THE STATE OF TEXAS

TRAVIS COUNTY

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District Court of Travis County

Fall Term A.D. 1848

Be it remembered that on this the 16th day of October 1848 there was begun and holden in and for the County of Travis a District Court present the Hon. William E. Jones Judge of the Second Judicial District of the State of Texas James H. Mathews Sheriff and B.D. Basford Clerk

The venire previously drawn according to law being called by the Sheriff the following persons answered to their names (to wit;

+ 1 Benj. F. Johnson 2 Wm. Manuel 3 ~~Do~~
3 Hugh McGuire 4 David Thomas
5 David C. Edmonson 6 Jackson Thompson
7 William M. Wilson 8 Charles F. Compton
9 William Wilkes 10 Thos Wm Ward
11 Thomas Puckett 12 Nathaniel Gillilan
13 Benj Piper 14 William Clemments
15 Philip Golden 16 Thomas Pratt Washington
17 Joseph Barnhart 18 Nelson Merrell
19 Benjamin C. Bennet 20 D. H. Faos
21 William Crestard 22 D. C. Cady
23 M. A. Porterfield 24 William D. Parris
25 R. C. Burditt 26 George I. Nail
On motion the following jurors were excused from serving at this term of the Court, to wit;
1 David Thomas Thos Wm Ward
George I. Nail & Benjamin Piper

The following good and lawful men of the county of Travis were then drawn according to law to constitute the Grand Jury for the present term, to wit;
1 Benjamin F. Johnson 2 Joseph Barnhart
3rd D. C. Cady 4th Philip Golden
5 Nathaniel Gillilan 6 Thos P. Washington
7 William Crestard 8 Nelson Merrell

9 William Wilkes 10 D. H. Fair
11 Benjamin C. Bennet 12 Lewis Menefee
13 William D. Farris 14 Jackson Thornton
15 William M. Nelson

The court appointed Benj F Johnson to be the foreman of the grand jury and he was sworn accordingly; the others were sworn according to law The court then charged the grand jury in relation to their duties, after which they retired to consider of their presentments

The following were then called & sworn according to law to serve as petit jurors (to wit,

1 Hugh McClure 2. David C. Edmunson
3 Charles F. Compton 4 Thomas Pickett
5 William Clements 6 M. C. Porterfield
7 M. C. Burdett

X On calling the civil docket the following proceedings were had (to wit,

3 17 David G. Burnet for the use of Whitney et al vs The State of Texas } In this cause the parties appeared by their counsel and on motion of the plaintiff leave is granted by the court to amend the petition

44 Jonathan Borrows vs Sam Houston President &c } On motion of the District Attorney it is ordered by the court that this suit be dismissed for want of prosecution

Fall Term A.D. 1848

No 48 Hammond vs Sam. Whiting } In this cause the parties appear by their counsel and by consent of parties the court order the cause to be continued

50 James Powers vs The Comonwealth for the office &c al. } In this cause the plaintiff appeared by his counsel and the defendants the commonwealth of the Genl Land Office ~~by his~~ counsel and Henry Smith by their counsel and on motion the defendant Henry Smith has leave to amend his answer

87 Henry McBroy et al vs Daniel French et al } In this cause the plaintiff appeared by his counsel and James Webb Esq appeared in open court and acknowledged himself bound as security for cost of this suit in compliance of the rule granted on the plaintiff at the last term of this court The service having been made by publication it is ordered by the court that the cause be continued until the next term of this court

4 Fall Term A D 1848

No 100 Henderson Monday
vs
William Bowers } In this cause the parties appeared by their counsel and by consent of parties the court orders the cause to be dismissed at the cost of the Defendant

103 Emeline Cochrane surviving administratrix of the estate of James T. Cochrane dec.
vs
John T. Webber } In this cause the parties appeared by their counsel and waiving a jury, submitted the cause to the court; Whereupon it is considered and adjudged by the court that the plaintiff do have and recover of the Defendant the sum of two thousand two hundred & twenty two & 25/100 dollars ~~and sixty seven dollars and eighty seven cents~~ (~~$2067.87~~) and all costs in this behalf expended, and by consent of parties it is ordered by the court that the execution be stayed for six months after which time it may issue.

100 Thomas F. Chapman
vs
B. D. Bassford et al } In this cause the plaintiff appeared by his counsel and the Defendant B. D. Bassford in his own proper person and gives judgment by confession in the sum of one hundred and thirty dollars and interest thereon at the rate of eight per cent from the first of April last and all costs in this behalf expended for which

on execution may issue fo
And it is ordered by the cous
that the cause be continued for
service on the other Defendan

Be it remembered that on this the 16th day of Octo
in the year of our Lord one thousand
eight hundred and forty eight, on motion
of James Webb Esq. James E. Davis Esq.
having produced to the court, a licence to practice
law in this state of Kentucky and also produc
ing satisfactory evidence of his good moral
character and high standing as a member (Cert
of the bar of that state signed by one of the Judges of our supreme
; it is therefore ordered
that a licence issue authorising him to prac
tice as an Attorney and counsellor at law an
solicitor in chancery in the courts of this
State

The court ordered Thursday to be set for
calling ~~out~~ the criminal Docket

Tuesday morning October 17

Court met pursuant to adjournment

John W. Harrison
vs
45 Lowland, Craigs, O'Brian } In this cause the parties appeared by their counsel and the plaintiff submitted to a non suit Where upon it is considered and adjudged by the court that the Defendants do have and recover of the plaintiff all costs in this behalf expended for which are execution may issue

P. B. Cock
vs
Benj Grayson } In this cause the parties appeared by their counsel and submitted the cause to the Court

John R. Slocomb
vs
James McFowley } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

James Pinckney Henderson
60 Governor of the State of Texas
vs
Nicholas Boyce, David Holberman & Edward Burlison } In this cause the Plaintiff ~~parties~~ appeared by his ~~their~~ Counsel and ~~submitted the cause~~ the Defendants being again solemnly called answering not but still making default; it is therefore considered and adjudged by the court that the plaintiff do have and recover of the Defendants,

the sum of four hundred and fourteen dollars and twenty three cents with interest thereon at the rate of five per centum per annum from the 31st of March 1838 and all costs in this behalf expended for which an execution may issue

95 D. P. Bathgate vs C. C. Cushman } In this cause the parties appear by their counsel and waiving a jury submittal the cause to the court; Whereupon it is considered and adjudged by the court that the plaintiff do have and recover of the Defendant the sum of two hundred dollars with interest thereon from the first of March 1838 and all costs in this behalf expended ~~for~~ and by consent of parties it is ordered by the court that the execution be stayed for ~~six~~ three (3) months after which it may issue

