Foort, Elias 1816

The State
vs
Negroe Jim the
property of the Estate
of Elias Fontleroy &
negroe Seneca of the same Estate

Warrant for hog-stealing

The prisoners being examined confesseth
nothing —

Harwood Jones the prosecutor deposeth and
saith that he has lost two hogs, and from the
flesh marks of a piece of fresh meat with
the skin on, now present he believes it to be
a part of one of his hogs — Harwood Jones

Sworn before me
H. Lockhart J.P.

Elias Ellis a witness deposeth and saith
that he is overseer for Harwood Jones and being
informed by a hog feeder at Mr. Jones quarter
where he is overseer that he the said hog fee-
-der had lost two of his hogs — this deponent
directed the hog feeder to go in search of
them and endeavor to find out where they
were — whereupon the hog feeder with negroes Davy & Jack
as this deponent believes and the next morning
(viz the 22nd February) instant the hog feeder
brought to this deponent the piece of flesh
now present being the hind quarter of a hog
with black spots on a red hair — and being
informed by the hog feeder that a certain
negroe

negroe of whom Davy Lee had obtained the piece before mentioned was to let him have some more meat_ this deponent in company with John Capell sent the said negroe Davy and went to watch whether he could discover where he got the meat from_ and having sent the said negroe up to the House where this deponent believes the negroes belonging to the Estate of Elias Poor lived_ this deponent wanted at a distance in order to ascertain the fact_ and in a short time the negroe which this deponent had sent up to the House came back in company with another negroe and they both stopped within some short distance of the place where this deponent was. And after the two negroes had stopped some time, this deponent heard the negroe which he had sent up as aforesaid, say to the other negroe_ "I have got a fine piece of meat of your to night, and you must let me have some more"; to which this deponent heard no reply — whereupon the negroe whom this deponent had sent up as aforesaid "I have paid you a dollar and cannot you let me have some more meat?" to which this deponent heard no reply_ But when the negroes were about to part he heard the other negroe say unto the one he had sent "I can't eat—

let you have any more now, but will let you
have some on Saturday night or Sunday; and
in a short time after the negroes had separated
this deponent went to the negroe he had sent
when this deponent found he had a piece of
fresh meat with the hair on which this deponent
took to be the hind quarter of a hog — This
deponent does not know what negroe it was
in company with the one he had sent —
This Deponent saith his hogs were taken
on Monday the 21st Instant that the hogs were
missing from friday morning to Saturday
evening — Elias Ellis
H. Lockhart JP

Dolson Cahall a witness deponeth and saith
that he is well acquainted with the place where
the negroes belonging to the Estate of Elias Foot
deceased lives and also with some of his negroes
particularly with the two now present Jim & Gene
— ca — That he was in company with Elias
Ellis when he sent a negroe man named
Davy up to the houses where Foots negroes
lived; and that after waiting some time
Davy returned in company with another negroe
and stopped within some short distance of
the place where this deponent was concealed —
and this Deponent heard Davy say to the other
negroe "this is a fine piece of meat, where did
you light with: such luck, the next time you

so

go out of your mill let me know, I will go with you" and further said "I have paid you fair; I have given you a dollar, but you must let me have some more" This deponent heard no reply to the first question but a reply to the last. the other negroe said to Davy "I will let you have some more on Saturday night or Sunday." — That this deponent believes from the voice of the negroe in company with Davy that it was the prisoner or defendant Sim not present. That in some short time after the two negroes had separated this deponent saw Davy with a hind quarter of a hog with the skin on

his
John + Capell
mark

Sworn before me
this 19th day of February 1850
H. D. Lockhart J.P.

Negroe Will the property of Harwood Jones aged saith; That he fed hogs, that on friday morning the 18th February instant he counted the hogs he had the care of and found them all in place, that he did not count them again until Saturday evening the next day when he discovered two of them missing and on Sunday following went in search of them but could not hear any thing of them — and this deponent thinks that the piece of fresh meat now present to wit a red and black shotes hind

Being duly cautioned and sworn deposeth

Mr. Edward Farl

Sir

Take notice that on the Twelfth day of Oct. 1846 at the Court House of Common Pleas of Hampton in the County of Northampton We shall proceed to take the Deposition of Mary Long & others to continue from day to day until all is taken to be read in Evidence on the part of the Pltff in the Suit now pending in the Supr. Court of Hampton Com. County, wherein we are Pltffs & you Defendt and therefore you may attend to cross examine if you think proper

