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11-9-1763

Judgement Book of Superior Court, Vol. D, May 1760–November 1763 at 377 - Claggett v. Waldron

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SUPERIOR

COURT



MAY 1760

through

NOV 1763

was rendered that the Plaintiff recover against the said John
Sheppard the sum of sixty six pounds. Bills of Credit
of said Province of the New Jersey & seven pounds
seven shillings & six pence like Bills out of Suit by
him in that behalf expended — from which judge-
ment the said John appealed to this Court, but hath ne-
glected to prosecute. Wherefore the said Dependance pray
Affirmation of the within judgement with additional
Damages & Costs — It is therefore considered —
that the former judgement be & hereby is affirmed & that
the said Dependance recover against the said John
the sum of seventy pounds eight shillings Damages and
cost of Courts taxed at the sum of sixteen pounds three
shillings & six pence —

John Pickering Plat. v James Millson Defend:
Continued to next term

James Millson Plat. v John Pickering Defend:
Continued to next term

Richard Harvey &c. App^t v Richard Hibbard App^t
Continued to next term for want of a Competent Court

Threman Chagett &c. Appellant v James Dryer App^t
Continued for advisement, to next Term

Walton

Gretey &c.

Wit. Profession

Spous. Jan. 7/61

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Mary 17/61

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Province of New Hampshire At his Majesty's Superior Court of Judicature
 held at Portsmouth within and for his Ma-
 jesty's Province of New Hampshire on the
 5th day of July by adjournment from and
 near ensuing the third Tuesday on May
 in the third Year of the Reign of his Ma-
 jesty King George the third Annoque
 Domini 1734

Present
 The Hon^{ble} Theodore Atkinson Esq^r
 The Hon^{ble} Thomas Wallingford Esq^r
 Messrs Wears Esq^r

A new Commission appointing the Hon^{ble} Theodore Atkinson
 Esq^r Chief Justice, and a Commission appointing the
 Hon^{ble} Thomas Wallingford, Messrs Heare, Leverett,
 Hubbard Esq^r Justices of this Court was published,
 who took the Oaths, and subscribed the Declarati-
 on &c. and took the Oath of Office
 and George Caffrey Esq^r was appointed Clerk of this
 Court, who took the Oath of Office accordingly

Returns of Grand Jurors.	Returns of Petit Jurors	Portsmouth
Portsmouth Joseph Prince p	Portm ^o W ^m Lewis	Jacob Sheafe
Dover Thomas Hayes	Capt ^r J ^r Richer	Sam ^l Rock
Greenland Josiah Howe	Capt ^r Geo: Lanvin	Lach ^r Voss
Newington Jere ^h Sanborn	Dover Robert Hutchins	J ^r Gardner
Stratham John Hinckley	Step ^r Hanson	Landale
Rye Simon Garland	Josh ^h Wingate	Durham Joseph Hickey
Newmarket Fran ^{co} Durbin	Greenland Nath ^l Haines	Step ^r Willoe
N ^o Hampton Benj ^a Leavitt	Hampton Falls Capt ^r Walter Williams	Stratham W ^m French
Somersworth John Richer	Nathan Tilton	David Jewell
Expin Joel Judkins	Barrington Jere ^h Tibbels	Iben Barker
Washington Jacob Gale	Stratham Joseph Higgin	N ^o Hampton Jon ^o Page
Hampton W ^m Garland	Rye Jon ^o Fowler	Lach ^r Voss
Exeter Nick ^l Smith	N ^o Hampton Heub ^l Perborner	Rye Joseph Gordon
Kingstown Chas ^l Huntton	Somersworth Nahum Marshall	Frank Lock
S ^o Hampton John Norton	Expin Dan ^l Hanson	Greenland W ^m Corry
Tales Joseph Stas & Durham	Newington Benj ^a Jackson	Dover W ^m Norton
Josh ^h Praxins Stratham	Hampton Philip Fowler	Elijah Little
Sol ^l Hall	Henry Tisfield	Rich ^l Hembark
James Walker Bedford	Exeter Caleb Fowler	Hampton Joseph Fowler
Rich ^l Smith Oliver Sanders	Durham John Dean	Edw ^l Hays Jr
Simon Hobbs	Durham Hubbard Stevens	
Somersworth Sadd Kingston	Stratham Abigail Woodman	
	S ^o Hampton Micajah Morril	
	Tales Mathias Haines	
	Tho ^l Carvey	

322 Nathan Will. & Co. Typ. v. Will. Edmonstone App.
Judgment continued to next term for decision

David Harrison typ. v. Robert Hall Esq. typ.
Continued to next term by consent of parties

James Stanton jun. typ. v. Conduitt Gibson & Co. typ.
Continued at Appellants Request

Wheeman Clagget Esq. app. v. James Driver Esq.
Neither party appear the action is dismissed

J. H. Will. v. Thomas Esq. app. v. William James Esq. typ.
Continued of order of court.

Prop. of Charles Clunty v. Samuel Bean Esq. typ.
Continued Order of Court

Moses Barret typ. v. Prop. of London & W. typ.
Continued by Consent of Parties

Civils Sanders typ. v. Basil Woodhouse typ.
Continued at the Appellants Request.

