraisers of the said estate, have leave to amend the appraisement bill and inventory returned by them of the said estate, and it is further ordered that when the said inventory has been so amended, that the Clerk of this Court, do and he is hereby directed to alter the record, of said inventory agreeably to the one so amended.

On the Motion of Susanna Garrey Widow of Layton Garrey deceased, and with the consent of Charles Garrey and William Garrey Guardians by for the infant Children of the said Layton Garrey deceased, It is ordered that Jacob Coons, Henry Coons & Henry Miller do appointed Commissioners to examine lay off and assign to the said Susanna Garrey her Right

of Dower in the Lands of her said Husband and make Report to the Court

On the application of the Members of the Bar, of Rockingham County, the Court, doth Order that it be Certified, to the Representatives of this County, now in the Virginia Assembly, that the Court is entirely Satisfied, that a Law shall be passed Changing the time of holding all the Terms of this County Courts of this County, from the Monday before the first Tuesday in each Month, (the terms, they are now held by Law) to the 3rd Monday in each Month, except that the Next February Court is to be held at the time now prescribed by Law, the Court, has no hesitation in expressing the opinion that the change will meet the approbation of the people and is Calculated to promote their Convenience,

An appraisment bill of the estate of Catharine Dunkle deceas. was returned, and ordered to be Recorded

On the motion of Philip Pettigrew administrator of George Hurlow deceas. It is Ordered that George Clark be appointed a Commissioner to examine state and settle the state accounts of Daniel Harnet deceased with the said Philip Pettigrew administrator of said George Hurlow, (which said George Hurlow was the executor of the said Daniel Harnet deceased) and make report to the Courts

On the Motion Joseph S. Reppert & Co Merchants, it is Ordered to be Certified that they are men of good Character

A Settlement of the estate accounts of Isaac Goodall Deceased was returned into Court and examined Ordered to be recorded

Ordered that the Court be adjourned until the Monday before the First Tuesday in February Next

Robt Hines

Rockingham County to wit

At a Court held for the said County the 6th day of February 1832 being the Monday before the First Tuesday in February 1832

Present

Samuel H Lewis, Augustus Waterman, Jonathan Peal & Reuben Mauzy

S G Fisher

A List of Deeds and other writings admitted to Record in the Clerks office of the County Court of Rockingham from the 2nd day of January 1832 To the 31st day of the same Month both days included were returned into Court by the Clerk thereof and being examined is ordered to be entered on the minutes and a like List posted on the door of the Court house of said County as the law directs which is last is in the words and figures following to wit

A Deed for Personal Estate from Jacob Black to George Mauzy in Trust for John Leap

found A Deed From George Argabright To Daniel Wine for the Conveyance of Land

BR A Deed From Isaac Moffett To Jacob Reps . . . Ditto

found A Deed From Samuel Fisher To John Carthrea in Trust for Adam Trobaugh . . . Ditto

found A Deed From George Michael & Wife To Cuthbert B Basham Ditto

A Deed From Elijah Baker To William W Pollock in Trust for John Chrisman for Personal Estate

found A Deed From Solomon Fielty & Wife To Daniel Fielty for the Conveyance of Land

A Deed for Personal Estate from James Johnston to Daniel M. Masters in Trust for George W Kemper

BR A Deed From Reuben Thomas & Wife To Daniel Fleets for the Conveyance of Land

found A Deed From Conrad Fadely & Wife To George Hunt Ditto

BR A Deed From Isaac Burner & Wife To Samuel Miller Ditto

A Deed for Personal Estate from Elizabeth Chandler To James Hall in Trust for Daniel Chandler Jr

found A Power of Attorney from John Davis Jr To John S Davis

found A Deed From Ishera Dougherty To Joseph Dougherty for the Conveyance of Land

BR A Deed From Peter Hunter To John Carpenter Ditto

BR A Deed From James Hite To Daniel Steffle in Trust for Abraham Smith Jr

A Deed of Loan From Sarah Crawford To John Sites for Personal Estate

A Deed for Personal Estate from Jacob Burkholder To Samuel Harrison In Trust for Isaac Moffett

A Deed From Paul Shoemaker To Wm W Pollock in Trust for John Chrisman for the Conveyance of Land

A Deed From James Armentrout To Philip Bolton Deltd

A Deed From John Haga To Charles Fawcett in Trust for George Haga for Personal Estate

A Settlement of the estate of Abraham Deal Deceas, was Returned and ordered to be Recorded

Jesse Rowlett (foreman) John Gordon, Andrew McClellan, John Herring, Jonathan Shaver, John Funkhouser, Jacob Bowman, Henry Neff, John Airey, Gabriel Wadwood, Jam W. Eskridge George Rucburk, John Cook, Daniel Sellars, David Hunter Adam M. Long, Daniel Flook, Danl Houck, William Tyler, and William Newton, were sworn a Grand Jury for this County. who Received their Charge and Retired from the Bar to Consider of their presentments, to wit, ~~a presentment~~ for against Jacob Barrick for an assault & Battery, &c. and the said Grand Jury having ~~another~~ no other business before them they were discharged, and it is ordered that a Summons be awarded against the said Barrick to answer the said Presentment Returnable here at May Court Next

Gordon McWilliams who is appointed Surveyor of this County appeared in Court. and with Security entered into bond, in the penalty of $3000. Condition as the Law directs, which bond was acknowledged by the parties thereto, in open Court, and thereupon the said Gordon McWilliams took the several oaths of office which is ordered to be Certified

A writing purporting to be the last will and Testament of Charles Lewis Jr. was presented in Court, and was proved by the

9

Oaths of Thomas Lewis, John Carthew Jr & Tyre R. Brown
3 Witness thereto ordered to be Recorded, and on the Motion of
Samuel M. Lewis one of the executors named in the said Will
who enters into Bond with Security in the penalty of $20.000.
and made oath thereto as the Law directs, a certificate is Granted
him for obtaining probate thereof in due form, Charles
Lewis the other executor named in the said Will having appeared
in Court and relinquished his right as such) and it is ordered
that George Gelmore, Jacob Rush, Joseph Mauzy & William
H Gray or any 3 of them be appointed to appraise the estate
of the said Charles Lewis Jr and make report to the Court

Charles Spears and Isaac Thomas esqrs, produced in Court
a Commission wherein they are appointed Justices of the peace
× for this County. who took the several oaths of Office
as directed by Law which is ordered to be Certified

Alexa McAdoo Orphan of Mary McAdoo came into
Court and made choice of Mathew Miller as her
× Guardian, who entered into Bond with Security in the penalty
of $100 Conditioned as the Law directs

Copd. On the Motion of Revel Rogers, who entered into Bond
with Security in the penalty of $300. and made oath thereto
as the Law directs, administrator of all and Singular the
goods and Chattles of Polly Rogers deceased is Granted him in
× due form, and it is ordered that John F. Effinger, Thomas
Harrison, Saml Leggett, and Michael Effinger, or any 3
of them being first Sworn, do appraise the estate of the
said Polly Rogers and make report to the Court

Present

Charles Spears and Isaac Thomas

Joseph Barton who has been Continued in the Office of Sheriff
+ of this County, appears in Court and took the several oaths
of Office, as prescribed by Law, which is ordered to be Certified

10 On the Motion of Joseph Barlow Sheriff of this County Archd W. Newton & George H. Chrisman, Peter Reed are admitted his Deputies, who thereupon appeared in Court and took the several oaths prescribed by Law which is ordered to be Certified, the Court being of opinion that the said Archibald W. Newton, George H. Chrisman and Peter Reed are men of honesty, probity and Good demeanor.

A Report of the Viewers made on the Petition of Peter P. Koontz for to alter a part of the road leading from Carpenters Mill to the old furnace, was read, and the same being seen and inspected by the Court, It is ordered that the said alteration be established agreeable to the said report, which is ordered to be Recorded

Jordan (for use Hardy) vs Petition &c upon a Note on Debt. Bond Note for Debt & Execution awarded Issue joined 6th Inst

same . . . . vs Pacific &c . . . . same Atto

Cop. Issd

On the Motion of Abram Waugh admr of Washington Waugh decd, It is ordered that John F. Effinger, Solomon H. Newton, William Ferry and James McCune, or any 3 of them being first sworn do appraise the estate of the said Washington Waugh decd and make report to the Court

A Settlement of the estate & effects of Adam Price, John Armentrout & Catharine Price decd was severally returned, examined by the Court Ordered to be Recorded

Copy sent to Auditor by Mail 13 July 1832

A Certificate of Peachy Harrison, Stephen Hansbarger & George W Kemper, 3 of the Justices of the peace for this County Certifying that they had examined in the manner prescribed by Law, Jacob Spitzer a person supposed to be insane and that upon such examination, did find him to be a person of unsound mind, and thereupon had committed him to the Jail of this County for safe Keeping & appearing

11 to the said Justices of that term all the Cells in the hospitall at Staunton were full, all which it is ordered to be certified to the Auditor of Public accounts, with a copy of said Certificate

Cop.d On the Petition of John H. Campbell to alter a part of the North Mountain Road which alteration runs through the lands of the Petitioner, which is to begin near where the deviding line between William Roberson and S. Petitioners land crosses said Road, and to intersect the said old road at the place where a branch crosses said road, it is ordered that Edward Reid Eugene Brannon, William Robertson & Richard Rankin, or any 3 of them being first sworn do view the said alteration, and make report of the conveniency and inconveniency attending the same to the Court

John Duncan a free (person) who was committed to the Jail of this County, on Suspicion of Felony, and for his trial a Court was directed to be held on the 16th day of January 1832, which Court failed to (meet) was held to the bar, and being there arraigned, pleads not Guilty, and the Court having heard the evidence, and the said Prisoner being heard in his defence by Thomas Clark esqr. (who was assigned as Counsel for the said prisoner) and the Court having maturely Considered of the offence whereof he stands charged is of the opinion that the prisoner is not Guilty of the felony whereof he stands charged and was accordingly discharged.

A. M. Hunter to pay fee and Costs

Mansfield & Booker Report a Note on Daly bond Note pass & Execution awarded

K Reid & Stephens pa . . . . . same

K Powell & Lewis pa . . . . . same

K Kyger exor & Johnson pa . . . . . same

K same . . & Vaught pa . . . . . same

K same & Carthrew pa . . . . . same

12 Rutherford v Freidly Pl upon a Rule vs Delay bond
By Rule proved & executed awarded

K Gunn v Burkholder Pl . . . . . Same

K Kyle v Fesher Pl . . . . . Same

G Mitchell v Bryan Pl . . . . . Same

Pg Wise v Brown Pl . . . . . Same

K Keister for W. Dever v Rogers Pl . . . . . Same

G. Graham v Rogers Pl . . . . . Same

K. Bowman for use W. Rogers Pl . . . . . Same

Courts v Barrett upon a Recog. for Rl & now appearing to the
+ Court the said Recogs ordered to be forfeited

Bennett v L. Pennsylvania . . . . . Same

Shaw & Williamson v Moore Pl dismissed agreed (Costs to)

Clarke v Neish upon an attached Debt Court ordered to
Marrow

J. Spangler v Same . . . . . Same

Roberts v Same . . . . . Same

Vaughan v Same . . . . . Same

Cop^d On the Motion of Saml Lyon admr of William Bears
deceased. It is ordered that George M. Kemper be appointed a
Commissioner to examine State and Settle the estate & accounts of
said William Bears with the said admr and make report to the
Court

Cop^d On the Motion of Saml Lyon, It is ordered that George M.
Kemper be appointed a Commissioner to examine state and Settle
the Accounts of the said S. Lyon as Committee of Jane Bears
Lunatic of unsound Mind, and make report to the Court

Cop^d On the Motion of Mary Adamson extrix of James Adamson dec^d
It is ordered that Richard P. Fletcher be appointed a Commissioner
to examine state and Settle the estate accounts of the said
James Mary Adamson and make report to the Court.

13 On the Motion of Hannah Attaway (a Mulatto woman) and it appearing by to the Court by satisfactory evidence that the said Hannah is a free Negro, it is ordered that the Clerk of this Court Register her in the manner directed by Law.

Copy On the Motion of Edward Stevens, it is ordered that Robert Hallard Jr. be appointed a Commissioner to examine state and settle the estate accounts of said Edward Stevens as admr of John Pond deceased and make report to the Court

Copy On the Motion of Jacob & John Shuster, it is ordered that Richard P. Fletcher be appointed a commissioner to examine state and settle the estate accounts of Jacob Shuster deceased, with the said John & Jacob Shuster the admrs and make report to the Court

Fraizer agst Melton Pr. upon a Note on a Deed bond Motion & proof as to Agnes Melton, & ordered accordingly

Copy The Viewers appointed to View an alteration proposed to be made by Reuben Harrison in the Road leading from Harrisonburg to New Market, made a report, agreeably to the Petition of said Harrison, which report being examined by the Court, and the said alteration is established & in pursuance of the said report, but it is expressly understood and agreed by the said Harrison, that he is not to stop the old road, until he opens, and puts in good repair, (the part) which he is likely at liberty to alter, and not until the process and fales (in the papers) a certificate of that fact, from the said Reuben Harrison, Jacob Bowman and James Peckinpaugh, who view the Premises and made the report aforesaid

By Consent of Charles Shean and Isaac Thomas esqr. and with the assent of the Court it is ordered that they be assigned, & stand and allotted to the February Courts. to be held for this County, which is ordered to be certified.

Ordered that the Court be adjourned until to Morrow Morning at 10 o'Clock)

Jno. Waterman

14

Tuesday 7th day of February 1832

Present

Richard P. Fletcher, ~~Samuel Leeds~~, Samuel Cook, Charles Spears & Isaac Thomas. E.G. Justices

On the Motion of John W. Roler to admit to Record a Letter of Attorney from John Armentrout Sr. to John Armentrout Jr. and the hand writing of Philip Mooney a Subscribing Witness to said Deed, being dead, and the hand writing of the said Philip Mooney being proved to the Satisfaction of the Court by David Steele, Archd. Austin & Perry J. Gambold, the said Deed is ordered to be Recorded

6 Cop.

On the Motion of John Leonard, who entered into Bond with Security Joshua Sheets & Solomon Leonard (they having Justified & acknowledged) in the penalty of $40. Condition as the Law directs as the Law directs, Administration of all and Singular the goods and Chattles of Hugh Burns deceased is Granted him in due form, and it is ordered that Peter Loring David Steele & Samuel Price being first sworn do appraise the estate of the said Hugh Burns deceased and make report to the Court

Lewis v. Strayer upon a writ of Ad quod damnum to establish a Water Grist Mill and Dam, the Summons awarded against the said Defendant at the last Term being returned executed, and the said Defendant not appearing, altho. Solemnly Call'd. It is Considered by the Court that the said, Petitioner have Leave to build the said Mill & dam agreeably to the inquest of the Jury, upon the said Plaintiff's paying to the said Defendant, the Damages found by the Jury, and that the said Lewis Strayer his Heirs & Assigns forever have an Estate in fee Simple of the acre of Land, located in the said inquisition Mentioned

Mc. May v. James Welch. By Consent of the parties by their attorneys, it is ordered that the discussion of this Suit at the rules be set aside, and the same be Remanded to the rules to be proceeded in according to Law.

15 Landsman v Weaver, Office Injunct set aside payment Gen'l replication & Issue and by Consent Costs

Shoemaker v Dover adm. . . . . Same

Frazer v William Rogers . . . . . Same

Same v Same . . . . . Same

Moreman v Rife " . . . . . Same

Frazer v Elvins . . . . . Same

Rutherford adm v J. Elvins . . . . . Same

Slusser v Same . . . . . Same

Cochran v M'Mullen . . . . . Same

Stead v A. Long . . . . . Same

Bowers v Dover adm. . . . . Same

Healwood v Brock " . . . . . Same

J. Pickering for J.N. / v D. Mathers, David Steele Sheriff Office Injunct set aside payment Gen'l replication & Issue and by Consent costs,

S. Roach for J.N. / v Same . . . . . Same

Koogler v Fawcett " Office Injunct set aside payment, Gen'l replication & Issue & Costs by Consent

Shacklet v Curtis . . . . . Same

Garrett v Fisher . . . . . Same

Craig for A.M. / v Fury . . . . . Same

Bridges v Logan . . . . . Same

Fisher adm v Frazel . . . . . Same

Millis for R. Harrison / v J. Elvins . . . . . Same

Claypole v Ryan . . . . . Same

Warren v Elvins " . . . . . Same

Koogler v Byerly " . . . . . Same

Smith for N. Smith / v M'Cune . . . . . Same

Fisher v Rolston . . . . . Same

Same v M'Cartney . . . . . Same

16 Shanks v Rifo P. Office Judgmt set aside payment. Genl
Replication & Issue and Continued by Consent

Sheets v Joseph Byerly . . . . . Same

Same v Same . . . . . Same

Harrison v Caldwell . . . . . Same

Rowdenbush for County &c / v Clark . . . . . Same

N. Rogers v Cline . . . . . Same

Sellers v Hayes Continued for the Defendant. (oath)

Eskridge v Saml Bean upon an attachment

The Defendt The Constable returns on the attachd estate
in the hands of Jn° Lovingston and Summons him as a
Garnishee, and the said Defendant was Solemnly Call° and not
appearing, and the Plff having proved his account to the satisfaction
of the Court. Judgment is ordered him for $30.47 cents. with
interest from the 11th day of May 1831. to be paid, and Costs and
the said John Levingston appears in Court, and being Sworn
declared that he stood indebted to the defendant upwards
of $70. which will be due, on the forth day of October
next, whereupon it is ordered that the said Garnishee pay
to the Plaintiff the amount of this Judgment out of the
money, so owing to the Defendant when
the same shall become due —

Shewalter Assignt v R. Beggerton, W E set aside N.G. Genl replication & Issue and
Continued by Consent

Grimsly v Wm Dowell W E set aside N.G. Genl Replication &
Issue and Continued by Consent

Neely v Herring W. Ent aside N. a Genl replication & Issue
and continued by Consent

Anderson v Sheets W E set aside N. G. plea and Genl Replication
& Issue and Continued by Consent

Pence for &c v Craig & W E set aside Covenants performed
Genral replication & Issue Continued

Sapo v Levingston dismissed agreed (Costs Laied)

17

On the Motion of Mary Kyle, and it appearing to the Satisfaction of the Court, by the report and examination of Peachy Harrison, George Blaske and Augustus Waterman 3 of the Justices of the peace for this County, that David Kyle Jr of this County. is a person of unsound Mind, and ought to be restrained, it is therefore Ordered that the said Mary Kyle be appointed a Committee for the said David Kyle Jr, who appears in Court and entered into bond, with Robert M. Kyle & Edward H. Smith her Securities in the penalty of Twenty thousand Dollars, Condition as the Law directs, which bond was acknowledged & acknowledged, by the parties thereto in open Court.

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

R. P. Fletcher

Wednesday the 8th day February 1832

Present

Richard P. Fletcher, Samuel Coots, Reuben Moore & Isaac Thomas . . . . . Esqrs Justices

Hill & Swancoat, dismissed agreed. (Costs)

Sybert & Armentrout upon an attachment.

The Summons awarded agst Thompson Bull, as the Garnishee was returned executed, and he not appearing, and it appearing to the Court by Satisfactory evidence that the said Bull is indebted to the said Defendant in the sum of $75 dlls the 19th day of April last. with interest from the 19th day of October 1831 (as stated) it is Ordered that the said Thompson Bull pay over to the Plff the said Debt, when the same shall become due, in Satisfaction of the Judgment rendered in favour of the Plff at December Court last, and that execution be awarded agst the said Garnishee on his failing to pay the money when the same shall become due as aforesaid, and the Costs

18

Jefferson v Dowd adms. Rule for Security for the Costs on the application of Defendants attorey to be given in 60 days. Rule

Settlements of the estate accounts, of Joshua Brock John Herdeman, Joseph Bowman, & Jacob Parrott. were Returned Examined by the Court and Ordered to be Recorded

County v Levy Negro Continued by Consent.

A Settlement of the estate accounts of John Herdeman, was Returned and Ordered or Leave to lay untill the Next Court

Beggerlow v Beggerlow. By Consent the order of Reference Made in this Cause is Ordered to be Set aside, and by like Consent the Cause is Continued untill the Next Court

Graham adms v Leedy Dismissed agreed

Frey v Franklin. On the Motion of Defts by his attorey, and for Reasons appearing to the Court the Defts is ruled to give Security for the Costs in this Cause according to Law, within 60 days from the date hereof & Continued

S. Gibbons agst Abraham Streetsler. upon a Writ of Adjured Damages to erect a Mill Dam

This day came as well the Petitioner by his attorey, as the said Defendant by his attorey, and the Court having heard the evidence, and duly Considered all the Circumstances attending the same, is of the opinion that the said Petitioner have Leave to build the said Mill and Dam, agreeably to the inquest of the Jury Returned by the Sheriff in this Case, and that he become Seized in fee Simple of the acre of Land Located in said ~~argument~~ Inquisition Mentioned, upon his paying to the Defendant the damages found by the Jury, whereupon the Defendant Abraham Streetsler appears in Court, and acknowledges that the damages Specified by the Jury have been paid and Satisfactorily Satisfied to him by the Pt Samuel Gibbons, and the said Gibbons also appears in Court, and releases to Pt Streetsler the acre of Land Condemned by the Jury, except so much as was Necessary for him to abut his dam against, and that the said Defendant Recover his Costs expended in this Case

19 County vs Winters Jury Sworn to try the Issue to wit
Archibald Rutherford, Joseph Bellhouse, William Newton
Abraham Stricklen, Joseph Mabry, Hazlet Doflan, Jacob
Swartz, William Reighart, Elway Sterling, Geo. W. Pepper
Joseph Franks & Daniel Franks, Verdict that Defendants Guilty
& assessment 1 cent Damages & Judgment accordingly

Fowler vs Myers Discontinued agreed.

Craig vs Beard on attachment Continued

Roads vs Cline Jr upon affidt of Adv. Continued

Cline Jr vs Roads . . . . . Continued

Whetstone & al vs Burton & al . . . Continued

Royer vs Propst on rule Continued

Carthrae vs Gebbs Continued for award by consent

Mury vs Bingham admr Continued for award

J. Early Jr & al vs M'Mahan . . . Same

Steele vs M'Mahan . . . . . Same

Myers vs Dever Judgment for award.

Byrd vs Geo. Messick Continued for award

Same vs Jowell Messick Same

Cranmer vs Royalston Jr . . . Same

Cline Jr & al vs M'Gilvry Judgment for award

Estes vs Fowler by consent Continued for the Plaintiff

Perry vs Swartz Attach'd Writton Special Affidavit Judgment set aside & appl
Gen'l Replication & Issue and Continued by Consent

County vs Langly Jury Sworn to try the Issue to wit, Micah Effinger, Henry
Fowler, Newell Rogers, Jacob Wetsel, Jarvis Riley, Thomas Harrison, Richard
Short, Jacob Riley Williams J. Smith, William Wheeler, Madison Moore
Henry Land. Verdict Deft is Guilty and assessment 1 cent Damages
& Judgment accordingly

20 A Settlement of the estate accounts of Mathew Powell dec^d was returned & ordered by the Court to be Recorded

Register of Augusta, & Malendar for Negroes were returned in Court & being compared with the said Augusta & Malendar were found duly made, Copies thereof are ordered to be furnished them as the law directs

A Register of Martin Colly a free Negroe, was returned into Court and being compared with the said Martin, and found duly made, a copy thereof is ordered to be furnished him as the law directs

Clarke & Gray. In this Case the former Verdict of the Jury is Set aside, and a New Trial awarded by Order of the Superior Court of Law and Chancery for this County. and thereupon Came also the Jury to Wit. Archibald Rutherford, William Hunter, Abram Shockley, Joseph Mabry, Hazlet Hoffman, William Richard Gray Sterling, George W. Peyton, Joseph Franks, Daniel Franks, John Carthrae & John Dunbar, Who on their Oath for the Plff for Dyd. Damages with interest at 6 per cent from the 26th April 1820 till paid, subject to the Opinion of the Court upon the Demurrer filed to the evidence, and in this Cause & in which Demurrer, the parties by their Counsel joined,* and because the Court is not advised what Judgment to render on the said Demurrer, the same is Continued until the next Term

* the same that was taken at July Court 1831. when the cause was tried

Clarke & Keeth upon an attachment,
On the Motion of the Defendant by his Attorney and for reasons appearing to the Court it is ordered that the said attachment be quashed, ~~and that a supersedeas be awarded~~

Spangler (Negroe) & Keeth upon an attachment
The same order as in Clarke & Keeth

Dunbar & Eadens & Craig. Continued for Plff on their Motion, costs

Harrison for Pl & Peyton Continued by Consent

Dunbar & Givens & Craig Cont for Plff

Young & Parker & Peyton Continued by Consent

21 Armentrout & Keiffer Continue for Defts oath 289

Argubright adm & Cleiw Continued by Consent

Tice & Lester adm . . . . Same

Moffett & Swan dismissed agreed

Gales Sub Governor & Freeze Continued by Consent

Rife & Co for S. Coffman & Rife Continued by Consent

McMahan for Pl & Harrison . . . Same

Rutherford adm & Hunter . . . . Same

Chapman & Newton dismissed agreed

Nancy Dickerson Orphan of Edward Dickerson over 14 years of
+ age came into Court and Made Choice of Elwy Sletting as her
Guardian who entered into Bond with Security as the Law directs

Baptist Letter for Boom exrs & Rife Pl Continued by Consent

Same for use Argubright adm & Same . . . . Same

Coots & Carr dismissed agreed

Dawson & Perley Pl Continued Rule for Security for Costs to be given in 60 days
per Defts Motion.

Rinehart & Dayton adm plea of fully administered plea
Genl Replication Issue by Consent

Devan & Cleiw Continued for Defts

Painter & Miller Continued for by Consent

Corun & Mowen adm . . . Same

Freeze & Bader . . . . Same

Lancaster Hardy & Harper . . . . Same

Rains & Graves exrs . . . . Same

~~Devan & Cleiw Continued for Defendants~~

Briggs & Waterman exrs Continued by Consent

Neff adm & Simmons adm . . . . Same

Grove & Bear . . . . Same

Coots & Pennell . . . . Same

Crawford & Runkle exrs . . . . Same

22 Coffin & Cowan for Pltf vs Looker adms. plea of fully administered
plea & Gen'l replication & Issues and Continued by Consent

Hogg for N. M. K. vs McMahan Continued by Consent

O'Roark for D. P. vs Miller Continued by Consent

Merrell vs Fry M E set aside plea of N. A & N. A within
one year, plea & Gen'l replication & Issues and Jury Sworn
to try the Issues, to wit. William Denton, Abraham Strickler
Joseph Mabry, Hazlet Lofland, William Beckett, Otway
Sterling, George M. Pipes, Joseph Frank, Daniel Frank, John
Cathread, John Dunbow & Daniel Reed, Not set for the Pltf
for the Plaintiff for $45 by cont Damages with interest from
the 25 December 1830 till paid, & Judgment

Looker adm vs Stuley &c upon an Issue out Chancy Continued
for Pltf. (Oath)

Cost 2 On the Motion of Samuel Miller, it is ordered that Richard
P. Fletcher be appointed a Commissioner to examine state and settle
the estate accounts of said Samuel Miller as adm of John
Looker deceased, and make report to the Court

Cost 2 On the Motion of Archibald Brock, it is ordered that
Richard P. Fletcher be appointed a Commissioner to examine
state and Settle the accounts of the said Archibald
Brock as Guardian for Ephraim Woolf, orphan of Henry
Woolf and make report to the Court

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

R. P. Fletcher

23 Thursday the 9th day of February 1832

Present

Richard P. Fletcher, Stephen Stansbarger & Augustus Waltermas & Isaac Thomas . . . . . J.C. Justices

Newman & West Centlem for Plaintiff

Beamerson & Frazel plea cov & Inquest Confesses for the Debt in the Declaration Mentioned with Interest & Costs Saving Eqenty.

Dameron & Fawcett . . . . . Same

Sowers & Wood . . . . . Same

Scott & Fisher . . . . . Same

Profitt for Pl & Carthrae . . . . . Same

Davis for Pl & Allen . . . . . Same

Rutherford adm & Booker Pl . . . . . Same

Piper & Custer . . . . . Same

Piper & Rankin . . . . . Same

Reed & Pickering . . . . . Same

Smith for Pl & Cline . . . . . Same

Branaman adm & Caldwell Pl . . . . . Same

Webb Pl & Rife . . . . . Same

Piper & Fawcett . . . . . Same

Deed from Barbara Brunk Widow of Jacob Brunk, Relinquishing her provisions made for her in the Will of her Late Husband was presented in Court and proved by the oaths of Jacob Good and John Cline Jr. two Witness thereto & Ordered to be Recorded

Neff & Johnson Jury Sworn to try the Issue to wit, Samuel Miller, Peter Stansbarger, William Payne, John Newell, John F. Effinger, Abraham McElroy, Martin Burkholder, George W. Piper Henry Boozy, Jacob Neely & Jacob Good & Henry Saml. Verdict for the Deft for $21 Damages with interest at 6 per cent from 2 Dec. 1828 till paid & Inquest according

24 Berry v Weaver Continued by Consent for Defendant

Nicholas v Rutherford Dismissed at Defendants Costs (Costs Cause Ho Cy)

Lamb v Rader Continued for Defendant

Hood for Pff v Hood file w Precipt Writs for the Debt in the declaration Mentioned with Interest & Costs saving Equity

Briggs v Waltemann ester on the Motion of the Defendant by their Attorny, it is Ordered that Unless the said Pltff shall give Security for the Costs of this Suit, in the Manner directed by Law or Rules this Court next that this Suit shall be dismissed

Reid for Pff v Taylor adm Continued for Defendants

Reighart v Strother for Defendant on his (Motion) Continued

Trout v Jno Rader Jr Continued for Defendant

Clark v Roller Pff Continued for Plaintiff

Lemmon adm v McMahon Continued for Defendant

Same . . v Same . . . Ditto

Weaver Jr v Lescelus Continued by Consent

Robertson Jr v Wright W E set aside N.G. Issue and Continued by Consent

Lescelus Pff v Norman Continued by Consent

Talman v Mellus ester W E set aside Covenants performed Genl Replication & Issue & Continued by Consent

Thompson Ho v Looker adm Continued by Consent

Yancey v Rife Pff Continued by Consent for Defendants

Berry v Looker adm Continued by Consent

Rutherford adm v Cartwright Continued by Consent

Hennage & Pochon Pochon Ho v Cleve W E set aside N.A pleads Gen Replication & Issue and Continued for Defendant

25 Eversole v Reps. pa. Continues for Defendants

Reps v Dooley admrs Continued by Consent

Mohler v Hamilton M C set Coverdale performs Genl replication & Issue and Continues

Daly v Newton M C set aside N. G. & Sci. Facias Genl replication & Issue and Continues by Consent

Hamburger v Denicke M C set aside N. A. & set Demulatio Genl replication & Issue and Continues by Consent

Merry v Mayer dismd agrd

Smith v Dooley admrs Continues by Consent

Curlis v Dooley admrs . . . same

Coffman &c. for pltf v Merry plea ne & Assumpsit Confesses so much of the Debt in the Declaration ~~& Costs~~ with Interest & Costs (Saving &c. Quantity)

Cop. 2 pl. On the Motion of Emanuel Hamburger admr of Paul Dingle dec'd it is Ordered that Joseph Mauzy be appointed a Commissioner to examine state and Settle the estate account of the said Paul Dingle decd, with the said administrator and make report to the Court.

