Verdict — $15 —

Attos cost	$ 22.72
Clerks do	8.36
Shffs do —	2.25
Wit do —	1.00 $34.33
	$49.33

make and grant his certain
his han

R 57 10

Lancaster

B16 R 578

Wm Blackman
v
Burrel Blackman

Decla in Case

Miller & Dunlap

Filed 3 April 1824

We find for the Pltff. fifteen ~~do~~ dollars
Saml Gibson foreman

Recorded

Judt entd ap & Exn issued 14 Jany 1825 —
[illegible]

South Carolina }
Lancaster District } To wit Burrell Blackman, otherwise
called Burrel Blackman was attached to answer
William Blackman, of a plea of trespass on the case
and so forth, also for falsely and maliciously and
without any reasonable or probable cause, causing
and procuring the said William to be prosecuted
for felony to his damage, one thousand dollars,
whereupon the said William by James Langley who
is admitted by the Court here to prosecute for the
said William who is an Infant within the age of
twenty one years, as the Guardian of the said William
complains, for that whereas the said William now
is a good true honest, just, and faithful Citizen
of this State, and as such hath always conducted
himself, by means whereof he the said William, before
the committing of the said several grievances by the
said Burrell as herein after mentioned had
deservedly obtained & acquired, the good opinion
and credit, of all his neighbours, & other good, and
worthy Citizens of this State. Yet the said Burrell
well knowing the premises, but contriving & maliciously
intending, to injure the said William, in his aforesaid
good name and credit, & to cause him the said
William to be imprisoned for a long space of time
& thereby to impoverish oppress and wholy ruin
him, heretofore to wit, on the third day of March
in the year of our Lord one thousand eight hundred
and twenty three, at Lancaster Court House, in the
District & State aforesaid, went and appeared before
one Amasa Howard, one of the justices, assigned to keep
the peace of the said State, in and for the District aforesaid
and also to hear & determine divers felonies & misdemea-
=nors, committed in the said District, and then, and
there, before the said Amasa Howard, Justice, as
aforesaid, falsely and maliciously, and without any
reasonable or probable cause, charged the said William
with having feloniously stolen and carried away one
or more hogs the property of the said Burrell, and
upon such charge he the said Burrell falsely
and maliciously, and without any reasonable or
probable cause caused, & procured, the said
Amasa Howard, Justice as aforesaid, to

make and grant his certain warrant, under his hand and seal, for the apprehending of the said William and bringing him before the said Amasa Howard, to be dealt with according to Law. And the said, Burrell under and by virtue of the said warrant, afterwards, wrongfully and unjustly, and without any reasonable or probable cause, caused and procured the said William to be arrested by his body & to be carried and conveyed in custody before one William R. Horton one of the Justices assigned to keep ~~&~~ the peace of the said State, in & for the District aforesaid & also to hear & determine divers felonies & misdemeanors committed in the said District & to be bound in a certain bond or obligation with security personally to appear at the next Court of Sessions to be holden for Lancaster District, to answer to a bill of Indictment to be prefered against him & abide the order of the Court. And the said Burrell, afterwards, to wit, at a Court of Sessions, holden in and for the District aforesaid, in the State aforesaid at Lancaster Court house, in the District and State aforesaid, on the first monday after the fourth monday in March in the year of our Lord one thousand eight hundred and twenty three, falsely and maliciously, and without any reasonable or probable cause, prefered and caused to be prefered a bill of Indictment, against the said William, by the name of William Blackmon, for that the said William, on the first day of September in the year of our Lord one thousand eight hundred and twenty two, with force and arms at Lancaster Court house, in the District and State aforesaid, one Barrow of the value of five dollars, and one Sow of the value of one dollar of the goods and chattels of the said Burrell then and there being feloniously did steal, take and drive away, against the Act of the General Assembly in such case made and provided, and against the peace and dignity of the same State; which said Bill of Indictment the Jurors aforesaid returned no Bill make and grant his certain warrant, under his hand and seal, for the apprehending of the said William and bringing him before the said Amasa Howard, to be dealt with according to Law. And the said, Burrell under and by virtue of the said warrant, afterwards, wrongfully and unjustly, and without any reasonable or probable cause, caused and procured the said William to be arrested by his body & to be carried and conveyed in custody before one William R. Horton one of the Justices assigned to keep the peace of the said State, in & for the District aforesaid & also to hear & determine divers felonies & misdemeanors committed in the said District & to be bound in a certain bond or obligation with security personally to appear at the next Court of Sessions to be holden for Lancaster District, to answer to a bill of Indictment to be preferred against him & abide the order of the Court. And the said Burrell, afterwards, to wit at a Court of Sessions, holden in and for the District aforesaid, in the State aforesaid at Lancaster Court house, in the District and State aforesaid, on the first monday after the fourth monday in March in the year of our Lord one thousand eight hundred and twenty three, falsely and maliciously, and without any reasonable or probable cause, preferred and caused to be preferred a bill of Indictment, against the said William, by the name of William Blackmon, for that the said William, on the first day of September in the year of our Lord one thousand eight hundred and twenty two, with force and arms at Lancaster Court house, in the District and State aforesaid, one Barrow of the value of five dollars, and one Sow of the value of one dollar of the goods and chattels of the said Burrell, then and there being feloniously did steal, take and drive away, against the Act of the General Assembly in such case made and provided, and against the peace and dignity of the same State; which said Bill of Indictment the Jurors aforesaid returned no Bill.