107 Morgan Cryer and Mildred Cryer vs Joseph Duty et al } In this cause the parties appear by their counsel and it appearing to the court that the service was made by publication the court ordered the cause to be continued until the next term of this court

Tuesday Morning October 17th

No 110 The corporation of the city of Austin
vs
Owen O'brian } In this cause the parties appeared by their counsel and the rule on the Plaintiff for costs granted by the court at the last term not being complied with; on motion of the Defendants the court ordered the cause to be dismissed and that the Plaintiff pay all costs in this suit expended for which an execution may issue

20 Elizabeth Glass
vs
Michael Zibler } In this cause the parties appeared by their counsel and the Defendant by his attorney moved that the Defendant be ruled to give security for the costs; whereupon the Plaintiff filed an affidavit setting forth that she is to poor to pay the costs or to give security therefor and prays that she may be permitted to prosecute her suit free of costs, which prayer is granted by the court

The State of Texas
vs
Lewis Minelle } Scire facias on Judgment nisi for non attendance as a Juror at the Fall Term 1847
In this cause the Defendant appeared and prays the court to remit the fine of ten dollars imposed upon him at the term aforesaid
After hearing his excuse on oath the court orders the fine to be remitted but that the Defendant pay the costs of the Scire facias

for which an execution may issue

The State of Texas vs R. G. Parris } Scire facias

In this cause the ~~parties~~ Defendant appears and prays the court to exonerate him from the fine of ten dollars impose on him at the last term of this court for non attendance as a Juror after hearing his excuse it is ordered by the court that he be exonerated from said fine

The State of Texas vs Samuel Taylor } Scire facias

In this cause the ~~State~~ Defendant appears and prays the court to be exonerated from the fine of ten dollars impose upon him at the last term of this court for non attendance as a Juror. After hearing his excuse on oath the court orders the fine to be remitted and that the Defendt pay the costs of the scire facias for which execution may issue

87 Samuel Huyhsmith vs Moses Johnson Admr of Garrett deceased } In this cause the parties appear and submit the cause to a jury to wit Davis C Edmonson, Charles B Compton 3 Thos Puckett 4 M A Porterfield 5 M C Burdett 6 J. M. Strain

Sam Whiting & C. C. Cushman
S. L. Johnson Frances Kelly
& James Edmonson George R. Glascock
all good and lawful men of the county of Travis

After hearing the parties with their witnesses the jury returned the following verdict (to wit) We the jury find for the plaintiff two hundred and ninety nine dollars and sixty two and a half cents ($ 299..62½) it is therefore considered and adjudged by the court that the plaintiff do have and recover the said sum of two hundred and ninety nine dollars 62½/100 and all costs in this behalf expended for which an execution may issue

~~Court adjourned until tomorrow morning at nine O'clock~~

The grand jury returned into court the following bills of indictment (to wit,

The State of Texas
vs
Samuel Wilson } Assault & Battery
(signed) } A true Bill
B. F. Johnson
Foreman

The State of Texas
vs
Martin W. Hamper } An affray
& Benjamin N. Butts } A true Bill
(signed) B. F. Johnson
Foreman

The State of Texas
vs
Thomas Moore } For exhibiting a certain gaming bank the name of which unknown to the jurors
(signed) A true Bill
B. F. Johnson
Foreman

Wednesday morning October 18th 1848

Court met pursuant to adjournment

George W. Glascock
vs
The Com. Genl Land Office } In this cause the parties appear by their counsel submitted the cause to a jury to wit
David C. Edmonson 2 Charles Thompson
3 Thomas Pickett 4 Ira A. Porterfield
5 M. C. Barrett 6 Samuel Whiting
7 Francis Bailey 8 John I Grumbles
9 Nathaniel Gillaland 10 Samuel Stone
11 Timothy McRone 12 Noah Smithwick
all good and lawful men of the county of Travis duly elected and sworn according to law

After receiving the evidence in the foregoing case the court adjourned until tomorrow morning at half past eight o'clock

Nathaniel Townsend
vs
The Com. Genl Land Office
et al } In this cause the plaintiff by his counsel appeared and on motion the court ordered the cause continued for service on all the Defendants except the Commissioner of the Genl Land Office

Thursday morning October 19th 1848

Court met pursuant to adjournment

George W. Glascock
vs
The Commissioner of Genl Land Office
Thomas Hutton } In this case the parties again appear and proceed with their cause to the Jury empanneled & sworn yesterday to try the same After hearing the parties with their witnesses, the argument of Counsel and the charge of the court the Jury returned the following verdict to wit, We the Jury find for the Defendant

signed, Robt Smithwick
Foreman

It is therefore considered per adjudged by the court that the defendant do have from & recover of the plaintiff all costs in this behalf expended for which due execution may issue

And it appearing to the Court that a rule for mandamus nisi had been heretofore granted to the plaintiff to compel the Defendant as Commissioner of the Genl Land Office, to compel Defendant to issue to the plaintiff as the assignee of Henry P Rock a patent upon the certificate of said Rock which said Certificate was alleged by the Plaintiff to be recommended for patent by the Board of Land Commissioners appointed by act of Congress "to detect fraudulent land Certificates and issue patents to legal Claimants" And it appearing to the Court from the finding of the jury that said Certificate has never been duly recommended to the Commissioner of the General Land Office for patent as required by law,

It is therefore ordered adjudged and decreed by the Court that the rule for mandamus nisi heretofore granted in this Case be discharged, and that the plaintiff take nothing by his petition, that the defendant go hence without day and that the plaintiff pay all costs in this behalf had and expended for which execution may issue

Court adjourned until tomorrow morning at 9 o'clock

Friday Morning October 20th 1848

Wm R. Smith vs Robertson Webb, Norton et al

In this cause the plaintiff appeared by his counsel and the defendants tho solemnly called answering not but making default it is therefore considered & adjudged by the court that the plaintiff recover according to the prayer of his petition and that the clerk issue therefor

James Scottle et al
vs
Aldon & Wm Jackson } In this cause the parties appeared and by their attorneys & the defendant not denying the correctness of the agreement entered as a judgment at the last term of this court in this cause It is therefore ordered and adjudged and decreed that the said agreement entered as a judgment as aforesaid be confirmed as the judgment of this court & that execution issue in accordance therewith