Curlis v Miller Continues for Defendant

Rathbone as admr v Howell Continued by Consent

Negroes of Noah Colly, Maria, John Holman, Rebecah Allen (alias R. Holman) and Hannah Bertrop, free Negroes, were presented in Court by the Clerk thereof, and being Compared with the said free Negroes, and Some duly Made Copies thereof are Ordered to be Recorded each of them as the law

Reese v Newton admr Continues for ~~Defendant~~ the Plaintiff

On the Motion of Joseph Barlow Sheriff of this County Jas C. Sherman and John N. Hopkins are admitted his deputies, who thereupon appeared in Court and took the Several Oaths of Office as Prescribed by Law, the Court being of the opinion and (doth Order it to be entered on the Record) that the said Sherman and Hopkins, are men of honesty, probity and good demeanour

Db Ordered that the Court be adjourned untill the ~~Monday before the First Tuesday in March Next~~ First day of March Court Next

Stephen Harnsberger

State of Virginia Rockingham County to wit

Chefs. 8 70 18 18 20 10 90 (182 | 10th day of March 1832 by Virtue of a Warrant issued by Abraham Smith esqr a Justice of the peace for the said County on the Complaint of John Harrison against Archibald Looker & wherein Warrant of Complaint is in the words and figures following to wit. To the Sheriff of Rockingham and Agreeably to the act of assembly intitled an act to explain and amend an act reducing into one act the several acts concerning forcible entries and Detainers,

Present
George Clark and Abraham Smith Gent. Justices

Nathaniel & John Harrison Plaintiff

agst.

Archibald Looker & Lucy Calhoon Defts For unlawfully detaining from the Plaintiff and against their Consent, the possession of a certain Tenament of land lying on Smiths Creek in the said County. Containing by estimation three quarters of an acre, with its appurtenances, being the house yard and Garden, of a tract of land which they purchased of a certain Phelip Peterman and wife, and is the same now in the possession of said Looker & Calhoon

This day Came the Plaintiff by their attorny, and the said Defendants were ~~and~~ not appearing altho Solemnly Called; and thereupon the Sheriff returned a Venire of 18 good and Lawfull men being freeholders) only Summons to attend as Jurors for the Trial of the said Complaint, all of whom attended, the from which freeholders so Summoned and attending the following Jury was Selected by Lott to wit, John J. Mooreman, James Gray, William Fitzy ~~and~~ Abner Fawcett, Jacob Yount, David Chandler, George Cline, William Reckard, John Dougherty, George Logan

George W. Peper, and William Carmac, who being sworn well and truly to try, whether Defendants against the Consent of the Plaintiffs holds the possession of the tenament mentioned in the Complaint filed in this Cause; whether the said defendants hath so held possession thereof, against the Consent of the Plaintiffs, for 3 years next before the exhibition of said Complaint; and whether the Plaintiffs hath the right of possession in the tenaments aforesaid; & on a having heard the evidence, and upon their oaths do say, we the Jury find that the defendants did at the time of the exhibition of the Complaint filed in this Cause, hold possession of the tenaments therein mentioned, against the Consent of the Plaintiffs that the defendants, hath not so held possession thereof against the Consent of the Plaintiffs for 3 years next before the exhibition of the said Complaint, and that the Plaintiffs hath the right of possession in the tenaments aforesaid. Therefore it is Considered by the Court that the Plaintiff recover against the said Defendants the possession of the tenaments aforesaid, to be held and enjoyed by them according to law, and their Costs by them about their suit in this behalf expended. and the said Defendants may be taken &c. Whereupon the Plaintiffs prayed a writ to the Sheriff of said County to be directed, to cause them to have their possession of the tenaments aforesaid, with its appurtenances, and to them it is Granted. Returnable here as the Law directs,

Ordered that the Court be adjourned

Geo Corse

28

Rockingham County to wit

At a Court held for the said County the 19th day of March 1832 being the Third Monday in March 1832

Present

Jonathan Shepherd, David Hunter, George Clarke and Jacob Rush . . . . . Gt. Justices

A List of Deeds and other writings admitted to Record in the Clerks office of the County Court of Rockingham from the 2nd day of February 1832 to the 29th day of the same Month both days included were returned into Court by the Clerk thereof and being by the Court examined is ordered to be entered on the minutes and a like list posted on the Door of the Court house of said County as the law Directs which list is in the words and figures following to wit

found — A Deed from George Hagar to Richard P Fletcher in Trust for Damaris Sofland for the Conveyance of Land

found — An Article of Agreement Between Frederick Huffman & Jacob P Umble &c . . . . . Ditto

BR — A Deed from Robert Campbell & James Blakley . . . Ditto

found — A Deed from Thomas Blakley & to George Saffley . . . Ditto

BR — A Deed from Joseph Reps To Henry Thomas In Trust for Christian Garber Ditto

DR — A Deed from Permenias Woods To Littleton W Gamble in Trust for Thomas Wallers Dec Personal Estate

BR — A Deed from Samuel Geblons to Henry Damas for the Conveyance of Land

found — A Deed from George Huffman Dec To John Huffman . . . Ditto

found — A Deed from Abraham Rader & To Abraham Nave . . . Ditto

BR — A Deed from Henry Kyle & W To Philip Pirkey . . . Ditto

BR — A Deed from Jesse Stenton To Evan Shelton . . . Ditto

BR — A Deed from Moses Stenton To Same . . . Ditto

found — A Deed from Moses Stenton To Jesse Stenton . . . Ditto

found — A Deed from Samuel Geblons To Abraham Strickler Ditto

found — A Deed from William Chapman to Jefferson Kenney in Trust for Daniel Murry Ditto

found — A Deed from Valentine Dougherty Surv to Nathaniel Brellon Ditto

BR — A Deed from John Rice &c to James Rice . . . Ditto

A Power of Attorney from James F Rice To Benjamin Smith . . . Ditto

found — A Deed from Same To Richard Robeson . . . Ditto

found — A Deed from John F Davis To Joshua Dougherty . . . Ditto

found — A Deed from Joshua Dougherty To Wm W Pollard in Trust for John Chrisman Sen . . . Ditto

BR

A Deed From Henry Smiths Exors to Jacob Dundore &c for the Conveyance of Land
A Deed From Solomon Fry & Wife to John Heggans . . . Ditto
A Deed From John Leb & Wife to Henry Kephart . . . . Ditto
A Deed From Henry Price & Wife to William Murry . . . Ditto
A Deed From Henry Price to Henry Miller in Trust for . .
Samuel Miller for a Personal Estate
A Deed From Abram Stover & Wife To Jonas Stover for the Conveyance of Land
A Deed From. Same To Joshua Sheets . . . . . Ditto
A Deed From Samuel Bowman To Philip Spetzer . . Ditto
A Deed From Philip Spetzer To Lettleton W Gambrill in Trust
for Samuel Bowman . . . . . Ditto

Ordered that Jacob Rush, Abraham Smith Merchant & George Clarke be, and they, are hereby, are appointed Commissioners to examine with the Sheriff and Clerk, the several polls of election for Members to the General assembly for this County in April Next and that they in all respects govern themselves in the execution of said office, in the manner prescribed by Law,

Ordered that Jacob Miller, Jacob Conrod, Henry Conrod, John Gebbens & Henry Bear Jr. (any two of whom may act,) be and they are hereby are appointed Commissioners to Superintend the election to be held at Conrods Store in April Next for the election of two members to the General assembly for the ensuing year, and that they in all things govern in the said election according to Law,

Ordered that, Samuel Coots, Jacob Frumbo, William Weaver, Christian Horn & Isaac Reads (any two of whom may act) be and they, hereby are appointed Commissioners to Superintend the election to be held at the house of the late John Readles in Brocks Gap, in April Next, for the election of two Members to the General assembly in this County for the ensueing year, and that at said election they govern themselves in the Manner prescribed by Law.

On the Motion of Saml Miller and Christian Garber executors of Saml Garber deceas'd, it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and Settle the estate accounts of the said Garber with the said exors and make report to the Court

On the Motion of Henry & Christian Argenbright's executors of Jacob Argenbright deceased, who was the executor of Catharine Miller deceased, it is ordered that Joseph Mauzy be appointed a

30 Commissioners to examine state and settle the estate accounts of the said Catharine Miller, with the said Henry and Christian Argabright, the executors aforesaid, and make report to the Court

On the Motion of Robert M. Kyle executor of Jeremiah Kyle dec'd it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the estate accounts of the said Jeremiah with the said executor and make report to the Court

An inventory & appraisement bill of the estate of Fountain Graham decd was returned ordered to be Recorded

An appraisement bill & Sale bill of the estate of Margaret Perkey decd were returned, and ordered to be Recorded

On the Motion of Nicholas Perkey admr of Margaret Perkey decd, it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the estate accounts of said Margaret Perkey decd, with the said admr and make report to the Court

Stanton v Caldwell, upon a Notice for Money paid to Brannan's use admr for said Caldwell, Not proved and Judgment awarded for $282.41 cents. with interest from 14 February 1832 till paid and Costs

John Bowman v D. Caldwell, upon a Note for Money paid by said Bowman to George Nader, Note proved and Judgment awarded for $250.32 cents, with interest from the 21st February 1832 till paid & Costs

Stanton v Caldwell upon an Attachment

The Constable having returned on the Attachment executed on 7 Negroes &c and the Defendant not appearing to reply the same, Judgment is awarded the Plaintiff for $88.50 cents with interest from 25 day of March 1829 till paid & Costs, and it is ordered that the Sheriff make sale of the said attached property according to Law, and pay the money arising from the sale thereof to the Plaintiff on account of this Judgment and that he have execution for the balance, and also return an

31 account of his proceeding to the Court as the Law directs

On the Motion of Saml. Coots ——— and by Consent, It is Ordered that the Report of a Settlement of the estate accounts of John McFarran deceased made with David Rodelick the executor thereof be recommitted to Richard F. Fletcher, who is to examine the same, and make report thereof to the Court

On the Motion Jacob Keblinger, and he having paid to Alex M Nevlin £3. It is Ordered that a license be Granted him to Keep tavern in this County until the 1st day of May Next upon his entering into bond with security in the Clerks office as the Law directs. the Court being of the opinion that the said Jacob Keblinger is a man of Good character not addicted to drunkenness or Gambling and that he will Keep an Orderly and useful house of entertainment

Settlements of the estate accounts of William Beard deceased, ~~Brandon Beard Deceased~~ William Woods deceased Catharine Keller, deceased, Fountain Graham deceased, John Hoover deceased, & Christian Keblough, were severally returned, and examined by the Court, and Ordered to be Recorded

A report of an alteration made in the North Mountain road made by this Court on the petition of John M Campbell, was returned and examined by the Court, and the said alteration is hereby established agreeable to the said report

Reuben Arnett orphan of Henry Arnett, deceased over 14 years of age came into Court and Made choice of Peter Brannaman # as his Guardian, who entered into bond with Security in the penalty of £200 conditioned as the Law directs

A Bill of emancipation from Jehu Glenn executor of Jacob Parrott deceased, to Jesse Duncan (a Negro) was presented in Court, and acknowledged by the said Glenn, and Ordered to be Recorded, the Court being of the opinion that the said Negro, is under 45 years of age, and is healthy and sound.

32 On the Motion of Jacob Blow exec'r of Adam Blow decd, It is ordered that Joseph Mauzy be appointed a Commissioner to examine state and settle the estate accounts of said Adam Blow with said exor and make report to the Court

Ordered that John Moody be appointed Surveyor of Precinct No 1. on what is Called 2nd Mill road leading to Jacob Barly's Mill and that he have for his Gang, those which have been allotted to the said Road, by the Commissioners appointed for that Purpose, and that he with the said hands open work there and keep the same in Good repair, all which said hands are to be excused from working on any other Road.

A Writing purporting to be the last will and Testament of William Crawford decd was presented in Court, and proved by the oath of John J. Moorman & John Bowman and Ordered to be Recorded

A Writing purporting to be the last will and Testament of John Perky decd. was presented in Court, and was proved by the oath of Lewis Carthrew a Witness thereto, and also a Codicil, a Supplement to the said Will was also proved by the oath of John & Austin a Witness thereto, which will and Codicil are ordered to lay for further proof

On the Motion of Frederick Dove, an injunction is Granted him to stay all further proceeding on an execution awarded on a forthcoming and Delay bond Recovered by Jarm Jefferies against the said Frederick Dove &c but the effects of this injunction is to be Suspended until the said Dove enters into bond with Security in penalty at least equal to double the amount of the said execution, and files with the Clerk a Release of all errors at Law in said suit, and also pays all Costs for taking said Delay bond and the Costs of the Judgment thereon.

Registers of Stephen Adams, Freeborn Garrison, Fanny Antrop, Maria Antrop, Barbara Perry, Sally Peters, Zachariah Rebecca Belsher, Patsy Belsher, Lucinda Belcher, Hannah Fortune, William Webb, Easter Hopkins & Peggy Gibson

33 free Negroes, were returned into Court, and severally Compared with the said Negroes, and found duly made Copies thereof, and ordered to be furnished them in the Manner directed by Law

On the Motion of James Hoppers a free Negroe, (and it appearing to the Court by evidence that he had lost his Register,) it is ordered that the Clerk of this Court furnish him with another Copy thereof.

Ordered that the Overseers of the Poor bind John Gains (about 9 years old last June) to Henry Beery, to learn the Business of a Farming as the Law directs, who is to give him for freedom dues $20

Ordered that the Overseers of the Poor bind Harriett a free girl of Colour, 3 years 4 Month old, to Alexander Holsinger as the Law directs, who is to give for freedom dues $20

On the Petition of Francis Davidson, to alter a part of the publick Road leading from Millers Ford to Browns Gap, which alteration is to begin at a point where the said Road, leaves the dividing line of the Lands between Henry Harshbarger deced and the petitioners, and thence to continue on the said dividing line between the said parties, so far as said line extends & thence continuing in the same direction, until it intersects the said Publick Road; It is Ordered that George Lerage, Samuel Garber, Stephen Harshbarger and Lewis Garrison, or any three of them being first sworn, do View the said alteration, and make report of the convenience and inconvenience attending the same to the Court. and it is further ordered that the former order made in this Case be at April Court last be rescinded

On the Motion of Joseph Bellheimer and for Reasons appearing to the Court, it is Ordered that the, indentures (binding Samuel Plumb to Conrad Long to be rescinded) and it is Ordered that the Overseers of the Poor bind the said Samuel Plumb to the said Joseph Bellheimer until he is 21 years of age to learn the Business of farming, as the Law directs, who is to give for freedom dues $20.

Present Charles C. Spence & Reuben Moore,

A Settlement of the estate accounts of David Harnett deceased

34 made with the Philip Pittman administrator of George Hunter decard. who was the executor of the said David Harris. was returned into Court, and examined, and ordered to be Recorded

Commth vs William Eaton. upon a Recogz for breach of the peace on the complaint of Hugh Brock. the said Defendant appears in Court. in discharge of his Recognizance, and the Court having heard the evidence and arguments of Counsel it is considered by the Court, that the said Defendant be bound to his good behavior, for the term of twelve Months, and that he forthwith enter into a Recogz. himself in the sum of £50 and Security in the sum of £50 and that he stand Committed untill he enters into a Recognizance agreeable to the said Order, whereupon the said William Eaton, with Philip Moyer his Security appears in Court, and severally acknowledge themselves to owe and be indebted to his excellency John Floyd Governor and his Successors in Office in the sum of fifty Dollars each, to be levied of their respective goods and Chattels Lands and Tenements and for the use of the Commonwealth to be rendered, if upon this Condition that the said William Eaton shall Keep the peace and be of Good behaviour towards all the good Citizens of this Commth for twelve Months from the date hereof, and more particularly towards the said Hugh Brock then the above Recognizance to be Void, else to remain in full force and Vertue. and it is moreover adjudged that the said Defendant pay the Costs of this prosecution

A Settlement of the Accounts of Saml Lyon Commissioner of Darke Board. was returned & examined by the Court & Ordered to be Recorded

" " "

Jno Preble & St. Betty Docket & Costs a appeal

35 James Alford Son of Thomas Alford Came into Court, and made
Choice of John Alford as his Guardian, who enters into bond
with Security in the penalty of ~~$30~~ Credited as the Law directs

Brown v Strother Dt upon upon a Note or a Deby bond, Note
Dt. proved & execution awarded

It is ordered that Joseph Baxter Late Deputy Sheriff of this County take into his
hands the estate of Catharine Keller Late a Lunatic, and administer
the same according to Law,

Grayson Williamson ass Stevens Pltf upon a Note or a Deby bond
Pltf. Note proved as Credited, and execution awarded

Clark v Weeks upon an attachment, Docketed and continued

It is ordered that the Court be adjourned until the 1st Tuesday
in April Next

David Hunter

36 Rockingham County to wit

At a Court held for the said County the 16th day of April 1832 being the Third Monday in April 1832

Present

David Mathews, Samuel H. Lewis, Jacob Rust & Reuben Moore Gent Justices

A List of Deeds and other writings admitted to Record in the Clerks office of the County Court of Rockingham From the 1st day of March 1832 to the 31st day of the same Month both days included were returned into Court by the Clerk thereof and being by the Court examined is ordered to be entered on the minutes and a like list posted on the door of the Courthouse of said County as the law directs which list is in the words and figures following to wit

BR found — A Deed From James Hall To John Robeson for the Conveyance of Land

BR found — A Deed From John Kenney To Joseph Aldaphus & Samuel Lewis Ditto

found — A Deed From Robert W Palmer to David M Martin In Trust for George W Kemper & Ditto

found — A Deed From James Hall To John Smith Senr . . Ditto

found — A Deed From John Smith Senr To John Smith Jr . . Ditto

found — A Deed From John Smith Senr To John Rollert Ditto

BR found — A Deed From John Smith Jr & Wife to James Hall in Trust for John Rollert Ditto

BR found — A Deed From John Smith Jr & Wife To Mathew Miller . . Ditto

BR — A Deed From Kirkly Loyd To Littleton W Gamble In Trust for Davis Wise for Personal Estate

A Deed From John Merrick To Robert Herring in Trust for Benjamin Smith Ditto

BR — A Deed From Robert W Palmer to Wm Harper Jr In Trust for James Wishenger & Ditto

BR — A Deed From Daniel Yount To Peter Kiblinger for the Conveyance of Land

BR — A Deed From Peachy R Gratton To Robert Gratton Jr Ditto

BR found — A Deed From David Ralston Jr To John Chrisman Ditto

found — A Deed From Jeremiah McKey To Jacob Senger In Trust for Joseph Miller . . . . . Ditto

BR found — A Deed From Jacob Rife To John Kenney In Trust for Samuel Bowman Ditto

found — A Deed From Wm Hackley To Abram Smith In Trust for William Rice Ditto

found — A Deed From John S Hustan To Reuben Moore . . . . Ditto

BR — A Deed From Richard Pickering To John Harrison . . . Ditto

BR — A Deed From Charles M Carthrea To John Lindsey . . Ditto

BR — A Deed From John Beaver & To John Merrick . . . Ditto

found — A Deed From Littleton W Gamble To Samuel Hart . . . Ditto

BR — A Deed From John Chrisman To Littleton W Gamble in Trust for Richard Wingfield & . . . . . Ditto

A Deed From Thomas I Price To Addison Price for the Conveyance of Land

A Deed From David Shoualter & Wife To Adam Long . . . Ditto

A Deed From Peachy Harrison Late Sheriff To Adam Lare . . Ditto

A Deed From John Anders to George Miller in Trust for Henry Miller for Personal Estate

A Deed From Robert Mooney & Wife To Henry Boor for the Conveyance of Land

A Deed From Jacob Newman & Wife To John Kenney . . . Ditto

A Deed From Levin V Adolphus To James Hall . . . . Ditto

A Deed From Samuel Levin & Wife To William Carpenter . . Ditto

A Deed From William Carpenter & Wife To Frederick Crouse . . Ditto

A Deed From Abraham Young & Wife To Benjamin Linder . . Ditto

Archibald Ruthrford admr
agst
Jacob Nicholas & . . . . . & he Chancery

This Cause came on finally to be heard this 16th day of April 1832 by Counsel on the Bill, answer, exhibits and depositions, and was argued by Counsel, upon Consideration whereof the Court doth adjudge Order and decree that the injunction awarded the Plaintiff be dissolved, and the Plaintiff's Bill be dismissed, and that the said Defendants, Recover against the said Plaintiff their Costs expenses in Defending the suit, to be levied of the goods and Chattles of the said Archibald Ruthrford in the hands of George W. Peter to be administered &c

An inventory and appraisement bill of the estate of Hugh Burns deceased was returned and ordered to be Recorded

A Writing purporting to be the last will and Testament of Peter Cuyler deceased was presented in Court and proved by the oaths of Anthony Roads & Abraham Berry two Witnesses thereto & Ordered to be Recorded, whereupon Peter Devin the executor therein Named, appears in Court and refuses to qualify, and thereupon on the Motion of the said Peter Devin, & John Swank, who entered into bond with Security in the penalty of $8.000 and made oath thereto, according to law, Administration of all the estate of said Peter Cuyler is granted them in due form, with the said Will annexed; and it is ordered that Anthony Roads, Jacob Showalter, David Bowerman & William B Smith, or any 3 of them being first sworn do appraise the estate of the said Peter Cuyler

38 and make report to the Court

Whereas purporting to be the last will and Testament of John Perry decd as also a Codicil of Supplement annexed to the said Will, was presented in Court, and was further proved by the oath of John Bowdoin a Witness thereto, & ordered to be Recorded

On the Motion Samuel H. Lewis executor of Charles Lewis decd. It is ordered that George W. Kemper & William H. Gray, be appointed Commissioners (any one of whom may act) to examine state and settle the estate account of the said Charles Lewis with the said executor and make report to the Court

On the Petition of Robert Gray for leave to alter a part of the public Road leading from Harrisonburg to Woodstock commonly called the back road (at the place, and in the manner set forth in said Petition). It is ordered that Andrew McClellan, Gordon Rogers, Thomas Logan Jr. and Jacob Rohr, or any three of them being first sworn, do view the said alteration, and make a report to the Court of the conveniences and inconveniences attending the same, ~~to the Court~~

On the Petition of Jarvis Fulton, for leave to alter a part of the Public road, leading from Harrisonburg to Bryce Branch Gap (at the place, and in the manner set forth in the said petition) It is ordered that Richard Rankin, Hezekiah Bush, Samuel Paul and John Negus, or any three of them being first sworn do view the said proposed alteration, and make report to the Court of the conveniences and inconveniences attending the same if ~~to the Court~~

On the Motion of John & Jacob Conrad executors of Stephen Conrad deceased, it is ordered that Joseph Mauzy be appointed a commissioner to examine state and settle the estate account of the said Stephen Conrad with the said admrs and make report to the Court

Roller & Bollen admr &c vs Henry Kisner agreed

39 On the Motion of Stephen Hambarger & Charles A Stuart the surviving executors of Benjamin Lewis deceased, it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the estate accounts of said Lewis with the said executors & make report to the Court

~~Ordered that~~
An appraisement bill of the Landed estate of Col. Jno Koontz was returned & ordered to be Recorded

On the Motion of Abraham & Peter Bonnemer admrs of Mathias Bonnemer dec'd. it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the estate accounts of the said Bonnemer with the said admrs and make report to the Court

Ordered that George Mauzy, George Harris, & George Michael be appointed Commissioners, to view and assign the nearest & most convenient way necessary to work on that part of the New road leading from McGaheysville to Woodstock (for a or Island), distinguishing the same from what courses, and from what road the said Petitioners are taken and make a report to the Court

On the Motion of James Laird, who entered into Bond with security in the penalty of $800, and made oath thereto in the Law clerks office a Certificate is Granted him for obtaining Letters of administration on the estate of ~~the said~~ Margaret Faught deceased in due form, and it is ordered that John Carpenter, Anthony Huffman, John Sheets & John Mosby, or any three of them being first sworn, do appraise the estate of the said Margaret Faught deceased and make report to the Court

George Mills v John Reid on an attachment, Docket & Contents entitled to Morrow

John Stephens & Lewis Stephens upon an attachment, Docketed and Continued until to Morrow

Smith v Beam, on a recogz. for a breach of the peace on the Complaint of Jacob Blazer, by Consent Continued until May Court next

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

Dan'l Matthews

Tuesday the 17th day of April 1832

Present

Peachy Harrison, Joseph Cravens, Augustine Wauchope & Jonathan Peal . . . . . & G. Justices

On the Motion of the Revd. William B. Edmonds and John Pocock, who produced in Court, regular Credentials of their being, Members of the Methodist Episcopal Church, and Licensed Preachers thereof, who severally took the oath of fidelity to this Commonwealth, a License is Granted them to Celebrate the Rights and Ceremony in the Commonwealth of Virginia according to the forms and Ceremonies of their Church they having entered into Bond with Security, as the Law directs

Cop. On the Motion of the President and Directors of the Warm Springs and Harrisonburg Turnpike Company, It is Ordered that David Stanton, Reuben Moore, Charles C. Spears, Joseph Chrisman and William Erwin ——— be, and they, hereby are, appointed Commissioners, (any three of whom may act) having been first duly Sworn, before a Justice of the Peace for said County, do go upon the Lands of, James Hall, Robert Gray, John Kenny, George W. Kyle, Polly Kyle, Servelais Kyle, Samuel Miller, Michael Miller, Jacob Blosser, Hearsh Young, Daniel Garber & David Heatwood, through which the said Road, is to be Opened, on the 18th day of this Month it appearing to the satisfaction of the Court, that the said several parties, & their Guardeans have, had, Notice according to Law, of this Motion, and after Viewing the said Lands, and hearing such proofs, evidence as either of the parties may offer, they shall ascertain, according to the best of their Judgment the damages which the Proprietor or Proprietors, of the Lands, will sustain by opening the Road through the same. in performing this duty. the said Commissioners

41 are to consider, the proprietors of the said lands as being the owners of the whole, fee simple interest, they shall take into consideration the quantity and quality of the land which the road will occupy, the additional fencing which will be required thereby, and all other inconveniences which will result to the said lands from the opening of the said road, and shall consider therewith a just regard to the advantages which the owner or owners thereof will derive from the opening of the road through the same, and make report thereof to the Court in the manner prescribed and directed by Law,

Mahoy vs Scudday upon an injunction, by Consent of the parties by their attorneys, this suit is ordered to be dismissed each party paying their own Costs

G. Sellars vs Klein &c on a Delay bond, Stolen proved & Judgment and execution awarded

for Plaintiff &c

Fawcett vs Martin and &c . . . . . Same

On the Motion of Solomon Hewitt who owns the lands on both sides of the North Branch of the Shamokin River, and is desirous of building a Saw and Water grist Mill on his said land and to erect a dam across the said River for the purpose of working the said Mills; 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 28th day of this present month, returnable here at May Court next.

Appeal taken by the Sheriff of this County on the 31st day of March last for the election of proper and fit persons to act as Trustees for the town of Harrisonburg for the ensuing year, which Appeal is ordered to be filed in the Clerks office as the Law directs

Peper vs Bowman &c upon a Note on a Delay bond, Stolen proved, Judgment and execution awarded

Peper vs Wallace &c . . . . . Same

Harshberger vs Klein &c . . . . . Same

Baer Preston vs Mathews &c . . . . . Same

42 Mills v Rice upon an attachment

The Constable having returned on the attachment issued on one reading whereof &c and the said Defendant not appearing altho solemnly call'd and it appearing to the satisfaction of the Court that the said Defendant is indebted to the Plff in the sum of £190. which will be due on the first day of May next.

It is therefore considered by the Court that the Plaintiff have Judgment for the said sum of £190. with interest from the first day of May 1832, and Costs, and it is ordered that the Sheriff make sale of the said attached property according to law, give Credit to the purchaser or purchasers thereof until the said 1st day of May next, and that he make return of his proceedings thereof to the Court, and that the Plff have execution for the balance if any there be &

8 8 18 20 18 18 90 90 18 costs £108

John F. Effinger, Henry Booz, Adam McClellan, and Samuel Henry, who were severally summoned to attend as Jurors on an Inquest directed to be held on the body of Margaret Faught by Virtue of a Warrant from Isaac Hardisty Coroner of this County on the 24th day of February last, which persons being so summoned, and failing to attend as said Inquest, is ordered that they severally shew cause, at the May Court next why they shall not be fined £8 each for such their non attendance,

Registers of Jesse Parrott, William Berry, Joshua Peters Jr Nancy Hopkins, Delilah Morris and Lucinda Peters, free Negroes, were returned into Court, and being Compared with the said Negroes, and found duly Made, Copies thereof are ordered to be furnished them as the Law directs

Present Daniel Matthews & Stephen Hansbargen.
Absent Joseph Seavers & Jonathan Peal . . . } J. J. Justices

Hugh Brufsey a Constable in the Beaver Creek District (whose Election Absent Crawford) Came into Court, and resigned his Office as Constable in said district, which is ordered to be entered of Record

J. Cook & D. Lincoln on appeal Docket & Continued

43 Reps v Flora In Chancy

On the Motion of the Defendants to dissolve the injunction awarded the Pltff to stay further proceedings on a part of a Judgment Recovered in the County Court of Rockingham by the said Flora agst the said Reps Pl and for Reasons appearing to the Court the said injunction is Dissolved, and the same is hereby accordingly dissolved

Clarke v Weeks dismissed agreed

Stephens & Armistead Stephens are allowed, dismissed by Order of the Plaintiffs attorey.

Ordered that the Court be adjourned until to Morrow Morning at 11 Clock

Peachy Harrison

Wednesday the 18th April 1832

Present

Daniel Mathews, David Fenton, Joseph Cleve
Reuben Moore & Charles C. Spear . . . . Esqrs Justices.

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

David Matthews

Thursday the 19th April 1832

Present

Peachy Harrison, Daniel Mathews, Reuben P. Harrison
Fletcher Harrison and Augustus Walton . . . Esqrs Justices.

Robert Wyle, Joseph Cleve and Joseph Byerates, Commissioners appointed to lay off and assign to Elizabeth Chandler Widow of Samuel Chandler deceased, her dower in the Lands of her said husband, made a report of the said assignment, which is by Court ordered to be Recorded

44 The Court doth appoint, John Roller a Constable in the Beaver Creek district, (which excludes Mount Crawford) in the room of Hugh Brumley resigned, who is to continue in office until the July Court to be held for this County in the year 1833. he having entered into bond with Security in the penalty of $2.000. and took the several oaths of office as the law directs, which bond was acknowledged by the parties thereto & ordered to be Recorded, the Court being of the opinion that the said John Roller is a man of honesty probity and good demeanour,

The Commissioners appointed (at the instance of the president & directors of the Warmsprings and Harrisonburg Turn Pike Company) to Value and ascertain the damages, the opening of the road through the lands of George W. Kyle and Sinclair Kyle, and others, made a report, by which it appears that the said Commissioners has been upon the lands of the said George W. Kyle and Sinclair Kyle, and ascertained the damages in consequence of the opening the said road, to the land of the said George W. Kyle to the sum of $612.50 cents, and the damages to the land of the said Sinclair Kyle to the sum of $125, and the said report being in the form prescribed and directed by law, upon consideration, thereof it is adjudged and ordered that the said report be in all things affirmed, so far as the same relates to the said George W. Kyle & Sinclair Kyle, and it appearing to the Court from the report of said Commissioners, that for want of time, they had not been upon the lands of the other persons, named in the said order of Court aforesaid, through which the said road is to be opened, but had adjourned, to meet on the land. Mentioned in the said Order, on the 9th day of May next, time is hereby given them until the May Court next to make report thereon —

On the Motion of Henry J Gamble Clerk of this County Court, and for Reasons appearing to the Court, David Wolfrey Gamble is appointed a Deputy Clerk of this County, who thereupon

45

appears in Court and took the several oaths of office as the Law directs whereon it is Ordered to be Certified

Or and that the Court be adjourned until the 2d Monday in May next

Peachy Harrison

At a Court Called and held at the Court house of Rockingham County on Monday the 14th day of May 1832 for the trial an Examination of Jonathan Looker who was committed to the Jail of this County on Suspicion of Felony and stands Charged with feloniously stealing one Black Mare of the Value of Forty Dollars the property of Sinclair Kerlly Sr.