And the said William afterwards to wit
at a Court of Sessions, holden in and for the District
and State aforesaid, at Lancaster Court house, by
~~order~~ on the first monday after the fourth monday
in October, in the year of our Lord one
thousand eight hundred and twenty three
by order the Court was and is duly discharged
of and from the premises in the said Bill
of Indictment specified, and the said
prosecution is wholy ended and determined
as by the records and proceedings appears
By means of which said several premises
he the said William hath been and is
greatly injured in his credit and reputation,
and hath suffered great anxiety and pain
of body and mind, and hath been greatly
hindered and prevented, from following and
transacting his lawful & necessary affairs and
business, and hath been and is otherwise
greatly injured in his credit and circumstances,
to the damage of the said William
one thousand dollars & therefore he
brings suit

Miller & Dunlap
Plff Attys

Postea Judgment on Issue Tried, and Verdict for Plaintiff—Camden Press.

AND now at this day, to wit, the first monday after the fourth ~~Monday in~~ monday in october to which day the issue aforesaid, was continued in the Court of Common Pleas, at Lancaster Court-House, come the parties aforesaid, and the Sheriff of Lancaster District, as he has heretofore been commanded, returns, that he has summoned 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 aforesaid, to be holden at the place aforesaid on the day aforesaid, by whom, and so forth; and who neither, and so forth; to recognize, and so forth; because as well, and so forth. And afterwards, that is to say, on the day, and at the place aforesaid, before the Justices aforesaid, come as well the said William by his Attorney aforesaid, as the said Burrell by his Attorney aforesaid; and the Jurors aforesaid, being demanded, some of them, to wit,

Samuel R Gibson Forman

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 Burrell is guilty of the promises

as the said William above, in his declaration has alleged against him and they assess the damages of the said William by reason of the promises aforesaid over and above his costs and charges, by him about his suit in this behalf expended to fifteen dollars

THEREFORE, it is considered, that the said William do recover against the said Burrell his damages so found by the Jurors aforesaid; and also thirty four dollars and thirty three cents for his costs and charges aforesaid, to the said William by the said Court, now herewith his assent adjudged, and be the said Burrell in mercy, and so forth.

Judgment entered up and signed 30 Jany 1825

Thos McKenna
ccpl

[FI. FA. IN CASE.]

[PRINTED AT THE STATE JOURNAL PRESS.]

STATE OF SOUTH-CAROLINA,

TO ALL AND SINGULAR THE SHERIFFS OF THE SAID STATE—GREETING:

You, and each of you, are hereby commanded, ~~Burrill Blackman~~ without delay, that of the Goods and Chattels, Houses, Lands and other Hereditaments and Real Estates ~~of~~ ~~to take the bodies of [illegible] Williams~~ ~~and~~ Edward Williams, wheresoever they may be found in your respective districts and them safely keep so that you have their bodies before the associate Judges of the said state of Burrill Blackman you cause to be levied the sum of fifteen dollars .. cents, and also the interest ~~on the sum of~~ ~~fifteen~~ dollars .. cents from the ~~day of~~ ~~in the years of our Lord one thousand eight hundred and twenty~~ until satisfaction shall be ~~made of this execution~~; which William Blackman in the Court of Common Pleas, before the Judges of the said State, at Lancaster Court House lately recovered against the said Burrell: as also the sum of thirty four dollars & thirty three cents for his costs and charges by him expended in and about prosecuting his suit in that behalf, whereof the said Burrell is convicted, as appears on record. And that you have the monies before the Judges, at the Court of Common Pleas, to be holden at Lancaster Court-house, on the first Monday after the fourth Monday in March next, to render the said Plaintiff for his ~~debt and~~ damages aforesaid. 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 ELIHU HALL BAY, *Esquire, Senior Associate Judge of the said State, at* Lancaster *Court-house, on the* first *Monday after the fourth Monday in* October *in the year of our Lord one thousand eight hundred and twenty* four *and in the* forty ninth *year and sovereignty and independence of the United States of America.*

Wm McKenna
Clk

Miller & Dunlap
Plaintiff's Attorney.