Henry Adams
vs
Nancy Browning widow of
Daniel Browning decd
Christopher Columbus Browning
John Browning L. I. Potter & Mary Potter his wife formerly Mary Browning J. B. Patterson & Martha Patterson his wife formerly Martha Browning John Bostwick and Pamela Bostwick his wife formerly Pamela Browning & Wm Cox and Frances Cox his wife formerly Frances Browning, which said Christopher C. Browning, John Browning Mary Potter, Martha Patterson, Pamela Bostwick and Frances Cox, are children and heirs at of said Daniel Browning decd defendants

This day came the plaintiff by his attorney and the defendants being called solemnly come answering not but made default, and it appearing to the court that the said defendants have been duly served, and that at the Spring Term 1848 of this court, they did by their attorney enter their appearance as pro confesso defendants to this suit, & that at the said Spring Term 1848 an order was made by this court [illegible] defendants wife required to

their answer & make defence to said plaintiff petition on or before the first day of the present Fall Term 1848 of this court and it further appearing that each and all of said defendants have failed and neglected to answer said petition or make defence to said suit it is therefore on this fifth day of the said present term of this court ordered and adjudged that said plaintiff have judgment against said defendants by default, & upon the inspection of the said plaintiffs petition and the exhibits & the testimony in the cause, it appearing to the satisfaction of this court, that the said Daniel Browning dec.d, to wit, on the seventeenth day of July in the year one thousand eight hundred and thirty nine, did execute his bond in the sum of forty thousand dollars to the said plaintiff with a condition annexed thereto that the same should be void if the said Daniel Browning, his ~~heirs~~ executors or administrators should make or cause to be made to said plaintiff when demanded a good legal or sufficient title to two thousand & twenty two acres of land, lying when said bond was executed in the county of Bastrop but now being in the county of Travis, which said land is described in said bond as the upper half of a certain league of land, except two hundred acres to be taken off the back part thereof, which said league is situated on the west bank of the Colorado river opposite the city of Austin, commencing at the mouth of Spring creek on the bank of said river lying North West of a ten league grant and adjoining League League Number twenty, the said tract of land to include the upper half of said League with the exception of the aforesaid two hundred acres, and to have one half of the front of said League on said river, the lower line thereof running parallel with the upper line of said League, which said League of land from the evidence appears to have been granted by Talbot ~~Williams~~, Chambers Commissioner on the 17th of March 1835 to Isaac Decker as a head right and the said two thousand and t

acres to have been conveyed ~~from~~ by
said Decker to said Browning on the 11th of July
1839, and was sold by said Browning on the said
11th of July 1839 (the date of said Bond) to said plain-
tiff for the sum of two thousand dollars
which said sum the said Browning then ac-
knowledged to have received from said
plaintiff, and it further appearing to the
court, that after the execution of said
bond by said Browning to said plaintiff
that he the said Browning departed this
life without having executed titles ~~to~~ for
said lands to said plaintiff, and that the
said defendants are the heirs at law of said
Browning, & that there is no executor or admin-
istrator of said estate, and that a part of
said defendants reside beyond the limits of
the state of Texas,

It is therefore ordered adjudged
and decreed that B. T. Bassford Esq. the clerk of
the court make and execute in the name
of said defendants to said plaintiff a sufficient
deed of conveyance to said two thousand and
twenty two acres of land, which said deed shall
pass and vest in said plaintiff all the right
title and interest which the said Daniel
Browning had in and to said land at the
time of the execution of said Bond and which by
the death of said Browning was vested in said
defendants as his heirs at law, or either of them.
And it is further ordered adjudged and decreed
that the said plaintiff recover from the
said defendants his costs in this behalf ex-
pended, & for which execution may issue

James M. Alexander
John L. Ford & J. P. Ross
J. P. Ross

In this cause the plaintiff ap-
peared by his counsel and the
defendants altho solemnly called answering not
but making default it is therefore considered
and adjudged by the court on this fifth day of
the present term from that the plaintiff do have &
recover of the defendants the sum of one hundred & ten
($110) with interest thereon from the 26th of December 1844
and all costs in this behalf expended for which
Execution may issue

October 20th 1848

James F. Perry Executor of
Stephen F. Austin & S. M. Williams
vs
Sam Houston President &c } In this cause

#38 the parties appeared by their counsel and submitted the cause to a jury, to wit,

David C Edmonson 2 Thomas Pucket
3 M. A. Porterfield 4 M. C. Burditt
5 William Hamlen 6 Sam Whiting
7 Francis Kelly 8 J. J. Gwombles
9 John G. Mathews 10 Thos C. Payne
11 Adolphus Smith 12 Collin Forbes

After hearing the parties with their evidence the Jury returne the following verdict

We the jury find the following to be facts in the case now before us of Perry Executor of Austin & S. M. Williams against the State of Texas

That a contract was made as alledged by the Plaintiff to colonize eight hundred families That Austin had authority by letter of Attorney to act for the Pltff S. M. Williams in making said contract That Robert Peebles was appointed by the Government of Coahuila and Texas Commissioner of said Colony that as such he issued titles to one hundred and fifty settlers in the same as appears to us from the abstract of titles in the land office and the original titles on file therein and the testimony of Horatio Cheiseman

They further find that the Plaintiffs were having great expections to stobe said Colony and carry out their contract when the land offices were closed by an act of the Consultation That they had expended in surveying and laying of lands preparatory to its settlement the sum of fifteen thousand dollars and that they have received none of the premium lands to which they were entitled under said contract and that lands were then worth thirty seven and a half cents per acre — Now if

the law be with the Plaintiffs, then we find they were entitled to seven and one half leagues & seven and one half labors for the said one hundred and fifty families introduced by them, or its equivalent the sum of twelve thousand nine hundred and fifty two dollars and fifty cents the value of said lands, but if the law be with the defendants then we find for the defendant

Signed, S. I. Grownbles
Foreman

William R. Thompson } In this cause the parties
James B. Shaw constituted } appear by their counsel
& by consent of parties the court ordered the cause
to be continued

Nathaniel Townsend } In this cause the plaintiff
Edwin Waller et al } appeared by his counsel &
on his motion the court ordered the cause to be continued
and alias to issue to all defendants except the Longs and
Thomas R. Chapman