Present

Peachy Harrison Daniel Mathews David Henton
Joseph Cleric and Benjamin Miller } Gt Justices

The said Prisoner was led to the bar in Custody of the Jailor and by his Counsel pleaded not Guilty whereupon Sinclair Kerlly Sr. Richard Custer Sr. Wesley Smith James Roberts John Swaufelinger ~~John Smith~~ Nancy Painter John Smith were sworn and examined and the said Prisoner being fully heard in his defence and the Court having maturely considered all the Circumstances of the Case are of the opinion that the said prisoner is Not Guilty and that he be hence discharged of the said Felony Whereupon on Motion of the Attorney for the Commonwealth and for reasons appearing to the Court is ordered that the said Defendant be bound in a recognizance to appear before the next Superior Court of Law and Chancery to be holden for said County to answer an Indictment to be filed against him for a Misdemeanor himself in the sum of Fifty Dollars and Security in the sum of Fifty Dollars whereupon the said Jonathan Looker with Isham Looker his Security personally appeared in Court and acknowledged themselves to owe to be ~~bound~~ unto his excellency John Floyd Governor of Virginia and his successors in office in the sum of One hundred Dollars that is the said Jonathan Looker in the sum of $50 and the said Isham Looker in the sum $50. to be

46 Levies of their respective goods and Chattles Lands & Tenements and for the use of the Commonwealth to be renained, Upon Condition that if the said Jonathan Booker shall make his appearance before the Superior Court of Chancy on the first day of the next Term which will be on the 11th day of October Next, then and there to answer an indictment to be preferred against him for a Misdemeanor, and shall not depart from the said Court until discharged by due Course of Law, then this Recognizance to be Void else to remain in full force and Virtue

and the Court above Peachy Harrison

Rockingham County to wit
At a Court held for the said County the 21st day of May 1832 being the Third Monday in May 1832

Present

Jacob D. Williamson, George Clarke, Jacob Rush & Robert Grattan Jr. Gentlemen Justices

A List of Deeds and other Writings admitted to Record in the Clerks office of the County Court of Rockingham from the 4th day of April 1832 to the 28th day of the same Month both days included were returned into Court by the Clerk thereof and being by the Court examined is ordered to be entered on the minutes and a like list posted on the door of the Court house of said County as the law directs which list is in the words and figures following to wit

A Deed from John Allebaugh & Wife to John Suterman for the Conveyance of Land

(BR) A Deed from James M Rogers to George Mefunk . . Ditto
found A Deed from Abraham Hoyer & Wife to William Terry Ditto
found A Deed from Jacob Long & Wife to John Daniels . . Ditto
found A Deed from Jonathan Shaver & Wife to John Early . . Ditto
found A Deed from Robert Mooney & Wife to Henry McGeveart Ditto
found A Deed from John Kennely & Wife to Jacob Neuman Ditto
BR A Deed from David Trefeel to John Empsurelles . . . Ditto
BR found A Deed from Henry Okane & Wife to John Cowen . . Ditto

47½ R A Deed From Robert McDaniel To John Whitmore for the Conveyance of Land
31 L A Deed From John Bell Wife To Andrew White . . . Ditto
found A Deed From Henry Haugh Wife To Jacob Armentrout . . Ditto
B R A Deed From the Same To Henry Pence Sr. . . . Ditto
B R A Deed From the Same To Henry Lee . . . . . Ditto
found A Deed of Release From Daniel Mathews To John Koontz Exor Ditto
found A Deed of Release From Henry I. Gamble To Same . . Ditto
B R A Deed From Daniel Mathews To Hezekiah Mathews . . . Ditto
B R A Deed From Samuel Sims Wife To John Flora Jr. Ditto
B R A Deed From John Flora Jr. To Michael Florence Trust for Christian Miller Ditto
found A Deed From Jacob Armentrout Wife To Archibald Brack . . Ditto
found A Deed From Michael Miller To John Dundore . . . Ditto
found A Deed From Laurence Hondershell Wife To Nicholas Rader . . . Ditto
B R A Deed From Andrew Rogers Wife To Samuel Clark . . . Ditto
B R A Deed From Adam Wise Jr. Wife To John Bleaker . . . Ditto
B R A Deed From Christian Blazer Wife To Thos Bean . . . Ditto
B R A Deed From David Steele Wife To David Strickler . Ditto
found A Deed From Joseph Overholtz Wife To Daniel Clark . . . Ditto
found A Deed From Joseph Blair to Lillistone Gamble in Trust for Geo. Campbell Ditto
found A Deed From William Hunter To Adam Long . . . Ditto
B R A Deed From Charles Chandler & To Abraham Smith . . Ditto
X A Deed From William Wright To John Cooper In Trust for Joseph Coffman for Personal Estate
X A Deed From John B. Nichols To L. W. Gamble in Trust for Christian Krabyer for Personal Estate
B R A Deed From Peter Sprinkle Wife To Solomon Cook for the conveyance of Land

A Deed of emancipation from Polly Moore to a Negro John was Presented in Court, and proved by the oaths of the Witness thereto, and Ordered to be Recorded, and it is Ordered to be Certified, that the said Negro is about 45 years of age and over 18, and healthy and Sound

An appraisement bill of John Koontz Decd. was returned and Ordered to be Recorded,

A register of John a free Negro, drawn by the Clerk of this County was presented in Court and compared by the said John, and found duly made, a copy thereof is Ordered to be furnished him According to Law

48 Grand Jury Sworn for the body of this County to wit Abram McClelan Foreman, Henry Hollatter, Philip Peiker, Daniel Howell, Robert Heath, Jacob Peterseth, Daniel M. Brown, ~~Benjamin Powell~~, John Sheetz Jr. Daniel Weston, Cyrus Roads, Geo. Long, John Seay, William Terry, William Sprinkle, Geo. Rader, Jacob A. Mitchell, William Ewin, William Byrd, Thomas Harrison, John Harrison & Nevell Rogers, who heard their Charge, and Retired from the bar to Consider of their present-ment, and after some time returned and found the following indictments, against Daniel Fisher, Sand Carman, Stephen Smith, Tho. Winton, Sand Culvertson & Daniel Seacrist, severally for assault & Battery, and the said Grand Jury having no further business before them they were discharged, and it is Ordered that Summons do awarad against the said Several defendants, to answer the said indictments returnable here at another Court Next.

On the Motion of Benjamin & Sam Powell exors of Nicholas Powell decd, it is Ordered that Jacob Conrode appointed to examine state and settle the estate account of the said Powell with the said exors and make report to the Court.

A Register of Isaac Brock a free Negro, taken by the Clerk of this Court was presented in Court and being compared with the said Isaac and found duly made a copy thereof is Ordered to be furnished him as the Law directs

A writing purporting to be the last will and Testament of Jacob Rife (Black Smith) was presented in Court, and proved by the oath of Daniel Drew & John Bell two Witness thereto & Ordered to be Recorded, and on the Motion of Isaac Thomas the executor named in the said Will, who made oath thereto and entered into bond with Security in the penalty sum of $2.000. as the Law directs, a certificate is Granted him for obtaining aprobate thereof in due form, and it is Ordered that Abram Crest, Samuel Hoover, Daniel Drew & John Bell or any 3 of them being first Sworn do appraise the estate of the said Jacob Rife and make report to this Court

Copy sent to Newmarket

On the Motion of Tyre R Brown, the executor named in the will of John Perkey deceased, who entered into bond with Security in the penalty of $3000 and made oath thereto as the Law directs, a Certificate ~~of the estate of the said~~ is Granted him for obtaining a probate in due form, the said Will having been fully proved at a April Court last, and it is Ordered that James W. Eskridge, Jacob Koblinger, John Duncan & Jonathan Rush, or any 3 of them being first Sworn do appraise the estate of the said John Perkey deceased and make report to the Court

An appraisment bill and Sale bill of the estate of John Byerly deceased. were returned and Ordered to be Recorded

A Writing purporting to be the last will and Testament of John Hopkins deceased was presented in Court, and proved by the oaths of Solomon M. Stanton & Archibald Rowlston. two ~~of~~ Witnesses thereto and Ordered to be Recorded, and on the Motion of James Hopkins the executor named in the said Will, who entered into bond with Security, in the penalty of $1200, and made oath thereto as the Law directs, a Certificate is Granted him for obtaining a probate thereof in due form

On the Motion of Williams & McGahey Merchants in this County and the court being Satisfied that the place where the said Store is Kept is a ~~Convenient~~ fit place to Retail Spirituous Liquors, and the Court being also satisfied that they are men of good character it is Ordered that they be authorized to Retail such Liquors in the manner directed by Law.

~~Isaac Woods~~
Geeting & Woodyard . . . . . the same
Smith & Gambill . . . . . the same
Abraham Smith . . . . . the same
John F. Effinger . . . . . the same
Benja F. Graham . . . . . the same
Saml Shacklett . . . . . the same
Saml Berry . . . . . the same
Alleck Effinger . . . . . the same
Isaac Hardesty . . . . . the same

50

Short is Logan Inapt confess'd by the Defendant for the Debt in the declaration Mentioned with intrst & Costs, execution to lay until August

On the Motion of John Looker, an injunction is Granted him, to stay all further proceedings on a Judgment Obtained in this Court by the Hazel Warfield against the said John Looker, until the further order of the Court, but the effects of this injunction is to be Suspended until the said John Looker enters into bond with Security, in a penalty of at least equal to double the amount of said Judgment and files a Release of all errors at law therein

An appraisment bill of Sale bill of the estate of Elisha Mefferts deceas'd, were returned & ord to be Recorded

On the Several Motions of Richard Pickering, Abraham Joseph James Harrison, Saml Yeoung, William M. Scott, Saml Miller Tobias R. M'Gahy, Jacob Koblinger, Catharine Graham, Saml Winfield, John Allebaugh, Jacob Wenfield and it appearing to the Court, that they have Severally paid to the Sheriff the tax imposed by law, it is ord that Licenses be Granted them to Keep Houses of Privat entertainment in this County, until the Next May Court to be held for this County

Coffman & Rowlins dismiss a Jury

On the Several Motions of Anthony Neffman, John Peter, Jacob Koblinger Jamm Neff, John Strader, Benja Vanpeet, Solomon Pirkey, Peter Dinkel, James Foley, and William M'Mahon, and they having paid they having paid to the sheriff the tax imposed by law, It is ord that Licenses be Granted them respectfully to Keep Ordinarys in this County until the Next May Court to be held for this County, on their entering into bond with Security in the Clerks office as the law directs, the Court being of the opinion that the aforesaid persons are men of Good Characters, not addicted to drunkeness or Gaming and that they will Keep Orderly and usefull houses of entertainments.

57 The appraisment bill and Sale bill of the estate of Richard Hughes Dec'd was, was Returned and Ordered to be Recorded

Comm'th v. Effinger upon a Rule,
On the Motion of the Defendant by his attorn, and for Reason appearing to the Court it is Ordered that the Rule be discharged.

Comm'th v Boozer, M'Clellan & Henry . . . . . the Same

Comm'th v Lowry upon a Recog. on Complaint of Henry Pulse, by Consent discharged agreed, at the Cost of the prosecutor & Recognizance accordingly.

Davis for Wall v Allen P.P. upon a Note on a Duly Exec'd Note proved & executed awarded

G. Graham v Keller P.P. . . . . Same

Doubt v Fesler P.P. . . . . Same

G Reid v Pickering P.P. . . . . Same

Phipps for Smith v Carlisle P.P. . . . . Same

Smith for Kyle v Cline P.P. . . . . Same

G. Reed v Berkholder P.P. . . . . Same

Mentzer v Mason P.P. . . . . Same

On the Motion of Richard Marsh, it is Ordered that Richard P. Fletcher be appointed a Commissioner to examine State and Settle the Guardian accounts of Sd. Marsh as Guardian for Mary Jane Moore and Thomas Moore Children of Thomas Moore dec'd, and make report to the Court

The Writ of Adjud-Damnum awarded Solomon Mentzer at the last Court, was Returned, with the Inquest of the Jury thereto annexed, whereupon on the Motion of the said Mentzer by his attorn, and for reason appearing to the Court it is Ordered that the said Inquest be quashed, and that a New writ of Adjud-Damnum be awarded him, to be directed to the Sheriff of this County, and to be executed on the 8th day of June 1832, Returnable here at the next Court

Cooper v Robertson dismissed agreed

Jno. Stephens & George Overholtz v Lewis Stephens, upon an attached.

2 Spans for Defts.

John Alder of this County, came into Court and

52 enters himself Special Bail in this Suit, whereupon the said suit is remanded to the rules to be proceeded in according to Law &c.

R. Pickering v Lewis Stephens, John M. Alder, Special Bail, (he having Justified in Court)

A Writing purporting to be the last will and Testament of Barbara Fisher deceased, was presented in Court, and proved by the oaths of John & Jacob Bowman the Witnesses thereto and ordered to be Recorded, and on the Motion of John Fensherwick the Executor therein named, who entered into Bond with Security in the penalty of £1600. and made oath thereto as the Law directs, a Certificate is Granted him for obtaining Probate thereof in due form, and it is Ordered that John Blair, George Lefferford, John M. Campbell & James Adamson, or any 3 of them being first Sworn, do appraise the estate of the said Barbara Fisher and make report to the Court

Richard P. Fletcher a Commissioner of the Revenue of this County, came into Court and gave the information as directed & required by Law, whereupon leave is ordered to be entered.

On the Motion of Jacob Byrd & Peter Byrd administrators of Peter Byrd deceased, it is ordered that Richard P. Fletcher be appointed to examine state and settle the estate account of said Peter Byrd, agreeable with the said Adms and make report to the Court

Craig v. Berry Present

George W. Kemper, & Benja Mills, Esqrs. Justices.

Absent Jacob D. Williams & George Clarke

Craig v Berry dismissed agreed (Costs taxed)

Smith (for W. J. Smith) v McClure . . dismissed agreed (Costs taxed)

Kyle Jr v Adams Offer Incapable estate & dismissed agreed (Costs taxed)

Kenney v Shaver . . . . . Same

King & Richardson (for Decomfort &c) v Foley . . . . . Same

Long v Pulse. dismissed agreed at the Defendants Costs, and Incapable accordingly.

An appraisement bill of the estate of Margaret Faught deceased was returned & ordered to be Recorded

53 The Commissioners appointed at the instance of the present and district of the Warrensburg Harrisonburg Warren Turnpike Company to value and ascertain the damage the opening of the road through the lands of Samuel Miller, Michael Miller & Daniel Garber, and others made a report by which it appears, that the said Commissioners has been upon the lands of the said Saml. Miller, Michael Miller and Daniel Garber, and ascertained the damages in consequence of the opening the said road to the land of the said Saml Miller to $300. to the land of Daniel Garber ~~and~~ $76. and to the said Michael Miller $100. and the said Report being in the form prescribed by law, upon Consideration whereof, it is ordered that the same be affirmed, in all things and that the said President and Directors pay unto the said Parties the said Samuel Miller, and ~~that the said Report be Confirmed as to~~ the said Michael Miller many so appears by them by the said report. said Catharine Miller and Daniel Garber

On the Motion of Jacob Cole executor of John Koontz ~~executor~~ of it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the estate accounts of the said Jacob Cole with the said estate and make report to the Court

On the Motion of John F. Effinger, John Dougherty, Benjamin F. Graham, Peter Bolinger, David Frick & George Mauzy. it is ordered that David Sinton, John Brown, Lewis Byrd, John Rader Jr. Samuel Bowman Jr. Joseph Seaman & Jacob Bloser, be and they are hereby appointed Commissioners, (a Majority of whom may act) to Locate a site for a Bridge across the South Shenandoah River at either, at or near Hearrells ford, at or near Maggots ford or at or near George Conrad ford. on said River, and make a report thereof agreeable to the act of assembly in that Case made and provided

On the Motion of Benjamin Vanpelt, who entered into bond with Security in the penalty of $800 and made oath thereto as the law directs, administration of all and singular the goods and Chattels of Richard Rogers deceased is granted him in due form with the Last will of the said Richard Rogers thereto annexed.

On the Motion of Jacob M. Pettigrew admr of Catharine Pettigrew deceased. it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the

54 state a account of the said Catharine Pelfrey deceased with the said administrator and make report to the Court

Ordered that the Court be adjourned until to Morrow Morning at 9 o'clock

Jacob Peck

Tuesday the 22d day of May 1832

Present

Abraham Smith, Jacob Peck, Augustin Waterman & Robert Gallaher Jr. . . . . &c. Justices

Sarah Beesly Pltf vs Saml Boughner. In Chancy

This cause came on to be heard by Counsel on the bill, and answer this 22d of May 1832, Whereupon the argument of Counsel being heard, the Court doth adjudge, order and decree that the Negro Woman Frances, named in the bill, and her three children Abraham, James Jane, and Evelina be sold at publick sale to the highest bidder on a credit of twelve Months, and by the consent of the said parties, the Court doth appoint Abraham Streetzler a Commissioner to sell said Negroes, whose business it shall be to sell said Negroes on a Credit of twelve Months having first advertised the time and place of sale at least three weeks at three different publick places in the Neighbourhood and also for two Weeks in the Newspaper published in Harrisonburg, the said Commissioner is also required to take good Security from the purchaser, and make return to the Next Term how he has executed this decree

On the Motion of Samuel Coots, who entered into bond with Security in the penalty of $2,000 and made oath thereto, as the law directs, administration Deboras Mon of James Brooks deceased is granted him in due form, with the last will of the said John James Brooks, thereto annexed,

Ordered - Levy Continued

Court adjourned, appearance & enformation Docket

53

Receivers for Pl. v. Strother Cont. for defendants

Rogers v. Propts on a rule Continued

Smith v. Bears Dismissed the proceedings Not appearing

Craig v. Bears. Continued

Haymond v. Steele dismissed agreed

Roads v. Clendenin Continued

Clerk v. Roads Continued

~~Robertson & al. v. Barbour &c. Dismissed~~

Carothers v. Gibbs. Continued

Early (for use Roads) v. M'Mahon by consent Order of reference set aside and Continued

Steele v. M'Mahon . . Continued for answer

Byrd v. Mefford . . . . Same

Byrd v. G. Mefford . . . . . Same

Brown v. Rowlston Jr. . . . . Same

Young & Pocahontas v. Peyton Continued by Consent for Plaintiffs

Argyle's adm v. Clerk Continued for Defendants

Peck v. Dodson adm dismissed agreed

M'Mahon (Hopkins) v. Harrison Jr Continued by consent,

Barbour Justice &c v. Rose &c . . . . Continued

Same . . . v. Same . . . . Continued

Pattison v. Miller . . Continued by Consent

Hunt Jr v. Rader Continued for Plaintiff

Davis v. Grandison Continued by Consent

Rutherford adm v. Carothers Continued by Consent

Same . . . v. Stovall . . . . Same

Dodson adm v. Hulings &c upon issues, out Chancery

Jury sworn to try the Issues, Samuel Clerk, Joseph

56 Aldorpher, William Dever, Solomon Perley, John Conrod, Farm Laird, George Kayler, Volentine Bolton, John Miller, Anthony Rader, Richard Beggerton & Thomas Armentrout Verdict, "we the Jury find that the Grey horse which George Leonard trades "to Jno Looker was unsound at the time of the Contract and Warranty "made by Sr. Leonard and that John Looker sustained damage by reason "of the unsoundness of Sr. Grey horse the sum of $90 excluding the Note "of $50 which Jno Looker gave to George Leonard which is mentioned in the "said bills filed in this Suit by Jno Looker, which Verdict is ordered to be Certified"

Robert (for C. Wentsley) vs Weaver, Offer Inquest set aside pays Genl replication & Offer & Contra

Kyle vs Stinton . . . . . Same

Leggett (for R. M Kyle) vs . . . . . Same

Farm Kings adms vs M. M Mahan . . . . . Same

Herron vs Clive . . . . . Same

Depoy (for S. Coffman) vs Clark . . . . . Same

Thompson & Co vs Bear . . . . . Same

Coffman for Thompson & Co) vs Clive . . . . . Same

Burns for Pd vs Steele. Offer Inquest set aside No such Recd. & Offer and Contra

Mauzy vs Frazel, Offer Inquest set aside payment, Genl replication & Offer and Contra

Ayden vs Palmer Pd . . . . . Same

Pelman vs Looker . . . . . Same

Same . vs Callady . . . . . Same

Brannon adms vs Ward . . . . . Same

Reid vs J. Looker . . . . . Same

Reid vs Curtis . . . . . Same

Kyger exrs vs Palmer Pd . . . . . Same

Smith vs Fury Pd . . . . . Same

Kyle Jr. vs Hough . . . . . Same

57 Peterson & Harrison &c. Office Injunct set aside prayd. Genl replication & Issue and Continued

Rice & Rose &c. . . . . Same

Rice & D. Rose &c . . . . . Same

Marshburn exrs & Carthrea . . . . . Same

Davidson & Palmer . . . . . Same

Same & Craig . . . . . Same

Cowan & Miller . . . . . Same

Williamson & Smith . . . . . Same

Hawkins & Hamlet Custer . . . . . Same

Kimbro & Same . . . . . Same

Craven for G. W. P. & Gaily . . . . . Same

Headrick & Clarke &c . . . . . Same

Jones (for use Hall) & Logan . . . . . Same

Kyle & Perry . . . . . Same

Jarvis & Brown & D. Rose . . . . . Same

Spitzer (for M. Marsh) & D. Fisher . . . . . Same

The Rule established by the Court at May Term 1831. to Attorney Keeps. X to Sell Liquor &c are Merely Continued until action by the Court.

Sellars & Mayers Jury Sworn to wit

John Williamson, Abraham Strickler, Daniel Rose, Peter Roller, Henry Fowler, William Wollingworth, Samuel Almon, David S. Jones, George Strother, Thomas Vick, William Beggerly, & Jacob Neely who having heard the Evidence and argument of Counsel retired from the bar to consider of their Verdict and after some time returned into Court and declared they could not agree whereupon they were adjourned until to Morrow Morning at 9 Oclock

58 On the Motion of George Keezel, and he having paid to Geo. M. Chrisman Deputy Sheriff $3.50 the tax imposed by Law, it is ordered that a License be Granted him to Keep private entertainment in this County, until the May Court next to be held for this County

On the Motion of Benjamin Berry, and for Reasons appearing to the Court, it is Ordered that he be exempted from the payment of County and Parish Levies from the date hereof

Ordered that the Court be adjourned until 9 O'clock Monday morning

Wednesday the 27th day of May 1822

Present

Jacob Rush, Abraham Smyth, Marshall D. Stull and Robert Grattan Jr. - - - - - - - - - - Esqrs. Justices.

A Negro girl of Delilah, a free Negro, was taken by the Clerk was returned into Court and being compared with the said Delilah and found duly made, a copy thereof is ordered to be furnished her

- - - - - - - - - - -

57 which bond was accordingly by the parties thereto, and ordered to be Recorded

Custom for use Duncan Heirs v Perrin & Ryger, Dan Wesson and Ryger Dft. Suit is drawn to abate as to him, W Ecot and Condition performed Plea, Pena Gen Issue & Offer, Jury sworn to wit John Miller, Richard Beggerton, John Conner, William Dever, Benjamin F. Graham, William Fitz Lewis Bowyer, George Kaylor, Charles Fawcett, William Wheeler, John Newell & George Effinger, Verdict for the Plff for ~~Plaintiff~~ $1500. Dft Debt in the declaration Mentioned to be discharged by the payment of $1107.84 Damages with interest from 1st day January 1825 till paid, & Judgment accordingly for Damages and Costs and such Damages, as may be hereafter assessed upon a Writ or Writs of Scire facias being sued out thereon & this Court assess by any person or persons injured

Pd 6 costs Summons vs Keeffer, Jury sworn to try the Issue to wit John Miller, Richard Beggerton, John Conner, William Dever, Benjn F. Graham, George Kaylor, Charles Fawcett, William Wheeler, John Newell, George Effinger, William J. Smith, & William S. Craig, Verdict for the Plff for $80. Damages, & Judgment accordingly and the Motion made by the Defts attorney for a New Trial overruled

Ordered that the Sheriff Summon all the acting Magistrates in this County to appear here on the Second day of June Court Next for the purpose of assessing the County Levy for the year 1832, to examine Sheriffs delinquents and insolvents, to Settle with the Agent for the County, and further to do and perform, such other business as shall be laid before them relating to the business, or interest of the County.

Pd 28 May

Clark v Gray. By consent of the parties by their attorneys, it is ordered that this Suit be removed to the Next Superior Court of Law and Chancery holden for this County, to be tried, and it is further ordered that the original papers in the said Suit, be sent to the said Superior Court, together with the Costs expended in this Court by either of the parties.

60 On the Motion of Samuel Coots, David Sercolo, William West & Michael Weiss, and they having paid to George W. Chrisman Deputy Sheriff, the Tax imposed by Law, the is Ordered that Licence be Granted the said persons to Keep private ordinaries in this County respectively untill the Next May Court to be held for said County —

Sellars & Hayes, The Jury impannelled and Sworn for the trial of this Cause on Yesterday, appears in Court agreeably to their adjournment, and upon their oaths, Comes Alexander for the Defendant, and Issue joined accordingly, & Motion for New trial rejected

Trout & Rader Continued by Consent

~~M'Mahan & Brown~~ M'Mahan & Erwin vs Chaney

On the Motion of the Defendant by his attorney, and for Reasons appearing to the Court, it is Ordered that the said Plaintiff be Ruled to give additional Security in this Case, during the present Term, whereupon the said William M'Mahan appears in Court, and Entered Michael Rhoads and Evan Newlon as additional Security, who was approved of by the Court, and thereupon the said William M'Mahan, with the said Michael Rhoads & Evan Newlon appeared in Court, and entered into Bond with such Condition as the Law Requires, which was acknowledged by the parties thereto, —

(D to both) Berry & Dever. Jury sworn to try the Issue to wit, George Logan, George Kerrenhoof, Archibald Brock, William M. Scott, David Floods, Jacob Cole, Thomas Winton, Valentine Bolton, Thomas Armentrout, John Berry, Abraham Sercolo and Joseph Bowman, Verdict for the Defendant — & Judgment accordingly

Roberts & Weeks on attachment Continued

Weaver & Sercolo Continued by Consent

Sercolo & Norman . . . . Same

On the Motion of Daniel Rife, and he having paid to A. M. Austin Deputy Sheriff $3.75, it is Ordered that a Licence be

61 Granted him to Keep a house of private entertainment in this County until the Next May Court to be held for this County

Comm'r vs Mousers adm'r, Jury sworn to try the issue to wit, Otway Sterlings, John McClellan, Nelson Spinkle, George Keiffer, Evan Wentz, Archibald Burnyeat, George Overholtz, Joseph Armstrong, Jonathan Burnyeat, John Cooper, Samuel Sterlings & Joseph Kelly. who retired from the bar to consider of their Verdict and after some time returned into Court and declared they could not agree whereupon they were adjourned until to Morrow Morning at 10 Clock

C Grove vs Bear dismissed agreed

C Brasly & wife vs Boughner In Chancery on the Motion & consent of the Pltffs by their Solr it is ordered that the Clerk furnish the Commissioner with a Copy of the decree made on Tuesday last before the rising of the Court

Ordered that the Court be adjourned until to Morrow Morning at 10 Clock.

R Grattan Jr

Thursday the 24th day of May 1832

Present

Anderson Moffett, Jacob Rush Michael & Harris & Robert Grattan Jr . . . . . Gent. Justices

Kerr vs Strahorn,

Beggerton vs Beggerton, plea warr & Damages confessed for $165.4 cents with interest from 4 March 1828 till paid, & Costs Subject to a credit of $72.92 cents paid 3 March 1828.

Cost

C Dawson vs Perley Dismissed agreed.

C Whelan vs P. & Austin P. upon a Writ Adjourned - Dawson Continued

62 Dundore & Eddins v Craig, Jury Sworn to wit Washington Sprinkle, Emanuel Sipe, John Conrad, William Rickart, John Carmar, Jarvis Rogers, Thomas Hite, William Payne, Jacob Brathwait, Abraham Fury, William Fury & Johan S. Effinger, who returned from the bar, to Consider of their Verdict, and not agreeing were adjourned untill to Morrow Morning at 10 o'Clock

Custer v Sooter adms plea &c & Sci fa Consent for the Debt in the Declaration Mentioned with Interest & Costs (when assets shall Come to the hands of the adms belonging to the intestate estate)

Custer v Miller plea &c & Sci fa Consent for the Debt in the Declaration Mentioned with Interest & Costs. Saving Error

Keller v Nauts Office Sci fa set aside pay &c. Garnishee Office and Costs

Gowls adms v Rogers . . . . . Same

Smiths exors v Hites &c . . . . . Same

Same . . . v Same &c . . . . . Same

Bridges v Waterman exors. Jacob Rowenburst, & Benjamin Smith, Securities of this County, Come into Court, and Confesses for the Plaintiffs, that he shall Satisfy and pay all such Costs and damages as may be awarded to the Defendants, in Case the said Plaintiff shall be Cast in this Suit; and also, that he the said Plaintiff shall Satisfy and pay all the fees which will become due from him to the Officers of this Court, or that they the said Benja Smith & Jacob Rowenburst will Satisfy and pay those Costs, Damages and fees for him, & Cause Entered by Consent

Roads (for use Dan'l Sterling) v B. Miller, Continues for Defendants and on the Motion of the said Defendant by his Attorney, it is Ordered that George Mowry a Witness Summoned for the said Defendant Shew Cause at or before August Court Next, if any he Can why he shall not be fined according to Law for such his Non attendance

Estes v Fowler Jury sworn to try the Issue to wit. Alexander Irish Annanias Davidson, Tyre R Brown, William Beggerley, George Kershoop Peter Sipe, John Berry, Hazlet Lofland, Saml Miller, Peter Roler Absolum Wright & Daniel Rife whereupon the Defft being Call. not appearing Non Suit is awarded with £5. Damages & Costs accordingly

1 o'clk

Whitmore &c v Austin & Espose v Petition for writ of Adquodamnum In this Case the Plaintiff by their Counsel moved the Court to award a New Writ of Adquod-damnum, in conformity to the direction of the Supreme Court made at May Term last, which motion was objected to by the Defendants Attorney, but the same was sustained by the Court, and the writ awarded, which is to be directed to the Sheriff of this County. and to be executed on the 15th day of June Next. returnable here at June Court, Next. Also on the trial of this motion a Bill of exceptions was taken by the Defendants Attorney to the opinion of the Court which was Signed and Sealed as the law directs and ordered to be made apart of the record.

