Ordered that the Sheriff ~~of this County~~ notify the justices of this County, that ~~they appear at the next Court to make an order for the erection of a Sheriff's office~~ will be made at next Court, for the repairs of the house near the foot of the bridge in Jonesville, for the purpose of a Sheriff's Office —

Ordered that Ethelred Gardner guardian to Abraham Gardner orphan of James Gardner dec.d bind out s.d orphan acc.g to Law

Ordered that the C.l be ag.d till Court in Course

Jacob Darden
(S)

At a called court held for the county of Southampton on the 29 day of January 1808 for the examination of Zachariah Dayall charged from the Grand Jury with stealing a horse of the value of 60 dollars the property of David Newsum of this county on the 18th ~~day of Dec~~ last between the hours of 7 o clock & ten on that day

Pres.t Josiah Vick, Rob.t Goodwyn, Jesse Browne, James Irwin, & Jeremiah Cobb } Sent.rs

The said Zachariah Dayall this day appeared in discharge of his recognizance entered into before Michael Wall and Jos. B. Tunnell Justices of Greenville county for his appearance before a court of examination to be held for this county, and the following paper was produced to the court, to wit the warrant for the apprehension of s.d Dayall and the proceedings thereon also a recognizance of the witnesses David Newsum and Aug.t Sledge (who app.d) and the forfeitment recognizance entered into by said Dayall

All done and executed by and before the a.d Magistrates in Greenville County

and this court being of opinion that the proceedings had before the s.d ~~were irregular and that~~ justices and the papers forwarded to this court were irregular and that they had no cognizance to sit as an examining court there not having been any warrant issued to summon a called

and that the prisoner was not in conformity to the act of assembly in such case made

Called court to meet on this day at this present time

desirous of having an examination, in his proper person

and by his counsel agreed to waive all and all manner of error and irregularities

proceedings whatsoever and all benefit and advantages of the same

and all misprision of error terror defects & imperfections whatsoever

had made committed, omitted, done or permitted in about

touching or concerning the proceedings in this case obtained or

had against him, and Davis Newsum (the prosecutor) Augustus Sledge

and Michael Leonard witnesses on behalf of the Commonwealth

and were duly sworn & examined touching the premises and the

prisoner heard by counsel the court on consideration of the

evidence, arguments of counsel and all the circumstances

of the case are of opinion that the prisoner is not guilty

therefore it is ordered that he be forthwith discharged

J. Browne