B. F. Barton et al } In this cause the deft
B. F. Barton appeared and confessed judgment
in the sum of one hundred and thirty dollars
with interest thereon from the first of April
1848 It is therefore considered and adjudged by the
court that the plaintiffs do have and recover of the
defendant the said sum of one hundred & thirty dollars
& interest as confessed
and all costs in this behalf expended for which execu-
tion may issue

A. S. Hotton et al
Joseph W. Robertson } In this cause the plaintiff ap-
peared by his counsel and on his motion the court
ordered the cause to be continued for service

John Beck
John Bratton } In this cause the death of the
plaintiff being suggested the court ordered the
cause to be continued and a scire facias to issue
to his representatives when known

P. H. Coe } In this cause the plaintiff appeared
Sam Wilson } by his counsel and on his motion the
court ordered the cause to be continued for ser-

Court adjourned until tomorrow morning
at 9 of the clock

18. Saturday October 21st 1848 Court met pursuant to adjourn-
Hamilton White } ment
George W Glascock } In this cause the parties appeared
by their counsel and submitted the cause to a jury, to wit
David C. Edmonson 2 M. A. Potterfield 3 M. C. Burdett 4 Wm Hamilton
Sam Whiting 7 Francis Kelley 8 J. Gremble 9 J. Matthews
10 Thos D. Payne 11 Adolphus Smith 12 Collin Forbes 13 James S. Dood

After hearing the parties with their witnesses the jury returned the
following verdict, to wit, We the jury find for the defendant
signed D. Gremble Foreman It is therefore considered and adjudged
by the court that the defendant Glascock recover all costs in this suit & therefor
have execution

The State of Texas }
County of Travis }

In compliance with the decree of the Supreme Court of this State, at its last session, in the case of Sam Houston President Appellant vs. The representatives of Sterling C. Robertson deceased, requiring said representatives to file in the office of the Clerk of the District Court of Travis County an abstract of the fifteen Leagues and twenty three Labors adjudged and decreed to the representatives of the said Sterling C. Robertson deceased as premium lands in three months from the date of the decree, taking the Leagues in the order in which the titles issued to the same, except where said lands conflict with other deeds, in which event they may be located on to the next League in order I. E. S. C. Robertson one of the administrators with the will annexed and residuary Legatee of the said Sterling C. Robertson deceased, do now proceed to select and designate said fifteen Leagues and twenty three Labors under the requirements of said decree, and within the time required

1st 1 League of land on the West bank of the Brazos river above the League and adjoining the one known as the Tenostic land League and bounded as follows, Beginning at a stake on the bank of the river from which an Elm 8 inches in diameter S. 13½° E. 11 varas and another Elm 3 in diameter S. 78° W. 4 vs. the N.E. Corner of said League Thence down the river following the meandes of the same

S68° E.300 vs E.330 vs S.25° E.370 vs S.30° [illegible]
vs S 60° E, 390 vs E.150 vs S.67° E. 680 vs S.53
500 vs S30° E.244 vs to a stake on the bank of the
from which a willow 8 in diameter S.28° E.8 vs a
another willow 10 in diameter N.5° W.7 vs Then
S. 60° W. 10670 vs to a stake from which an oak 12 in d
ter 28° E.10 vs and another oak 8 in diameter S.82 E.5 vs
tered prairie at 1750 vs entered timber at 2.610 vs entered
prairie at 3.800 vs entered timber at 4.900 vs Then
N.30° W. 2.500 vs to a stake from which an oak 14 i
diameter N.5° W. 50 vs and a black oak 8 in diamet
S.75° E.17 vs Thence N.60° E. 9.240 vs to the place
of beginning——

2n— Five Leagues, on the East Bank of the [illegible] rive
about fifteen miles below the Falls bounded as
follows—

Beginning at a stake on the bank of the
river the S.W. Corner of John Montgomery's quar
of a league from which a Palo Blanco Hacke
12 in diameter S.60° E.5 vs and another Hacke
9 in diameter N.55° W. 2 vs Thence down the
following the meandes of the same S.28°
630 vs S.3° E.800 vs S.38° E.910 vs S.56° E.300 vs to a
for the S.W. corner of League No 3. Thence S.64° E.1
vs S.82° E.500 vs S.53° E.998 vs to a stake for
S.W. Corner of League No 4 Thence S.67° E 1200
S.11½ E.1630 vs to a stake for the S.W. corner of Le
No 5 Thence S.41½ E. 2500 vs S.33° W. 1380 vs S.10°
1300 vs S. 2° W. 1500 vs to a stake for the S.W. corn
of League No 6 Thence S.25° E. 650 vs S.[illegible]°
920 vs S.30° E.920 vs a stake for the S.W. corner o
League No 7 from which a Cotton wood 8 in dia
N.10° E. 8 vs and another Cottonwood 10 in diame
N.55° E.8 vs marked S.C.K. on the bank of the riv
Thence N.68 E.10,000 vs to a stake from which
Oak 12. in diameter marked S.C.K. N.17° E.10 vs a
another Oak 9 in diameter S.32 W.13 vs Thence N.30
2500 vs to a stake from which a pecan 10 in diam
eter N.49° W. 9 vs and an ash marked S.C.K. 8 in
diameter S.15° W. 6 vs Thence N.60° E. from which a
oak 14 in S.44 E. 14 vs — and another Oak 15 in diame
N.64 E.15 vs Thence N.30 W 2500 vs to a stake from
which a Spanish Oak 10 in diameter S.17° W.
1½ vs and another Spanish Oak 12 in diameter N.18°

24 in diameter crossed Alligator creek at 680 vs. Thence N. 60° E. 1620 vs to a stake from which a Spanish Oak 20 in diameter N. 62 E. 11 vs and an Elm 10 in diameter N. 88° E. 10 vs crossed a branch at 80 vs. N. 30° W. 2500 vs to a stake from which an Oak 10 in diameter S. 32° W. 2 vs and another Oak 12 in diameter S. 92° W. 24 vs crossed Little Brazos at 970 vs passed into the timber at 1160 vs Thence S. 60 W. 480 vs to a stake from which an oak 12 in diameter S. 45° W. 12 vs an another Oak 6 in diameter S. 55° E. 6 vs Thence N. 30° W. 2500 vs to a stake on fish creek from which an oak 12 in diameter N. 8 vs and another Spanish Oak 6 in diameter S. 7 vs Thence S. 60° W. 840 vs to a stake from which an Oak 8 in diameter N. 27° W. 95 vs and another Oak 10 in diameter N. 32° W. 85 vs entered prairie at 140 vs Thence N. 30° W. 2500 vs to a stake from which a mustite 12 in diameter marked "R." N. 29° W. 20 vs Thence S. 60 W. 970 vs to the place of beginning. Deeded on the 27th of February 1835 and on file in the General Land Office page 354

