Henry Love

Needham Cato

Attys tax costs

Writ	£1 —
Declon	1. 5 –
2 Sub. Writs	1 10 –
Argument	1. 5 –
Jury	2. 5 –
Judg & Execution	1 – 1
Equal to $. 22.71.4	£5 -6
Clerks	8.50
Shffs fee	3.32
Perry	~~86~~
	34.53

J Roll # 19

Lancaster District

B12 R446

Robert Love vs Glass Caston Samuel Caston } Declaration in Assumpsit

~~W. Ross Pltf atty~~

Clarke Pltfs. Atty

Filed Sept 12th 1808

Rule posted the same day

We find for the plaintiff the Sum of Two hundred & twenty Dolls with Interest

Joseph Doby foreman

[illegible] entered up May 27th 1809

South Carolina
Lancaster District

Glaſs Caston and Samuel Caston were attached to answer to Robert Love in a plea of Treſpaſs on the Case and Soforth; and also for certain promiſes by they said Glaſs and Samuel to the said Robert made and not performed to the damage of the said Robert Three hundred Dollars.

And thereupon the said Robert by [illegible] Caleb Clark his attorney complains that whereas the said Glaſs and Samuel on the fourth day of October in the year of our Lord One thousand Eight hundred and four at Lancaster Court house in the District and State aforesaid, and within the Jurisdiction of this Court made their note in writing subscribed with their own han commonly called a promiſsary Note, bearing date the same day and year aforesaid by which said Note the said Glaſs and Samuel promiſsed to pay the said Robert Love or order, On or before the Twenty fifth day of December in the year of our Lord one thousan Eight hundred and Seven, the sum of Two hundred and Twenty dollars for Value Recd By reason whereof and also by force of the statute in such case made and provided said Glaſs and Samuel became liable to pay to the said Robert the said sum of hundred and Twenty dollars in the said Note mentioned according to the tenor a effect of the said Note; And being so liable they the said Glaſs and Samuel consideration thereof afterwards to wit, on the same day and year aforesaid at Court house in the District and State aforesaid, and within the Jurisdiction of this C undertook and then and there faithfully promiſsed the said Robert that they the said Glaſs and Samuel would well and truly pay to the said Robert the said sum of Two hundred and Twenty dollars, in the said Note mentioned according to the tenor and effect of the said Note.

Neverthleleſs the said Glaſs and Samuel Caston not at all regarding their said several promiſes and undertakings so by them made as aforesaid, but contriving and fraudul intending craftily and subtilly to deceive and defraud the said Robert in this behal hath not paid the said sum of money or any part thereof to the said Robert, or him for the same in any manner satisfied; Altho so to do, they the said Glaſs and Samuel afterwards to wit on the same day and year aforesaid and often after at Lancaster Cour house in the District and State aforesaid was requested; But the said Glaſs and Sam hath hitherto intirely refused and still doth refuse to pay the same to the said Robert to the damage of the said Robert Three hundred Dollars. Therefore he brings suit and Soforth.

W. Roſs Pltffs Atty

We or either of us do promise to pay unto Robert Love or his order the Just sum of two hundred and Twenty dollars to be paid on or before the twenty fifth day of Decemr in year 1807 for Value Recd this 4th day of October 1804

Test
Henry Love

Glaſs Caston
Saml Caston —

Lancaster District

Robert Lowe
vs.
Glass Caston &
Saml. Caston

Final
Judgt.
in
Case

Clark
Plffs. Atty

THEREFORE it is commanded that the Sheriff of Lancaster —— diſtrict do ſummon forty-eight good and lawful men, to be drawn by ballot, according to the directions of the Acts of the General Aſſembly of the ſaid State in ſuch caſe made and provided, to be and appear before the Juſtices of the ſaid State, at the Court of Common Pleas, to be holden at Lancaster Court House on the second Monday after ~~day~~ the fourth Monday in March next, by whom and ſo forth; and who neither and ſo forth; to recognize and ſo forth; becauſe as well and ſo forth; and the ſame day is given to the parties aforeſaid, at the place aforeſaid. And afterwards, that is to ſay, on the day, and at the place aforeſaid, before the Juſtices aforeſaid, come as well the ſaid Robert Love ———— by his Attorney aforeſaid, as the ſaid Glass Caston and Samuel Caston ———— by his Attorney aforeſaid, and the Jurors aforeſaid, being demanded, ſome of them, to wit: Joseph Doby foreman,