Freize v Radar cont for Defft

Lancaster & Wife v Harper Continued

Dennis & Given v Boyd Plea Withdrawn & Judgment Confessed for the Debt in the Declaration Mentioned with interest & Costs (saving Equity)

Riley v Wentz plea withdrawn & Judgment Confessed by the Defft for Costs

Divan v Cleiner plea withdrawn, and Judgment Confessed for the Debt in the Declaration Mentioned with interest & Costs (saving Equity)

Deeth v Overton adm. Jury Sworn to try the Issue to wit Alexander Deeth, Annanias Davidson, Tyre R. Brown, William Beggerton, George Kershoop, Peter Sipe, John Beery, Hazlet Lofland, Saml Miller, Peter Roler, Absolum Wright & Daniel Rife, and not agreeing in their Verdict were adjourned until to Morrow Morning at 10 Oclock

On the trial of this Cause 3 Bills of exceptions were taken to the Opinion of the Court by the Defts Attorney which were Signed and Sealed as the Law directs & ordered to be made apart of the Record

64 Burns v Rader N C. Warn & Ca agst for Costs

Showalter v Steers dismd agrd

Bry & Ross for mo J. Chrisman Ho/o Logan Office Ca agst stands
payment Genl Repealed & Office and Continued

Colley v Baker Dismd agrd

Reso in Ch. Lore. the Plaintiff being Dead, it is ordered that a
Scire facias be awarded against the said Defendant to shew Cause why
this shall not stand and be proceeded to final Judgment against
him in the Name of Isaac Thomas executor of the said Jacob.
Reso accord

Rodes for Mr Sybert / v Layman Continued for Defendant

Comer v Mousers Adms the Jury impannelled and Sworn for the
trial of this Cause on Yesterday, appears in Court, agreeable to
their adjournment and not agreeing in their Verdict were adjourned
Morrow Morning at 12 o Clock

Present

Richard P. Fletcher Govr

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

R. P. Fletcher

Friday the 25 day of May 1832.

Present

Joseph Graves, Jacob Reck, Augustus
Waterman & Robert Gallaher Esqrs . . . & G. Justices

An appraisment bill & Sale bill of the estate of Elizabeth
Showerman, deceased were returned & ordered to be Recorded

Cook v Clerk plea Warn and Ca agst confessed for the
Debt in the Declaration Mentioned with interest & Costs saving
Equity

Piper v J. L. Clerk - - - - - - - Same

Lansman & Weaver plea war. and Issuejoint confess for the Debt in the declaration Mentioned with inlest & Costs (Saving Equity)

Pr Sheriff for J.N. & D. Mathews . . . . . Same

Roach for J.N. & Same do . . . . . Same

Frazer & Rogers . . . . . Same

Same & Same . . . . . Same

Same & Clerk . . . . . Same

Mooreman & Rife do . . . . . Same

Cochran & M'Mullen . . . . . Same

Steele & Long . . . . . Same

Steelwood & Brock do . . . . . Same

Koogler & Fawcett do . . . . . Same

Shacklet & Custer . . . . . Same

Garrett & Fisher . . . . . Same

Briggs & Logan . . . . . Same

Metler for do & Clerk . . . . . Same

Claypole & Byers . . . . . Same

Weaver & Clerk do . . . . . Same

Koogler & Byerly do . . . . . Same

Tindle & Roalston . . . . . Same

Same & M'Cartney . . . . . Same

Shantz & Rife do . . . . . Same

Sheets & Byerly . . . . . Same

Same & Same . . . . . Same

Harrison & Caldwell . . . . . Same

Hery & Servatz . . . . . Same

Bowen & Bowers adms plea war & Issuejoint when agrees.

Person & Craige & plea war & Issuejoint Confess for $324.14 cents Damages with interest from 23 July 1831 till paid. Execution to lay until Calvin Court Next

66 Slusser v J. Clem Continued by Consent

Shoemaker v Dorr adm Continued

R. Mefford adm v J. Clem Continued

G. Slusser v Clem Continued

Fishers adm v Frazer . . . . Continued by Consent

Romanbark for Pa v Clark . . . . . & anno

Rogers v J. Clem Continued by Consent

(R Tobath) Reed (for A. Williams) v Taylor adm, Jury Sworn to wit John M. Newell, Edward G. Mackenzie, John Brown, John Rohr, Jarm Payne, George Effinger, Jacob Runkle, Henry Stayman, John Clem, Henry Fulweiler, Edmund St. Crawford & Adam Houck, Verdict for the Pltf for the Debt in the Declaration mentioned with interest from the day of bill paid, & Costs, to be Levied of the Goods and Chattels of the intestate in the hands of the adm &c and of the Goods of fully administered &c Fieri for the Defendant, and Judgment for the Defendant Costs (Motion for New Trial Refused to the Pltf, allg)

Comer v Mowen adm. the Jury empannelled and Sworn for the Trial of this Cause on Wednesday last appeared on Court agreeable to their adjournment, whereupon by Consent George Kieffer one of the Sworn Jurors was withdrawn, and the rest of the Jurors from rendering their Verdict discharged, and the Cause is Continued

(No Tobath) Reso (for Coffman) v Rife W. E. Set and N. A. Effner Jury Sworn to wit Samuel Henry, William J. Smith, James Pugh, Philip Deal, Jacob Neely, John Zeiber, William Wheeler, Thomas Vea, William S. Craft, Michael Brown, David S. Johnston, Henry Kyle, Verdict for the Pltf for $93.45 Damages with interest from 15 July 1828 till paid & Judgment

Neff's adm v Sherman adm Continued

Cook v Pennell Continued

(No Tobath) Fry v Frantz, Pltf Called and not appearing, Non Suit awarded with $5 damages and Judgment accordingly

Hamburger v Runkle the Defendant filed interrogatories, and Sent to Continued,

67

Dunscomb & Eddins vs Knapp, the Jury impannelled and sworn for the trial of this Cause on Yesterday appears in Court agreeably to their adjournment, whereupon by Consent, Washington Sprinkle one of the said Jurors was withdrawn, and the rest of the Jurors from rendering their Verdict discharged. & the Cause is Continued

No costs - Crawford vs Rinsler executor, Jury sworn to try the Issue joined with, the same Jury as in Rife vs Rife. Verdict for Defendt & Judgment accordingly

Robertson vs Wright Continued for Defendant by Consent

Tallman vs Myers Cause Continued by Consent.

Jeffers vs Dennis adms Subpoena for want security for Costs. & Judgment for Defendants Costs

Coffman & Brazy for Pltf vs Looker adms Continued by Consent

Hogg for Pltf - M Mahan plea non assumpsit & Debt in the Declaration Mentioned with interest & Costs saving equity

Clark vs Roller &c Continued by Consent

Quinn adms vs M Mahan, plea non assumpsit & Judgment confessed for the Debt in the Declaration Mentioned with interest & Costs (saving equity)

Wingers adms for Pltf 2 cases - - - - - - - - 1 case

Pochon & Co vs Cleins, Peachy R. Grattan Security for Costs in this Suit,

Deck vs Nevilles adms The Jury impannelled and sworn for the trial of this ~~cause~~ Cause on Yesterday, appeared in Court agreeably to their adjournment, ~~and upon their oaths~~ whereupon by Consent. Hazlet Doffland one of the Jurors was withdrawn and the rest of the Jurors from rendering their Verdict discharged, and the Cause is Continued

Charles F. Pochon & Co vs Joseph Cleins, Jury sworn to try the Issue joined Jacob Neely, Saml Shank, James Duff, William J. Smith Saml Henry, Abraham Byrd, Philip Deal, William Wheeler, Hubbard Gains, Henry Baoz & Jacob Shank. Verdict for the Pltf for $70 damages with interest from the 16th October 1830 till Rendition of Judgment

68 A report made by the Viewers on that part of the road leading from Harrisonburg to Woodstock, agreeably to the Petition of Robert Gray, was returned into Court and the same having been examined by the Court, it is ordered that the alterations therein shall be established, and it is ordered that the said road hereby to be altered is only to be opened by the said Gray, twenty one feet wide, and so to be kept, and the overseer thereof is to keep the same in good repair when the same is opened agreeably to said report

Thompson &c v Lookers adms Continued

Harvey v Rice &c Continued for Defendants,

A Report made by the Viewers, agreeably to the Petition of Abraham Davidson, was returned into Court by the Viewers and the same being examined by the Court, and considered, the same is ordered to be Recorded. and it is ordered that the overseers open work thereon and keep the same in Good repair

Harry v Lookers adms. ~~Continued~~ plea of fully administered pleaded, Gen'l Replication & Issue and Continued for Defendants

Breckenridge v Waterman exrs The said Defendants for further plea in this behalf pleaded Nil debet, and of this they put themselves upon the Country. and the Plff likewise, and the said Defendants for further plea pleaded the Statute of Limitation to which plea the Plffs attorney replied Generally & Issue, which is thereupon joined Continued

Robertson v Wright By consent of the parties, all matters in difference between them in this Suit is referred to the award of William Rice and Christian Coffman, & John Funkhouser whose award ~~or the award of their umpire~~ or Umpire, or the award of any two of them is to be made the Judgment of the Court.

Coursolo v Rice &c In Debt. This day came the parties by their attorney and the said Defendants Demurred to the Plaintiffs Declaration, in which Demurrer, Joined, and thereupon the Plffs attorney

69 Matter of Law arising upon the said Demurrer being argued it is ordered by the Court that the Demurrer be overruled, and thereupon the said Jury to wit Thomas Payne, William Faulconer, & Abraham Byers. Defendants withdraw their former plea. Confess a Judgment for the Debt in the Declaration Mentioned with Interest and Costs Saving Error

It is ordered that the Court do adjourn until the 1st Monday in June Next

J. Graves

Rockingham County to wit

At a Court held for the said County the 18th day of June 1832 being the third Monday in June 1832

Present

Jonathan Shepherd, John N. Campbell, Saml Cook and Benjamin Miller . . . . . Gent.

A List of Deeds and other writings admitted to Record in the Clerks office of the County Court of Rockingham from the 1st day of May 1832 To the 30th day of the same Months both days inclusive as were returned into Court by the Clerk thereof and being by the Court examined is ordered to be entered on the records and a like list posted on the Door of the Court house of said County as the law directs which list is in the words and figures following to wit

CR A Deed From Adam Long To John Smith for the Conveyance of Land . . . . .

CR A Deed From John Smith To Otway Sterling . . . Ditto

CR A Deed From Jacob Bears Exors To William Smith . . Ditto

CR A Deed From the Same To Gabriel Smith . . . . Ditto

formd A Deed From Philip Ludwick & To Jacob Ludwick . . . Ditto

CR A Deed From Joseph K Armentrout & Wife To Jacob Hook Ditto

CR A Deed From Philip Bolton & Wife To Jonathan Burnside Ditto

CR A Deed From Joseph Lesch To James Hall in Trust for Archibald S Rutherford . . . . . Ditto

CR An Article of Agreement Between Mary M. Kiblinger & Jacob Kiblinger . . . . . Ditto

formd A Deed From Adam Long & Wife To George Safely . . . Ditto

CR A Deed From William Ralston & Wife To Isaac Long . . Ditto

CR A Deed From Jacob Whitsel & Wife To James Clarke . . Ditto

A Deed From Charles Yount Jr. To James Laird In Trust

X for William Yount for Personal Estate

A Deed From Joseph Mauzy & Wife To Augustus Shumate for the Conveyance of Land

A Deed From Martin Burkholder & Wife To Anthony Burkholder and John Burkholder

A Deed From The Same To Joseph Burkholder . . . Ditto

A Deed From Samuel Adams To Anthony Huffman Ditto

A Deed From John Regan To the Same . . . . Ditto

A Deed From Evan Stanton To Peter Stanton . . . Ditto

A Deed From Jacob Barly & Wife To The Same . . . Ditto

A Deed From Joseph Franks & Wife To John Cherryhomes Ditto

A Deed From William Rice & Wife To Michael Brown Ditto

A Deed From Cornelius Bupey To Thomas Reed In Trust for William Bupey For Personal Estate

A Deed From Michael Lore & Wife To George Lore for the Conveyance of Land

A Deed From Abraham Shatwood & Wife To John Shatwood Ditto

A Deed From John Shatwood & Wife To Abram Shatwood Ditto

A Deed From Michael Summers To John Koontz Exor Ditto

A Deed From Solomon Perkey To Davis Gilmore Ditto

A Deed From John Moore To Polly Moore . . . Ditto

A Deed From Henry Portram To George Pence . . . Ditto

A Deed From Samuel Hepp & Wife To Jacob Kepp . Ditto

A Deed From Annias Vandson & Wife To Henry Miller Ditto

A Deed From Henry Umble & Wife To Adam Wise . . Ditto

A Deed From Peter Roller Sen & Wife Peter Roller Jr. Ditto

A Deed From Joseph G Treney & Wife To Joseph Cramer Ditto

A Deed From Peter Roller & Wife To Peter Roller Jr. . . Ditto

A Deed From Agnes Miller To Richard P Fletcher in Trust for Abraham Shutto . . . . . Ditto

A Deed From James Ewing To Adam Shoudershelt . . Ditto

A Deed From The Same To Nathaniel Bretton . . . Ditto

A Deed From Davis Stanton & Wife To Benjamin Bowman Ditto

A Deed From John Umble & Wife To George Shrockhesie . . . Ditto

A Deed From Daniel Rife & Wife To Wm Rice Assignee of Regis Thompson Ditto

A Deed From Joseph & John Kratzers & Wife To Abraham and Christian Burkholder . . . . . Ditto

A Deed From The Same To The Same . . . . Ditto

A Deed From the Same To Archibald Hopkins . . . Ditto

A Deed From Davis Kyle Sr. & Wife To John Pence Jr. Ditto

A Deed From John Pence Jr. To James Hall in Trust for Davis Kyle Sr. . . . . Ditto

A Deed From Henry Tuleties & Wife To Archibald Ruth Ditto
infants heirs

A Deed From Andrew Treney & Wife To Joseph Cramer Ditto

71

Margaret Beard. . . . . Plaintiff

agst

David Beard and others . . . . Defendants

In Chancery

This Cause came on to be heard this 18th day of June 1832 on the Bill Answer the report of Commissioners Fabritius W Williams & Hanlow and condetional decree and it appearing to the satisfaction of the Court that the condetional decree in this case have been regularly executed on the Defts David Beard John Beard Williams Beard William Thompson and Jane his wife & John Rankin and Rebecca his wife and they failing to enter their appearance according to Law and the rules of this Court the Bill as to them is taken for confessed there being no exception taken to the Report of the said Commissioners the same is hereby affirmed the Court doth further decree that the Plff and Defts do each pay their own costs but leave is reserved to the Infant Defts to shew cause if any they can against this decree at any time within Six Months after they shall respectively have attained the age of Twenty one years

A Deed of emancipation from Daniel Smith to his Negro man Harry Smith alias Harry Young, was presented in Court and acknowledged by the said Daniel Smith and ordered to be Recorded

A Register of Harry Smith alias Harry Young a free Negro taken by the Clerk, was presented in Court and compared with the said Harry, and found duly made, a copy thereof is ordered to be furnished him as the Law directs

Ordered that Jacob Bowman be appointed Surveyor of Precinct No 3 in the room of Boreman Chrisman, on the Big Wally road and that he with the hands allotted to said road open new work thereon and keep the same in Good repair

A Appraisement Bill of the estate of Philip Ruby deceased was returned and ordered to be Recorded

A Writing purporting to be the last will and testament of Daniel Rootchart deceased was presented in Court and proved by the oaths of Daniel Zirkle and Jacob Driver two Witnesses thereto & ordered to be Recorded, whereupon John Drum the executor named in the said Will appeared in Court and refused to qualify as such, and

72 Thereupon, on the Motion of John Brice and Abraham Kruspe who entered into bond with Security in the penalty of $7,000. and made oath thereto as the Law directs, administration of all and Singular the goods and Chattles Lands and tenements of the said David Brookhart deceased is granted them in due form, with the said Will annexed, and it is Ordered that George Koop Isaac Crist, William West and Geo. Moyers, or any 3 of them being first sworn, do appraise the estate of the said David Brookhart. and make report to the Court

Ordered that Samuel Brice, be appointed Surveyor of Precinct No 2. in the Brocks Gap road, in the room of Henry Earhart, and that he with the hands heretofore allotted to said Precinct, open work thereon and Keep the same in Good repair

Upon the Petition of Peter Stanton & others for leave to alter a part of the old German road, which alteration is to begin at Evan Stantons the dwelling house at present occupied by Joseph Arrowsmith, passing through the lands of said E. Stanton the lands of said Peter Stanton to Peter Stantons Mill and thence through the lands of Sr Peter Stanton & John Carpenter, to the said old road; It is Ordered that David Koontz, John Sheets, John Mosby & Peter B. Mouchy, or any three of them being first sworn do ~~appraise the estate of the said~~ view the said alteration, and make a report to the Court of the Conveniencies and inconveniencies attending the same to the Court

Settlement of the estate accounts of Paul Lengle and guardian was returned and examined by the Court and ordered to be Recorded

A Settlement of the accounts of Effey Brannen as Guardian for Rebecca Brannen, was returned and examined by the Court and ordered to be Recorded

On the Motion of Jeremiah Shanklager & John Sipe and they having paid to A. M. Strother Deputy Sheriff $37.5 cts

J. P.

73 each, Decree is Granted them to Keep private entertainment on the County untill the Next May Court

Mary Magill orphan of James Magill dec'd Over 14 years of age Came into Court and Made choice of Samel Denslo as her Guardian, and it is Ordered that the said Samuel Denslo be appointed Guardian for James Magill an orphan of said James Magill dec'd who is under 14 years of age, the said Samel Denslo having entered into bond with Security in the penalty of $1000, as the law directs

Ordered that Jacob Huggans be appointed Surveyor of precinct No on the Woodstock Gap road, in the room of Abram Kerr resigned, who with the hands heretofore allotted to work on said precinct open work thereon and Keep the same in good repair

Ordered that Henry Conner be appointed Surveyor of precinct No 10, on the South run Gap road, in the room of John Hamtragen, and that he with the hands heretofore allotted to said precinct open work thereon and Keep the same in Good repair

Ordered that Abram Marty be appointed Surveyor of precinct No 10 on the Stage road in the room of John Summers, and that he with the tithables heretofore allotted to the said precinct open work thereon and Keep the same in Good repair

Polly Kyser Widow of John Kyser dec'd from whom her bond & Sealed, Relinquished her right of administration, on the estate of said John Kyser, whereupon on the Motion of of John Brown, who entered into bond with Security in the penalty of $12.000. and made oath thereto, administration of all and Singular the goods and Chattles of the said John Kyser dec'd as is Granted him in due form, and it is Ordered that Darriel Garber, Christian Garber, Michael St. Harris and David Grove, or any 3 of them being first Sworn do appraise the estate of the said John Kyser and make report to the Court

74 A Writing purporting to be the last Will and Testament of Elizabeth Erwin deceased, was presented in Court and proved by the oaths of Jonathan Shipman & Robert Magell 2 Witnesses thereto & ordered to be recorded, and on the Motion of Abram Erwin one of the executors therein named who entered into Bond with Security in the penalty of $1200 and made oath thereto, as the Law directs, a certificate is Granted him for obtaining probate thereof in due form, and it is ordered that Abraham Smith (N. R.) Adam Weis Jr. Jacob Wyant & George Coogler or any 3 of them being first sworn do appraise the estate of the said E Erwin and make report to the Court

On the Motion of Anthony Roads, who enters into Bond with Security in the penalty of $2.000. and made oath thereto, as the Law directs, a administration of all and singular the goods and Chattels of ~~the~~ Samuel Roads dec'd is Granted him in due form, and it is ordered that Saml Yount, Saml Bowman, Richard Wingfield and Geo Rader or any 3 of them being first sworn do appraise the estate of the said Saml Roads and make report to the Court

Charlotte & Eliza Bright ~~Child~~ orphans of John Bright dec'd over 14 years of age came into Court and made choice of Samuel Floyd as their Guardian, who enters into Bond with Security in the penalty of $800. as the Law directs

On the several Motions of Joseph Mauzy, Conrod Berry Derek Pennybaker, Hez Williams Dever, Saml H. Coffman Hez. Joseph Coffman Hez. Saml Coots, John Chrisman Hez Williams Pollock Hez, William G. Tompkins Hez, Jacob Denisler Roadcham Kemper, James Dowell, Champion White, Paul Rupert Hez, Edward Stephens, William Fesher, George W Kemper, James Foley & Stuart & Stickley. Merchants,

75 in this County, and the Court being satisfied that the places where the stores of the said applicants are set and convenient places to retail Spirituous liquors, and the Court being also satisfied that the aforesaid persons are men of good characters, it is ordered that they be authorized to retail such liquors, in the Manner directed by Law.

A Settlement of the account of Jacob Burkholder as Guardian for Susanna Burkholder, was returned and examined by the Court and ordered to be Recorded

David Stanton Esq Commissioner, appointed at the last Court to survey the rights for a dredge a crop, the South Shannadoah River, according to Law, Made a report which report was examined by, and approved by the Court. which report is ordered to be filed amongst the records of the Court

On the Motion of Cyrus Furby executor of Giles Furby dec'd it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the estate account of the said Giles Furby. and make report to the Court

Whitmore Esq vs Austin Esq upon attch of Attached Warrant. On the Motion of the Plff by their attorney, & it appearing to the Court by the enquiries of the Jury returned with the said writ, that the said John Austin Esq are interested in the establishing of the said Mill and Dam, it is therefore ordered that a Summons be awarded against the said John Austin Esq to shew Cause if any they can why the said Mill and dam shall not be established upon agreeably to the said enquest, returnable here at the next Court

For Reasons appearing to the Court it is ordered that George Roads be appointed a School Commissioner in this County, in the Room of Jacob Roads, and Tyre W. Brown in the Room of Samuel Lyon, and John Myers, in like Manner be appointed in the room of Martin Speck, and that the Sheriff Notify them of their said appointments. —

76 On the Motion John Showalter & Saml Showalter, admrs of Anthony Showalter, It is Ordered that Michael St. Harris & Edward Stevens, be appointed Commissioners to examine State and settle the estate accounts of the said Anthony Showalter Decd with the said admrs and make report to the Court

An apprisement bill of the estate of Geles Tinglesdon was returned & ordered to be Recorded

On the Motion of the Overseers of the poor, and for reasons appearing to the Court, It is Ordered that John Young be summoned to appear here at July Court Next, to shew Cause if any he can why his Children shall not be bound away from him, and be bound out by the Overseers of the poor in the Manner directed by Law.

On the Petition of Benjamin Miller &c to alter a part of the Public Road Called the Stage Road, which alteration is to begin at the Corner of Reids and Pickerings lands on the said Stage Road, and passing through the lands of Richard Pickering and Millers to the dividing line between Woodrow & Marty thence with said line to the lands belonging to the heirs of Colo. Jno Moody thence through said lands to a point intersecting the said old Stage Road near the big Spring It is Ordered that John Rader Jr Daniel Zirkle (S. Creek) Jacob Reads & Lewis Zirkle, or any 3 of them being first Sworn are to be appointed to View the said alteration and make report to the Court of the conveniency and inconveniency attending the same to the Court

On the Petition of Augustus Allen, to alter a part of the Dry River Gap road, which alteration is to begin at the point of the present road, where the line between the lands of Henry Gelwicks & your petitioners crosses the present

77 public road, and thence along said line, ~~course~~ Westwardly to where the said line ~~leave~~ again strikes the present public road, it is ordered that John Blair Williams Roberton Jr Reuben Gaines & John N Funtcheon, or any 3 of them being first sworn do View the said alteration, and make report to this Court of the Convenience and inconvenience attending the same to this Court

The President & Directors of the Warm Springs
and Harrisonburg Turnpike Company.
agst
Adam Erwin . . . . . } Upon a Motion to have Commissioners appointed to ascertain the damages it will be to the land of the said defendant in Consequence of the said road Running through the Land.

The same v Jacob C. Erwin . . . . upon a Motion &c

The same v Jonathan Shaw . . . . . same

The same v Margaret Herron &c . . . . . same

The same v Daniels &c . . . . . same

The same v Francis Grove &c . . . . . same

This day came the Plaintiffs by their attorney, and it appearing to the Satisfaction of the Court that the said several Defendants have had Legal Notice of this Motion; it is ordered that, David Denton, Joseph Chrisman, William Erwin, Jacob Roads & Joseph Bellhouse be appointed Commissioners for that purpose any 3 or more of whom may act, who having been first duly Sworn (according to Law) do go upon the lands of the said Defendants on the 27th day of this Month, and after Viewing the said lands, and hearing such proper evidence as either, or any of the said parties may offer, they shall ascertain according to the best of their Judgments, the damages which the proprietor or proprietors of the land, will sustain by the opening the road through the same in performing this duty the said Commissioners

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78 or such of them as may act, are to consider the proprietors of the lands as being the Owners of the whole fee simple interest therein, they shall take into consideration the quantity and quality of the land, which the road will occupy the additional fencing which will be rendered thereby: and all other circumstances which will result to the land from the opening of the said road, and shall combine therewith a just regard to the advantages, which the Owner or Owners thereof will derive from the opening of the road, through the same and make a report thereof to the Court, in the manner prescribed and directed by Law,

Comm'th v George Pontz upon a charge for a breach of the peace on the complaint of Peter Kettinger, Parties heard and the Defendant, discharged, and Judgment for costs against the said Defendant against the said Peter Kettinger for the prosecutor for his costs

Same v John Pontz . . . . . same

Same v Jacob Pontz . . . . . same

Same v Catharine Pontz . . . . . same

Same v Melchior Smith . . . . . same

Ordered that John Mancels be appointed Surveyor of Precinct No 7. on the Otego road in the room of Augustus Armbrust deceased, and that he with the taxables hereafter allotted to the said precinct open work thereon to keep the same in Good repair

Ordered that Isaac Ritchy (Son of Philip) be appointed Surveyor of Precinct No 5 on the Rock Gap road leading to Manefield in the room of Joel Mericle removed, and that he with the taxables allotted to work on the said precinct open work thereon and keep the same in Good repair

79

Report of a Way for a road from a point near the old furnace, and from there to intersect the Keyell-town road, near Anthony Hoffmans, was returned into Court by the Viewers, and the Court having duly examined the said report, it is considered that the same be in all things affirmed, and the said Road is established agreeably to the said report, which report & View was made in the Petition of said Road &

Michael H. Harris, William Fesler & John Roller, Commissioners appointed for building a Bridge across the North River at or near Grattans ford, came into Court, and executed Bond with Security in the penalty of $15.000 conditioned as the Law directs, which Bond was acknowledged by the several parties thereto, and ordered to be filed with the Clerk, the Court being entirely satisfied with the Security of the Security in said Bond

C. to Rose v. D. Flora, & Chany the Plaintiff having shewn no. cause Cause for continuing the suit as an Original one, it is ordered that the same be dismissed, and that the said Defendant recover his Costs expended in Defending the said suit

Ordered that the Court be adjourned until to Morrow Morning at 11 Oclock

Saml. Coates

Tuesday the 19th day of June 1832

Present

Peachy Harrison, Jonathan Shipman, David Denton, George Clarke, Saml Coats, Jacob Harnbarger, Samuel Lewis, Joseph Lefavour, Jacob Rust, Benjamin Miller, Robert Grattan, Robert Sterrs, Augustus Waterman, Isaac Thomas, Abraham Smith, Richard P. Fletcher, George W. Kemble, Stephen Harnbarger, John L. Gurney Jacob Miller, being a Majority of all the acting Majistrates in the County

} G. Fesler

On the Motion of George Rowenbush, it is ordered that Rebecah Thompson Widow of Benjamin Thompson, Jesse Thompson Jacob Perley and Mary his wife, David Thompson, Benjamin

80 Thompson & Samuel Thompson Children and heirs of Dan Benja Tompson decd to be Summoned to appear here at the next Court, to shew Cause if any they can why the Mon Competent will of the said Benjamin Tompson, shall not be established

An inventory & appraisement bill of the estate of Volentine Watkins decd was returned & Ordered to be Recorded

On the Motion of George Boughen executor of Volentine Watkins decd, It is Ordered that Jacob Conrod be appointed a Commissioner to examine state and Settle the estate accounts of the said Volentine with the said executor & make report to the Court

On the Motion of Jesse Roalston & John H Roalston exors of Jesse Harrison decd, It is Ordered that Richard C. Fletcher be appointed a Commissioner to examine state and Settle the estate accounts of the said Harrison with the said executors, and make report to the Court

On the Motion of William Harper, who owns the land, on South side of the Shenandoah River, and is desirous, to build a Mashene useful to the public Call or a saw Mill on his said land, and to erect a dam across the said River at or near the upper end of the Island Call and the great Island, now owned by Jacob Strayer, against which by our petitioner proposes to abut his dam for the purpose of working his said Mashene, or saw Mill, It is Ordered that a writ of Adquad-Damnum, be awarded, him to be directed to the Sheriff of this County, and to be executed on the 14th day of July Next Returnable here at July Court Next, It appearing to the Court that the said Jacob Strayer had Legal Notice of this Motion,

On the Motion of William Key Kite, and he having paid to the Sheriff &c. the tax imposed by Law a Licence is Granted him to Keep public entertainment at his house in this County untill the May Court Next in the manner directed by Law

81

X A Majority of the acting Magestrates of this County being present it was moved and Seconded that the Court forthwith proceed to take the proper Measures for erecting a New Court House for this County it appearing to the Satisfaction of the Court, that the present Court House, is in so decayed a State that it is unsafe; which Motion was unanimously agreed to by the Court; it is therefore Ordered that Colo. Samuel W. Lewis, Jacob Rush, Joseph Crandel, Jacob Vanslayer and David Denton, be and they hereby are appointed, Commissioners to examine and report to the Court during the present term, such plan for a Court House, as they shall thereto proper, and the probable expence thereof: who having retired, after a short time returned and made the following report: "Your Committee, are "of the Opinion that it would be expedient to erect upon "the Site of the present Court House, a plain Neat Brick building "not exceeding the superficial Contents of 50 by 40 feet, between "20 and 30 feet high from the foundation, - to have a gallery "between the Stories at one of the gable ends - the foundation to be "of Stone, 22 inches thick and 2½ feet high. the lower Story to be "18 inches thick and the Second - 13½ inches - a plain Cupola to "be erected on the Roof. - the arrangement of the interior of the "Building to be determined by the Commissioners to be appointed "by the Court for the purpose of Superintending the work, - "provided the whole Cost of the work does not in any event "exceed $4000. and as the present Building is in a very delapida-ted Condition, your Committee are of the Opinion that the work should be commenced as early as possible - and that therefore the Commissioners should be authorized to borrow (if they should be of Opinion that the public interest would be thereby promoted) any Sum not exceeding $2000. - your Committee further Recommend the appointment of said Commissioners any three of whom may act for the purpose of making a Contract or Contracts for the erection of the said Building, and of Superintending the execution of the work, the Committee Recommend that the Commissioners be authorized to dispose of the Materials of the present Court House, taking Care

82 " to have the purchaser to remove all the Rubbish and other &
" Obstructions from the present Site, the Committee further
" Recommend that the sum of $1500. be Levied in the present
" Levy and the balance provided for in the Levies of the two next
" Years, whereupon the Court appointed Daniel Reed, John
Kenney, James Hall, Daniel Harris & Peachy Harrison
as Superintendents and the said Report being Considered by
the Court It is Ordered that the same be in all things
approved made apart of the Order of the Court accordingly, and thereupon appointed Peachy Harrison
John Kenney, Jacob Reed, Daniel Harlow and James
Hall Commissioners to superintend the said Building, who
is forthwith to proceed to the execution of the Trust hereby
Confided to them, and it is further Ordered that it be
agreeable to the foregoing Order
the duty of the said Commissioners, to provide a Suitable
Room for the Court of the County to set in, before they proceed to
pull down the present House, —

Copy Order to Mr. Charles Lee 25 Jan 1827 by JG

The Court proceeded to assess the County Levy for the
Year 1832, which Year Commenced at December Court
1831/ a Statement whereof is as followeth

To Robert Gray Atty for the Commonwealth for his Services for the ensuing Year	$100.00
" Henry J Gambill Clerk for the same	50.00
" Joseph Barlow Sheff for same	60.00
" Peter Trench Jailor for same	50.00
" Same for Keeping the Court House for one year from the date hereof	55.00.
" Henry J Gambill for so much due him by the County and entered to 1st December 1832	237.33.
" Samuel Miller for Superintending the Repairs of the Roads	25.00
" To this Sum to pay the Several persons for Hawling and Working on the public Roads within the last year as per Claims allowed	277.95
" So much allowed to pay Surveyors of the public Roads	14750
	$1002 7.