R. One League of land in Burleson County on String prairie, and bounded as follows — Beginning at a stake in the W. line of League No 1 from which a black Walnut 12 in diameter 4 vs distant No 50° E. also an oak 12 in diameter 7½ vs distant N. 77½° W. running Thence S. 20° E at 245 vs crossed a creek at 460 vs crossed another S. 35° W. at 540 vs crossed another creek S. 40° W. at 270 vs crossed another S. 25° E. 4170 vs crossed Davissons creek at 5000 vs set a stake in the W. line of League No 1 from which an oak 12 in diameter 11 vs distant N. 60° E. also a Spanish Oak 14 in diameter 14 vs distant S. 15 W. Thence S. 60° W. at 690 vs crossed a creek N. 10° E at 5000 vs set a stake from which an oak 14 in diameter 7 vs distant S. 25° E and another oak 12 in diameter 17 vs distant N. 41 E. Thence N. 30 W. at 400 vs passed a spring entered prairie at 1760 vs entered timber at 2.6.86 vs crosses a branch at 500 vs set a stake from which a black Oak 5 in diameter ½ vara distant N. 65 W. also an

Oak 20 in diameter 7 vs distant N. 61° W. Thence N. 6
E. through timber at 2350 vs Crossed Davidsons creek a
5000 vs to place of Beginning Deeded on the 18th of
~~November 1835~~ March 1835

4th One League of land adjoining the above
and bounded as follows
Beginning at the N. W. corner of League
No 2. at a Stake from which a black Oak
5 in diameter 12 varas distant N. 61° W.
Thence S. 60° W. through timber 5000 vs
to a stake from which a black oak 6 in
diameter 10 vs distant N. 8 W. also an Oak
in diameter 8 vs distant S. 5° E. Thence
30° E. at 460 vs crossed another creek
N. 60° E. at 1520 vs crossed another creek, N.
50° E. at 2890 vs crossed another creek N. 60° E
at 5000 vs Set a stake from which an
Oak 10 in diameter 3 vs distant S. 78° E. and
another Oak 8 in diameter 10 vs distant N. 31½ E.
Thence N. 60° E. at 3000. vs entered prairie at 2370
vs entered timber at 5000 vs The S. W. corner of
of League No 2. a stake from which an Oak 14 in
diameter 7 vs distant S. 25° E. and another Oak
17 vs distant N. 41° W. Thence N. 30° W. with the
W. line boundary line of League No 2. at 400 vs
passed a spring and entered prairie at 1760 vs

Entered the timber at 2656 vs
Crosed a creek at 5000 vs and Chance
to the place of beginning deeded on the
18th of Mar 1835

3rd

One Leagu of Land adjoining the above
and bounded as follows. beginning in
the S.E. line of Leagu no 3 at a Stake
1600 vars S. W of the S.E. Corner of Leagu
no 3 from which a Black jack 7 vars dist
marked 4" S. 22½° E. also an Oak marked "3" 14
diameter 12 vs distant N. running Thence S. 30° E. the
post Oak timber 5000 varas to a Stake from which a
Oak 6 in diameter 9 vs distant marked "4" N. 72
E. and another Oak 16 in diameter 6 vs distan
N. 40° W. Thence S. 60° W. at 4720 vs crossed

Creek S. at 5000 vs set a stake, a Spanish Oak 8 in diameter 15 varas distant marked "15" N. 28° W. and another Oak 8 in diameter 11 vs distant S 35° W. Thence N. 30 E. at 20 vs crossed second Creek S. at 1620 vs entered prairie at 2280 vs entered timber at 5000 vs set a stake from which a Black Jack 6 in diameter 4 vs distant N. 73° E. also an Oak 10 in diameter 15 vs distant S. 65° W Thence N. 60° E. at 1600 vs passed the S.W. corner of League No 3. and running with the S. line of said League N. 60° E. at 1950 vs entered prairie at 3970 vs entered timber at 5000 vs and thence to the place of beginning Surveyed on the 18th of May 1835

6th One League and twenty two Labors on Elm Creek and north of Little cane to be taken from a survey of four Leagues Two Leagues and three Labors of said survey conflicts with an old title as follows

Beginning at the beginning corner of said four Leagues survey and running with the old lines of said survey until said lines strike the lower line of Jose Antonio Porra's survey so as to include forty seven Labors of land

7th Two Leagues at the mouth of Brushy creek and fronting on the San Gabriel bounded as follows Beginning at the mouth of Brush creek on a Ash marked 2 and 3. from which an Oak 8 in diameter S. 65° E. 4 vs and an Ash 10 in diameter N. 22° W. 6 vs Thence S. 15° E. 9,915 vs set a stake for the S.E. corner from which an Oak or Black Jack 14 in diameter N. 71° E. 13 vs and and Oak 12 inches in diameter S. 50 W 6 varas Thence S. 71° W. at 2,500 varas to an Oak marked an ane corner Thence N. 190 at 245 vs formed a corner on a Post Oak Thence N. 71° W. at 2500 vs for the S.W. corner of said Leagues of land Thence N. 15° W. at 7,293 vs crossed Brushy Creek, continued at 5,723 vs encountered the San Gabriel and formed a corner on a Huckberry in inches in diameter Thence down the river following the meanders of the same to the place of

to the place of beginning — Deed on the 25th of August 1825

8th One League of land on the N. bank of the Brazos river above the Waco village and bounded as follows

Beginning at the lower corner of League No. 18 and running down the river following the meanders of the same for 2500 vs S. 35½ E. 570 vs S. 47½ E. 570 vs S. 33 E. 1160 vs to an oak 6 in diameter and a cottonwood 8 inches diameter N. 54 W. at 8 vs also another cottonwood 18 inches in diameter S. 26 W. at 6 vs Thence running S. 60 W. 10205 vs at 1600 vs crosses a creek at 4.500 varas crossed said creek and passed to the boundary & set a stake in the prairie Thence N. 30 W. 2500 varas set a stake in the S. boundary line of League No. 18 Thence N. 60 E. 9.555 vs with said South boundary line of League No 18 to the place of Beginning — Deed on the 2d day of July 1835

