Roll ~~13~~ - Examd 18

Lancaster

B11 R402

Administrators of Arthur Hicklin decd } Decln
v } in
Maccajah Crenshaw } Asst
$200

15

Hooker Williams Attys

111,,57
21,,42

Filed March 1st 1814

Order for Judgment

This case being referred to the Clerk to ascertain the sum actually due, I assess the damages of the Pltff to One hundred & Eleven dollars 57 Cents as actually due besides the Costs & charges
13 April 1814 —

Judgment May 14th 1814

DECLARATION ON NOTE—PRINTED BY F. M. BAXTER.

In the common pleas

South-Carolina, } To wit.
Lancaster DISTRICT. }

Maccajah Crenshaw the younger otherwise called McCager Crenshaw

attached

was to anſwer to Jasen Hicklin and Hugh Hicklin administrators of all and singular the goods and chattles rights and credits of Arthur Hicklin deceased, ——— in a plea of Treſpaſs on the caſe, and ſo forth

AND WHEREUPON the ſaid Jasen and Hugh administrators as aforesaid —— by Hooker Williams, their ——— Attorneys complain, THAT WHEREAS the ſaid Maccajah on the sixteenth day of March in the year of our Lord one thouſand eight hundred and Eleven at Lancaster court house in the diſtrict of Lancaster in the ſtate aforeſaid, and within the juriſdiction of this Court, did make his certain note in writing, commonly called a promiſſory note, his own proper hand being thereto ſubſcribed bearing date the ſame day and year aforeſaid, and then and there delivered the ſaid note to the ſaid Arthur Hicklin in his lifetime and thereby faithfully promised the said Arthur in his lifetime as aforesaid that he the said Maccajah five days after the date of the said note, would well and truly pay or cause to be paid to the said Arthur the Just sum of ninety one dollars and seventy two cents

for value received; by reaſon whereof, and by force of the ſtatute in ſuch caſe made and provided, and made of force in this ſtate, the ſaid Maccajah ——— became liable to pay to the ſaid Arthur in his life time as aforesaid the ſaid ſum of money mentioned in the ſaid note, according to the tenor and effect of the ſaid note five days after the date of the said note —— and being ſo liable he the ſaid Maccajah —— in conſideration thereof, afterwards, to wit, on the ſame day and year aforeſaid, at Lancaster court house —— aforeſaid, undertook and faithfully promiſed the ſaid Arthur in his lifetime as aforesaid to pay him the ſaid ſum of money mentioned in the ſaid note, according to the tenor and effect of the ſaid note when he should be afterwards thereunto requested

Yet the said Maccajah his promise and assumptions aforesaid not regarding, the said sum of ninety one dollars and seventy ~~two~~ cents or any part thereof to the said Arthur in his lifetime, or to the said Jasen and Hugh after the death of him the said Arthur hath not paid altho so to do the said Maccajah afterwards by the said Arthur in his life time towit on the ~~twenty of the~~ same day and year last aforesaid and by the said Jasen and Hugh after the death of him the said Arthur towit the sixteenth day of October in the year of our Lord One thousand eight hundred and thirteen and often afterwards towit at Lancaster court house aforesaid was he required; but the same to the said ~~Arthur in his lifetime~~, and to the said Jasen and Hugh after the death of the said Arthur hath refused, and the same to the said Jasen and Hugh to pay still doth continue to refuse, to the damage of the said Jasen and Hugh two hundred Dollars, and therefore they bring suit and so forth: and the said Jasen and Hugh brings here into court their letters of administration of the said Arthur, by which it appears to the court here that the said Jasen and Hugh are the administrators of all and singular the goods and chattles rights and credits of the said Arthur and thereof hath administration and so forth

Hooker Williams Pl[?]ffs Attys

(Copy Note)

"Five days after date I promise to pay Arthur Hicklen Or order the Just
"sum of ninety One dollars and seventy two cts Value recd this 16 March 1811