83

Amount brought up . . . . . $1002.78.

" So much allowed for repairing bridges to Jacob Blacker and Peter Rollo Jr . . . . . £ 20.60

" So much allowed to Michal H. Effinger for Pails furnish for the use of the Jail . . . . . £ 15.59.

" So much allowed to John Berry a Captain of a Patrole and for the pay of his Men as per account filed . . . . £ 20.81.

" So much allowed to Jacob Braithwaite for Sand 15.37½

" So much allowed to Lewis Moore for Sand . . . . 10.93.

" So much allowed to David Gelmew for P. 13.00

" So much allowed to Sundry persons for Powder furnished on the Roads as per account . . . . . £ .93.

" So much allowed for orders on Sejw boards as per account 6.75

$1106.76

" So much allowed to Peachy Harrison & Commissioners to build the Court House, this day. Sworn . . . £ 1500.00

$2606.76

Sheriffs Commission & Deposites 419.34

$3026.10

Cr

By 4588 Tithables at 66 cents $3026.100

Ordered that the Sheriff Collect from each tithable person in this County (Not exempt by Law) 66 cents. that being the County proportion for the year 1832, and out of the Money arising from the said Collection to pay the Claims above Specified to the several persons entitled thereto, and the balance if any to be paid to Henry J Gambill the agent, at the time prescribed by Law,

Henry J Gambill agent and Treasurer for the County. Returned into Court an account of his Transactions in the office aforesaid Since June Court 1830 Shewing that he had Received, (with the balance in his hands on that day) the Sum of $497.74 Cents, and that he had disbursed in a proper manner the Sum of $721.64. leaving a balance due him on the 5 December 1831. of $223.90 Cents and the Court having duly examined

84 the said account the same was allowed and ordered to be entered of Record — which balance so due the said agent (with the interest to 1st December Next) was levied in the present levy) and it is further ordered that the said Gambell be allowed $50 that being at the rate of $25 per year for the last two years, and that he pay himself that same out of any monies in his hands due the County not otherwise appropriated, — and that he be continued in the said office, upon the same terms as was agreed upon with the Court at June 1830 —

Ordered that the sum of $75 levied for the repairs of the Court House (in the levy for 1831.) be carried to the general fund of the County. the Court deeming it unnecessary to have the Court house repaired

John M. Hopkins Deputy for Joseph Barlow, returned a list of Delinquents and insolvents in the County levy for the year 1831. which was sworn and allowed by the Court. and ordered to be certified he having made oath thereto as the law directs

Ordered that the Court be adjourned until the third Monday in July Next Peachy Harrison

85 Rockingham County to wit

At a Court held for the said County the 16th day of July 1832 being the Third Monday in July 1832

Present

Jacob Rush, Benjamin Mellow, Joseph Cline and Charles C. Spears . . . . . Esqrs. Justices

A List of Deeds and other Writings admitted to Record in the Clerks office of the County Court of Rockingham from the 1st day of June 1832 To the 28th day of the same Month both days Included were returned into Court by the Clerk thereof and being by the Court Examined is ordered to be entered on the records and a like list posted on the Door of the Court house of said County as the law directs which list is in the words and figures following to wit

BR A Deed From James Ewin To Samuel Cootes for the Conveyance of Land

found A Deed From Samuel Cootes To Samuel Sterling . . . Ditto

BR A Deed From . . . Same To Nathaniel Britton . . . Ditto

found A Deed From . . . Same To Richard Wingfield . . . Ditto

BR A Deed From . . . Same To John Rice . . . Ditto

found A Deed From . . . Same To James Ewin . . . Ditto

BR A Deed From Daniel Ralston To John Detrick . . . Ditto

BR A Deed From Joseph G Treuey & Wife & To Jacob Heggans . . Ditto

found A Deed From Jacob Heggans To Richard P Heleter In Trust for John Heggans Ditto

BR A Deed From Samuel Coffman & Wife To John Zigler . . . Ditto

BR A Deed From Philip Reedys Exors To Daniel Hollar . . . Ditto

BR A Deed From Daniel Hollar To Michael Effinger In Trust for Philep Reedys Exors Ditto

X A Deed From Andrew M Casebolt To John Cooper In Trust for Joseph Coffman For Personal Estate

found A Deed From Daniel Teusinger To Henry S. Gamble In Trust for Daniel Sipe for the Conveyance of Land

BR A Deed From Dana Hollar & Wife To Abraham Reedy . . Ditto

BR A Deed From The Same To Jacob Reedy . . . . Ditto

X A Deed From Charles Yount Jr. To Peachy R Gratton In Trust for Edward Stevens for Personal Estate

X A Bill of Sale From John Caldwell To Wm G Thompson Ditto

036 A Deed From John Koontz Executor To James Hall & Daniel Hunter For the Conveyance of Land

found A Deed From Peter Placker To John Wise . . . . . Ditto

found A Deed From Henry Steffman & Wife To John Steffman Jr. . . . Ditto

46 A Deed From Samuel Graham To Christian Caplinger For
J & R the Conveyance of Land
A Deed From Thomas Walters Wife To John Roller Volthers Ditto
found A Deed From George Harner To Joseph Mawyer Ditto
A Deed From David Caldwell To Ann Crum For personal Estate
found A Deed From George Rhodes To George Hymaker for the Conveyance of Land
B R A Deed From John Stolp To Abraham Krupp Ditto
A Deed From Georg Reinhart To George Mawyer in Trust for
Joseph Mawyer For personal Estate
B R A Deed From Geage Baugher To Daniel Baugher for the Conveyance of Land
B R A Deed From The Same To Samuel Baugher Ditto
B R A Deed From The Same To Cuthbert Basham Ditto
J R A Deed From Catharine Beasly To George Baugher Ditto
J R A Deed From John Chrisman Wife To Henry Speice Ditto
B R A Deed From Peter Hinter & To Jacob Bberly Ditto
J R A Deed From Daniel Sellars Wife To John Seyffert Ditto
found A Deed From Absolum Roach Wife To Stephen Sheflett Ditto
J R A Deed From Adam Armentraut Wife To Henry Whitmore Ditto
J R A Deed From David Whitmore Wife To The Same Ditto
B R A Deed From Henry Smith & Exrs To Jacob Koogler Ditto
B R A Deed From Isabel Slagle Wife To John Hedrick Ditto
found A Deed From Adam Long Wife To Jacob Baker Ditto

On the Motion George W. Reper adm of Archebald Rutherford dcasd, it is ordered that Richard P. Fletcher be appointed a Commissioner to examine State and Settle the estate account of the said Archebald Rutherford with the said adm and make report to the Court

On the Motion of Samuel Lynn adm of William Beard dcasd, it is ordered that George W. Kemper be appointed a Commissioner to examine State and Settle the estate account of the said William Beard and make report to the Court

On the Motion of John Lindsey exr of George Lindsey dcasd it is ordered that Richard P. Fletcher be appointed a Commissioner to examine State and Settle the estate Account of the said George Lindsey dcasd with the said exrs and make report to the Court

Road & Clerk &c continued

Clerk & Roads Continued

87 A Sale bill of the estate of Barbara Coffman dec'ed, was returned into Court, and ordered to be Recorded

Settlement of the estate accounts of Barbara Coffman, John Workman, Margaret Parkey, were returned and examined by the Court and ordered to be Recorded

Settlement of the Guardian accounts, of Jacob Shanks, for Michael Miller, Same as Guardian for Barbara Nagy formerly Barbara Miller & Richard Marsh, for the Children of Mary Jane Moore &c were severally returned and examined by the Court and ordered to be Recorded

George Mauzy &c who was appointed Commissioners to lay the Hands to work on a part of the Road from Magahey Well to the top of the Mountain, to wit from said Magahey's Well to Bearsts Ford, which is the first precinct, and of which Peter Bolenger is overseer, made a Report and the Court being satisfied therewith, the same is hereby affirmed, and it is ordered that the said Peter Bolenger with the Hands allotted to said precinct, open work thereon and keep the same in Good repair

Copy & delivered with the Petition

A Writing purporting to be the last will and Testament of Benjamin Thompson deceased, was presented in Court, and was proved by the oaths of George Rowenbuck and William Byrd, two Witnesses thereto & Ordered to be Recorded [George Robert Wray]

Rowenbuck & B. Thompson heirs, upon appeal dismissed

A Writing purporting to be the last will and Testament of Margaret Good deceased, was presented in Court and was proved by the oath of George Swalts a Witness thereto, and ordered to be Continued for further proof

Joseph & Seitz upon an appeal, docketed and Continued

Harper & J. Strayer, upon affirmation of Augusta Warrant, it appearing to the Court by the inquest returned by the Sheriff that said Jacob Strayer is interested in the establishment of the said Mill and dam, and he not appearing It is ordered that a Summons be awarded against him to shew Cause if any he can at the next Court why the said Mill and dam shall not be established agreeably to said inquest

A Report of the Viewers, appointed to View an alteration proposed to be made in the Bryery branch Gap road by James Fulton,

88 was returned into Court, and was examined, and there being no exception to the same, it is ordered that the said report be established, alterations be established, agreeable to the said report.

An appraisement bill and sale bill of the estate of Barbara Fisher deceased were returned ordered to be Recorded

Alexander R Greer, (who is hereby appointed a Committee of David Beard) a person of unsound Mind, (in the room of Saml Greer resigned) appeared in Court and entered into bond with Security in the penalty of $2,800 Condition as the Law directs, which bond was duly acknowledged by the parties thereto ordered to be Certified

Custer & Morrell, on the Motion of the Defendants by his attorney and for reasons appearing to the Court it is ordered that the execution issued in this Case on the 18 day of May 1832, be quashed

The President and Directors of the Warrensburg and Harrisonburg Turnpike Company . . .

&c.

Adam Erwin, Jonathan Shaver, Margaret & John Herron, Frances Grove &c. Jacob Weirich &c. Guardian for Sally Magill &c and Mary & Jane Magill through whom and land the Road is to run . upon Protection

The Commissioners appointed at the last Court to Value the damages, the same would be to the said several Defendants, in Consequence of the said Road being opened through their Land, made a report, and the same being in the form prescribed by Law, and there being no exception thereto, it is ordered that the same be in all things affirmed, and that the said President and directors pay unto the said several Defendants, they being the proprietors of the land the damages so found and assessed by the said Commissioners, (that is to say) to the said Adam Erwin $142.50 cents. to the said Jno & Margaret Herron $95 to the said Mary & Jane Magill $5. to the said Alexander Magill &c one cent, and to the said Francis Grove &c $35. and to the said Jonathan Shaver

89 Seventy dollars,

The Court doth allow to Richard P. Fletcher the sum of $150. for his Services as Commissioner of the Revenue for the year 1832, that being at the rate of $2 per day for 75 days. Servs. which is ordered to be Certified.

On the Motion of Nimrod Dove and for reasons appearing to the Court It is ordered that he be exempted from the payment of County and Parish Levies from and after the date thereof.

James Rogers, Joseph Rogers & Malchior Secrest, Soldiers of the Revolution, appeared in open Court and having severally Made, Subscribed, and Sworn to a declaration to obtain the benefit of the pension act of Congress passed the 7 day of June 1832, and having appeared satisfied the Court of the truth of the facts, stated in their said Several declarations, and having otherwise Complied with the requisitions of the department of War, in relation to said applications and pension, it is ordered that the Certificate Required by the said War department be granted them severally, and be Certified by the Clerk of this Court, in the manner and form as therein directed, with the Certificate of the Clerk thereto annexed, as required by the said regulation of the war department.

On the Motion of Saml Lyon & John McCausland, exors of Mary Sefo deceased, it is ordered that George W. Kemper be appointed a Commissioner to examine state and settle the estate accounts of the said Mary Sefo deceased, with the said exors and make report to the Court

Whereupon &c to Accession &c on writ Adjd. Contents Heretofore . . . .

Jacob Meredith . . against . . Upon writ of Adjourned Damages, It appearing to the Court that by the inquest taken and returned by the Sheriff, that the said Meredith was interested in the establishment of the Mill and Dam prayed for, it is ordered that the said Defendant be Summoned to appear here at the next Court to shew cause if any he can why the said Mill and Dam shall not be established agreeable to the said inquest.

A Report of the Viewers, made on the Petition of B. Mellow &c to alter a part of the Road from Harrisonburg to New Market, was returned. Docketed &c Contents, by Consent

90 Alest of Delinquents in the County Levy for 1831. Returned by Jas. C. Sheperson Deputy for Joseph Bartow, was examined and allowed by the Court he having made oath thereto as the Law directs,

Jas. C. Sheperson Deputy for Joseph Bartow, Sheriff returns a list of Delinquents on the Revenue taxes and also a list of delinquents on the Land tax for the year 1831. which were examined and allowed by the Court, and Ordered to be Certified to the Auditor of public accounts

Pursuant to direction of the Swartswood Harrisonburg Turnpike Company

vs

J. C. Brown & upon a Note &

Damages agreed

Mary Wenkle Orphan of Frederick Wenkle dec'd over 14 years of age came into Court, and Made Choice of Henry Smalts as her Guardian who entered into Bond in the County in the penalty of $100 as the Law directs

Rogers & Profits upon a rule discharged on Plts attorney.

Orders of the Poor — Young on a rule returned

Wenkle vs Steffey, on the Motion made of the said Steffey he is admitted a Defendant in this suit

Michael Whetsman Pl

vs

John Austen Pl & upon affirm of Adjourned Damages to establish a Mark for the purpose of ascertaining all other just Mile, on their own Land,

This day came the said parties by their Attorneys whereupon, the Court upon Consideration of the inquisition returned by the Sheriff at the last Court, and carefully hearing the evidence adduced by the said parties, and the arguments of the Counsel heard, and all Circumstances being Weighed, it is Ordered that the said, Whetsman & Allen have leave to include the said Mark and Mile, and that they be Seized in fee Simple of the acre of land Located in the said report inquisition Mentioned, upon their paying the Valuation thereof, and

91

the damages, found by the Jury, ~~for the~~ ~~the~~ ~~party~~ to the party entitled thereto, provd that the said parties in erecting their dam, are not so to build it as to injure any public ford on the river ~~on~~ in which the said dam will be placed, and it is further ordered that the Plff recover against the said Defendants their Costs expended in prosecuting their writ aforesaid

Ordered that the Court be Adjourned until the 3rd Monday in August Next

Peachy Harrison

Rockingham County To wit

At a Court held for the said County the 20th day of August 1832 being the Third Monday in August 1832

Present

Jacob D. Williamson, Davis Hunter, Reuben Mood and Augustus Waterman . . . . . Esqrs. Justices

A List of Deeds and other Writings admitted to Record in the Clerks office of the County Court of Rockingham from the 2nd day of July 1832 To the 31st day of the Same Month both days Included were returned into Court by the Clerk thereof and being by the Court Examined as ordered to be entered on the minutes and a like list posted on the door of the Court house of said County as the Law directs which list is in the Words and figures following to wit

A Deed From Kirkley Loyd To Richard Loyd Interest in a crop of Grain
A Deed From George Sheps Jr To George Conrad For the Conveyance of land
A Deed From Henry I. Gamble To Jacob Rife . . . Ditto
A Deed From Jonathan Peal Wife To William Hank . . . Ditto
A Deed From Henry McGowen & To Robert Mooney . . . Ditto
A Deed From Joseph Clerk Wife To George Conrad . . . Ditto
A Deed From Robert Gray To Samuel Gorrit . . . Ditto
A Deed From Conrad Custer Wife To Robert Gray In Trust for Henry I. Gamble & Ditto
A Deed From Conrad Custer Wife To Samuel Gorrit . . . Ditto
A Deed From The Same To James Hamilton . . . . . Ditto

92 BR A Deed From Laurence Wartman To George H Chrisman In Trust for James Hall For Personal Estate

found BR A Deed From Adam Houdershell To Daniel Brannaman For the Conveyance of Land

BR A Deed From George Long Wife To John Brown . . . Ditto

BR A Deed From John Brown Wife To George Long . . . Ditto

BR A Deed From The Same To Jacob Shirey . . . Ditto

BR A Deed From John Koontz Exr To George Long . . . Ditto

found BR A Deed From William Hammer To James McDaniel . . Ditto

BR A Deed From Margaret Sipe To Jacob Sipe . . . Ditto

BR A Deed From Henry Bear 1st Wife To Joseph Mauzy . . Ditto

BR A Deed From John Shepler Wife To John Roller . . . Ditto

BR A Deed From John Campbell Wife To John Livingston Ditto

BR A Deed From Daniel Cauldwell To William Cauldwell Jr Ditto

found A Deed From The Same To the Same . . . Ditto

BR A Deed From The Same To Perses Mayers Jr . . . Ditto

BR A Deed From The Same To John Cauldwell . . . Ditto

found A Deed From Jacob Rife Wife To Jacob Ritchie . . . Ditto

BR A Deed From The Same To Samuel Bucklell . . . Ditto

BR A Deed From The Same To James Taylor . . . Ditto

BR A Deed From The Same To Andrew Casebolt Jr . . Ditto

found A Deed From The Same To Samuel H Coffman . . Ditto

found A Deed From The Same To Abraham Stover . . . Ditto

BR A Deed From John G McCampbell To Joseph Chrisman Ditto

found A Deed From John Cooker Wife To John Harrison . . Ditto

BR A Deed From John Haught Wife To Daniel Hook . . Ditto

found A Deed From John Haught Wife To Daniel Hook

A Deed of Loan From William Craig To Agnes Thornton

X For personal Estate

A Deed From Peter Witzel Wife To Peter Witzel 2nd For the Conveyance of Land

BR A Deed From Daniel Garber Wife To Samuel Miller . . Ditto

BR A Deed From The Same To George Arion . . . Ditto

BR

Stephen Hansbarger Exr of Elizabeth Baker Deceased. Plaintiff

agt

In Chancery

Joseph Baker . . . . . Defendant

only Anne St. et cty . . 34.

This Cause Came on to be heard this 20th day of August 1832 upon the Bill & Exhibits order of publication filed in this Cause the previous order made in this Cause appointing the Commissioners to value the land named in said order & the report of the said Commissioners upon oath returned into Court & the Deft Joseph Baker still failing to enter his appearance according to Law & the rules of this Court & no exception being taken to the report of the said Comrs Jacob Saumbo & William Hevener who valued the

93 Interest of the said Joseph to the sum of $291.66⅔ Cents in the said land & the Court being satisfied that the said Joseph is indebted to the said Exr of E Baker dece in the sum of $400 with interest thereon from the 20th Decr 1822 tile about the 20th of Febry 1824 (then subject to a credit of $200 his interest in Elizabeth Bakers estate) & interest on the said balance from the 20th Febry 1824 till paid & the said Stephen Hansbarger having according to the order of the Court filed bond with approved security in the sum of $583.33⅓ Cents double the value of the said Joseph interest in the said land for performing the future orders and decrees of the Court in this Cause The Court being likewise satisfied that the Deft Joseph has no personal fund in the power of the Court except his interest in his Mothers Estate for which he has herein received credit The Court doth therefore adjudge order and decree that the said Joseph Baker pay to the said Stephen Hansbarger the sum of $400 with interest thereon from the 20th Decr 1822 till 20th Febry 1824 (then credited the amount by $200 & then interest on the balance from the 20th Febry 1824 till paid unless the said Joseph shall pay the same to the Plaintiff or his agent before the sale hereinafter mentioned & the Costs of this suit. The Court doth hereby appoint Richard P Fletcher Comr to sell the said Joseph interest in said land on the public square in the Town of Harrisonburg Rockingham County at public auction to the highest bidder for cash after having first advertised the time terms & place of sale in the Harrisonburg Newspaper for four weeks previous to the Sale & shall make to the purchaser a deed for such land with such title as is vested in him as Commissioner aforesaid The Court doth hereby require the said Comr to enable the Court to make a final decree in this Cause to report to the first Court after the sale of said land his proceedings in the premises & to produce in Court the proceeds of said sale after deducting costs of sale subject to the order of the Court

Sept Sept'r Pates. The Defendant appears in Court and consents for the Deft in the declaration Mentioned with which he Corts

Two Letters of the 11 inst Sept and was Returned & Examd and Ordd to be Recorded

94 Grand Jury sworn to wit,

Henry Boaz foreman, Archibald Roalston, John Harrod, Benjamin Yocum, John N. Funkhouser, Abraham Berry, Grant Crawford, William Ewin John Blair John T. Gordon, Wesley Landsman, Henry Thomas, Daniel Brown, John Perrew, Peter Winkle, John Garrett, Jacob Baker, Adam Long Thomas Wolf, Joseph Gongware, John Dorsey & John N. Roalston, who received their charge, and retired from the bar to consider of their Presentments, and after some time returned into Court & presented the following (to wit) Indictments, agst Waterman agst Robert Getman, agst J. Crist, against A. Joseph, agst Joseph (for Misdemeanors) against J. Burkholder, and the said Grand Jury having nothing to present, it is ordered that the said Grand Jury be discharged, and that process be awarded against the said several Defendants to answer the said Indictments returnable here at October Court Next

On the Motion of Daniel Zirkle admr of Mary Zirkle deceased, it is ordered that Jacob W. Williamson be appointed a Commissioner to examine state and settle the estate account of the said Mary Zirkle and with the said admr and make report thereof to the Court

On the Motion of Leonard Fetterolf, and he having paid to A.W. Norton Deputy Sheriff $2.50 cents, it is ordered that Leonard be granted leave to keep private entertainment in this County, until the next May Court to be held for this County

(C.P. Leonard admitted to be Clerk Comp)

A writing purporting to be the last will and Testament of Nathan Morris deceased was presented in Court by Mary Morris, (the Widow) and was proved by the oath of Jacob W. Williamson a Witness thereto ordered to be Recorded

Jacob Ready ~~Harbaugh~~ Natural Son of Mary Cherryholmes over 14 years of age came into Court and made choice of John Cherryman as his Guardian, who entered into bond with Security in the sum of $150 as the Law directs

95 A Writing purporting to be the last Will and Testament of Peter Nicholas decd was presented in Court, and was proved by the oath of John Rush Jr & George Nicholas two Witness thereto and ordered to be Recorded, and on the Motion of John Nicholas One of the Exrs named in the said Will, who entered into bond with Security in the penalty of $8.000. and made oath thereto as the Law directs, a Certificate is Granted him for obtaining Probate thereof in due form, and it is ordered to be Certified that Jacob Rush the other Executor named in the said Will appeared in Court and refused to qualify, and it is ordered that John Miller Christian Arguebright, Peter Bowyer. and Peter Nyger, or any 3 of them being first sworn do appraise the estate of the said Peter Nicholas & make Report to the Court

Ordered that Mary Meal orphan of John Meal decd (about 10 years old,) be bound by the Overs of the poor to John Zeigler, to learn the Trade of a Tanner as the Law directs, who is to give him freedom dues $20.

A Writing purporting to the last will and Testament of Margaret Gowl deceased, was presented in Court and further proved by the oath of Frederick Klein a Witness thereto & ordered to be Recorded

Newman & Jno Baker & Henry Bear, discontinues as to Baker and Judgment confessed by Bear for the Debt in the Declaration mentioned with costs Costs Coo entered Costs

James Clark a Commissioner of the Revenue, came into Court, and gave the Court the information respecting Daniel Keepers &c agreeable to the act of Assembly in that case made and provided, which is ordered to be Certified

Ordered that John Coons be appointed Guardian for Harriet, Caroline Rebecca, Mary Lucy Stephen & Nicholas his Children by Mary his wife late Mary Nicholas Daughter of Peter Nicholas decd, who entered into bond with Security in the penalty of $5000 as the Law directs

Ordered that the Overs of the poor bind Silas Young about 10 year old in June last, Son of John Young to Nicholas Hopkins, and Henry Young also son of said John about 7 years old last January to Daniel Bear, who are to taught the art of farming as the law

96 derick, who are to serve for freedom dues $20 each.

Ordered that the Overseers of the poor bind Mary Ann Young Daughter of John Young to Archibald Hopkins as the law directs, who was 5 years old the 22 March last and who is to serve for freedom dues $20).

Ordered that the Overseers of the poor bind Sarah Ann Young daughter of John Young, (5 years old the 22 March last) to Ruth Gordon as the law directs, who is to serve for freedom dues $20

Jno Pepper, Henry Rader & Conrad Rader Thomas Dennis a Soldier in the Revolutionary War, appeared in Open Court and having Severally, Made, Subscribed, and sworn to a Declaration, to obtain the benefit of the pension law of the united States passed 7 day of June 1832, and having proved to the satisfaction of the Court, the facts set forth in their said Several declarations and having in all other respects Complyed with the Regulations, of the war department, in relation to applications for pensions, It is Ordered that the Clerk of this Court do make out and Certify the said declaration to the war department, in the Manner form as therein Required, by the said Department, together with a Certificate of the Clerk thereto annexed, as is also directed by the said war department.

Newton & Newton discharged as the Poor attorney.

On the Motion of Peter Bolinger and he having paid to A. M. Newton Deputy Sheriff $2.50 cents, It is Ordered that a License be Granted him to Keep a house of private entertainment untill the next May Court to be held for this County

Ordered that the Overseers of the poor bind Elizabeth Pain poor child of — (about 12 years and 6 Months old) to Henry Fetwedter as the law directs, who is to serve for freedom dues $20

Duncan & Eccles & Craig continue for the Plaintiffs.

Overseers of the poor & Young. Discharged.

97

Solomon Merkle
to
Jacob Merkle &c. } upon a Writ of Adjud=Damnum to ascertain the damage of a Mill dam &c. On this day came the said parties by their attorneys, and by Consent it is Ordered that the said Mill and Dam be established agreeable to the Verdict of the Jury upon the said Merkle paying to the said Jacob Merkle Ninety Cents the damages found by the Jury.

The Report of the Viewers Made on the Petition of Benjamin Miller &c. for an alteration in the Stage Road leading from Harrisburg to New Market was Returned into Court; whereupon Michael Stein and David Lincoln by their Counsel appeared in Court and were admitted parties to defend the alteration of the said Road, and by Consent the same is Confirmed until the Next Court.

On the Motion of Henry Earhart & John Brannen admrs of Philip Brannen, dec'd it is Ordered that Isaac Thomas be appointed a Commissioner to examine State and Settle the estate accounts of the said Philip with the said admrs and make report to the Court

On the Petition of Jacob Sipe, who owns the land on both sides of Frazers Run, and is desirous of building a saw Mill on his said land and the fee simple of the land on the opposite against which he will abut his dam also being in himself, (the bed of the Creek also belonging to himself or to the County) it is Ordered that a Writ of Adjud=Damnum be awarded him, to be directed to the Sheriff of this County and to be executed on the 1st day of September Next, returnable here at September Court Next.

The appraisment Bill and Sale Bill of the estate of Jonathan Rairs dec'd was Returned & Ordered to be Recorded

On the Motion of William B. Garey, one of the admrs of Layton Garey deceased, which said Layton Garey was the admr of Jonathan Rairs deceased, it is Ordered that Joseph Mauzy be appointed a Commissioner to examine state and Settle the estate accounts of the said Jonathan Rairs deceased, and make report to the Court

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

David Fenton

98 Tuesday the 21st August 1832

Present

David Hunter, Joseph Graves, George Clarke and Augustus Waldron . . . . . J G Justs

Ordered that James Clark Commissioner of the Revenue for this County in 58th Regmt. pay the allowance of 3 dollars per day for the Servis for the present year which is Ordered to be certified.

Court vs Levy Continued by consent.

Lock pr vs M Laughlin the Defendant was delivered up by his Special Bail, and was Not prayed in Custody, whereupon he Confessed a Judgment for the Debt in the Declaration Mentioned with costs

Court vs Barrett N G & Ffee and Continued

Court vs S. Smith, Capias awarded Returnable to October Court Next.

Court vs T. Hunter . . . . . Same

Same vs Tolbert by Consent Judgment Confessed for costs

Same vs D. Tesler . . . . . Same

Same vs Carmean N. G & Ffee and Capl

Same vs Seacrest by Consent discontd

Gray vs Beard upon an attach, the Constable having return on the attachment executed on one horse in the hands of (T. Hemphill) and the said Defendant Not appearing to reply the same, Judgment is awarded the Plff for $17 74 cents with interest & Costs, as per Note, and it is ordered that the Sheriff make sale of the said attached property according to Law, and return an account thereof to this Court according to Law,

Roberts vs Weeks upon attachment Continued

Whetmore pr Austin pr Dismissed at Plffs Costs and Judgment accordingly

Harper vs Strayer upon attachment Augmented Damages to establish a Will of the Defendant appears not Consent. not appearing:

99 altho Solemnly Call? and it appearing that he had been duly Summoned to shew Cause why the said Mill and dam should not be estabd, it is Considered by the Court that the same be estabd agreeable to the Inquest of the Jury. upon his paying to the said Jacob Strayer the Damages found by the said Jury.

James Barley, Richard Custer Jr. Henry Whetsto & Christian Kaplinger Soldiers in the Revolutionary War, appears in Open Court, and having Severally Made, Subscribed, and Sworn to a Declaration each, to Obtain the benefit of the pension Act passed 7th June 1832, and having proved to the Satisfaction of the Court the facts, set forth in their said declaration, and having in all other respects, Complyed with the Requisitions of the War department in Relation to applications for pensions; it is Ordered that the Clerk of this Court, do make out, and Certify the said declaration to the said War department, in the Manner form as directed in the instructions of the said War department, Together with a Certificate of the said Clerk thereto annexed in the form as also directed by the said Department.

On the Motion of Christian Keck Jr it is Ordered that Jacob Strode and Abraham Streetler. do appear bfr Commissioners to examine State and settle the accounts of said Keck as Guardian for Sarah Long. and make report thereof to the Court

Keck & Sterling admr. plea &c Inquest. Consd for $32.66 Damages with interest from the 5th day of August 1829 till paid & Costs.

Hamburger & Merkle dismd agreed. (Costs &c)

Smith & Grimsley & Dowell dismd at the Plaintiffs Costs, and Inquest for Costs

Roads & Clerk Continued by Consent

Clerk Jr & Roads . . . . Same

Sheets & Byerly &c upon a Note on Duly bond Note paid & execution awarded.