Lancaster

Will Blackman
vs
Bur. Blackman

Fifa
in
Cos

Miller & Dunlap

Verd	$ 15.00	
Atty	$22.72	
Clk	8.36	
Shff	2.25	
Int	1.00	34.33
Thos. Sneall	$1.00	49.33

Renewed 3 Octo 1823

Entered in my Office
3 Octr 1825

Jno Sims SLD

leavied on the plantati on whareon the defendant now lives as his property to satisfy a judgment in favour of William blackman also leavied on one plantation wharon nathanel Clark now live as the property of the defendant ~~[illegible]~~

Jno W Blackmon

3 Decr 1825

Land sold sale day in Novr 1825 — to Saml Rolston for ten Dollars

Jno Sims SLD

88

Lancaster

Will Blackman } 2d
vs } fifa
Bur: Blackman } in Case

Miller & Dunlap

Pd —	$15.10
Atty —	$22.72
Clk —	8.30
Shff —	2.25
Wit —	1.00
	$34.33
Atty on Ret —	1.07
Clk — —	0.54
Shff Ins on fifa	4.16

I appoint Jno. W. Blackman my Special deputy to Levy on the goods and Chattles Lands and tenements of the deft. at the risk of pltff 3 Octr 1825

Jno Sims SLD

FI. FA. IN CASE.—CAMDEN PRESS.

THE STATE OF SOUTHAROLINA.

TO ALL AND SINGULAR E SHERIFFS OF THE SAID STATE—GREETING.

YOU, and each of you, are hereby commande without delay, that of the Goods and Chatte Houses, Lands and other Hereditaments and Real estates of Burrell Blackman

you cause to be levied the sum of fifteen dollars ~~and~~ cents, ~~also c interest on the sum of dollars and~~ ~~cents, from the~~ day ~~of~~ in the ~~year of o Lord~~ one thousand ~~eight hundred~~ and until ~~satisfaction shall be made of this execution~~; whic William Blackman in the Court of Common Pleas, before the Judges of the said State, at Lancaster Court-house, lately rovered against the said Burrell as also the sum of thirty four dollars & thirty three for the ~~damages which~~ ~~he sustained~~ by reason ~~of the non-performance of certain promises and aumptions by the said~~ ~~to the said~~ ~~made as~~ for his Costs and Charges by ~~him~~ expended in and about prosecuting his Suit in that behalf, whereof the said Burrell is convicted, as appears on record.

AND that you have the said Monies before the Jilges, at the Court of Common Pleas, to be holden at Lancaster Court-house on the first Monday in October next, to render the said Plaintiff for his Damages, Interest, Costs and Charges aforesaid. And have you there this Writ, before the Clerk c the said Court, fifteen days next before the sitting of the said Court.

WITNESS the Honorable ELIHU HALL BAY, *Esquire, Senior Issociate Judge of the said State, at* Lancaster *Court-House, the* first *Monday after the fourth Monday in* March *in the Year of our Lord one thousand eight hundred and* twenty five *and in the* forty ninth *Year of the Sovereignty and Independence of the United Stats of America.*

Jno McKenzie c.c.p.

Miller & Dunlap

Plaintiff's Attorney.

STATE OF SOUTH-CAROLINA.

TO Thomas Small Senr

By virtue of a *Writ of Subpœna*, to you directed, and herewith shewn unto you, You are personally to be and appear before the Associate Judges of the Court of Common Pleas, to be holden at Lancaster Court-house, on the first Monday after the fourth Monday in October next, to testify according to your knowledge, the truth in a certain cause, now depending, then and there to be tried, between Willd Blackman Plaintiff, and Burrell Blackman Defendant, on the part and behalf of the Deft

Hereof fail not, on pain of the penalties that will fall thereon.

DATED *at* Lancaster *Court-house, the* first day *of* Septr *Anno Domini,* 1824

Miller & Dunlap

South Carolina } personally appeared Thomas
Lancaster District } Small before me who being duly
sworn saith that he attended on the within
supeina one day and that he has recd no pay
there fore sworn to before me this 28th
December 1829

Thomas his T mark Small

Wm R Horton J.Q.

10
25
30
25
25
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5
5
5
10
13

158

15,60

Lancaster

The State
vs
John W. Blackmon
Elijah Blackmon
& Wm. Blackmon

} Indict Hog Steal=ing

Clarke. Sol.

Burrell Blackmon . Pror.

Jn. Eastrige s
Linsey Brewer s
Mary Estrage s
Lidey Blackmon s

No Bill
E. J. Crockett
Foreman

The State of South-Carolina,
Lancaster *District.* } TO WIT.