9th One League of land on the bank of the Brazos and bounded as follows

Beginning at the lower corner of League No 14, and running down the river meandering the same for 2500 varas — S. 74 E. 1060 vs S. 63 E. 820 vs S. 54 E. 1250 vs to a sycamore tree 12 inches in diameter marked X V. from which a cotton wood 24 inches in diameter S. 15 E. 10 vs and also a cottonwood 22 inches in diameter S. 17 W. at 15 vs Thence running N. 60 E. 9274 55/65 vs at 700 vs entered timber at 2450 vs passed Iron creek at 2,500 vs entered prairie and passed to the corner and set a stake — a mesquite 6 in diameter N. 4 W. 9½ vs then N. 30 W. 2500 vs to a stake mesquite 6 inches in diameter; North 61 W. 50 vas and also a mesquite 6 inches in diameter S. 77 W. at 133 vas — Then S 60 W. 10.886 vs to the place of beginning at 177 vs passed the S. E. Corner of League No 14 with said South line of League No 14 to the place of beginning — Deed on the 1st day of July 1835 —

10th — One League of land on the West of the Brazos above the Waco village and bounded as follows

Beginning at the lower corner of Survey No 33 and running down the River — meandering the same 2500 vars S 60° E 400 vrs S 63° E 700 varas S 28° E 350 vars S. 29° E. 320 vars S 3° E 290 vars S 15° W 480 vrs to a cottonwood 10 inches in diameter and another cottonwood 12 inches in diameter S 40° W at 80 vars and also a cottonwood 14 inches in diameter No. 10 vrs Thence running W 60° W 9650 varas at 4,830 vrs Crossed Purdy's Creek entered the Prairie. Passed to the corner and set a Stake. Thence N 30° W. 2500 vars to a Stake Thence N 60° E 9,600 vrs parallel to the line of Survey No 32 to the place of Beginning — Dated on the 1st day July AD 1835 —

11th

One Labor of land on the N of the Brazos at the Falls and bounded as follows —

"Beginning at the S.W. Corner of Labor No 21 in the West line of the lower tract of Vista from which a cottonwood or Hackberry 13 in in diameter S 60° W 10 vars and an oak 9 in diameter N 8½° W. 15 vars. Thence S 60° W 1000 vars to a Stake from which an Oak 15 in diameter S 14° E, 5. vrs and an oak 12 in diameter S. 70° E 6 vars Thence N 30° W 1000 vrs to a Stake from which an Oak 12 in diameter S 59° W 14 vrs and a Hackberry 16 in diameter N 13 vrs Thence N 60° E 1000 vars to a Stake in the line of Labor No 21 from which an Oak 10 in Diam N 20 E 20 vrs and another oak 10 in diameter S 13° E 6 vars Thence S 30° E 1000 vrs to the place of Beginning. Dated on the 12th day of January A.D. 1835" In testimony whereof I have hereunto set my hand at the City of Austin this the 6th day of July A.D 1848

Sterling C. Robertson

In the District Court at the Fall term 1848 the said E. S. C. Robertson having made the foregoing Reports & designations and on the inspection and examination thereby the Court the said Court having determined

that in persuasance of the decree of the Supreme Court the said party could not select a part of the lands reported by him on Elm Creek as Nº 6 the said party by order and leave of the Court amends his designations and reports and in addition to his selections makes the following attached hereto, as his selections, and which he prayes may be taken as part hereof under the seal of the land office and marked document X Oct 23d 1848

E Sterling C. Robertson

6th

One Sagne on the East side of the Brazos River above the Waco villiage adjoining and below the Sagne of Thomas illaker selected under the order of the court instead of the selection on Elm Creek of one Sagne and twenty two labors

Comencing at the lower Corner Sitio Nº 3 Surveyed for Thomas Mackey and running down the River following the meanders of the same for a distance of 3500 vars S 70 E. 390 vars S 50 E East 420 vars. at 70 vars passed the mouth of Makeys Creek S. 300 vars S. 60 E N 1090 vars North 77° W. 1520 vars. S 55 W 300 vars S 33 W. 620 vars. South 10° E 500 vs S. 21 East 310 vars S 34° East 420 S 53° E 280 vs S 80° E 780 vs S 85° East 430 vs to a willow 8 in diameter and a willow 8 in diameter North 27° E. at 5 varas and a willow 6 in Diameter at 60° W at 60 vs Thence Running North 60 E 9,999 varas Through timber and small prairies at 8400 varas entera the prairie and passa to the Corner on a musquite 8 in diameter from which a musquite 6 in Diameter S 17° West at 18 varas alson a musquite 8 in diameter N 15° E at 8 vs. Thence North 30° West 2500 varas to a stake on the South Boundary line of Sitio Nº 1, from which a musquite 6 in diameter N 15° W 10 vars, also a musquite 5 in diameter North 60° W

26

at 15 varas, Thence South 60° West 7,909 vars with the S Boundary line of Lilie No 2 to the place of Beginning.

6th

Also twenty ~~two~~ labors of land in lieu of the 22 labors designated on Elm Creek made under the direction of the Comr to be taken out of Lilie No 18 on the West side of the Brazos as follows, Commencing at the Beginning Corner of Lilie said Leagu No 18 and running with the said lines herein described for the Complement of twenty two labors= Commencing at the lower Corner of Lilie No 17 and running down the River meandering the same for a distance of 2500 varas South 74° East 1060 varas South 63° E. 820 varas, S. 54° East 1250 varas to an ash 6 In Diameter and a Cottonwood 36 In in Diameter S 55° E. 8 vrs also a Cottonwood 24 Inches in diameter N 50° W at 6 vars, Thence South 60° West 10,549 12/25 varas at 600 vars Entered the prairie and passed to the Corner and set a Stake in the prairie. Thence North 30° West 2500 vars and set a Stake in the Thence prairie Thence North 60° East 8847 17/25 vars to the place of Beginning" The two leas above mentioned were made on the 2nd day of July 1875-

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General Land Office
State of Texas } I George M Smith Commissioner of of the Gen Land Office of said State certify that the foregoing field notes are correct translations from the deeds kept in the order of their dates after the four leagues on Elm Creek on file in this office in the name of Sterling C. Robertson as premium lands, In testimony hereof I have hereunto set my hand and

Caused the seal of said office to be affixed, at the City of Austin on the 20th day of October A D 1848 — Sigma —

George W. Smyth

Sterling C. Robertson
vs
Sam Houston
President &c

District Court of Travis County
Fall Term A D. 1848

In the matter of the report of S. C. Robertson deceased against Sam Houston President,

In accordance with the decree and order of the supreme court as appears to this court by the mandate returned and filed in this case the foregoing designations and reports were returned by the proper Rep. of said estate and after the inspection thereof and after a full examination having been made in the General Land Office of all the records pertaining thereto the court now hereby accepts and confirms the same, To wit, Designation No. 1. One League of land on the West bank of the Brazos River above the League and adjoining the one known as the Fenstiland League

2 Designation No. 2 Five Leagues on the East bank of the Brazos River about fifteen miles below the Falls commonly known as "S. C. Robertsons Five League Block" —

3 Designation 3d One League of land in Burleson County on Sterling Prairie crossing Davidsons Creek known as League No 2.

