

legal notice of this motion and they being solemnly called and not appearing, the said motion is continued till the next Term.

§5.78

Co. No. 4th

Barth Taylor and David Newsum having been guilty of an affray by fighting together in public in the Court yard were brought into Court. and sundry witnesses being examined and the said Taylor & Newsum fully heard. It is the opinion of the Court and accordingly ordered that the said Barth Taylor & David Newsum give Security for keeping the peace for the space of twelve months from this day, that is to say the said Taylor & Newsum to be bound in the sum of One hundred dollars each with two securities in the sum of fifty dollars each, and that they pay the costs of this prosecution. Whereupon the said Barth Taylor with George Williams and Thomas B. Deale his securities here in Court severally acknowledged themselves indebted unto John Rutherford Esq. Lieutenant Governor acting as Governor of the Commonwealth of Virginia, the said Barth Taylor in the sum of One hundred dollars and the said George Williams and Thomas B. Deale in the sum of fifty dollars each of their respective goods and chattels, lands and tenements to be levied and to the said acting governor and his Successors in the Office of Governor to the use of the Commonwealth rendered. Yet upon this condition that if the said Barth Taylor shall keep the peace and be of good behaviour towards all the citizens of this Commonwealth for the space of twelve months from this day then this recognizance to be void or else to remain in full force and virtue. And the said David Newsum with Edwin Ham and Elizabeth Brambley his securities here in Court severally acknowledged themselves indebted unto John Rutherford Esq. Lieutenant Governor acting as Governor of the Commonwealth of Virginia, that is to say the said David Newsum in the sum of One hundred dollars and the said Edwin Ham and Elizabeth Brambley in the sum of fifty dollars each, of their respective goods and chattels, lands and tenements to be levied and to the said governor and his Successors in the Office of Governor to the use of the Commonwealth rendered. Yet upon this condition that if the said David Newsum shall keep the peace and be of good behaviour towards all the citizens of this Commonwealth for the term of twelve months from this day then this recognizance to be void or else to remain in full force.

A Deed of Release from Silvester R Edwards and Nicholas J. Durham to Henry North was acknowledged by the said Edwards & Durham and ordered to be recorded.

A Deed of Trust between Henry North of the first part, Silvester R Edwards of the second part and William Deale of the third part was acknowledged by the parties thereto and ordered to be recorded.

A Deed of Trust between Emma Dugas of the first part, Scatliffe Anderson of the second part and Henry Jones of the third part was acknowledged by Scatliffe Anderson one of the parties thereto and proved as to the other two parties by the oath of Thomas B. Norvell Joiahi Ferguson and George Whitfield the attesting witnesses and ordered to be recorded.

Attest. William C. Grant. Present Samuel B. Hunt & Joseph T. Howard Clk