come and being drawn by ballot, according to the directions of the ſaid Acts of the General Aſſembly aforeſaid, and ſworn of the Jury aforeſaid, to ſay the truth of the within contained, do on their oath ſay, that the said Glass Caston and Samuel Caston did promise and assume in manner and form —

as the ſaid Robert Love ———— above in his declaration hath alledged againſt them and they aſſeſs the damages of the ſaid Robert Love ———— by reaſon of the nonperformance of the said promises and assumptions over and above his coſts and charges, by him about his ſuit in this behalf expended to two hundred and thirty nine dollars Ninety Cents ———— ~~Sterling money of the State aforeſaid~~.

THEREFORE it is conſidered, that the ſaid Robert Love ———— do recover againſt the ſaid Glass Caston and Samuel Caston their ———— damages ſo found by the Jurors aforeſaid; and alſo Thirty four Dollars and fifty three Cents — for his Coſts and Charges aforeſaid, to the ſaid Robert Love by the ſaid Court, now here with his aſſent adjudged, which damages amount in the whole to two hundred and seventy three Dollars and fifty three Cents —— and be the ſaid Glass Caston and Samuel Caston ———— in mercy and ſo forth.

Clark
Pltff Atty

Judgment entered up and signed May 27th 1809
Jno Simpson Clerk

THE STATE OF SOUTH-CAROLINA.

Lancaster District *To all and ſingular the Sheriſſs of the ſaid State,* GREETING.

YOU, and each of you, are hereby commanded without delay, to Attach the bodies of Glass Caston and Samuel Caston

whereſoever they may be found within your and each of your reſpective diſtricts, ſo that you compel them 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 ~~after~~ the fourth Monday in March next, to anſwer to Robert Love in a plea of Trespass on the Case and so forth, and also for Certain promises and assumptions by they said Glass and Samuel to the said Robert made and not performed to the damage of the said Robert Three hundred dollars

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 October — in the year of our Lord, one thouſand eight hundred and Seven and in the [illegible] Thirty second year of the Sovereignty and Independence of the United States of America.

J. M. [illegible]son
C. C. Ps

W. Ross Plaintiſſ's Attorney.

I do hereby Authorise and Appoint Thomas Carson to be my Lawfull Special Deputy to Execute this precept according to Law

Thos. Lee Shff

I have by Thomas Carsen my Lawfull ~~Special~~ Deputy Served each of the within Named Defendants personally with a true Copy of this Writ with the Legal notice thereon Indorsed pursuant to an Act of General Aſsembly —