Frazer & Clerk &c . . . . . Same

Doran & Clerk &c . . . . . Same

Miller & Clerk &c . . . . . Same

Ry. Warren & Clerk &c . . . . . Same

Herman & Roads Dan Reference set aside and Inquest Consd for the Plaintiffs Costs

100 Carthew & Gibbs Costume by Consent

Mercy & Bengham adm Cost for award

Steele & M Mahon . . . Same

Byrd & Mefferd . . . Same

Byrd & G. Mefferd . . . Same

Robertson Jr & Wright Inquest per award

Early for Pl & M Mahon Cost Deft

Young & Pecker & Peper Costume

Argenbright adm & Clerio Costume by Consent

Geles for Pl & Breese Costume

Rutherford adm & Newlon Costume

Newman & West Costume by Consent

Barton (Justice for Pl) & Reso Pl Costume

Same for Pl & Same . Costume

Painter & Miller Costume by Consent

Conner & Mouser adm Jury Sworn to try the Issues to wit:
Thomas Logan Jr. Anthony Rader, Peter Grub, Hazlet Doflane,
William J. Smith, Isaac Hammer, James T. Graves Geo. Christman
Adam Weed, John Roller, & Abram Sellar. & Philip Shoemaker
Verdict for Defendant & Inquest accordingly. & Motion for
a New Trial, overruled by the Court

Jr. Lookers adm & ~~Peter~~ Lookers ~~Fawcett~~. Office Inquest set aside Inquest Grub
Replevin & Issue & Costume by Consent.

Mason for (W. Rees) & Fawcett . . . . . Same

Same . . . . & J. Elliot . . . . . Same

S. Bell for B. Winters & A. Dove . . . . . Same

101 Gore for Jn. A. Hunter / v Ferry & Offer — Inquest set aside as to payt Genl
replevin vt Ferry & Continued

S. Hutton for D / v W. Ferry . . . . . Same

Same . . . v Same . . . . . Same

Mason . . v Perkey . . . . . Same

Kellis for M.D / v N. Fisher . . . . . Same

Gambell for N. J.S / v M.F. Logan . . . . . Same

Smith for Do / v M'Mahan . . . . . Same

Yale for D. / v Reso & . . . . . Same

Poe Ho v Fawcett . . . . . Same

Shee for A Rico / v Geo. Naga . . . . . Same

Same . . . . v Same . . . . . Same

Same . . . v Jn° Naga . . . . . Same

Dever v Fawett . . . . . Same

E.A. Smith for J.J.ell / v Williams Ferry . . . . . Same

Knecrtw v Retched . . . . . Same

Paul . v N. Ferry . . . . . Same

Same v D. Reso & . . . . . Same

J.F. Efferjw for F.M. Stw / v A. Ferry . . . . . Same

Beauman Coffman v A. Coffman . . . . . Same

Hart for D. v Jones . . . . . Same

Ruther for v Famelin & . . . . . Same

Stw & Co. for F.M. Stw / v A. Ferry . . . . . Same

Short for A.H / v Logan . . . . . Same

Gilmor for G.M / v J. Clein . . . . . Same

Wentw v Fisher . . . . . Same

W. Rico v D. Reso & . . . . . Same

Same v Same & . . . . . Same

Gavin adm v M'Mullen . . . . . Same

Roller & v Huffman & . . . . . Same

Yeager v Lapop . . . . . Same

N. Rico v Mathews & . . . . . Same

Blosser for W.H / v Mathews . . . . . Same

~~Keogh for M'Cartney~~ . . . . . ~~Same~~

102 Mead for Pl. vs J. Clerk Office Inquest set aside pay costs
Gaul Replication Issue & Continued

Grant vs Lanahan . . . . . Same

Mead for A. Reid vs A. Fretz . . . . . Same

On the Motion of Charles Gamey administrator of Layton Gamey Sr. Deceased it is ordered that Tobias R. McGahey be appointed a Commissioner to Examine State and Settle the Estate account of the said Layton Gamey Deceased with the said Administrator and make report to the Court

A Settlement of the Estate account of Jacob Blose Deceased was returned into Court & Examined & ordered to be recorded

Henry J Gambill agent for the Overseers of the poor, of this County presents to the Court, an account of the expenses of the Maintenance of the poor on the parish, for the period of time therein Contained, also an account for Money Received and expended on account of Bastard Sheldon, which account was examined and allowed by the Court, and ordered to be filed amongst the Records of the Court, and the said Gambill as agent for the said Overseers of the poor, made a report of the Names, Number & Situation of the poor on the parish, and the said report being in the form prescribed by law, the same was affirmed by the Court and ordered to be filed in the office, and the Court doth allow to the said agent for his Services for the year ending on the 30th day of June last the Sum of $75. to be paid out of any Money in his hands due the said Overseers of the poor, which is ordered to be certified

J. McMahan vs Do R. Harrison plea Issue & Inquest Confessed for $80 damages with interest from 21st day of August 1832 till paid & Costs

Barnes for Pl. vs Steele Demurrer agreed

103

Wise & Loyd upon a Notice, Notice acknowledged, and by Consent continued until this Next Court

William Bryan, Henry Miller & Benjamin Berry. Soldiers in the Revolutionary War, appeared in Court, and having Severally Made, Subscribed, and Sworn to a Declaration each, to obtain the benefit of the pension act passed 7th June 1832, and having proved to the Satisfaction of this Court, the facts set forth in their said declarations and having in all other respects, Complyed with the requisitions of the War department, in relation to applications for pensions, it is ordered that the Clerk of this Court, do make out, and Certify the said declarations to the said War department, in the Manner Form as directed in the instructions, of the said department together with a certificate of the Clerk thereto annexed in the form, as also directed by the said War department

Rutherford adms & Hooe & Conthrie Continued by Consent

Same Continued. & Carthrie & Philpleo filed Same and by Consent

Ordered that the Court be adjourned until to Morrow Morning at 10 Oclock

L. Travers

Wednesday the 22d August 1832.

Present

David Vanter, Jonathan Read, Jacob Rush & George Clark . . . . . & G. Fairfax.

Moore for Pltf & Miller Continued for the Defendant,

On the Motion of George Mosby and for Reasons appearing to the Court it is ordered that the rule Made against him for Non attendance as a Witness for Miller and Moore at May Court Next. be discharged

A Negroe of William Vaughn a free Negroe. was presented in Court and, being compared with the said Vaughn, and found duly Made, it is ordered that a Copy be furnished him according to Law

Lamb & Rader Continued by Consent

Freeze & Rader . . . Same

104 Lancaster & Darby vs Harper Continued by Consent

~~Brady vs Shryock exon~~

Neff adm vs Simmons adm Continued by Consent

Cook vs Pennel. Plff Calls Not appearing Non Suit awarded with 5 Dollars Damages & Costs accordingly

Davis vs Graves exon, the Defendants Demurs Generally to the Plffs Declaration in which Demurr the Plffs Joins, and the Matter of Law arising on the said Demurrer being argued it seems to the Court that the law is for the Plaintiff therefore it is Considered by the Court that the said Demurrer be Overuled. and by Consent Continued

Miller Pro vs Seneboh &c on a Petition to alter the Road, on the Motion of the Pltff by his Counsel, he is admitted a party Defendant, in this Cause.

Frost vs Rader &c plea non Assumpsit Confess the Debt in the Declaration Mentioned with interest & Costs Same

Clarke vs Roller &c Continued by Consent

Seneboh &c vs Norman N. B set aside N. G Officers Continued

Tallman vs Myers exon Continued

Taylor vs Sipes exon Continued for Defendant.

Mohler vs Dandridge Executrix &c. ~~Consent Judgment~~ Garnishee ~~Judgment~~ plea non Assumpsit Confess for $27.31¼ cents Damages with interest from the 1st day of March 1831 besides Costs ~~& Stay~~

Carson vs Chew plea non Assumpsit Confess for Debt in the declaration Mentioned with interest & Costs.

Coffman &c for &c vs Sockers adm Continued by Consent for Defendants

Compton &c vs Same . . . . . Same

Henry vs Same . . . . . Same

Smith vs Same . . . . . Same

105 Margw v Looker adm't cont'd for Deft by consent

Rife v Looker adm't . . . . . same

Road for P/t v Layman Continued for Defendant

Reichard v Strother, the Defendant by leave of the Court files two Special pleas, to which the Pltf replies Gen'l Issue in thereupon Joined, and Jury Sworn to wit, Philip Hess, Philip Rohr, John Briggs Nathl Roads, Daniel Rife, Benj'n F. Graham, Henry S. Koontz, William Furry, David Weaver, Peter Zetty Edward Briggs & Silas Hunter Verdict for the Defendant & Damages accordingly

Settlements of the estate accounts of John Looker dec'd, George Arguebright dec'd, was returned into Court, and being examd. and ordered to be Recd

Bowman v Rife Def's plea was'd and Judgment confessed for the Debt in the Declaration Mentioned with interest & Costs (saving &c)

Settlement of the estate accounts of William Beard dec'd, was returned, and examined by the Court, and ordered to be Recorded

Roads v Sockman, Mr. Award and Judgment for $19.20 cents Damages as per the award of the arbitrators, and Costs

Christian Lord v J. Bear Trespass. Order of Survey. directed by on the Motion of the Pltf. to be made by the Surveyor of this County. on the — day of — Next. if fair the Next fair day, and to return to fair plats and reports &c and the Cause is Continued

Shuper v Cline, the Defendant by leave of the Court files written Interrogatories, whereupon it is ordered that the said Defendant Plaintiff answer the said interrogatories in writing & in solemn form on oath on or before the first day of the next term of this Court, and the Cause is Continued

Fesler v R. Grattan, Offer Judgment retained dep't Gen'l Replies Issue & Issue and Continued

Nancy v Rife & the Defendants. Jacob Rife, Joseph Rife and Joseph Cline by leave of the Court filed Special plea of Non-assumpsit which are here filed in writing, to which plea the Pltf attorney replies Generally and Issue is thereupon Joined, Jury Sworn to try the Issues to wit John Briggs, Edward Briggs, Daniel Coakley, Benj. F. Graham, Henry S. Koontz, Edward Briggs, William Reichard, Silas Hunter, Henry Crouse, George Bettinger, Philip Rohr & Peter Metsel, Verdict for the Pltf for $5.50. the debt in the declaration Mentioned with interest from 26th day September 1830 last past, & Nugent. Motion for a new trial overruled, whereon the Record of this Cause a bill of exceptions was taken to the opinion of the Court, which was signed Sealed & the day & date ordered to be made a part of the record.

166 Rondebush for Pl. & Clark plea was & Deceit confess for the Debt in the Decla Mentioned with interest & Costs (Sarah Eggleston)

Depoy for Pl. & Clark . . . . . Same

Wadsworth & Clark . . . . . Same

On the Motion of Saml Sterling, (and with the assent of Samuel Cook the Guardian of Alexander Buckhanan) It is ordered that the indentures binding the said Buckhanan to said Sterling be Rescinded,

Ordered that the Court be adjourned until to Morrow Morning at 10 o'clock

J Cravens

Thursday the 23rd day of August 1832

Present

Joseph Cravens, David Stanton, Augustus Waterman & Richard P. Fletcher . . . . . Esq. Justices

Bridges & Watterman came Defendt agree

On the Motion of Nimrod Dove adm of George Dove Jr. it is Ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the estate account of the said George Dove with the said adm and make report to the Court.

On the Motion of Saml Cook adm of George Dove Jr. dec. it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the estate account of Geo Dove dec'd with the said adm and make report to the Court

Ordered

McCollester Pl. & Odell Deft adm. by Chancy on the Motion of the Defts by their Counsel, filed for reasons appearing to the Court it is ordered they have leave to amend their bill.

For reasons appearing to the Court, it is ordered that the order made on yesterday admitting to Record, the Settlement of the estate account of John Dodsons estate, is set aside, and the same is ordered to lay over until this next Court,

107 Robert for C. Wirtley vs Weaver plea evans & Judgmt Confessed for the Debt in the declaration Mentioned with intrst Costs Subpoena Equity

Rogers vs J. Cleiv . . . . . Same

Kyle vs Newton . . . . . Same

Leggett for Pl vs Same . . . . . Same

Keller vs Bugh . . . . . Same

Harrow vs Cleiv . . . . . Same

Tompson Ho vs Bear . . . . . Same

Coffman for Pl vs Cleiv . . . . . Same

Gowen adm vs Rogers . . . . . Same

Hyden vs Palmer Pl . . . . . Same

Pettman vs Lasher . . . . . Same

Same . . vs Cassady . . . . . Same

Brannon adm vs Done . . . . . Same

Rice vs Lasher . . . . . Same

Rice vs Custer . . . . . Same

Rogers adm vs Palmer Pl . . . . . Same

Kyle Jr vs Waugh . . . . . Same

~~Spurlock for Pl vs Forbes . . . . . Same~~

Pettman vs Harrison Pl . . . . . Same

Rice vs Reese Pl . . . . . Same

Same vs Reese Pl . . . . . Same

Harshbarger adm vs Carruthers . . . . . Same

Davidson vs Palmer . . . . . Same

Same . . vs Craig . . . . . Same

Corran . vs Miller . . . . . Same

Williamson vs Smith . . . . . Same

Hawkins vs Custer . . . . . Same

Kendall . vs Same . . . . . Same

Cravens for Pl vs Gaily . . . . . Same

108 Jones for Pl. & Logan plea Wans & Dugan Confessed for the Debt in the declaration Mentioned with intent Court sitting equity

Kyle & Terry Pl. . . . . same

Bryan for Pl. & Logan . . . . . same

Jarvis & Brown for Pl. & Rife . . . . . same

Keigwin adm & M'Mahon . Continued

Mauzy & Teagle . . . . same

Spelzer for & Perkins . . . . Continued

Smith exor & Peirce Pl. (2 suits) Continued

Smith & Terry Pl. The Defendant Terry by his attorney Offers a Special plea to the jurisdiction of which the Plfs attorney objected, which Objection was overruled by the Court. and permitted the said plea to be filed, & Continued, this Cause to which opinion of the Court the Deft attorney excepted which exceptions were signed and sealed as the law directs and ordered to be made a part of the record

Mauzy & Maggot Dismissed agreed

Mary Erwin Widow of James Erwin Pl.

Hugh Erwin Pl. . . . . & In Chancery.

This Cause came on to be finally heard this 27th day of August 1832, on the bill, answer and report of the Commissioners Abraham Smith, John Barrow & Lewis Byrd, heretofore appointed to make partition of the lands and devision of the slaves of said James Erwin deceased, between his Widow and Children, and was argued by Counsel whereupon, it is Considered by the Court, that the report of said Commissioners aforesaid (to which there was no exceptions) be affirmed. It is therefore adjudged ordered and decreed, that a life estate be vested in the Widow of the said Mary Erwin of Lot No 1 Containing 57 acres 113 perches of land, as designated in the plat, reported by the said Commissioners; and it is further Ordered and decreed that the fee Simple estate be vested in the defts Hugh Erwin of Lot No 2 Containing 12½ acres of land together with the reversion in fee. of the whole of Lot No 1. from and

109 after the death of the Widow Mary Erwin,— as designated in the plat and report of said Commissioners;—and it is further adjudged Ordered and decreed that the fee simple estate be Vested in Eliza Jane Erwin of Lot No 3 Containing 20 acres and 4 perches of land as assigned & designated, by the plat and report of the said Commissioners,— and it is further adjudged Ordered and decreed that the fee simple estate of Lot No 4. Containing 41 acres 2 Roods and 9 perches of land be Vested in William Erwin, as allotted and designated by the plat and report of the said Commissioners;— and it is also adjudged Ordered and decreed that the fee simple estate of Lot No 5. Containing 38 acres 2 Roods and 5 perches, be Vested in ~~Sophia~~ Sophronia Wright the wife of Absolem Wright, as described in the plat, laid down and reported by the said Commissioners:— and it is further Ordered and decreed that the rights of the 2 Negroes Lucy and Moses be Vested in the Widow as allotted to her by the Commissioners aforesaid. and it is further Ordered and decreed that the rights of the Negroes Mahala be Vested in Eliza Jane Erwin, the same being assigned to her by the said Commissioners:— and it is further Ordered and decreed that the rights of Property in the Negroes Manus Phelps be Vested in Hugh he being allotted to him by the Commissioners aforesaid. and it is further Ordered and decreed that the rights of the two Negroes Namely. Robert & May be Vested in William Erwin, the same being allotted to him by said Commissioners.— and it is further Ordered and decreed, that the rights of the two Negroes Arthur and Charles Westly be Vested in Sophronia Wright, the wife of Absolem Wright, as named in the report of the said Commissioners.— And it is further Ordered and decreed, that the Defendant Hugh Erwin pay to the Deft Eliza Jane Erwin, the sum of $32.50 cts with interest thereon to be Computed after the rate of 6 per Centum per annum from the 6th day of March 1832, until paid, and it is further Decreed that the Deft William Erwin, pay unto the said Eliza Jane Erwin the sum of $5. with interest thereon from the 6th day of March 1832 until paid,— and it is further Ordered and decreed that the Plaintiffs Absolem Wright and wife. pay to Widow Mary Erwin, the sum of $3.50 cents, with interest thereon from the 6th day of March 1832 until paid; and it is further Ordered and decreed, that the deft William Erwin pay to the Widow

110 the sum of $250 etc with interest from 6th March 1872 until paid, and it is further ordered that the Costs of this suit be paid equally by the Plaintiff and defendants —

Davis v Graves adm. the Defendant by his attorney offers to plead several Special pleas which are here filed, to the filing of the 2?3. 4th of which pleas, the Pltfs. attorney objects, which objection was sustained by the Court and the pleas rejected, and to the 1st and 5th pleas, so pleas, the Pltfs attorney replied Generally and Issue are thereupon Joined, and the Cause is Continued

Rutherford adm v Joseph Klein, the Defendant by leave of the Court files a Special plea which is here filed in writing, and the Defendant by further leave files written interrogatories, which were sworn to, whereupon it is ordered that the Plaintiff, answer the said Interrogatories, in writing and in solemn form, upon oath or affirmation, and the Cause is Continued

(Costs) Shepherd v Klein Continued at Defts Costs —

Weaver v Lincoln Jury sworn to try the Issue Joined Burkart Sloraker Charles McMahon George Wamford Edward G Moorman Thomas Hite John Newell John S Effinger George Logan Daniel Fisher John Taylor Peter Hershberger and John Mohler, who retire from the bar to consider of their Verdict, and after some time return into Court and declare that they could not agree, whereupon by Consent John Newell one of the said Jurors was withdrawn, and the rest of the Jurors from rendering their Verdict discharged, and the Cause is Continued until Next Court

Dunsdon & Cadick v William Gray. In Case,
On the Motion of the Plaintiff by their Counsel, and for reasons appearing to the Court, it is ordered that the said Defendant be rule to shew Cause at November Court Next, why he shall not be gave Special bail in this suit, and that be served a Copy of this Rule be served upon him —

Ordered that the Court be adjourned until the third Monday in September Next

J Graves

111 Rockingham County To wit

At a Court held for the said County the 17th day of September 1832 being the Third Monday in September 1832

Present

Jacob Harnbarger, Reuben Harrison, Robert Grattan &
Jonathan Peal & Charles C Spears. Gent. Justices

A List of Deeds and other Writings admitted to Record in the Clerks office of the County Court of Rockingham from the 1st day of August 1832 To the 31st day of the same Months both days Included were returned into Court by the Clerk thereof and being by the Court Examined is ordered to be entered on the minutes and a like list posted on the door of the Court house of said County as the law directs which list is in the words and figures following to wit

found A Deed From John Carthrea To Lewis Carthrea for the Conveyance of Land
BR A Deed From The Same N. I. Gamble In Trust for Lewis Carthrea Ditto
BR A Deed From Reuben Harrison To William Harrison Ditto
found A Deed From Joseph Mawyy To Abraham Shuckley . . Ditto
BR A Deed From George Harner To George Mawyy . . . Ditto
BR A Deed From Charlotte Bright To Christopher Burner Ditto
BR A Deed From Christopher Burner To James Hale In Trust for Charlotte Bright Ditto
found A Deed From Stephen Miller To John Gremsley . . . . Ditto
found A Deed From John Dinkle & Wife To Michael Wise . . Ditto
BR A Deed From The Same To John Thuma . . . . . Ditto
found A Deed From John Steffey & Wife To Jacob Mevis . . . Ditto
BR A Deed From Benjamin Harrison & Wife to Jacob Amman . . Ditto
X A Deed From John Andrews To Henry Miller In Trust for Samuel Miller for Personal Estate
found A Deed From William Looker & Wife To John Looker for the Conveyance of Land
BR A Deed From Ann Bright & To Jacob Amman . . . . Ditto
BR A Deed From Nicholas Rader & Wife To Boston Rader . . . Ditto
BR A Deed From Isaac Fisher To James Rankin . . . . Ditto
found A Deed From Michael Ottman & Wife To Joseph Byerly . . Ditto
BR A Deed From Green Cherryholmes To S. M. Gamble In Trust for John Chrisman & Co . . . . . Ditto
BR A Deed From William Hopkins & Wife To James Hopkins . . Ditto
found A Deed From John Harrison To David Harrison . . . Ditto
found A Deed From Jane Mepsuk To Peter Effinger . . . . Ditto

112 A Deed From Jacob Armentrout To Lydia Armentrout for
Cowan the Conveyance of Land

B R A Deed From Jacob Hupp To Richard Pickering . . . Ditto

B R A Deed From Reuben Harrison & Wife & To David Bowman Ditto

B R A Deed From The Same To John Vantrump . . Ditto

B R A Deed From Abraham Wenger & Wife To Samuel Coffman Ditto

B R A Deed From Gideon Sherkey & Wife To Henry Furr . . . Ditto

B R A Deed From Robert Jones & Wife To Abraham Nesenanger Ditto

B R A Deed From Abraham Hoover & Wife & To John D Myers Ditto

B R A Deed From Samuel Coffman & Wife To Henry Earhart Ditto

B R

Joseph Wyson Orphan of John Wyson deceas'd, over 14 years of age, came into Court and Made Choice of George Klein as
× his Guardian, who enters into Bond with Security in the penalty of $1.300. Conditioned as the Law directs

Ordered that Hugh Dever be appointed Surveyor of
Present No. 1. on the old Rocks Gap, in the room of Abraham
C of. × Smith resigned, and that he with the hands of Each Road thereto
and Keep the same in

A Sale Bill of the estate of John Koontz deceas'd. was
× returned and ordered to be Recorded

A Deed from Ann Perley Relinquishing her thirds in Land
for her by the will of her John Perley her late husband, was
presented in Court, and proved by the oaths of John Mohler &
C Leonard Null, ~~was personally sworn~~ two Witnesses thereto & ordered
to be Recorded

An appraisement bill of the estate of Elizabeth Erwin
C deceas'd, was presented in Court and ordered to be Recorded

Registers of Judy. Lydia & Abram. five Negroes were returned
× into Court and being Compared with the said Negroes, and
found duly Made, Copies thereof are ordered to be furnished
them as the Statute directs by Law.

On the Petition of Walter Davis &c for a View of a way for
C a Road, said Road to begin at or near Frank Devers, and
Cof. pass thence on the way set forth in the petition, to
intersect the Turnpike road at or near Samuel Dinkle

113 It is ordered that Martin Miller, Christian Garber, John Bower and Adam Newman, or any three of them being first sworn do View the said way so proposed for a road, and make Report to the Court of the Convenience and inconvenience attending the same to the Court

On the Motion of Jacob Whitzel and he having paid to Clerk M. Hunter $2.50 cents, it is ordered that a Licence be Granted him to Keep private entertainment at his house in this County until the May Court Next

On the Motion of Reuben Sheets, and he having paid to George W. Chrisman Deputy Sheriff $2,48 cents, it is ordered that a Licence be Granted him to Keep private entertainment, in this County until the ~~first~~ May Court Next to be held for said County

George Arguebright, Henry Harriman, Jas. Meadow, Christopher Newman, John Taylor, Daniel Rowlston Soldiers in the Revolutionary War, appeared in Court, and Severally made Subscribed and sworn to a Declaration each, to obtain the benefit of the pension act passed 7th day June 1832, and having proved to the Satisfaction of the Court, the facts set forth in their said declarations and having in all other respects complyed with the Requisitions of the War department in Relation to applications for pensions; it is ordered that the Clerk of this Court, do make out and Certify the said declarations, to the said War department, in the Manner and form as directed in the instructions, of the said Department Together with a Certificate of the Clerk thereto annexed, in the form, as is directed by the said War department,

Elijah R Harris.

~~George Boone~~ ayst
~~Jacob Burkhold~~
Jacob Burkhold
Jno M. Reid

The Defendants was brought into Court upon executions in the aforesaid Suits, who Delivered up a Schedule of their estate and took the oath of an insolvent Debtors, and was ordered to be discharged from Confinement for any other Cause—

Jacob Burkholder

114 Pickering v Burkholder, Samuel Harrison appeared in Court and acknowledged himself as Special for the said Defendant he having filed his

A Settlement of the estate & accounts of George Andrews dec'd was returned and examined by the Court & ordered to be Recorded

A Writing purporting to be the last will and Testament of Mary Mace deceased, with a Note or Memo thereto annexed was presented in Court and proved by the oath of Abraham Farrow & Whitney thereto and ordered to lay for further proof

A Settlement of the estate of Mary Hyde deceased was this day presented in Court, and being examined, and allowed to Record

Roberts v Weeks dismissed agreed

Ordered that James Blythe be appointed Surveyor of Road No. 2 in the Road leading from Harrisonburg to Bowmans Mill in the room of Jacob Burkholder resigned and that he with the hands heretofore allotted, open work thereon & Keep the same in Good repair

On the Motion of Jacob Deitrick admr of Fredrick Deitrick dec'd It is ordered that Richard P. Fletcher be appointed Commissioner to examine state and Settle the estate accounts of the said Fredrick Deitrick dec'd and make report to the Court

On the Petition of Daniel Wine, praying to alter the public road leading from Harrisonburg to Port Republic, which alteration is to begin at the Mouth of Garbers lane, and from thence a straight Course, and to intersect the old road again at about of Stones in a hollow beyond the said Wine house, It is ordered that Philip Keller, John Argenbright, Nathan Wetsel and Philip Neal, or any three of them being first Sworn do view the said alteration, and make report of the Conveniences and inconveniences attending the same thereof to the Court.

115 Cochran v M'Mullen & upon a Rule on a Deby bond Rule given
for a execution awarded

Pettering for R. M'K. v Harris & . . . . . same

Shanks v Reps & . . . . . same

Everole v Same . . . . . same

Tenor v M'Carley & . . . . . same

The Court proceeded to the appointment of a Commissioner of the Revenue Law for the 116 Regmt County for this year 1833. and the Names of the Justices present and Voters being proved in the Manner directed by Law. they severally Voted as follows. for Richard P. Fletcher, Messrs. P. Harrison, Joseph Cravens, G. Clarke, Saml St. Lewis, Joseph Cline, Andrew Moffett, Abraham Smith, Saml Coots, John S. Yancy. Jacob Rush, Jacob Hamberger, Jonathan Peal, B. Miller, Augustus Waterman, M. M. Harris, Robert Grattan, Reuben Moore, & Charles Spears. whereupon it is ordered that the said Richard P. Fletcher be appointed Commissioner for said Regmt. on his entering into bond with security, and qualifying as the Law directs, and the Court in like proceeded to the appointment of a Commissioner of the Revenue Law for the 58th Regmt in this County for 1833. and the names of the Justices present, and Voters being polled in the manner directed by Law. they severally Voted as follows (to wit) for James Clarke. Messrs P. Harrison, ~~Joseph Cravens~~, George Clarke, Joseph Cline, Andrew Moffett, Saml Coots Benja Miller, A. Waterman, Robert Grattan Reuben Moore, & Charles Spears — 10. and ~~Charles Spears~~ for George Mauzey Messrs. Joseph Cravens, Saml St Lewis, Abraham Smith, John S Yancy, Jacob Rush, Jacob Hamberger, Jonathan Peal, & Michael M. Harris, — 8. and the said James Clark having a Majority of the Votes of said Justices; is hereby declared duly elected, & appointed Commissioner. of said Regiment, on his entering into bond with security, and qualifying as the Law directs

A report of an alteration in the road, call the old furnace road, made & the Petition of Peter Denton &c was returned into Court. by the Viewers. and the said alteration is ordered to be established agreeably to said report, Peter Denton & John Carpenter, through

116 whose Lands the said alteration is to run, having appears in Court, and Consents thereto, which is ordered to be Entered

Moreman vs Reid & upon a Note or a Duly bond & the proof and execution awarded

K Kyger exrs vs Johnson & . . . . . same

K Kogler vs Fawcett & . . . . . same

K Quinn adm vs M'Mahan & . . . . . same

K Garrett vs Ferber & . . . . . same

Ds Lewis adm vs Johnson & . . . . . same

K Smith exrs vs Smith & . . . . . same

K Smith for W. Rue vs Hudson & . . . . . same

Hoge for R. M. Kyle vs M'Mahan . . . . . same (as to M'Mahan only)

Ordered that John Sipe, Saml G. Boughner, & John S. Yancy be appointed Commissioners, to lay off, into lots, and Convenient Parcels, that part of the New Road from Hardmans ford to the top of the Mountain, and Number each parcel, from the said ford, and it is further ordered that the said Commissioners, in the Manner, allot, to each of the said parcels, the Number of Lands it crosses on each, distinctly stating from whose Lands, and from what Road, or Roads, the said Lands are taken, — and towards [illegible] proper and that they make a report of their proceedings, thereof to the Court, agreeable to this Order

Miller & vs Hercules & upon a petition to alter the stage Road leading from Harrisonburg to New Market, & On the Motion of the Defendants by their Counsel. It is Ordered that Peter P. Koontz, do go upon the Road proposed to be opened, (on such day as he shall appoint) & also upon the Road as it now runs, and make such Survey as may be desired or requested by

117 either of the Parties, and make report of what he has done in the premises to the Next Court.

Caldwell v Cowan upon an appeal Docket & Continued.

On the Motion of Abraham Demston it is Ordered that Joseph Baxter Sheff of this County take into his hands, and possession the estate of Henry Perley deceased, and administer the same according to Law, and Return an account of his proceedings to the Court

Jacob Sipes Writ of Ad quod Damnum, was Returned into Court with the inquest of the Jury thereto annexed, and it appearing to the satisfaction of the Court, that No person is interested in the establishment of the said Mill and dam, it is Ordered that the said Jacob Sipes have leave to build his said dam, and that the said Mill and dam be established agreeably to the said inquest.