4 Designation No 4 One League adjoining the above on the West bank and known as League No 3.

28 5 Designation No 5.
One League of land adjoining the last on the south and known as League No 4

6 Designation No 6
Two Leagues at the mouth of Brushy Creek on fronting the San Gabriel

8 Designation No 8
One League of land on the West bank of the Brazos river above the Waco village beginning at the lower corner of League No 18.

9 Designation No 9.
One League of land on the East bank of the Brazos river bounded as follows
Beginning at the lower corner of League No 18 and running down the river known as League No 15.

10 Designation No 10.
One League of land West of the Brazos river above the Waco village and Bounded as follows
Biginning at the lower corner of League No 22 and running down down the river to known as League No 24

11 Designation No 11 One Labor of land on the West of the Brazos at the falls Beginning at S. W. Corner of Labor No 21 in the West line of the town of Viesca and known as No 19.

12 Designation No 12.
One League of land on the East side of the Brazos river above the Waco village below and adjoining the League of Thomas Mackey, "commencing at the lower corner of League No - running to said Mackey" and running down the

13 river
Designation No 13.
Twenty two Labors
out of a League of land on the West side
of the river Brazos No 18. above the Waco
village as follows commencing at the
beginning corner of League No 18. and running
down the river 2500 varas to the lower
corner of said League and thence with
the back line so as to include twenty two
labors as aforesaid
And the court hereby divest out of
the state of Texas all the right claim
and title in and to the foregoing de=
cribed tracts and parcels of land and
doth hereby vest the same in the
legal representatives and heirs of him
the said Sterling C. Robertson deceased
and that this decree shall be and
remain to them a good and valid
title from the state for said tracts
of land as aforesaid
And in further compli=
ance with said mandate and decree
the Representatives of said Robertson, has
filed in the District court aforesaid the
other and remaining titles not hereby
confirmed, and which have issued to
to the said Sterling C Robertson decea
to wit, A title for four leagues of land
on Elm creek commencing at the S. W.
corner of Henry Walkers on the N. bank
of the San Andrews as it appears to con=
flict with an older claim, Rosca Antonia Pena
Also a title for one League of land on the
East side of the Brazos on the east boundary of
G. A. Nixons tracts. conflicting with Antonio
Manchaeca
Also One League of land on the wa=
ters of the Brazos river below the waco village
commencing at the S. E. corner of
No 8. conflicting with Carlos Ocampa

Also One League of land in Burleson Coun

in yellow prairie and adjoining A Thompson, conflicting with Maria Sanches

Also a title for five Leagues of land on the Salado and Lampacas dated 31st July 1835

Also a deed for one League of land on the South side of the Lampacas date 30th of July 1835

Also a deed for one League of land commencing at the N.W. corner of League 5 on the Lampacas date 31st of July 1835

Also One League of land on the Brazos river commencing at the lower corner of League No. 15 and running down the river, title dated 2d July 1835

Also one League on the East side of the Brazos river commencing at the upper corner of League No 5 and running up the river date 2d July 1835

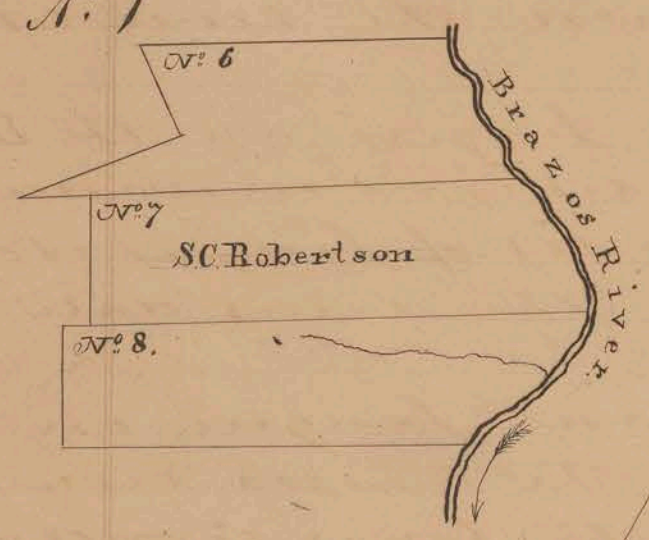
Also for one League on the West side of the Brazos river commencing at the lower corner of League No 20 and running down the river dated 2d July 1835