Thos. Lee Shff

Lancaster District

Robert Love vs Glaſs Caston, Samuel Caston — Writ in Aſsumpt

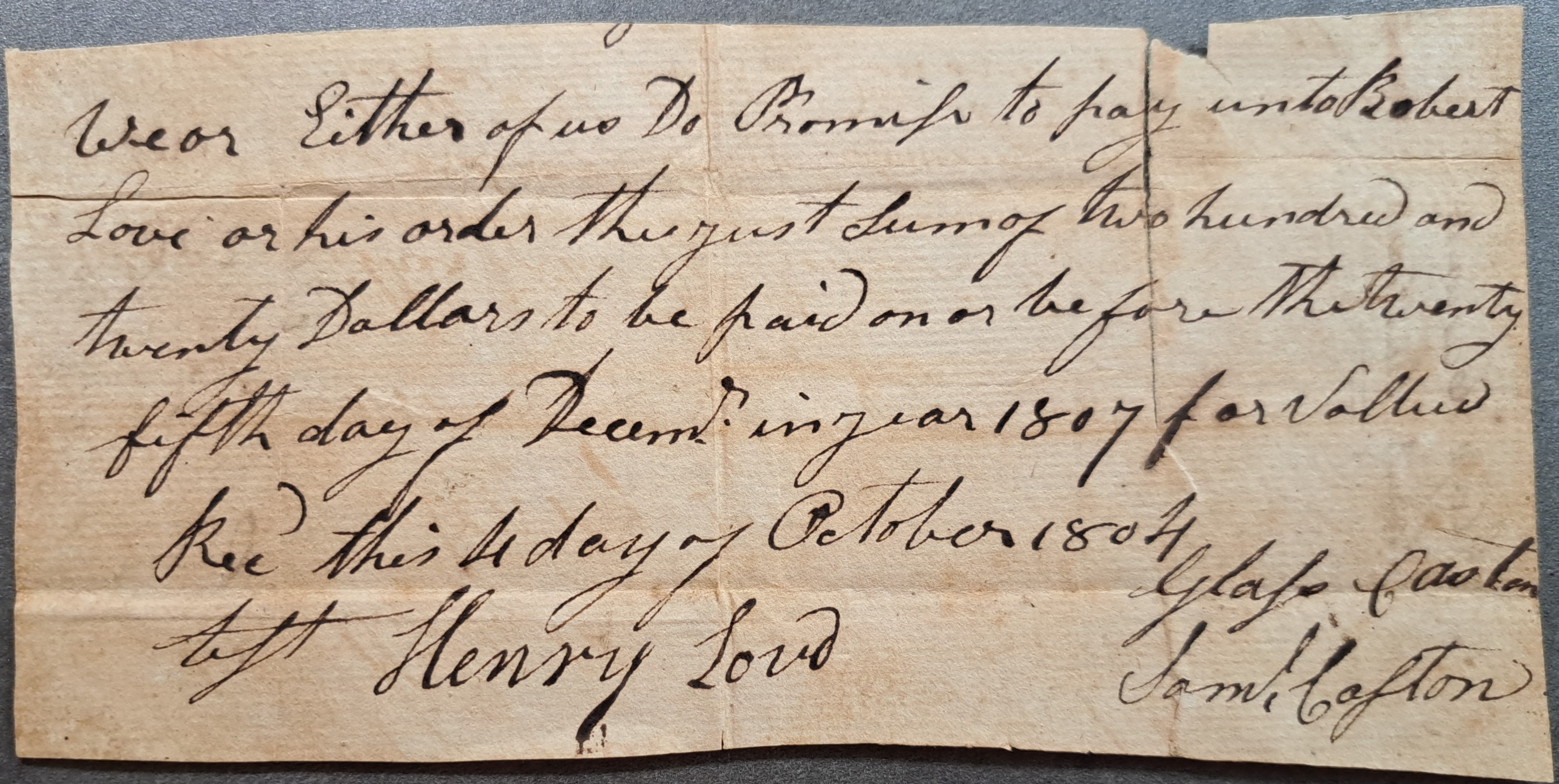
W. Roſsatt

Summoned Personally by Thomas Carsen Jany. 21st 1808

239
34.53
273.53

10
3
2 6
15 6

Filed in my Office
Jany. 14th 1808 —
Thos. Lee Clk



We or Either of us Do Promiſe to pay unto Robert
Love or his order the just Sum of two hundred and
twenty Dollars to be paid on or before the twenty
fifth day of Decemr. in year 1807 for Vallue
Rec'd this 4 day of October 1804

Testt Henry Love

Glaſs Caston
Saml. Caſton

Ansd. 14th ~~Feby~~
January 1808
Recd. Do. 15th June
1808

Glaſs Caster &
Saml. Caster —

SOUTH-CAROLINA, }
Lancaster District. }

THE STATE OF SOUTH-CAROLINA.

TO

YOU, and each of you, are hereby ſtrictly required and firmly enjoined, that all business being laid aside and all excuses ceasing, you do, in your proper person, appear before the Associate Judges of 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 March next, then and there to teſtify the truth, according to your knowledge, in a certain cause now depending and to be tried,

between Robert Love

Plaintiff, and Glass Caston Samuel Caston —

Defendant, on the part and behalf of the said Pltff —

Herein fail not, on pain of the forfeiture of Ten Pounds Proclamation Money, as well as the consequences that may fall thereon.

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* October — *in the Year of our Lord one thouſand eight hundred and* eight *and in the* thirty third *Year of the Sovereignty and Independence of the United States of America.*

Jn. Simpson
Clerk

Clerk

Pltff Atty

Filed in my office 23d
February 1809
Henry C.L.D.

Lancaster District

Robt. Love
vs
Glass Caston &
Saml. Caston

Sub
Writ

Clark
Pltffs Atty

Witness
Henry Love

Did