Jas Cheves Junr

(Signed)

his
McCager + Crenshaw
mark

Lancaster

Admr. of A. Hicklin decd.

v

Micajah Crenshaw

} Jud.t by Default on assessment

Hooker & Williams

assessment $111.57

attys Costs

Writ	£1.
Decl.	1.5
Sub. W.	.5.
Ind.t	.15.
Reg.r do.	.1.
Ex	. .6
	£3.12 = $15.42
Clerks Costs	6-00
	21.42

JUDGMENT ON WRIT OF ENQUIRY.

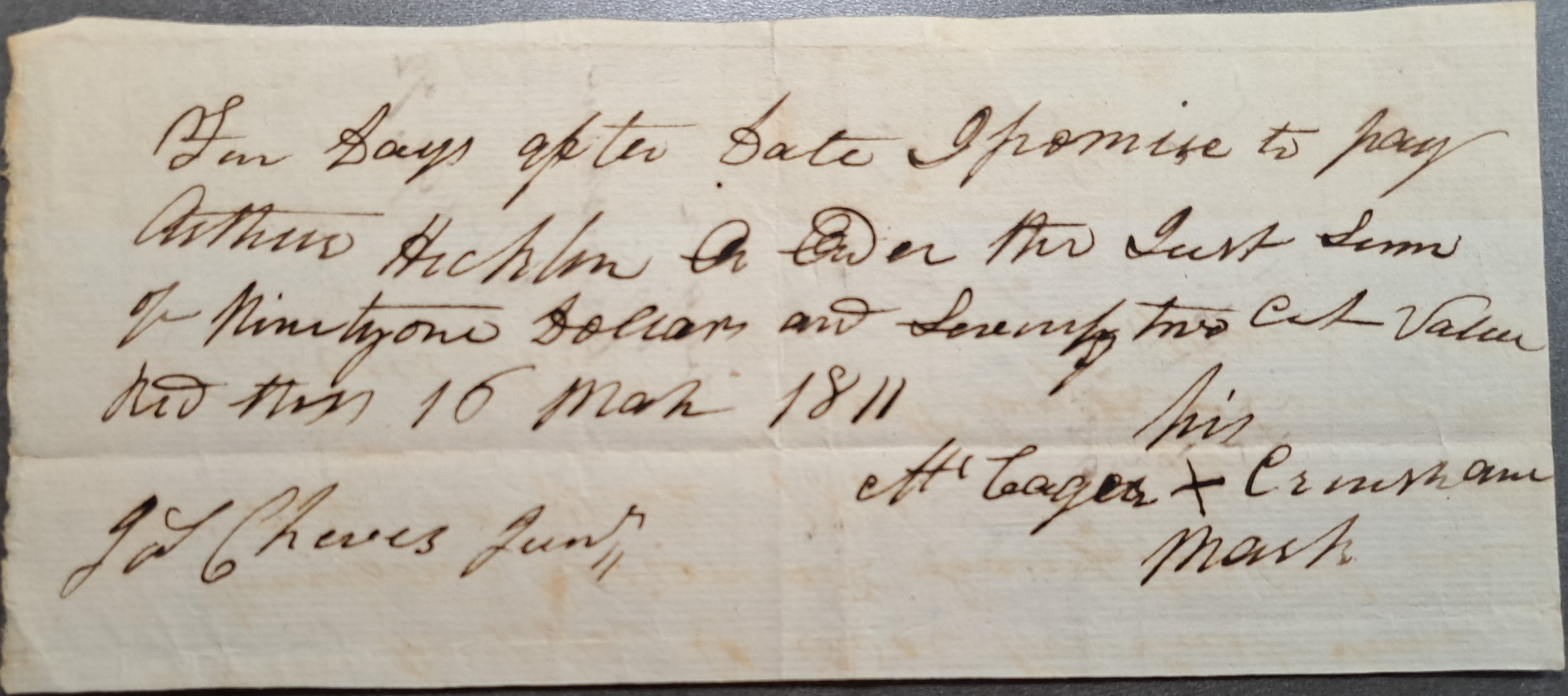
Spring TERM, 1814

And now at this day, to wit, the second Monday after the fourth Monday in March in the Year of our Lord one thousand eight hundred and fourteen come the said administrators by their Attorneys aforesaid, and pray that the said Micajah to the Declaration of them the said adm~~inis~~trators may answer: And the said Micajah being solemnly called, come not, but make default, whereby the said administrators remains thereof against him undefended. Wherefore it is considered by the court now here, that the said administrators ought to recover against the said Micajah their damages by them sustained by reason of the premises: But because it is unknown to the Court what those damages are: It is therefore ordered, That the same be referred to the Clerk of the said Court, to ascertain the Sum actually due by the said Micajah to the said administrators pursuant to the direction of the act of the General Assembly of the said State, in such case made and provided; and the said Clerk thereupon having ascertained the same, and assessed the damages of the said administrators by reason of the premises, besides their costs and charges by them expended in and about prosecuting their suit in this behalf, to One hundred and Eleven Dollars fifty One cents

THEREFORE it is considered by the Court now here, that the said administrators do recover against the said Micajah their damages so ascertained and assessed as aforesaid; and also the sum of Twenty One Dollars and forty two Cents for their Costs and Charges aforesaid, to them by the Court now here with his assent adjudged; which said damages, Costs and Charges, in the whole, amount to One Hundred and thirty Two ~~Cents~~ Dollars and Ninety Three Cents.

