Verdict		$50.00
atto cost	$21.65	
Clerks do	8.36	
Shffs do	2.25	
Witnesses		32.26
		$82.26

986
150
8.36

10 R [illegible] D15

Lancaster
B 16 R 579

Elijah Blackman
vs
Burrel Blackman } Decla in Case

Miller & Dunlap

Filed 2 Novr 1824 —
Issue Joined Same day

We find for the
Plff. fifty dollars

Sam. R. Gibbon
Foreman

Recorded

Judgt entd up & Exn issued
11 Jan 1825 —

South Carolina } To wit- Burrell Blackman otherwise called
Lancaster District } Burrel Blackman was attached to answer

to Elijah Blackman of a plea of trespass on the case, and also for falsely and maliciously and without any reasonable or probable cause, causing and procuring the said Elijah to be prosecuted for felony, to his damage one thousand dollars Whereupon the said Elijah by Miller and Dunlap his Attornies complains, for that whereas the said Elijah now is a good true honest and faithful Citizen of this State, & as such hath always conducted himself and before the committing of the several grievances by the said Burrell as herein after mentioned had deservedly acquired and obtained 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 and maliciously intending to injure the said Elijah in his aforesaid good name and credit, & to cause him the said Elijah to be imprisoned, for a long space of time, and 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 and State aforesaid, went and appeared before one Amasa Howard Esqr one of the Justices assigned to keep the peace of the said State, in and for the District aforesaid and also to hear and determine divers felonies and misdemeanors, 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 Elijah 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 and 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 Elijah and bringing him before the said Amasa Howard, to be dealt with according to Law. And the said Burrell, under & by virtue of the said Warrant, afterwards wrongfully & unjustly, and without any reasonable or probable cause, caused and procured the said Elijah, to be arrested by his body, and 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 and for the District of Lancaster, & also to hear and determine divers felonies and misdemeanors, committed in the said District, and to be bound in a certain bond or obligation with security to appear personally at the next Court of Seſsions, for Lancaster District, and to abide the order of the Court; and the said Burrell afterwards to wit, at a Court of Seſsions holden in and for the District & State aforesaid, at Lancaster Court House, 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 cause to be prefered a Bill of Indictment against the said Elijah by the name of Elijah Blackmon to the Jurors of and for the District aforesaid, for that the said Elijah 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 dollars of the 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 upon their oaths and affirmations, returned No Bill. And the said Elijah afterwards to wit at a Court of Seſsions holden in and for the District and State aforesaid, 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 three, by order of the Court, was and is duly discharged of and from the said Offence, in the said Bill of Indictment specified, and the said prosecution is wholy ended and determined. By means of which said several premises he the said Elijah hath been and is greatly injured in his said credit and reputation, and hath suffered great pain and anxiety of body and mind, and hath been greatly hindered and prevented from following & transacting his lawful & necessary affairs and business, and is otherwise greatly injured in his credit and circumstances, to the damage of the said Elijah one thousand dollars and therefore he brings suit.

Miller & Dunlap Attys

And the said Burrell by William Chilton his attorney comes & defends the wrong & injury when &c. & says that he is in nowise guilty of the premises aforesaid above laid to his charge as the aforesaid Elijah above complains against him & of this he puts himself upon the Country &c.

William Chilton
D. atty

And the said Plaintiff doth so likewise

Miller & Dunlap
Plff Atty

and the said defendant further pleads that the said action is barred by the Statute of Limitations W. Chilton

AND now at this day, to wit, the first monday after the ~~Monday in~~ fourth 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 Elijah 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 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 Burrell is guilty of the premises as the said Elijah above, in his declaration has alleged against him and they assess the damages of the said Elijah by reason of the premises aforesaid over and above his costs and charges, by him about his suit in this behalf expended to fifty dollars

THEREFORE, it is considered, that the said Elijah do recover against the said Burrell his damages so found by the Jurors aforesaid; and also Thirty two dollars & twenty six cents for his costs and charges aforesaid, to the said Elijah by the said Court, now herewith his assent adjudged, and be the said Burrell in mercy, and so forth.

Judgment entered up and signed 14 Jany 1825

Wm McKenna
ccpg

Know all men by these presents that we William
Blackmon & John J Blackmon are held and firmly
bound unto the state of South carolina in following
sums of money to wit the said William in the sum of
one hundred Dollars and the said John J in the sum
of fifty Dollars for which payment well and truely
to be made we Jointly and severally bind our selves
and each and every of our heirs Executors administrators
and assigns unto the said State for the use thereof in
case the said William shall fail in an under written
condition

The condition of the above obligation is such that
if the above bound William shall be and personally
appear befor the assotiate Judge of the court of Sessions
for lancaster District at lancaster court house on the
first monday after the forth monday in march then
and there to prefer abill of inditement brought
against him by the State of South carolina for
felaniously taking and Stealing of Burrel Black=
mons hag or hags and shall then and there abide
the order of said court and Shall not at any
time depart without leave of said court
then the above obligation to be void otherwise
to remain in full force and virtue Signed
Seal'd and acknowledged this 25th March
1823

Wm R. Harton J.Q

William his X mark Blackman L S

John J Blackman L S

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 Elijah 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 Elijah to be prosecuted 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*

Rimna
ck

[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, without delay, that of the Goods and Chattels, Houses, Lands and other Hereditaments and Real Estates of Burrell Blackman you cause to be levied the sum of fifty dollars cents, and also the interest on the sum of 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 Elijah 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 two dollars & 26 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.

Entered in my Office 3
Octr 1825
Jno Sims Shff

I have by my Special
deputy Jno W. Blackman
Levied on the Plantation
whereon the defendant
lives. also the Plantation
Whereon Nathaniel Clark
lives. as the property of
the defendant lying on
the waters of Little Lynches
Creek adjoining
Lands of Wm Adams.
Moab Davis & others
5 October 1825
Jno Sims Shff

The Land as above Levied
bid off by Saml Caston
at Ten dollars Novr 1825
bid pd.
Jno Sims

88

Lancaster

Elijah Blackman $\frac{d}{2}$
vs } fi fa
Bur: Blackman } in Case

Miller & Dunlap

Verd — —		$50.10
Atty	$21.65	
Clk –	8.30	
Shff –	2.25	32.20
Atty on Revl –		1.07
Clk on ditto		0.54
Shff Comisn on fi fa		$4.11

Retain ten dollars in addition
to ballance of tax fee
S.J.D.

I appoint Jno W. Blackman my
Special deputy to Levy on the goods and
Chattles Lands and tenements of Deft at the
Pltfs Risk. 3 Octr 1825 Jno Sims Shff

FI. FA. IN CASE.—CAMDEN PRESS.

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, that of the Goods and Chattels, Houses, Lands and other Hereditaments and Real estates of Burrell Blackman

you cause to be levied the sum of fifty dollars ~~and~~ ~~cents, also the interest on the sum of~~ ~~dollars and~~ ~~cents, from the~~ ~~day~~ of in ~~the year of our Lord one thousand eight hundred and~~ until satisfaction shall be made ~~of this execution;~~ which Elijah 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 two dollars & twenty six cents ~~for the damages which~~ ~~ha sustained by reason of the non-performance of certain promises and assumptions 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 Judges, 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 for his Damages, Interest, Costs and Charges 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, 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 States of America.*

McKenzie
ceps

Miller & Dunlap

Plaintiff's Attorney.