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feet and a half on the upper shield as at present located, they being one foot below the present bed of the said stream where the said dam is proposed to erect it. And it appearing to the Court that Fletcher Williams and Henry R. Williams have had legal notice of this motion they were solemnly called but came not. Therefore it is ordered that a writ of ad quod damnum be issued directed to the Sheriff of this County to be executed according to Law on the 2^d Saturday in December next which writ with the inquest taken in pursuance thereof is to be returned to the next Court.

Ordered that William Newton, James Powell, Burnell Bryant, and Bailey Barnes or any three of them being first duly sworn before a Justice of the Peace for that purpose do appraise all the personal estate of Abner Stedrick dec^d and return the appraisements under their hands to Court.

On the motion of Simon Boykin Sheriff Edwards Butts, Charles A. Briggs, Wm. A. Nicholson and Lewis C. Ingham are permitted to qualify as his deputies during pleasure, the Court being of opinion that they are men of honesty, probity, and good demand, and thereupon they severally took the oaths required by Law for their qualification.

Edwin B.eland aff^r of A. C. Heaton
against
Sol M. Simore

Plff
Def^t

In Debt

On the motion of John Lykes appearance had for the defendant and against whom together with the said Defendant judgment is confirmed in the Office he is allowed to plead for the said defendant and thereupon he pleaded payment to which the plaintiff by his Attorney replied generally.

Dwight Bryant
against
John W. Whitfield

Plff
Def^t

In Debt

On the motion of the Defendant by his Attorney who pleaded non assumpsit and the Act of Limitations to which the plaintiff replied generally the judgment obtained against him in the Clerk's Office is set aside.

Nathan Williams
against
James Stephenson

Plff
Def^t

In Case

On the motion of the Defendant by his Attorney who pleaded non assumpsit to which the plaintiff by his Attorney replied generally the judgment obtained against him in the Clerk's Office is set aside.

Nathaniel Nussum foreman, Thomas James, Thomas Moore, Bailey Bryant, Edwin Turner, Levi Waller, Nathan Pope jr, John Barnett, Simon Murfee, John Stephenson jr, Merit M. Eley, Harrison Stephenson, William West, Matthew Joyner, William Bell, William Williams, John Pope, Robert S. Simmons, Jesse Wick and Richard Wick were sworn a grand Jury of inquest upon