John M. Hopkins Deputy Sheriff for Joseph Baxter Sheff of Rockingham Returned List of Delinquents and insolvents in the land tax, and Revenue for 1831. which List was examined and allowed by the Court and Ordered to be Certified, he having made oath thereto as the Law directs

Perry v Swartz, on the Motion of the Plaintiff by his attorney, and for reasons appearing to the Court, it is Ordered that a Capias, ad satisfaciendum be awarded against upon the body of the said Defendant, he having heretofore taken the oath of an insolvent Debtor, returnable here as the Law directs

A Settlement of the estate accounts of John Looker deceased, was again presented in Court, and having laid over (one month) and there being no exceptions thereto, the same is Ordered to be Recorded

Booth v Perry Bellknap upon a recog for appearance of the prisoner on the Complaint of Jacob Shoemaker, the said Defendant appears in Court in discharge of his recogg. and the Court having heard the evidence and argument of Counsel, upon Consideration whereof it is Ordered that the said Defendant be bound to his good behaviour for one year, himself in the sum of $100 and one Security in the sum of $100. and that he stand Committed until he enter into a recogny. agreeably to the said Order, Whereupon the said Defendant

118 appears in Court and with Jacob Trefell his Security severally
acknowledged themselves to owe and be indebted to his Excellency
John Floyd Governor of Virginia and his Successors in
Office in the said sum of $100 each to be levied of their
respective goods and Chattles Lands and Tenements and for the
use of the County to be rendered upon this Condition that
if the said Henry Bellhemin shall Keep the peace and
be of good behaviour towards all the good Citizens of this
County and more particularly towards the said Jacob
Shoemaker then the above Recogg to be Void and pay
the Costs of this prosecution

Comm with Jacob Shoemaker upon a Recogg for a breach of
the peace on the Complaint of Henry Bellhemin the said
Defendant appeared in Court in discharge of his Recogg
and the Court having heard the evidence and argument of
Counsel it is Considered that he be bound to his good behaviour
for the term of twelve Months hereafter in the sum of $100
and Security in the sum of $100. and that he stand
Committed until he give such Security. Whereupon the
said Jacob Shoemaker with Henry Shoemaker and David
Warner appeared in Court and severally acknowledged
themselves to owe and be indebted to his Excellency John
Floyd Governor of Virginia and his Successors in Office
in the said sum of $200. that is to say the said Jacob
Shoemaker in the sum $100. and each of the said Securities
in the sum of $50 each, to be levied of their respective
good and Chattle Lands and Tenements and for the use of the
County to be rendered, yet upon this Condition that if the
said Jacob Shoemaker shall Keep the peace and be of good
behavior towards all the goods ~~and~~ Citizens of this County
for one year and more particularly towards the said
Henry Bellhemin then the above recognizance to be Void, else
to remain in full force, and more over pay the Costs of
this prosecution

119 Johnson v W. Reedy on the Motion of the Plaintiff by his attorney and for reasons appearing to the Court it is ordered that a Capias ad satisfaciendum do award him against the said Defendant, he having previously taken the oath of insolvency on an execution issued on said Judgment returnable here at the Last term

A letter from George Shafer to his son Jacob was presented in Court and proved by the oath of Joseph Clarkson, whereupon it is ordered to be recorded

Ordered that the Court be adjourned until the Third Monday in October Next

H Cravens

Rockingham County To wit
At a Court held for the said County the 15th day of October 1832 being the Third Monday in October 1832

Present

David Mathews, Edgar Clarke Jacob Harnbarger
John M. Campbell G. G. Leslie

A List of Deeds and other writings admitted to Record in the Clerks office of the County Court of Rockingham from the 1st day of September 1832 To the 29th day of the same Month both days Included were returned into Court by the Clerk thereof and being examined by the Court is ordered to be entered on the minutes and a like list posted on the door of the Court house of said County as the Law directs which list is in the words and figures following to wit

A Deed From Polly Kyger To Joseph Byerly for the County of Land

not found A Deed From Peachy Harrison To John Daugherty . . Ditto

found A Deed From Jacob Armentrout & Wife To Jonathan Burnside Ditto

not found A Deed From William Donahe To Abraham Smith in Trust for John Rankin for Personal Estate

X A Deed From George R Gehrmore & To Robert Gratton Jr for the County of Land

not found A Deed From John Frees & Wife To Henry Myers . . Ditto

Do A Deed From Geo M Smith To John McClure . . . Ditto

found

not found 120 A Deed From John Flory Sr to Daniel Agnew for the Conveyance of Land

not found 7 A Deed From Jane Marshall To Jacob Harshbarger Ditto

not found A Deed From John Nichols & To George W Pepper Ditto

do A Deed From Thornton Devers & Wife To Reuben Harrison Ditto

do A Deed From John Cleis To George Long . . Ditto

do A Deed From Nathaniel Harrison To R P Fletcher

found In Trust for Elizabeth Burkholder . . Ditto

not found A Deed From Wm Craig Sr to Tyree R Brown Ditto

A Deed William Kemp To William Weeks in Trust

† for Grafton Weeks for Personal Estate

not found A Deed From Philip Ludwick Sr To George Ludwick for the Conveyance of Land

do A Deed From The Same To Solomon Ludwick . Ditto

do A Deed From Daniel Coffman Sr to Wm B Smith Ditto

do A Deed From Hatch Clarke Sr to John R. Kagy . Ditto

do A Deed From Absolum Painter To Jacob Bear . . Ditto

do A Deed From The Same To Wm G Thompson . . Ditto

do A Deed From Jacob Armentrout Sr to Henry Haugh Ditto

found A Deed From James M Huston To Jacob Armentrout Ditto

found A Deed From James Ewing To Samuel Cootes . . Ditto

found A Deed From Wellis Bundy To George Clarke In Trust for A B Smith Ditto

not found A Deed From Frederick Murry To Brayton Whellock . Ditto

found A Deed From Daniel Coffman To L. W Gamble in

† Trust for Samuel Cootes for Personal Estate

not found A Deed From Daniel Harrison To John Harrison & for the Conveyance of Land

do A Deed From Archelaus Hopkins To Wm Hopkins Ditto

do A Deed From Jacob Mouser To John Conrad . . . Ditto

Ordered that Mary J Gamble be allowed the sum of $35 for examining and Certifying the Commissioners books for the year 1892 which is ordered to be certified to the Auditor of Public accounts

Mary J Gamble Clerk of this Court returns an account for attending one Call Court within the last year, which was examined and allowed by the Court and ordered to be certified

121

A Report of a New Way for a road leading from Frank Weaver to intersect the ~~New~~ road leading to the Mellis Iron Works, near Magills, was returned into Court by the Viewers, and the Court having examined the said Report it is ordered that the said road be established agreeably to said report it appearing to the Satisfaction the Court that the several proprietors of the lands through which the said road is to pass having have consented thereto, and the New road hereby established is to be called the New road from Weavers to the old Iron works road ~~Rowdells~~, and is to contain the present ... and John Clutz is hereby appointed the overseer thereof, and the tithables allotted to work thereon ~~from~~ are those on the following Plantations to wit Those Returned as per list hereunto filed and it is further ordered that the said John Clutz, with the tithables aforesaid, open the said road, work thereon and keep the same in good repair, and it is further ordered that the tithables be exempted from working on any other road

Cert. & Rec'd to A.W. Mueller 22 Oct. 1872

On the Petition of John Brown &c for a road from the New road the way aforesaid, beginning at or near Jacob Bakers, and from thence crossing the North river at or near Adams ford thence through the lands of Jacob Sager &c to where it intersects the road leading from Wheatfields Mill to the Swift Run gap, at or near the School house (called Smalls school house,) It is ordered that Christian Garber, Martin Miller, John Clutz and Lewis Byer, or any 3 of them being first sworn do View the said way and make report to the Court of the conveniences and inconveniences attending the same

Peter Priest Jailor of this County, returned two accounts for Boarding of Runaways Lunatics, and Prisoners, confined in the Jail of this County, which was examined and allowed by the Court, and ordered thereof, are ordered to be Certified to the Auditor of Public accounts

On the Motion of John Rader an injunction is granted him to stay all further proceedings on a Fieri facias Returned by Jacob Rout, Sheriff against him in this County, until the further order of the Court upon his entering into Bond with Security in the Clerks office in a penalty, at least equal to double the amount of said Fieri facias, but the effects of the injunction is to be suspended until the said Bond is given, and proper a release of all errors at Law be filed with the Clerk

122 A Writing purporting to be the Last Will and Testament of Jacob Spader deceased, was presented in Court, and proved by the oaths of Robert McKyle & Samuel Whelpley, and ordered to be Recorded, and on the Motion of Jacob Spader one of the executors named in the said Will, who entered into bond with Security in the penalty of $2,000. and made oath thereto as the Law directs, a certificate is granted him for obtaining a probate thereof in due form

Ordered that John Flora be appointed Surveyor of Precinct No 9 on the Kaigel town Road, in the room of Joseph Alcorpher, and that he with the taxables hereafter appointed view & work thereon and keep the same in good repair.

A Sale Bill and appraisment Bill of the estate of Luke Rice dec'd were returned and ordered to be Recorded

A Settlement of the accounts of William Rice as Guardian of the Children of Luke Rice deceased, was returned and examined and ordered to be Recorded

A Settlement of the estate accounts of Luke Rice deceased was returned and examined by the Court and ordered to be Recorded.

An account of Doctor George Clarke, for Services and Medicines attendance on Several Lunatics who are confined in the Gaol of this County, amounting to $34, which account was examined and allowed by the Court and ordered to be Certified to the Auditor of Public accounts

A bond from George Slusser to Jacob Slusser was again presented in Court and further proved the oath of Joseph Alcorpher a witness thereto ordered to be Recorded

Jacob Strayer, Andrew Hulitt, John Nicholas, Jacob Kessling, David Moats, Michael Love, Adam Vogel, Philip Koontz ... and a Number of Rackin Soldiers in the Revolutionary War, appeared in Court and Severally made, Subscribed and Sworn to a Declaration each, to obtain a

123 the benefit of the Pension act passed 7th day of June 1832, and having proved to the satisfaction of the Court, the facts set forth in their declaration aforesaid, and having in all other respects complyed with the Regulations, of the war department in relation to applications for Pensions, It is Ordered that the Clerk of this Court, make out and Certify the said declaration to the war department, in the manner, and form as directed in the instructions, of the said Department, Together with a Certificate of the Clerk thereto annexed, in the form as is directed by the said war department

Weir v Boyce upon a Noted dismissed agd

On the Motion of Christian Coffman Executor of Samuel Coffman Decased it is ordered that Richard P Fletcher be appointed a Commissioner to examine state and settle the Estate account of the said Samuel Coffman with the said Executor and make report to the Court

On the Motion of Sarah Laird admx of Margaret Faught dec. It is Ordered that Richard P. Fletcher be appointed a Commissioner to examine state and Settle the estate account of Margaret Faught with the said admx. and make report to the Court

A Negroe of William Attrup a free Negroe, was returned into Court and being compared with the said William and found duly made a copy thereof is ordered to be Certified number hereto as the law directs

Roach for Ls/ v Mathews &c upon a Note & a Delivery Bond Noted & proved & verdict awarded

Pickering for Ls/ v Mathews &c . . . . . same

Frazer v Rogers &c . . . . . same

Frazer v Rogers &c . . . . . same

Baptist v Moyers &c . . . . . same

Ordered that Abraham Joseph the Overseer Elected for Keeping in repair the road up Dry River Gap in repair for the Ensuing year Collect from each Tithable person who resides in the bounds of the said Gap, as per list returned by Richard P. Fletcher Commissioner of the Revenue for said district, three 50 cents there being in No 84. — Copy & delivd to Joseph

124 A Writing purporting to be the last will and Testament of Henry Mace decean was again presented in Court, and further proved by the oath of Nancy Farmer and ordered to be Recorded

On the Motion of Joseph Fawcett Collector of the 8th Collection district of Virginia, it is ordered to be Certified that John Bowers, the person named in the said Fawcetts report for the quarter ending the 30th September in the year 1832. is insolvent, and that it is the opinion of the Court that by no deligence could the Money be made for which said Bowers is reported to be insolvent for, $10.56

The same Order as to the Claims against Charles Campbell Mentioned in the said Collectors report dated the 15 day of September 1832,

On the Motion of Joseph Fawcett Collector of the 8th Collection district of Virginia, it is ordered to be Certified, that the said Collector expended in the prosecution in the two suits against John Bowers, $10. and in the prosecution of the two suits against Charles Campbell $15.

Orders that the Arrears of the poor boy Archebald Rutherford poor Child of Elizabeth Gaines 3 years old the 25 of November next, to Volunteer Bolton to learn the art and Mystery of a farmer, as the law directs who is to serve for freedom dues $20

A Report of an alteration in the road leading to Port Republic made by the Viewers on the Petition of Daniel Wine, was returned into Court, and the Court being satisfied with the said Report, it is ordered that the said alteration be in all things established, agreeably to the said Report.

On the Motion of Henry Harrison, it is Ordered that Richard P. Fletcher be appointed a Commissioner to examine State and Settle his Guardian Account of Abraham Harrison. and make report to the Court.

125

On the Motion of Daniel Kyser surviving executor of Jacob Kyser dec'd it is Ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the estate accounts of the said Jacob Kyser and make report to the Court.

Present Daniel Matthews Gent

Ordered that the Court proceed to Recommend 3 proper and fit persons to act as Sheriff of this County for the ensuing year, and the Justices to each present to wit, Saml St. Lewis, Jacob Rush, Jonathan Peal & Augustus Waterman being poll'd in the manner prescribed by Law, they severally voted for Daniel Matthews, Joseph Cravens & David Denton. Whereupon it is Ordered that the said Daniel Matthews, Joseph Cravens, and David Denton, be Recommended to the Executive of this Commonwealth as proper and fit persons to act as Sheriff of this County for the ensuing year.

Present Daniel Matthews Gent

On the Motion of George N. Chrisman who entered into bond with security in the penalty of $240 and made oath thereto as the Law directs, administration of all and singular the goods and chattles of John Hawkins deceased is granted him in due form, and it is Ordered that Frederick Klein, Joseph Coffman, Saml St. Coffman and Samuel Cline or any 3 of them being first sworn do appraise the estate of the said John Hawkins deceased and make report to the Court

Ordered that Jacob Winkler Jr. be appointed Surveyor of Precinct No. 1. from Mount Clayford to the Road leading to Millers Iron Works in the room of Peter Winkler, and that he with the Tithables heretofore allotted to said precinct work thereon and keep the same in Good Repair.

Ordered that the Court be adjourned until the Third Monday in November next

Dan'l Matthews

126

Virginia to wit

At a Court held for the County of Rockingham on the 3rd Monday in November, being the 19th day of November 1832

Present

George Clarke, Michael W. Harris, Jacob Harnsberger and Charles C. Spears . . . . . Gent. Justices

A list of Conveyances, and other Writings admitted to Record in the Clerks office of the County Court of Rockingham from the 1st to the 31st day of October 1832 (both days included) was returned into Court, by the Clerk thereof, and being examined by the Court, is ordered to be entered on the Minutes, and also list to be posted up at the door of the Court house of said County, which list is in the words and figures following to wit,

Deed for Personal estate from Jno. Lawer to N. Bear in trust for W. G. Thompson,

not found — Deed for Land from Nelson Hamilton to George C. Kring

do — Deed for Land from George C. Kring & to Henry Moyers

do — Deed for Land from George Long and wife to Frank Roads

do — Deed for Land from Addison H. Price to Alexander R. Givens

do — Deed for Land from John Rader to John Shaver

do — Deed for Land from Bennett Rain & to John Embry.

found — Release Deed for Land from George Sites to Anderson Moffett &

found — Deed Release for Land from James Duff to John McDonelson

found — Deed for Land, John McDonelson to Rosetta Poindexter

not found — Deed for Land, Christopher Burner to Philip Rymel

do — Deed for Land, David Warner to Robert Cogly

do — Deed for Land, John Nicholas to Jacob Keblinger

do — Deed for Land, George Warner to Philip Rymel

do — Deed for Land, Samuel Bear to John Levengston

do — Deed for Land, John Levengston & to Reuben Aldaphen

do — Deed for Land, Christopher Arrowsmith to John Sybert

do — Deed for Land, Same . . . . . to William Meadstead

found — Deed for Land, Nathl Harrison . . to John Harrison.

not found Deed for Land, Jacob Deaver to John Coffman

Deed for Personal estate from B. F. Reed to A. M. Gamble in trust for Jacob Reed,

not found Deed for Land, John Harrison to Nathaniel Harrison

Deed for Land from Walter Clarke to Joseph Alderson.

found Deed for Land from Jacob Root to Walter Clarke

not found Deed for Land, Henry Bean to Jas Hall in trust for John J. Moorman

Deed for Land, Polly Smith (Negro) to Phelip Bryan (Negro)

not found Deed for Land, David Fulty to Christopher Fulty

not found Deed for Land from Jas A. Woods to Joseph Beery.

Orders that Warren of the poor bird Mary Sandy orphan of Reuben Sandy (7 years old) to Samuel Winkle as the Law directs who is to receive for freedom dues $2a

An appraisement bill and sale bill of estate of Enoch Kelterman dec. were returned & ordered to be Recorded

George W. Pepper (foreman) John Deaver, John Sheets Reuben Wengfield, Abraham Shoe, Nevel Rogers, John Harrick, James Hopkins, William Eyler, John Bryan, Henry Hambarger, Peter Kolbenger Adam Hambarger, Jacob Pelmester, Tyre R. Brown, John W. Moyers Thomas Mott, Peter Moyers and Joseph Bowman, were sworn a Grand Jury for this County, who received their Charge and retired from the Bar to consider of their presentments, and after some time returned into Court and declared that they had no presentments to make, whereupon, they were discharged

George Shepler and Robert Neles

Soldiers in the Revolutionary war appeared, in Court, and severally made, subscribed and swore to declaration each, to obtain the benefit of the Pension act passed on the 7th day of June 1832, and having proved to the satisfaction of the Court the facts set forth in their declarations aforesaid, and having in all other respects Complyed with the regulations of the War department in relation to pensions, it is ordered that the Clerk Certify the said declarations to the War department in the manner and form as directed by the said department & with the seal of his office thereto annexed

128

On the Petition of Abraham Smith &c for away for a Road beginning at the County lines of Augusta opposite George Messersmiths in or near a Part of an old road in the land of Samuel Miller, and from thence through the land of Samuel Lambert &c as set forth in the petition, to where it will intersect the the New road lately established Call Brown Road, - it is ordered that Martin Miller, James Byrd, David Whitmore and John Neiger, or any 3 of them being first sworn do View the said proposed way, and make a report to the Court of the conveniency and inconveniency attending the same

A Report of a View of (Call Brown road) No 62 New Road, Commencing, in the new road on the lands of James Davis, and from thence, as set forth in the Report, to where it ends at Smalts School house, was returned into Court, and the same having been examined by the Court it is ordered that the said road be established agreeable to the said Report, and it is ordered that George Smalts, be appointed Overseer of the said road, which is to be bounded as the present, and that the Tithables allotted to work on the said present, open work thereon and keep the same in Good repair, and it is further ordered that the Tithables hereby allotted to the road, be exempted excused from working on any other road

A Sale bill of Lands sold by the exrs of John Workman decd was returned & ordered to be Recorded

On the Motion of David Robertson exr of John Workman decd, it is ordered that Richard Ps Fletcher be appointed to examine state and settle the estate accounts of Jno Workman decd with the said exrs and make report to the Court

Overseers of the Poor of Augusta County } John Sheets, esqr & Recogr as the father of three born Child of one Severia Allen of the said County, of Augusta, the said Defendant appeared in Court in discharge of his Recogr. and acknowledged himself to be the father of the said Bastard Child, and that the same was likely to become chargable to the said parish of Augusta, and

129 agreed to enter into a recognizance, with good Security to pay to the said Overseers of poor of Augusta £140. to be paid in the following Manner that is to say £20. within 3 Weeks from the date hereof, and then £20 annually from the date hereof until the said sum be paid, or other wise indemnify the said parish from the support of the said bastard Child, whereupon the said John Sheets, with Peter Rollin John Sheets appeared in Court and acknowledged themselves to owe and be indebted to his excellency John Floyd Governor of Virginia and his Successors in Office, in the sum £140 to be levied of their respective goods and Chattels Lands and Tenements and for the use of the said Overseers of the poor of Augusta to be rendered, But upon this Condition that the said John Sheets shall pay to the Overseers of the poor of Augusta County or their agent the said sum of £140 to be paid in the Manner & at the times specified in the above Recited, to be applied to the support of the said bastard Child then the above recogy to be Void else to Remain in full force and Virtue, and that he more overpay the Costs of this prosecution

On the Motion of Johns Gwin executor of Jacob Parrott dec. it is ordered that Richard P. Fletcher be appointed a Commissioner to examine state and Settle the estate accounts of said Parrott with the said executor and make report to the Court

James Collens a Soldier in the Revolutionary War, appeared in Court and made a Declaration in open Court and Signed the same, and the Court being satisfied with the said Declaration, it is ordered that the Clerk of this Court Certify the said Declaration in the manner and form as is directed by the Department of War.

John Sheetz . . . . . Sworn

On the Motion of Jacob Bear, who entered into bond with Security in the penalty of £700 and made oath thereto as the Law directs, administration of all and Singular the goods and Chattels of Joseph Crist deceased is Granted him in due form, and it is ordered that George Bowman, John Bowman, Abraham Kreep and William G. Thompson, or any 3 of them being first Sworn do appraise the estate of the said Joseph Crist deceased and make report to the Court

Copy Clerk

130 A Writing purporting to be the last will and testament of Henry Land Sr. was presented in Court and proved by the oath of William Land a witness thereto and ordered to lay until the Next Court for further proof

On the Petition of Eugenius Ennis Rollins to discontinue ~~apart of~~ the following parts of the public road leading from Harrisonburg to Millers ~~ron~~ Iron Works so far as the said lays within this County, to wit from where it leaves the turnpike on the Glade to that point where it leaves the land of Jacob B. Irvine, and that part where it leaves the said turnpike to where it again intersects the said turnpike on the land of William Herring, and that part where it leaves the said Turnpike, to where it again intersects the said turnpike on the land of Charles Miller, and the Court being satisfied that Notice of this application has been given in the manner directed by Law, it is Ordered that the Sheriff of this County empannel a Jury of twelve disinterested freeholders, who shall View the same being first Sworn, and on their oaths say whether or this discontinuance would result from discontinuing of the said road - ~~and if so report the~~ the said Jury shall certify their opinion under their hands and seals, and deliver the same to the Sheriff who shall return the same to our

See the proceedings in Chancery at Nov 1832

Copt

dec.

December Court next.

Coffman & Cooper v Bear the Defendant appears in Court and confesses a Judgment for the debt in the first Petition with interest & Costs

McMahan v Clark ~~upon~~ a Note for Money paid by said McMahan & John Chrisman as Security for said W. Clark. Note proved by ~~affirmation~~ party thereto & Judgment ~~is~~ awarded for the same in the Note Mentioned with interest & Costs

N.

oath entered

On the motion of Berryman Dawson who enters into Bond with Security in the penalty of $100. and made oath thereto as the Law directs, Administration of the estate of the ~~said~~ estate of Joab Mason deceased is Granted him in due form -

131

G. Rice v Custis &c upon a Note on a Delay bond Note proved & execution awarded

K. Pickering v Chew &c . . . . . same

G. Rice v Looker &c . . . . . same

G/K. Newton v Pickering &c . . . . . same

G/K. Pelman v Looker &c . . . . . same

K. Yancey v Reese &c . . . . . same

K. Jones for Moorman v Logan &c . . . . . same

K. Leggett for R.M.K. v Newton &c . . . . . same

By. Richeson v Rupp &c . . . . . same

K. Kyle v Fury &c . . . . . same

G. Brannen adm v Dove &c on a Note on Delay bond Note proved as to F. Dove only. & execution awarded

K. Hankins v Custis &c upon a Note on a Delay bond Note proves and execution awarded

On the Motion of John Chrisman administrator of Margaret Norman Deceased it is ordered that Richard Hickstier be appointed a Commissioner to examine state and Settle the estate accounts of the said Margaret Norman for this the said administrator and make report to the Court

Committed v Allen Sutwell, who was Committed to the Jail of this County for affrays of the peace on the Complaint of Thomas Travis. the said Defendant was brought into Court in Custody of the Jailor, and the Court having heard the evidence and argument of Counsel. and having Maturely Considered, doth order that the said Defendant be acquitted and discharged and go thereof, and that the Defendant recover against the said Thomas Travis his costs expended in defending this prosecution—

Stephen Overholtz v Denis Stephens, The Defendant appears in Court and confesses a Judgment for $46,75 cents with interest from the 17 day of april 1832 till paid & Costs, and was upon prayer in Custody. and ~~and the said Defendant~~

~~Courtney Spencer Pltffs attorney~~

132 On the Motion of the President and directors of the Warm Spring and Harrisonburg Turnpike Company, and it appearing to the satisfaction of the Court, that Eleven Miles of the said Road to with from Harrisonburg to Millers Tavern is has been completed, it is ordered that Peachy Harris & Allen C. Bryan and David Steele, be appointed Commissioners who, or any two of whom, being Sworn for that purpose, shall examine such part of said Road so completed, and make a Written report of the Condition thereof at or before the Next Court to be held for this County.

Ordered that the Court be adjourned until to Morrow Morning at 10 o Clock

R. P. Fletcher

Tuesday the 20th day of November 1832

Present

George Clarke, Michael W. Harris,
Benjamin Miller & Jacob Miller. Gent. Justices

Joseph Craven, Daniel Mathews & George Clark three of the Justices of the peace for this County, Returns a Certificate of there examination of Joseph W. Jones, a Supposed Lunatic, together with the testimony taken by them on his examination, by which it appears that the said Jones is a person of unsound mind, and that they had decided him to be removed to the Lunatic Hospital at Staunton but that there being no room in the said Hospital, they had Committed him to the Jail of this County there to remain until removed to the said Hospital, and the Court having duly examined and being Satisfied therewith the said Report, doth Order the same to be Certified to the Auditor of Public Accounts according to Law

A Settlement of the estate Accounts of Adam Bear dec. was Returned and examined by the Court and Ordered to be Recorded

Early for Pl. v. McMahon Continues for the Defendant

Commith v. Lucy (Negro) Continued by Consent

133 Parcell Yount one of the executors named in the Will of Mary Mayo deceased appears in Court and refuses to qualify. Which fact is ordered to be Certified

On the Motion of James Moore admr of Catharine Wentch decd. ordered that Richard P. Fletcher be appointed a Commissioner to examine state and settle the estate & account of said Wentch with the said admr and make report to the Court

Commonwealth vs Barrett Jury Sworn to try the Issue to wit, Emanuel Sisco Anthony Rader, Richard Biggerstaff Lewis Stapleton, John Carman, Jacob Wyant, Bennet Rains, John Rader, John Roads, John Mefferly John Baker and James Graves, Verdict that the Deft is Guilty and assessed 1 cent Damages & Costs

Commonwealth vs Smith Not Guilty & Issue and Continued

Same vs Benlow Not Guilty & Issue and Continued

Commonwealth vs Carman discharged by order of the atty for the Comth

Commonwealth vs Waterman, upon a plea of Settlement, by Consent Judgment confessed for Costs

Commonwealth vs Gelman Not Guilty & Issue and Continued

Same vs Engle Not Guilty & Issue and Continued

Commonwealth vs Joseph (for new Road) Judgment confessed for Costs

Commonwealth vs Joseph (for Misdemeanor) Judgment confessed for the Costs

Commonwealth vs Birkholder Not Guilty & Issue and Continued

Miller pltf vs Wentz def Continued by Consent

Roads vs Cline Continued

Cline vs Roads Continued } by Consent

Carthrae vs Gibbs Continued

Mayo vs Bingham admr Continued for award

Neely vs McMahan Continued for award

Byrd vs Mefferly, Continued for award.

Same vs Geo. Mefferly Continued for award } and the said Defendants is ruled

134 to shew Cause why the Order Referring these suits to Arbitration shall not be set aside at the Next Sitting.

Argabright adm's v. J. Cleve Continued by Consent

Rathmell adm's v. Stanton Continued by Consent

Newman v. West Continued by Consent

Young & Bochow v. Piper Continued for the Plaintiff

Cost. Order to Sheff. Ordered that John Landis be appointed Surveyor of Precinct No. 3 on the Stage Road, in the room of Abraham Wenger Removed and that he with the Tithables allotted to said Precinct, open work thereon &c

Barton Justis for Boone ads v. Rice &c Continued for Defendants

Same for Argabright adm's v. Same - - - Same

Pacuter v. Miller Continued by Consent.

Land Jr v. Rader Attachment the Defts Goods being Ordered that Said Order be entered of Record

Trapp v. Rader Continued for the Plff.

An appraisment Bill and Sale Bill of the estate of Archibald Rathmell deceased, were Returned & Ordered to be Recorded

Settlements of the estate accounts of Archibald Rathmell, Saml Coffman, John Koontz, Giles Tenly, Ruth Davis, Geage Vaught Jeremiah Kyle and Jacob Shafer were Returned and examined by the Court and Severally Ordered to be Recorded

Hoover v. Dever dismissed agreed

Duncan & Eddens v. Geage, On the Motion of the Plaintiffs by their Attorney, and for Reasons appearing to the Court, it is Ordered that the said Defendant be Ruled to give Special Bail in this Case forthwith, and the Defendant failing to give said Bail, it is Ordered that the Plea heretofore Pleaded by him be set aside, and a Writ of Enquiry is awarded the Plffs, and by Consent the Cause is Continued until the Morrow

Yancey adm + Johnson &c upon a Note on a Deby bond Note prom Execution awarded

Austin for Austin + Carlton &c . . . . . same

Morrow + Clerk &c . . . . . same

Coffman for M. G. T. + Clerk . . . . . same

Pochon &c + Clerk &c . . . . . same

Rogers + Clerk &c . . . . . same

Dameron + Palmer &c . . . . . same

Kyle Jr + Haught &c . . . . . same

Harger + Fesler &c . . . . . same

Williamson + Smith &c . . . . . same

Reader + Palmer &c . . . . . same

Keller + Haught &c . . . . . same

Kyger son + Palmer &c . . . . . same as to all the Defendants except for M. Carlton

Bowman + Rose &c upon a Note on a Deby bond Note prom as Joseph Rose & Joseph Clerk & Returns unable to Morrow

Nesewanger for Cooper + Same . . . . . same

Neff adm + Semmons adm Continued

On the Motion of Jacob Bear Guardian for Abraham & Benj Adam Bear & Rebecah Bear Children of Abm Bear Jr. it is ordered that Jacob Miller & William Winebrenner be appointed to settle the said Guardians Accounts and make report to the Court

Lincoln &c + Norman Continued for the plaintiff

Peachy Harrison & Allen & Bryan two of the Commissioners appointed by an order of this Court made on yesterday, to examine that part of the Warm Springs and Harrisonburg Turnpike Road, which has been completed, made a report, which was received and the Court being satisfied from the said report and other evidence that said Road to wit from Harrisonburg to Miller Iron works is Completed in the manner prescribed by law, that fact is ordered to be entered of Record and it is further ordered to be Certified that it appears

See report filed amongst Papers at Nov Court 1832

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to the Court that the said Commissioner was duly qualified before Joseph Klein who is a Justice of the peace for this County

Tallman & Mynn exon Deinpt by Order Plffs attorney, and Inquest for Defendants Costs

Rules for Pl. & Layman Pl plea was & Inquest Execution for the Debt in the declaration mentioned with interest & Costs (Saving error &c)

Howell Infant & Beggerton Continued for the Plff by Consent ~~of the Defendant plead Abatement to the Writ~~ and leave given the Defendant to plead Issue plead.

Lancaster & Hardy & Harper Continued by Consent

Kooglen & McCartney, Offer Inquest set aside payment Confession & Issue and Continued

Wingfield for Pl & Fawcett . . . . . Same Continued

Gelinow & Burroughs . . . . . Same

Pearsing & Burkholder . . . . . Same

Hall (for Paul) & Bear Pl . . . . . Same

Huffman & Fawcett . . . . . Same Continued

Reid & Dove Pl . . . . . Same

Blosser for Coffman (Cooper) & Logan . . . . . Same

Klein (for Same) & Furry Pl . . . . . Same

Lynn & Alderfer & McMahan Pl. Such Record, Offer Inquest plead set aside & Issue and Continued

Same . . . & J. Klein . . . . . Same

Lewis Adm & M. Lewis Pl Offer Inquest set aside payment Confession & Issue and Continued

Burkholder & Furry . . . . . Same

Yount & Johnson Pl . . . . . Same

Reid & Cakebolt . . . . . Same

Brannon (for A. Armstrong) & Klein Pl . . . . . Same

Eldredge & Cathcart Pl . . . . . Same

M. Lewis (for G. M. Kemper Pl) & M. Lewis Pl . . . . . Same

(Note that was Set aside ~~after~~ & this only made after Court & Court of the Party by Consent

Eskridge & Smith offer Inquest ret as do pay mth pleads Genl replea
=how offers and Costs

Same & W. Murry - - - - - - - - - - Same

Hardesty & Fawcett - - - - - - - - Same Costs

Hardesty Ho & Fawcett - - - - - - - - Same do

Lefoy - & Same - - - - - - - - Same do

Nicholas & Same - - - - - - - - - Same do.