At a Court of Sessions, begun to be holden in and for the district of Lancaster — *in the state of South-Carolina, at* Lancaster Court House *in the district and State aforesaid, on the* first monday after the fourth monday in March *in the year of our Lord one thousand eight hundred and* twenty three —

THE Jurors of and for the district of Lancaster — aforesaid, in the State of South-Carolina aforesaid, that is to say,

upon their oaths and affirmations

Present, That John W. Blackmon ~~of~~ Elijah Blackmon and ~~in the State aforesaid~~ William Blackmon — on the first day of September in the year of our Lord, one thousand eight hundred and twenty two with force and arms, at Lancaster Court House in the district and State first aforesaid, one ~~pig~~ Barrow of the value of five dollars — and one sow of the value of one dollars —

of the goods and chattels of Burrell Blackmon — of in the State ~~aforesaid~~ then and there being, feloniously did steal, take and drive away against the act of the General Assembly in such case made and provided and — against the peace and dignity of the same State.

State South Carolina } W^m Linsey ~~W Cloud~~ Brewer
Lancaster District } personally Came

before Me & saith on oath that about the last of augus last past he this depo=nant was at the house of John W Blackman and saw in his possesion a hog hanging on the out side of the house when he came up that imediatly after wards the hid was taken of & Carried into the house, that he this Deponant pursued into the house and on Examining the Marks found that it was W B Blackmans Mark, Which was an under square, of the right and a slit in the Left ear & that he verily believes it was the property of the said B Blackman & that he believes the said hog was taken in a felonious, Manner by the said John Blackman & Son Elijah This Deponant further saith that the grounds which gave rise, for his suspicion was a few days previous to this he saw, ~~[illegible]~~ the said ~~John~~ Elishah & Brother Beat a hog of the said B B & through it over the fence and believes the hog Died

Sworn to & Subscribed before
Me Feby 5^th 1823
R M Crockett J Q

his
Linsey X Brewer
Mark

State } Aff
vs } of
J. H. Blackman }

Affadavit of
Lensey Brewer

The State

vs

John W. Blackmon
Elijah Blackmon
Wm. Blacmon

Summon

Joseph Estridge
Polly Estridge
Lindsey Brewer
Levi Blackmon

South Carolina }
Lancaster District }

Personally came Burrel Blackmon
and on oath saith that he has just reason
to beleive and verrily does beleive that
John Blackmon otherwise called John
W. Blackmon and Elijah Blackmon
and William Blackmon did feloniously
steal and carry away one or more hogs the
property of this deponent on the last of August or about the first
of September 1822

Burrel Blackmon

Sworn and subscribed
before me this 3d of March
1823 Amasa Howard J.Q.

State of South-Carolina. }
Lancaster DISTRICT. }

By Amasa Howard Esquire,

Justice of the Quorum, in and for the said State,

TO ANY LAWFUL CONSTABLE.

WHEREAS complaint upon oath has been made to me by Burrel Blackmon that John Blackmon otherwise called John W. Blackmon, Elijah Blackmon & William Blackmon did felloniously steal and crarry away one or more hogs the property of said Burrel on the last of august or about the first of September last

THESE are therefore, to command you to apprehend the said John W. Elijah & William and to bring them before me to answer unto the said complaint, and to be further dealt with, according to law.

GIVEN under my hand and Seal, at Lancaster *this* 3d *day of* March *one thousand eight hundred and* twenty three

Amasa Howard {SEAL}

WRIT—G. W. TARBOX, PRINTER.

The State of South-Carolina.

TO ALL AND SINGULAR THE SHERIFFS OF THE SAID STATE—Greeting.

YOU, and each of you, are hereby commanded, without delay, to attach the body of Burrell Blackman otherwise called Burrel Blackman 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 first Monday after the fourth Monday in October next, to answer to William Blackman

of a Plea of Trespass on the case, and so forth—also for ~~certain promises and assumptions by the said~~

~~to the said~~

made and ~~not performed to the damage of the said~~

falsely and maliciously and without any reasonable or probable cause, causing and procuring the said William tobeprosecuted for felony to his damage one thousand 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* Elihu Hall Bay, *Esquire, Senior Associate Judge of the said State, at* Lancaster *Court-house the* first *Monday after the fourth Monday in* March *in the Year of our Lord one thousand eight hundred and twenty-*three *and in the forty* seventh *Year of the Sovereignty and Independence of the United States of America.*

Miller & Dunlap Plaintiff's Attorneys

Kenna
Clk

Entered in my office
14 Octr 1823

Shff —— $2.25

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Lancaster

Will: Blackman } Writ
vs } in
B. Blackman } Case

Miller & Dunlap

Return proven 20th October
1823 Before Wm McKenna
J.P.

Left a copy of this writ at Defendants
place of residence 17 October 1823
A McKenzie for
Dy Shff