Sept. 26. 1846 John & Davis Bryant

Sept. 26. 1776

Courtesy had I deemed to shew
Fort at Trenton Party for the battle near
Trenton

Wm Williamson

Wilkes County
May 21 1816

333

Pursuant to a commission to us directed
on the day & date aforesaid at the house
of Wm C Stone in the town of Halifax between the
hours of ten in morning & four o'clock in the afternoon
we proceeded to take the deposition of Wm Hicks to be
read in evidence in the suit now depending in the Superior
Court of Law for Wilkes County wherein Peter Jones
plaintiff & Willard Parker defendant who after being
duly sworn on the Holy Evangelists of Almighty God
deposeth and saith as follows.

Question by the defendants Counsel age & place of abode
Ans twenty years & upwards. Lives part of the time with
Peter & the rest with Wm Hicks Jr sometimes
Peter & sometimes Wm Hicks Jr that he
has lived with Peter Jones ever since the
Spring of 1814 & that he has lived & boarded with
Wm Hicks Jr ever since the Spring of 1815
Question by the defendants Counsel Where was you
on the 1st day of January 1816 Ans at the house of
Wm Hicks Jr
Question by the defendants Counsel Did you see
Peter Jones that day Ans
Question by the defendants Counsel Did you see
Wm Hicks Jr that day Ans

3

Bryants
vs
Foote & Defts

Rec'd Statement up

P. Beckham Jr

Bill Clayton

331
17n
505

State of North-Carolina. Northampton

To Cornelius Moore & William Gooding, justices of the peace for the County aforesaid Greeting

KNOW ye, That we, reposing especial trust and confidence in your fidelity and prudent circumspection, do command, authorise and empower you, or any of you, that at such time and place as you shall appoint, you call and cause to come before you Willis Watson and others diligently examine on the Holy Evangelists of Almighty God, what they know in and about a certain matter of dispute now at issue in our Superior Court of Law and Equity, made in a cause, wherein Allen on the demise of Lewis Bryant and ——— plaintiffs and Hilliard Hood is ——— defendant, as well on the part of the plaintiff as the defendant, and such examination and deposition by you so taken, you are to send closed up under your seal, to our said Court, to be held for the county of NORTHAMTON, at the Court house, on the fifth Monday after the fourth Monday in September next; and this you are in no wise to omit.

Witness, WILLIAM B. LOCKHART,, Clerk of our said court, at Office, the 5th Monday after the 4th Monday of March in the ~~XXX~~ 68th year of our Independence, *Anno Domini* 1808

Lockhart C

Pursuant to the annexed order to us directed We have this day proceeded to take the deposition of Willis Watson & others in a suit now pending in the Superior Court of law & equity to be held for the County of Northampton (wherein John D Davis Bryan is plaintiff and Hilliard Foort defendant) to be held at Northampton C.H. on the fifth monday after the fourth monday in Sept. last.-

The plaintiff being present and due notice of the time & place of taking such depositions having duly been given & the witnesses being first duly sworn on the holy evangelists of Almighty God. Willis Watson one of the witnesses deposeth & saith-

That Benjamin Bryan father of the present plaintiff was born some time in the year of 1750: and that Benjamin Bryan dec.d father of the said Benjamin Bryan Jr. departed this life in the year 1789- and the said Benjamin Bryan Jr. father the plaintiff died in the year 1796- and further this deponent saith not-

Silas Long being next duly sworn deposeth & saith- That when Silas Foort dec.d was about to purchase the land now in controversy between the parties of Samuel Nickerson he the deponent was present & showed the said Nickerson a deed which he the deponent held as executor of Bryan Jr dec.d covering the land which he the said Nickerson was then about to sell to the said Foort that he the said Nickerson requested the deponent not to let said Foort see the deed, as it would deter him from purchasing. Not that his situation

was such as to render [redacted] ing the lands
to said Fort absolutely necessary

Silus Long

And the deponent on further consideration doth
on his oath, that he warned said Nickerson not to
use the [illegible] & that in consequence of said warn-
ing he that a blazed line was substituted for a
chopped one further this deponent saith not.

Silus Long

Sworn before us the
The foregoing depositions were subscribed
& [illegible] this 12th day of October 1816. Witness
our hands & seals

Elon Cobb
M. Cooley