

Miles & als } In Chancery

vs
Kusson & als
Head & Dene as per Decree filed.

Ordered that the Licence granted Jacob Leese to keep an ordinary at his house in this County until the next April term of this Court be transferred to E. F. Murfee. It being the opinion of the Court that he is a sober & good character, and will probably keep a house orderly, useful and such as the law requires.

* Allen & Jopson

Plaintiff

against
Rollin Ferguson

Defendant

} Upon a Writ of unlawful Detainer.

This day came the parties by their attorneys, and the Defendant by his attorney pleaded not guilty, to which the plaintiff by his attorney replied generally, and thereupon came a jury impanelled: J. D. Butler, Carlton W. Scott, Geo. Holt, D. M. Dolan, Jesse H. Hollings, John Britton, Thomas Simmons, C. C. Magee, Geo. Thorpe, A. W. James, Wm. Holland, and Watson W. Stephenson (who being impanelled and sworn to try the issue joined in this cause and having heard the evidence were sent out of Court to consult of their verdict, and after sometime returned into Court, and declared that they could not agree in a verdict: Whereupon, by consent of the parties and with the assent of the Court, C. C. Magee one of the jurors aforesaid was withdrawn, and the rest of the jury from rendering their verdict, discharged. And the cause is continued until the next term, for a new trial to be had therein.

The last Will and testament of Thomas Atkinson dec'd was proved by the oaths of J. J. Holmes and R. D. Driscoll, the subscribing witnesses thereof and ordered to be recorded. And on the motion of Benjamin H. Washington the executor therein named who made oath and together with Josiah J. Gay and Peter J. Holmes his securities, (who subscribed on oath as to their sufficiency) entered into and acknowledged a bond in the penalty of two thousand dollars conditioned according to law, Certificate is granted him for obtaining a probate of the said Will in due form.

Ordered that R. D. Driscoll, Benjamin H. Driscoll and Peter J. Holmes being sworn for the purpose do appraise all the goods or chattels of Thomas Atkinson dec'd that may be produced to them and make due return of the same.

* Butler assignee of

} In Chancery

Vicks, Barrow & Co.

Head & Dene as per Decree filed