(12 cents paid)

Ordered that Levin Worrell, Jacob Baines, & Henry Pope or any 2 settle Jonas Bryants ex. & report

~~Miller & Hare vs Hare not on H.B. notice proved & Judg. acc. to bond with~~

Applewhite vs Moore & al. not on H.B. notice proved & Judg. acc. to bond with costs

Prince Exor. & al. vs Mumale not on H.B. notice proved & Judg. acc. to bond with costs

Jury for Rawlings vs Williams & al. not on H.B. notice proved & Judg. acc. to bond with costs

Lebovy vs Boykin & al. not on H.B. notice proved & Judg. acc. to bond with costs

William Exor. & al. vs Reese & al. not on H.B. notice proved & Judg. acc. to bond with costs

Ordered that the court be adjourned till ~~court in course~~ tomorrow morning 9 O'clock

James Clayton

At a court continued and held for the county of Southampton on the 21st. of February 1826

Present Clement Rochelle, Wm. E. Daughtrey, Wm. Ricks, Wm. A. Everitt & Robt. Goodwyn Gent.

Ordered that Mr. Cobb examine state & state an acct. cont. of Thomas Chorley ex. and an acct. cont. of John Underwood senr. ex. & report &c.

Pond vs Brittle mot to recover money paid as secty. On mot of Dft to set aside the Judgment rendered in this case yesterday. The court after hearing the parties overrule the said motion and it is considered by the court that the Plt. recover against the Dft his costs by him expended in defending the said motion here

Shadrach Gardner who stands charged with feloniously taking, stealing & carrying away from the store of Seth R Strong & Co. in this county one pocket Knife of the value of Seventy five cents, was this day set to the bar in custody of the Sheriff of this county into whose custody he was heretofore committed and charged with the felony aforesaid (The court summoned for his examination not having met.) and thereupon sixteen witnesses were Sworn and examined on behalf of the Commt. Touching the premises, to wit, Saml. Kello, Benjn. Baines and the prisoner being fully heard by Archibald Atkinson who was by the court assigned counsel for the prisoner — The court after hearing the Testimony and all the circumstances of the case are of opinion that the prisoner ought to be tried for said offence at the next Superior court to be holden for this county and thereupon it is ordered that he be remanded to jail & the court are of opinion that the prisoner may be admitted to bail himself in the sum of $500 & two Security in the sum of $125 each

Be it Remembered that Saml. Kello & Benjn. Baine here in court acknowledged themselves indebted unto his Excellency John Tyler Esqr. Governor or chief magistrate of this commt. and his successors in office for the time being in the just and full sum of $333:33/3 cents to be levied of their respective goods & chattels lands and Tenements and to the said Governor for the use of the commonwealth rendered — Let upon this condition that if they the said Samuel Kello and Benjn. Baines shall personally appear before the Judge of our Superior court of Southampton county at the courthouse on the first day of the next term of said Superior court by Ten O'clock of that day then and there to give such Testimony as they and each of them know on behalf of the commonwealth against Shadrach Gardner who stands accused of Larceny and shall not depart thence without leave of the said court then this recognizance to be void or else remain in full force & virtue

Ordered that the court be adjourned till court in course

Clem Rochelle

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