Perkey exor & Hess - - - - - - - - Same

Hicky & Fitzpatrick - - - - - - - Same

Weaver & Sericolo plea warn and the Defendant appears in Court
and confesses a Judgment for $1250 Damages and Costs

Present Peachy Harrison

Ordered that the Court be adjourned until to Morrow Morning
at 12 o'Clock

Peachy Harrison

Wednesday the 21st November 1832

Present

Peachy Harrison, Michael H. Harris, Richard P.
Fletcher & Benjamin Miller - - - - - Gent Justices

Ravis & Graves exor Continued by Consent for Defendant.

On the Motion of Jacob Boon Surviving executor of Abraham
Boon dec'd. It is Ordered that Richard P. Fletcher be appointed a
Commissioner to examine state and settle the estate accounts of
said Boon decd with the said exor and make report to the Court

Jacob Parrott

A Sale bill of the estate of ~~Henry Perkey~~ dec'd was returned and
Ordered to be Recorded.

Harrison & Kyle & Perkey. In Chancy On the Motion of the Plff by his
Counsel, and for reasons appearing to the Court it is Ordered that the
Defendant Perkey be restrained from praying out any money ~~or~~ bonds or
~~spec~~ disposing of property in his hands due the Defts Kyle to the amount of
damages upon $50. until the further order of the Court & Plff. awarded
or due

138 Bowman v Rose &c on a Notice on a Policy bond Notice proved as to the Defts Clow & Joseph Rose on yesterday, & continued Notice proved to day as to Jacob Rose, & execution award agst all the Defendants

Bfs. Nisi &c agst Jacob Rose &c . . . . . Same

Slusser v Clow plea warrd & Judgmt confessed for the Debt in the Declaration Mentioned with intrst & Costs saving equity

Looker admr v Looker . . . . . Same

Mason for Wife v A. Fawcett . . . . . Same (Costs taxed)

Same . . v J. Clow . . . . . Same

Bull for Winters v Dove . . . . . Same

Mason v Perley the Dfts being dead, on Motion of Court this suit is Ordered to stand and be prosecuted to final Judgmt in the name of Berryman Dawson admr of the said Mason, and by like Court Ordered until the Next Court

Keller for Doubt v M. Fisher plea warrd & Judgmt confessed for the Debt in the Declaration Mentioned with intrst & Costs saving equity . . . . . Same

Gambell for &c v Logan . . . . . Same

Smith for &c v McMahan . . . . . Same (Costs taxed) no ca

Poe &c. . v Fawcett . . . . . Same

Yale &c. for &c v Rose &c . . . . . Same

Shaw for Wife v Geo. Hagan . . . . . Same

Same . . . v Same . . . . . Same

Same . . . v Jno. Hagan . . . . . Same Costs taxed no ca

Dever . . v Fawcett . . . . . Same

Smith for &c v M. Furry . . . . . Same

Kennedy v Ritchey . . . . . Same

Paul . . v M. Furry . . . . . Same

Same . . v Rose &c . . . . . Same

Effinger Hall for &c v A. Furry . . . . . Same Costs taxed no ca

Same . . v Same . . . . . Same Costs

Bowman v Coffman plea w and Def agrt confess for Debt in the declaration mentioned with interest & Costs saving equity

Rutherford v Fancher &c . . . . . Same

Gilmore for Pl v Cline . . . . . Same

Hamlin v Fisher . . . . . Same

Rew v Reese &c . . . . . Same

Same v Same &c . . . . . Same

Garrison v McMullen . . . . . Same

Roller &c v Huffman &c . . . . . Same

Yeager v Lesher . . . . . Same

Reed v Mathews &c . . . . . Same

Blosser (for Pl) v Mathews . . . . . Same

Mears (for Pl) v Cline . . . . . Same

Yount v Samuhan . . . . . Same

Shew (for Pl Rew) v Fury . . . . . Same

Cook v Carthrae, the Defendant appears in Court and confesses a fieri facias for the Debt in the writ Mentioned with interest & Costs =

Gore for Pl v W. Fury &c Continued by Court

Hamlin . . v Same . . . . Same

Hamlin . . v Same . . . . Same

Fisher v Gratton &c . . . . Continued

Short for Pl v Logan &c Discontinued agreed.

Giles (a Govenor) v Frazee Continued by Consent

Smith v Fury &c discontinued agreed. (Costs taxed)

Thomas v Rogers M E set aside Covenants performed pleaded, Issue Replication & Issue and Continued

On the Petition of Samuel Dinkle to discontinue the following part of the public Road leading from Harrisonburg to Millers Iron Works [to wit] from where it leaves the turnpike road near Dinkles Bridge to where it enters the lands of Jacob C. Irvin, and the Court being satisfied that Notice of the application has been given in the manner directed by Law, it is Ordered

Sur petition fee allowed Court 183 2

Cfy & del.

140 that the sheriff of this County do Summon and impannel a 1/11
Jury of twelve disinterested freeholders, who shall View the said Road
being first Sworn, and on their oaths say whether in their opinion
public convenience would result from the discontinuance of the said Road
the said Jury shall Certify their Opinion under their hands and
Seals and deliver the same to the sheriff, who will return the
same to our december Court Next.

On the Motion of Nimrod Dove admr of George Dove dec'd
it is ordered that Richard P. Fletcher be appointed a Commissioner
Copy. to examine, and report to the estate of the said George Dove
deceased and make report to the Court.

Ordered that the clerk of this Court give public Notice that
+ the Court will set at December Court Next for the purpose of
trying the appeals on the Docket and also for the trial of
Chancy Causes.

Ordered that the Court be adjourned untill
the third Monday in December Next

Peachy Harrison

141 Monday to wit,

At a Court held for the County of Rockingham on the 3rd Monday in December, being the 17th day of December 1832

Present

Jacob Rust, Robert Harris, Augustus Wakeman & Isaac Thomas . . . . . & G. Justices

A List of Convey ances and other Writings admitted to Record in the Clerks office of the County Court of Rockingham from the 1st to the 30th day of November 1832, (both days included) was returned into Court by the Clerk thereof, and being examined by the Court is ordered to be entered on the Minutes and a like list be posted up at the door of the Court House of said County, which List is in the words and figures following to wit,-

A Deed for Personal estate from Andrew Eastcott to S. M. Gambill in trust for Coffman Hooper.

A Deed for Personal estate Solomon Fultz to Christian Fultz

not found A Deed for land John Weaseels to John Nicholas

found A Deed for land Christopher Barnes to Christopher Whetzel

not found A Deed for land . . . Sand . . . . to Augustin Shumate

Do A Deed for land Christian Good to Henry Wright

Do A Deed for land Adam Sago to James Smiley

Do A Deed for land, Augustus Wakeman to John Strayer,

found A Deed for land from Lynn and Adolphus to Joseph Cline

not found A Deed for land, David Rolls to John Long,

Do A Deed for land Henry Harnsberger to Zebulon Gilmore

X A Deed for Personal estate, Abraham Fultz to S. M. Gambill in trust for S. H. Coffman

not found A Deed for land Peter Roler to Richard Biggerlow

found A Deed for land James Dean to Bennett Rains

not found A Deed for land Samuel Runnion to Samuel Yount,

Do A Deed for land, Sand . . . to Sand & Joseph Yount.

found A Deed for land James Clarke to Joseph Lesher.

not found A Deed for land Joseph Lesher to Jos. Clarke in trust for Mrs Lesher.

Do A Deed for land, Mary Armentrout to Barbara Alder,

Do A Deed for land, John Weller to Archibald Brock.

142 found — Deed for Land, Jacob Lantz Sr to Jacob Lantz Jr.

found — Deed for Land, Martin Lantz to Jacob Lantz,

not found — Deed for Land, Jacob Lantz to Jacob Whitsel (son of John)

✓ — Deed for Personal estate, Jo. Depoy to David Stahl in trust for Jos. Coleta

not found — Deed for Land, John Looker & others to Warrick Pickering

do — Deed for Land, James Looker to Richard Pickering

do — Deed for Land Abraham Morrison to Philip Brock

do — Deed for Land John Maggart to Jacob Miller in trust for William Rite

do — Deed for Land Henry Hostetter to Lydia Harrison

found — Deed for Land James Ewing to Shem Gobermon,

not found — Deed for Land of estate Abram Fawcett to James Wall in trust for Geo. Crawford

found — Deed for Land Christian Whitmore to David Weaver

found — Deed for Land of estate Abram Fawcett to Jno Kenney in trust for Jo. Bywaters

✓ — Deed for Personal estate to Geo. Detmore to M. M. Harris in trust for M. Fesher &c

found — Deed for Land Jonathan Shaver to John Shaver

not found — Deed for Land Jacob Nicholas to John Nicholas

On the Motion of Elijah Dunaway, who entered into bond with Security in the penalty of ~~$2000~~ 1000 and made oath thereto as the law directs administration of all and singular the goods and Chattels of Saml Dunaway deceased is granted him in due form, and it is ordered that James Anderson, Abraham Berry, William Rice and John M. Funkhouser, or any 3 of them being first sworn be appointed to appraise the estate of the said ~~Elijah~~ Saml Dunaway dec and make report to the Court

Cpl

On the petition of Henry Cupp Sr for a road, Commencing at or near the land of Frederick Henry Cupp, and from thence running through the lands of sd Frederick Cupp Sr to where it will intersect the road called the North River Gap road, (as set forth in the said Petition) It is ordered that John Black, James Fulton, William Rice, & Samuel M. Burgess or any 3 of them being first sworn do View the said Way. and make report of

Cpl

143 the convenience and inconvenience attending the said way to the Court,

A Sale bill of the estate of Jacob Rife dec., was returned into Court and ordered to be Recorded

A Settlement of the estate accounts of Phillip Brannon dec., was returned and examined by the Court and ordered to be Recorded

Ordered that the Overseers of the poor bind Henry Butler orphan of Butler 14 years old the 25 of this Month, to Abraham Coffman to learn the trade of a Mill Wright, as the law directs, and who is to have for freedom dues £20.

Cfp Ordered to Quarter publish accounts

For Reasons to the Court, it is ordered that the Jailor do deliver to Samuel Swecker, George John Swecker a person of unsound mind and formerly of the said Samuel now Confined in the Jail of this County, but the effect of this Order is to be suspended untill the said Samuel Swecker enters into bond with security in the penalty of £500. to save and Keep Harmless Jacob Swecker who is the Committee of said John Swecker, praying for the removal of s^d John out of the County of Virginia, which bond is to be given to the said Swecker &c

On the petition of George Shaver & others, Beginning at a portion of the Rockingham road, and from thence through the lands of William Bryan & others to Bowmans Mill, as set forth in the said Petition — It is Ordered that George W. Chrisman, Joseph Lebouse, John Berry Jr. and Jesse Roadcap or any 3 of them being first Sworn, do view the said proposed way and make report, to the next of the Convenience and inconvenience attending the same to the Court

Cfp ordered 16.

On the Petition of John W. Moyer & others praying that part of the Public road leading from Harrisonburg to Peters Mill to and from the point where the Warmsprings and Harrisonburg turnpike road join the present road at the corner of John W. Moyers Meadow, and where it falls into the road leading from Harrisonburg to Dry River Gap, near the stone house of John Shaver &c and the Court being satisfied that Notice of this application has been given in the manner directed by law It is Ordered that the Sheriff of this County, do summon and impannel a Jury of twelve discreet freeholders, who shall View the same, being first Sworn, and on their oaths, say whether in their opinion public inconvenience would result from the continuance of the said road, the said Jury shall Certify

144 their opinion unan their hands & seals, and delivered the same to the Sheriff, who shall return the same to our January Court next according to law

A writing purporting to be the last will and Testament of Henry Lamb dec. was again presented in Court, and further proved by the oath of Abraham Hoover and ordered to be Recorded

Ordered that Stephen Roadcap be appointed Surveyor of Precinct No 1. on the Stayo road in the room of Robert Gratton resigned. and that he with the hands heretofore appointed to work thereon and Keep the same in Good repair

Copies delivd to Taverton

John S. Gamey one of Commissioners heretofore appointed to lay off that part of the New road from heretofore established from M'Gaheys hill to the top of the Mountain, (which has not been before laid off) made a report, & directing the said road, between the River and the top of the Mountain, into 4. precincts, and had allotted the Number of Tithables Necessary to each, and the Court having seen and inspected the said report, the same is hereby affirmed, and is ordered to be Recorded, and it is further ordered that John S. Gamey be appointed Surveyor of Precinct No 2. John Sefo of precinct No 3. John Dawson of Precinct No 4. and Samuel G. Boughn Surveyor of precinct No 5. and that they Severally, with the tithables herein allotted to the said precincts, open work thereon and Keep the same in Good repair

Copies of new roads for Surveyors to A. M. Clanton in 10 days, after Court [Report read with the petition]

G. Miller v Miller upon a Note &c Note proved, and by Consent Continued until February Court Next

Cowan v Miller &c upon a Note or a Delivery bond Note proved and execution awarded

G Hedrick v Clark &c . . . . . same

H Depoy (for Coffman) v Clark &c . . . . . same

G. Reid v Reso &c . . . . . same

G Reid v Reso &c . . . . . same

G Coffman v Reso &c . . . . . same

G.

Rowe Assignee for Smith / v Clarke &c upon a Rule on a Motion in the County Court Rule granted & exception awarded

Do. Gowin adm. v Rogers &c . . . . . Same

The Sheriff. by Virtue of the Writ. directed to him, to empannell a Jury to View that part of the publick road leading from Harrisonburg to Mellers Iron works, where it leaves the Glade and where it leaves the lands of Jacob C. Erwin &c had empannelled a Jury. who Certified their Opinion on their Oaths & Seals, and delivered the same, sealed to the said Sheriff who has returned the same, into Court, and the Court being Satisfied, from the Opinion of the said Jury, and from other evidence, that no inconvenience would result to the publick, by discontinuing that part of the road, from the point, where it leaves the Glade aforesaid, to the point where it leaves the lands of Jacob Erwin, do hereby direct, that part of said Road, as aforesaid be discontinued, from and after the 1st day of April 1833, and the Court being also satisfied from the Opinion of the said Jury. and from other evidence, that no inconvenience, will result to the publick from discontinuing so much of the road, from the Cold house near Reps Town to Dinkle Bridge as deviates from the said Turnpike road, the same is hereby accordingly ordered to be discontinued ~~and Acts~~ all which is ordered to be Certified

Said Assignee Keeps the Glade

Court v Abraham Bowers on a Recognizance for a breach of the peace on the Complaint of John Lacy. the said Defendant appeared in Court on discharge of his Recognizance, and the Court having heard the evidence and argument of Counsel. are of the Opinion, and do order that the said Defendant be bound to his good behaviour, for one year himself in the sum of $100. and his Security in the sum of $100. and that he stand Committed until he give such Security, whereupon the said Abraham Bowers with Noah Bowers his Security appeared in Court and acknowledged themselves to owe and be indebted to his Excellency John Floyd Governor of Virginia and his Successors in Office in the sum of one Thousand Dollars each, to be levied of their respective Goods and Chattles Lands and Tenements and for the use of the Commonwealth to be levied, upon this Condition that the said Abraham Bowers shall keep the peace and be of Good behaviour towards all the good Citizens of this Commonwealth for one year from the date hereof, and more particularly towards the said

146 John Seedy. Show the above recogg. to be void, else to remain in full force, and that he move over pray the Court of the prosecution

Caldwell v Bowman on an appeal dismissed agreed

Present

Sam'l H. Lewis Gentleman

On the Motion of John Hubbard a free Negroe, now confined in the Jail of this County, to have his discharge for not having a Regular Certified Copy of his Register, in his possession and for no other Cause, that he be discharged from Custody, on the ground that his said Certificate has been destroyed, which Motion upon Argument was overruled by the Court. Whereupon it is agreed that a paper, in the words and figures following to wit. Registered the 10th of Sept. 1806 was read in evidence, and that the said John Hubbard, is the person described in the said paper, and that Philip Williams whose name is affixed to the said paper is the Clerk of the County of Shenandoah. and his name attached thereto is the proper name of said Williams, signed in his official capacity and that Alexr Watton who has attested the said Paper, is a Justice of the peace of the said County of Shenandoah. It was admitted that the said Hubbard had resided in the County of Rockingham since the 1st of January last, and that he had not procured his Register to be registered in the County of Rockingham, and it is admitted that on the part of the Commonwealth it was proposed to prove that the said Hubbard had taken the seal from the said paper / Register above referred to for the purpose of attaching it to a forged Certificate to enable a Slave to run off. but which proposition was not admitted by the Court, the foregoing facts was all that appears before the Court

On the Motion of Francis A. Smith esqr. and he having taken the oath prescribed by law he is admitted to practice as an attorney in this Court.

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

S. H. Lewis

County: Rockingham
Document: Minute Book 13 1830-1833
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KOFILE SOLUTIONS, INC.

Tuesday the 18th December 1832

Present

Peachy Harrison Richard P. Hobson, Saml St. Leger
& Augustine Washington . . . . . & G. Justices

Mills Pet. Heirs Pet. on petition for the alteration of the road ordered by Court
& Road & Order on Mot. Adjourned Case now Continued by Consent
& Order for " Road . . . . . same

On the Motion of John J. Moorman an executor named in the will of Margaret Gowl dec. appears in Court and refused to qualify as such which is ordered to be entered

John Bibb . . . . . appellant
agst
Henry Ritchey . . . . appellee } upon an appeal, from a Judgment recovered by the appellee agst the appellant before Saml Cook, a Justice of the peace for the County of Rockingham,

This day came the appellant, by his attorney, and the Court having heard & seen the evidence seen and inspected the record of the said Judgment aforesaid, it seems to the Court here, that there is error in said Judgment, it is therefore Considered by the Court that the same be reversed and annulled, and this Court proceeding to give such Judgment as the said Justice ought to have given, it is further Considered that the warrant be dismissed and that the appellant recover against the appellee, as well his Costs expenses in defending the said Warrant before the said Justice, as his Costs expenses in prosecuting his appeal aforesaid here

Ordered that Henry J. Garnett agent for this County, procure a Suitable Stove and pipe for the use of the Debtor rooms in the Jail of this County, it appearing to the satisfaction of the Court, that the several persons now confined in the said Jail, cannot be safely accommodated without such Stove, and that the Jailer cause the same to be put up in the manner suggested by him to the Court, the expenses thereof to be paid out of any money now in the said agents hands, or may come into his hands, due the County, and that he make a report of the said expenses to our next Court

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On the Motion of Henry Carrier, It is Ordered that Richard P. Fletcher be appointed a Commissioner to examine State and settle the accounts of the said Henry Carrier as Guardian for Jacob, John, Daniel, Samuel, David, Sally & Elizabeth Miller Children of Jacob Miller decd, and make report to the Court

David Caldwell ... appellant upon an appeal
agst
Paul Shoemaker ... Appellee before Samuel Coolesa Justice of the peace for the County of Rockingham

This day Came the parties by their attorneys who being fully heard, and the Evidence adduced maturely considered it seems to the Court that there is error in said Judgment it is Therefore considered by the Court that the same be reversed and annulled, and the Court proceeding to give such Judgment as the Justice ought to have given, it is further Considered that the warrant be dismissed, and that the appellant recover against the said appellee as well his Costs expended in defending the said Warrant before the said Justice as his Costs expended in prosecuting his appeal aforesaid here

John Looker ... Plaintiff
agst
Andrew Huling &c. ... Defendants
In Chancery

This Cause Came on to be finally heard this 18th day of December 1832 on the Bill answer the Verdict of the Jury (to which no exception is taken) and the argument of Counsel whereupon the Court doth adjudge order and decree that the injunction granted in this Case be made perpetual, and that the Plaintiff Samuel Miller Administrator of John Looker deceased recover of the Defendants all Costs sustained in prosecuting this suit the Court doth further adjudge order & decree that the Defendant George Leonard pay to the said Samuel Miller the sum of of $40 with interest from the 18th day of December 1832 untill paid

149 Thompson v Showalter, Continued by Consent

" Weller v Harrison . . . . Same

" Rogers v Newman . . . Same

" Cook v Lincoln . . Continued by Consent for the appellant

" Hall for M'Cune's v Stone . . Continued by Consent

C Isaac Strunk v Thomas Stevens. upon an appeal from a Judgment rendered by the appellee agst the appellant before George Clark a Justice of the peace for Rockingham

This day came the parties by their attorneys, who being fully heard, and the evidence adduced, Maturely Considered, it seems to the Court here, that there is error in said Judgment, (in this, that the Note on which this suit is brought was paid to Piper before the Judgment thereon to the appellee), it is therefore Considered by the Court, that the said Judgment be reversed and annulled and the Court, proceeding to give such Judgment as the said Justice ought to have given; it is therefore further Considered that the warrant be dismissed and that the appellant recover against the said appellee as well his Costs expended in defending the said Warrant before the said Justice as his Costs expended in prosecuting his appeal aforesaid here

Henry Pulse . . . . . Appellant
Ads Butler agst
Thomas Butler . . . . Appellee

C Upon an appeal from a Judgment of a Justice of the peace rendered by the appellee against the appellant on the 27th day of August 1830 For $16.75 Cents with interest Costs

This day came the parties by their attorneys, who being fully heard, and the evidence adduced maturely considered, it seems to the Court that there is no error in the Judgment aforesaid, Therefore it is Considered, that the same be affirmed, and that the appellee recover against the appellant and George W Piper his security the amount thereof, together with ten per Centum per annum Damages thereon from the aforesaid 27th day of August 1830 till payment and his Costs by him about his defence in this behalf expended

C Docket & Continued
Haughton v Graham & Shacklett, Continued by Consent

C Scruggs &c v Beard &c Dismissed for want of bill - with the assent of Colo Kerr

150
Abated

Abraham Josephs ..... Appellant
agst
John Sites ..... Appellee

Upon an appeal removed by the appellee against the Appellant before George Clarke a Justice of the peace For the County of Rockingham

This day came the parties aforesaid by their attorneys who being fully heard and the evidence addduced & a jury considered it seems to the Court that there is no error in said Judgment it is therefore considered by the Court that the same be affirmed and that the appellee recover against the Appellant, and Jarvis Joseph his Security do and he's Costs expended in defending the said Warrant before the said Justice as his Costs expended in defending the appeal aforesaid here,

William M^c Mahon .. Plaintiff
agst
Samuel Henry &c .. Defendants

In Chancery

The Plaintiff being a Member of the Legislature and Claiming his privilege this Cause is Continued & Set Set for Final hearing by order Defts atty

The Same ... Plaintiff
agst
William Ewin &c .. Defendants

In Chancery

By Consent of the parties by their attornies this cause is removed to the Circuit Superior Court of Law and Chancery holden for this County to be tryed

Dundore & Grahams admrs Continued by Consent

M^c Mahon & M^c Dowell & Miller Continued

Scotts heirs & Hudsons heirs rule for security for Costs to be given within 60 days

Armentrout & Harris The Plaintiff be dead that fact is ordered to be entered of Record

An appraisement Bill and Sale Bill of the Estate of Balser Shaver deceased returned into Court and ordered to be recorded

157 O Roarks vs Marty &c This Cause Came on to be heard this 18th day of December 1832 on the Bill answer & whereupon the Court doth order and decree on the motion of the Plff that the Commissioners of this Court Richard P Fletcher do examine state and Settle all matters and accounts in difference between the parties and make a report thereof to the Court in order to a final decree and the said Commissioner is authorized to proceed in the absence of either party reasonable notice having been given of the time & place of taking said account and the said Commissioner is authorized to examine either of the parties on oath if so required by the opposite party

Absent Richard P Fletcher Present George Clarke C. Justice

Haga vs Barly &c Continued for the Plaintiff

Ordered that Richard P Fletcher be appointed a Commissioner in Chancery To Settle accounts and take Depositions in this Court

Present Richard P. Fletcher C. Justice

Jesse Sloan &c . . Plaintiff
agst
R. Mathews admrs &c Defendant
In Chancery

On the Motion of the Plaintiff it is ordered that Elizabeth Mathews be appointed Guardian ad litem for the Infant Children Defendants of Reboboam Mathews Deceased To defend this Suit

On the Motion of Daniel Mathews admenistrator of Reboboam Mathews Deceased it is ordered that Richard P Fletcher be appointed a Commissioner to examine State and Settle the Estate accounts of the said Reboboam Mathews Deceased with the said admrs and make report to the Court

On the Motion of Henry Phelps admenistrator of David Roller deceased it is ordered that Richard P Fletcher be appointed a Commissioner to examine State and Settle the Estate accounts of the said David Roller with the said admenistrator and make report to the Court

152 Ordered that the Court be adjourned until the Third Monday in January next

Peachy Harrison

Virginia to wit

At a Court of Oyer & Terminer held for the County of Rockingham, at the Court house thereof on the 27th day of December 1832 for the trial of John Stubbard (a free Negroe) who was Committed to the Jail of this County on Suspicion of felony. and stands charged with feloniously, forging, and Counterfeiting a certain writing as also the seal of the County of Shenandoah, which is attached to said writing, with intent to injure William West of the County of Rockingham.-

Present

Peachy Harrison, Richard P. Fletcher, John H. Campbell Augustus Waterman and Charles C. Spears. Gent Justices.

The said John Stubbard was led to the bar in Custody of the Jailor, and being thereof arraigned pleaded Not Guilty of the offence whereof he stands charged, and thereupon Sundry witnesses to wit, Ben a Negroe Slave the property of William West, said William West. Jacob Stoverlager, Levi Campbell, John Cowan, Sellew W. Gambill. George Clarke & Perry J Gambill, were sworn and severally examined touching the felony of which the said Prisoner stands charged, and the Court having heard part of the argument of Counsel ~~and the said Prisoner being fully heard in his defence by his Counsel~~ and ~~the Court having heard the evidence~~ ~~the witnesses, part of the defence~~ and the Counsel Pro and Con ~~further hearing~~ ~~to hear the argument of Counsel~~, it is ordered that the prisoner be remanded to Jail, and the Court be adjourned until to morrow morning at 10 o'clock.

Peachy Harrison

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Friday the 28th day of December 1832

The Court met persuant to adjournment

Present

The same Justices as on yesterday.

John Stubbard a free Negro, who stands Charged with felony, was again led to the bar in Custody of the Jailor, and the arguments of the Counsel being fully heard, and the Court upon Consideration thereof, are of the opinion that the said John Stubbard is Guilty of the Felony of which he stands charged, and the prisoner being entitled to the benefit of Clergy, It is Ordered that he be forthwith burnt in the hand in the presence of the bar of this Court, and that he moreover be taken to the public Whipping post of this County and receive 25 Lashes on his bare back, and it is further Ordered that the Sheriff of this County, Cause this Judgment to be executed on the said John Stubbard

and the Court arose

Peachy Harrison

Virginia To wit

At a Court held at the Court house of Rockingham County on the 18th day of January 1833 for the trial and examination of Chapman Sheflet who was Committed to the Jail of this County on Suspicion of felony and stands Charged with feloniously Killing of Thomas Sheflet

Present

Peachy Harrison Richard P Fletcher George Keyton Gentlemen
Clarke John S Gamey Augustus Waterman

The Prisoner was led to the Bar in Custody of the Jailor and thereupon arranged pleaded not Guilty and thereupon sundry Witnesses to wit Isaac Powell Absolum Sheflet Alfred Wolf Robert Powell Jeremiah Powell Catharine Barbara Thomas Williams were sworn and examined and the prisoner being fully heard in his defence by Thomas Clarke and John Gamey Esquires who were assigned

154 By the Court as counsel for the prisoner, it is considered by the Court that he is Guilty of the offence whereof he stands Charged and for the same is liable in the Circuit Superior Court of Law & Chancery holden for this County and that he be remanded to Jail of the said Circuit Superior Court of Law & Chancery there to remain until discharged by due Course of Law

Be it remembered that on the 18th day of January 1833 Jane Powell Absolem Sheffet Alfred Wolf Robert Powell Jeremiah Powell & Francis Williams severally appeared in Court and acknowledged themselves to owe and be indebted to his excellency John Floyd Gover of Virginia and his successors in office in the sum of $100 each to be levied of their respective Goods and Chattles Lands and Tenements and for the use of the Commonwealth to be rendered upon this condition that if the said Jane Powell Absolem Sheffet Alfred Wolf Robert Powell Jeremiah Powell & Francis Williams shall make their personal appearance on the first day of the next Superior Court of Law & Chancery to be held for the said County then & there to prosecute against Chapman Sheffet charged with Murder and shall not depart the said Court until discharged by Law then this recognizance to be void otherwise to remain in full force

And the Court arose

Peachy Harrison

State of Virginia Rockingham County To wit

At a Court held at the Court house of said County on the 18th day of May 1833 by Virtue of a warrant issued by Abraham Smith Esqr a Justice of the peace for the said County on the Complaint of Philip Shoemaker against Henry Lamb Catharine Lamb Sr and Catharine Lamb Jr which warrant of Complaint is in the words and figures following to wit. To the Sheriff of Rockingham Forcefully to the act of assembly entitled an act to explain and amend an act reducing into one act the several acts concerning forcible entries and detainers

fi fa

Present

August Waterman
Jacob Rush & Justices

Peachy Harrison and

Philip Shoemaker . . . Plaintiff
agt
Henry Lamb Catharine Lamb Sr
and Catharine Lamb Jr. . Defendants For unlawfully detaining from the Plaintiff and against his consent the possession of a certain Tenament of Land lying in Brocks Gap in the said County containing by Estimation Twenty Eight acres and 3 perches with its appurtenances, being the Tract of Land which was Patented to him and is the same now in the possession of said Henry Lamb Catharine Lamb Sr and Catharine Lamb Jr

This day came the Plaintiff by his attorney and the said Defendants not appearing altho solemnly called and thereupon the Sheriff returned a list of 18 good and Lawfull freeholders duly summoned to attend as Jurors for the trial of the said Complaint all of whom when attended from which freeholders so summoned and attending the following Jury was selected by Lot to wit George Conrad Phillip Miller Andrew Sellers James Gray William Ewin William Rachart Burgess Vanpelt George W Pirtle Andrew McClellan James Joseph James Duff and William Sprinkle

who being sworn well and truly to try wether the
Defendants against the Consent of the Plaintiff holds
possession of the Tenement mentioned in the Compliant
filed in this Cause whether the said Defendants hath
not
so held possession thereof against the Consent of the
Plaintiff for three years next before the exhibition of
the said Compliant and whether the Plaintiff hath
the right of possession in the tenement aforesaid and
having heard the evidence upon their oaths do say
we the Jury find that the Defendants did at the
time of the exhibition of the Compliant filed in this
Cause hold possession of the tenement therein men
tioned against the consent of the Plaintiff that the
said Defendant hath not so held possession thereof against
the consent of the Plaintiff for three years next before
the exhibition of said Complaint and that the Plain
tiff hath the right of possession in the tenement aforesaid
Therefore it is Considered by the Court that the Plaintiff
recover against the said Defendants the possession of the
Tenement aforesaid to be held and enjoyed by him
according to Law and his Costs by him about his suit
in that behalf expended and the said Defendants may
be taken & whereupon the Plaintiff prays a writ to
the sheriff of said County to be directed to cause him
to have possession of the tenement aforesaid with its
appurtenances and to him it is Granted returnable
here as the Law directs

Ordered that the Court be adjourned

Peyton Harrison

END