| | | |
|---|---|---|
| Assessment | $225.89 | |
| Interest on $187.94 fr 1 April 1822 till 1st | | |
| Attorney | $15.31 | |
| Clerk | 6.40 | $21.71 |
| | | $247.60 |

~~#78~~ 31

Lancaster

1823 R 960

73

Admrs of David Clark Dec.

in case

vs

Richard Wright

$1000.

William Clinton

Pff atty

Filed 26th February 1822

Ordered for Judgment same day

Referred

Received

I assess the Damages due to the plaintiffs in this case to Two hundred and twenty five dollars & Eighty nine cents One hundred and Eighty seven dollars and Ninety four cents of which to bear Interest from the first of April last till paid

Wm McKenna
refs

Judgment Entered up and Execution Issued 16 June 1822

State of South Carolina } In the Common pleas
Lancaster District } to wit

Richard Wright was attached to answer to Lucy Clark and John Clark Administrators of all and singular the goods and chattles rights and credits of Daniel Clark Deceased of a plea of trespass on the case and so forth, also for certain promises and assumptions by the said Richard to the said Daniel in his lifetime made and not performed, to their damage one thousand dollars whereupon the said Administrators by Williams & Clinton their attornies Complains for that the said Richard on the twenty third day of March in the year of our Lord one thousand eight hundred and twenty at Lancaster Court House in the State and District aforesaid, and within the jurisdiction of this Honorable Court, made his certain note in writing of that date subscribed with his own hand, by which said note, on or before the third day of November then next ensuing the date thereof the said Richard promised to pay the said Daniel the sum of four hundred and fourteen dollars twenty eight Cents for value received of him the said Daniel by reason whereof and by force of the Statute in such case made and provided and made of force in this State, the said Richard became liable to pay the said sum of money & being so liable in consideration thereof, afterwards to wit, on the day & year last aforesaid, at Lancaster Court House aforesaid the said Richard then & there faithfully promised to pay the said sum of money to the said Daniel when he should be thereunto afterwards requested — yet the said Richard not at all regarding his said promises and undertakings in manner above made although often requested hath not paid the same or any part thereof except the sum of two hundred and twenty six dollars 34 3/4/100, and now refuses to pay further, to the damage of the said Administrators one thousand dollars, whereupon they bring suit &c

Williams Clinton
Pff atty

Judgment Entered and Execution Signed June 16th 1822

Wm McKenna esqr

of this day to wit, 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 two to which time the said Richard had leave to answer to the declaration aforesaid of them the said Administrators, and the said Richard although solemnly called comes ~~forth~~ not, whereupon the said Administrators remain thereof undefended against him & Because the demand against him is a liquidated demand within the meaning of the act of the Genl Assembly it becomes unnecessary to execute a writ of enquiry but on motion the same to be referred to the Clerk of Court to assess what damages the said Administrators hath sustained & the same on motion being referred to the Clerk, Wm. McKenna he finds the amount of the Interest & Principal to be two hundred & ~~[illegible]~~ twenty five dollars 89 cts. being the damages complained of. It is therefore considered by the said Court now here, that the said Administrators do recover against the said Richard the said sum so assessed by the Clerk aforesaid and also the sum of Twenty One dollars & Seventy One cents for their costs & charges by them expended in and about the prosecuting them in this behalf to them with his assent adjudged, amounting in the whole to Two hundred & forty seven dollars & Sixty cents & be the said Richard in Mercy & so forth.

Attys Bill

| | |
|---|---|
| Writ | 4.28 |
| Decl | 5.35 |
| Judg | 3.32 |
| Sub writ | 1.07 |
| Ex | 1.29 |
| | 15.31 |

A Admr of D Clark
vs
Richard Wright

Judgt

COPY WRIT.—*Printed by* JOHN CAMBRIDGE, *Camden.*

# 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

[illegible] Body of Richard Right

wheresoever 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 [illegible] Court-House in and for the District of Camden on the [illegible] Monday after the fourth Monday in March next, to answer to [illegible]

[illegible]

of a Plea of trespass on the case and so forth; also for certain promises and assumptions by the said [illegible] to the said [illegible] made and not performed to the damage of the said [illegible]

[illegible]

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* [illegible] *Court-House the* [illegible] *Monday after the fourth Monday in* March *in the Year of our Lord one thousand eight hundred and* [illegible] *and in the forty* fifth *Year of the Sovereignty and Independence of the United States of America.*

Wm. McKenna
Clk

[illegible]
*Plaintiff's Attorney.*

Lancaster

Comth of
Daniel Clarke

v

Recvde of the within Not one hundred and fifty dollars

Sept 25th 1821

Recd of the within note seventy six Dollars & [illegible] thirty four & 3/4 Cents

2.26 34
7
15.84.38
7.9 2.
20
8.1 2
226. 34
234:46

12/1584
30/ 13 2
4
5

150
76 34 1/2
226 34 3/4

D Wright
Note

On or before the third of Novr
I promise to pay Daniel Clark
the sum of four hundred and
fourteen Dollars and twenty eight
cents for value rec the 25 of
March 1820

Richard Wright

John Clark

414 28
226 34
187 94

414 28
7
2899 96
17 08
46:07
414.28
460:35
234 46
225:89

12/2899

12/2900
241 3/4

19 50
2 42
17:08