John Gardner App. v. Thomas Clavey app.
Continued at the Appellants Request.

Jonathan Shors. Appellant ad. Mary McNeis. typ.
Continued at the Appellants Request.

Joel Sudkins. Appellant v. Jeremiah Elkins app.
Continued for Report.

George Pearson Appell. v. James Walker typ.
Continued to next term at the Appellants Request.

Robert Baillie Esq. typ. v. Benj. Parker typ.
The parties being called. Neither appeared. the action is
dismissed

Jonathan Gordon typ. v. John Laidlaw typ.
Continued for trial

Benj. Simbali App. v. Joseph Lambert typ.
Continued to next term & order

Nathan. M^l & d^l Typ^l vs Will^l Edmonstone App^l
Judgment therein to next Court for advancement

David Harrison Typ^l vs Robert Hall Esq^r App^l
Continued to next Term by Consent of Parties

James Marton jun^r Typ^l vs James Gibson Esq^r App^l
Continued at Appellants Request

Wepman Clagget Typ^l App^l vs James Dwyer Esq^r App^l
Neither party appear the Action is Dismissed

J. H. M^l Thomas Esq^r App^l vs William Smith Esq^r App^l
Continued by order of Court

Prop^r Charles Clunty vs Samuel Bean Esq^r App^l
Continued by order of Court

Mass Charles Typ^l vs Robert London Esq^r App^l
Continued by Consent of Parties

Oliver Anderson Esq^r vs John Woodhouse Esq^r App^l
Continued at the Appellants Request

John Gardnet App^l vs Thomas Clavey App^l
Continued at the Appellants Request

Jonathan Short Typ^l vs Mary M. Esq^r App^l
Continued at the Appellants Request

Joel Sudkins App^l vs Jeremiah Elkins Esq^r App^l
Continued for Report

George Pearson App^l vs James Mathers Esq^r App^l
Continued to next Term at the Appellants Request

Robert Smith Esq^r vs John Smith Esq^r App^l
The Parties being called neither appears the Action is
Dismissed

Jonathan Gordon Typ^l vs John Laidlaw Esq^r App^l
Continued by order

Boni^l Amble App^l vs Joseph Lamborn Esq^r App^l
Continued to next Term by order

Downen
Waldron
Execution Ind
Aug 1763
Nov 1763
alias
December 1763
May 1764
not satisfied

John Downing of Newington in the Province of New
Hampshire Esq. Complainant against George Waldron
of Portsmouth in said Province Husbandman Defendant.
The Complaint shewing that at the Inferiour Court of Common
Pleas held at Portsmouth in for said Province on the 21st
day of March 1763 by adjournment the said John recovered Judgement
against the said George (on a note of hand) for the sum of
two hundred six shoen pounds & seventeen shillings & six
pence Bills of credit of said Province of the New Tenor
and six pounds four shillings like Bill Cost of suit by him
in that behalf expended. From which Judgement the
said George appealed to this Court but hath neglected to shew
cause his said Appeal. Therefore the said John prays Affirma-
tion with additional Costs. It is therefore considered that
the former Judgement be & hereby is affirmed & that the said
John recover against the said George two hundred sixteen
pounds & seventeen shillings & six pence Damage & Cost of
Court taxed at the Sum of Fifteen pounds Eighteen shillings

Claggett
Execution Ind
31st 1763
Nov 1763
not satisfied

Wysman Claggett of Portsmouth in the Province
of New Hampshire Esq. Complainant against George
Waldron of said Portsmouth Husbandman Defendant
The Complaint shewing that at the Inferiour Court of Common
Pleas held at Portsmouth in for said Province on the
21st day of March 1763 by adjournment the said Wysman
recovered Judgement against the said George (on a note of hand
Indorsed to the Pl^t) for the sum of Eighty two pounds & ten
shillings Bills of credit of said Province of the New Tenor
and six pounds four shillings like Bill Cost of suit
by him in that behalf expended. From which Judgement
the said George appealed to this Court but hath
neglected to shew cause his said Appeal. Therefore the
said Wysman prays Affirmation with additional Costs.
It is therefore considered that the former Judgement be & here-
by is affirmed & that the said Wysman recover against the
said George Eighty two pounds & ten shillings Damage and
Cost of Court taxed at the Sum of Fifteen pounds Eighteen
shillings