and be the said Micajah in mercy, and so forth.

Judgment Entered and Signed May 14th 1814
Jn. Simpson
Clk



Ten Days after Date I promise to pay
Arthur Hicklin or Order the Just Sum
of Ninetyone Dollars and Seventy two Cent Value
Rec'd this 16 March 1811

his
Mc Cager + Crenshaw
mark

Jo S Cheves Junr

Eager
Crenshaw
Note
$91.72

91.72
7
642.04
9.26.12
53
19.79 +
91.72
111.51

Declar filed

25

Lancaster

Admrs. of Arthur Hicklen dec.
v
Macajah Crenshaw

Writ in ap.
$200

Hooker & Williams

Original

I accept the service of this writ for November term 1813. 16 Oct. 1813.

his
Micajah + Crenshaw
mark

Test.
Thos Williams Jr.

THE STATE OF SOUTH-CAROLINA.

To all and ſingular the Sheriffs of the ſaid State, GREETING.

YOU, and each of you, are hereby commanded,
attach the body of Maccajah Crenshaw the younger otherwise without delay, to
called McCager Crenshaw

wheresoever he may be found within your and each of your respective Districts, so that you compel him to be and
appear before the Associate Judges of the said State, at the Court of Common Pleas, to be holden at Lancaster court
house in and for the District of Lancaster ________ on the second Monday after the fourth
Monday in October — next, to answer to Jason Hicklin and Hugh Hicklin adminis
trators of all and singular the goods and chattles rights and credits of
Arthur Hicklin deceased in a plea of trespaſs on the case and so forth
also for certain promises and aſsumptions by the said Maccajah to
the said Arthur in his lifetime made and not performed to their
damage two hundred dollars

Jn.° Simpson
Clerk

And have you there this Writ, before the Clerk of the said Court, fifteen days next before the sitting of the said Court.

WITNESS the Honorable JOHN FAUCHERAUD GRIMKE, *Esquire, Senior Associate Judge of the said State, at* Lancaster
court house the second. *Monday after the fourth Monday in* March *in the Year of our*
Lord one thousand eight hundred and thirteen *and in the* thirty seventh *Year of the Sovereignty and*
Independence of the United States of America.

Hooker Williams Plff's. Att'y.