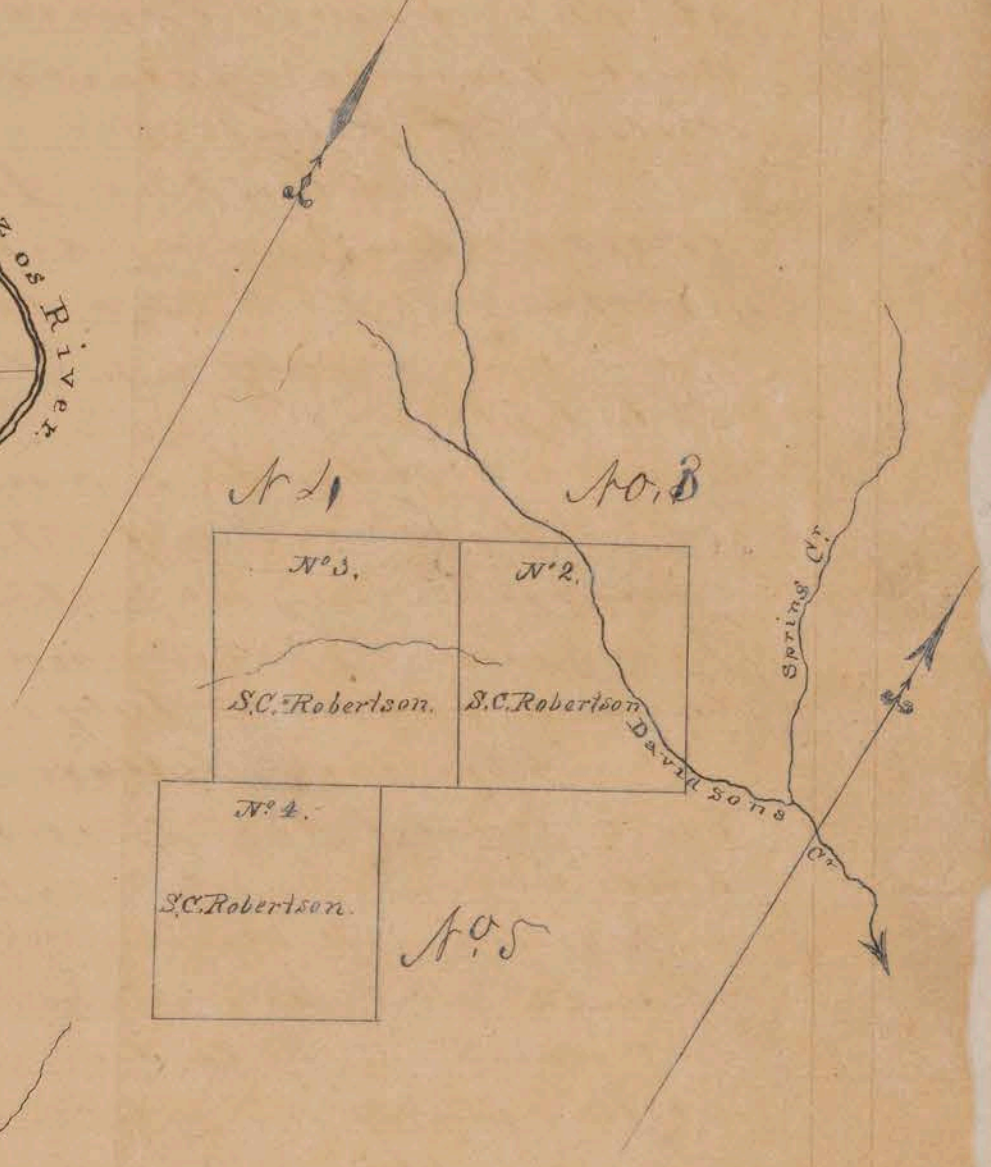
Also one Labor of land on the East side of the Brazos at or near the falls Beginning at the N.E. of Labor No— dated 10th of February 1835— And the said Court now adjudges and decrees the said last named titles to be null and void and all the right and title which may have passed to the said Sterling C. Robertson in virtue thereof, be and the same is hereby divested and revested in the State And that it is further ordered by the court that the Clerk of this court forth with make out and certify to the Commissioner of the General Land office a copy of this decree for his observance And the State by its counsel W. Harris the Attorney General gave notice of an appeal to the supreme Court, in open court

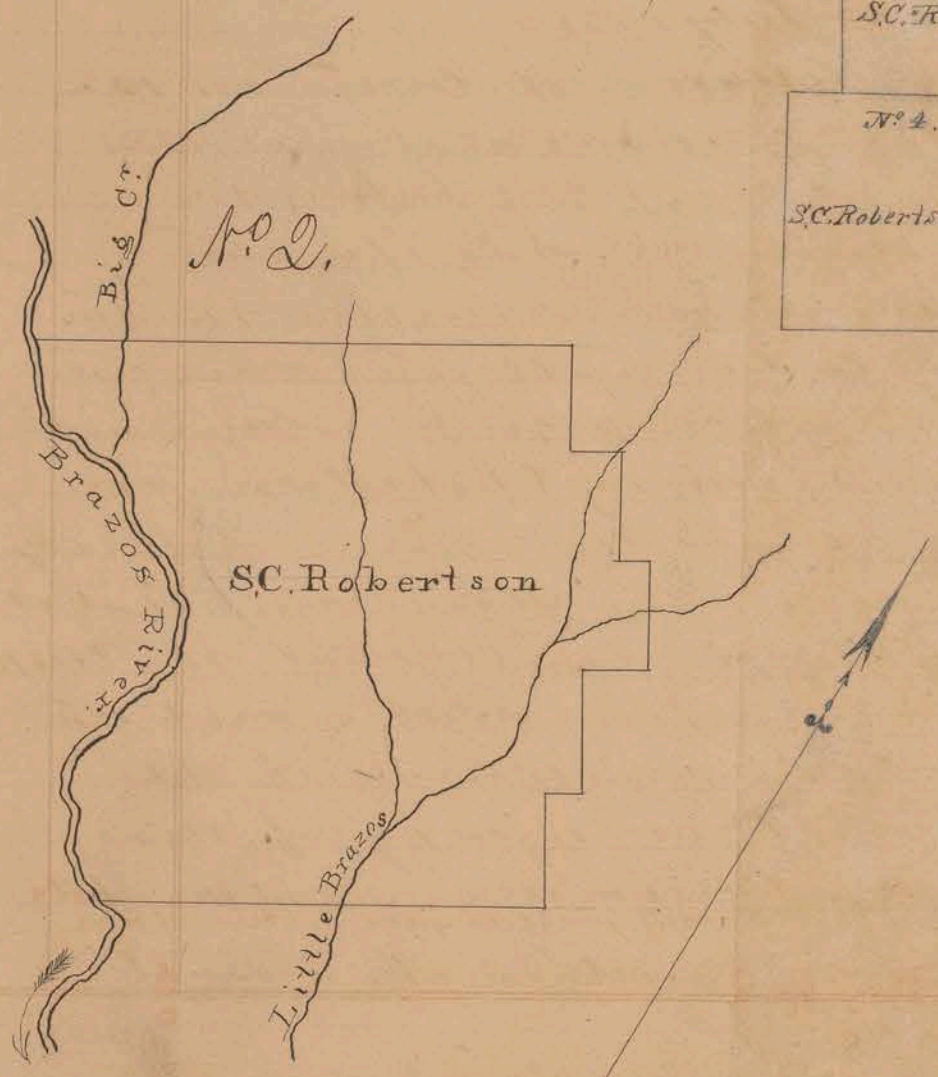
Sam Houston
President &c
vs
The Representatives
of Sterling C. Robertson } In this cause the Attorney General on the part of Sam Houston President gave notice in open court of his intention to appeal to the Supreme court from the judgment and decree rendered herein at the present term of this court, and the said appeal was accordingly taken

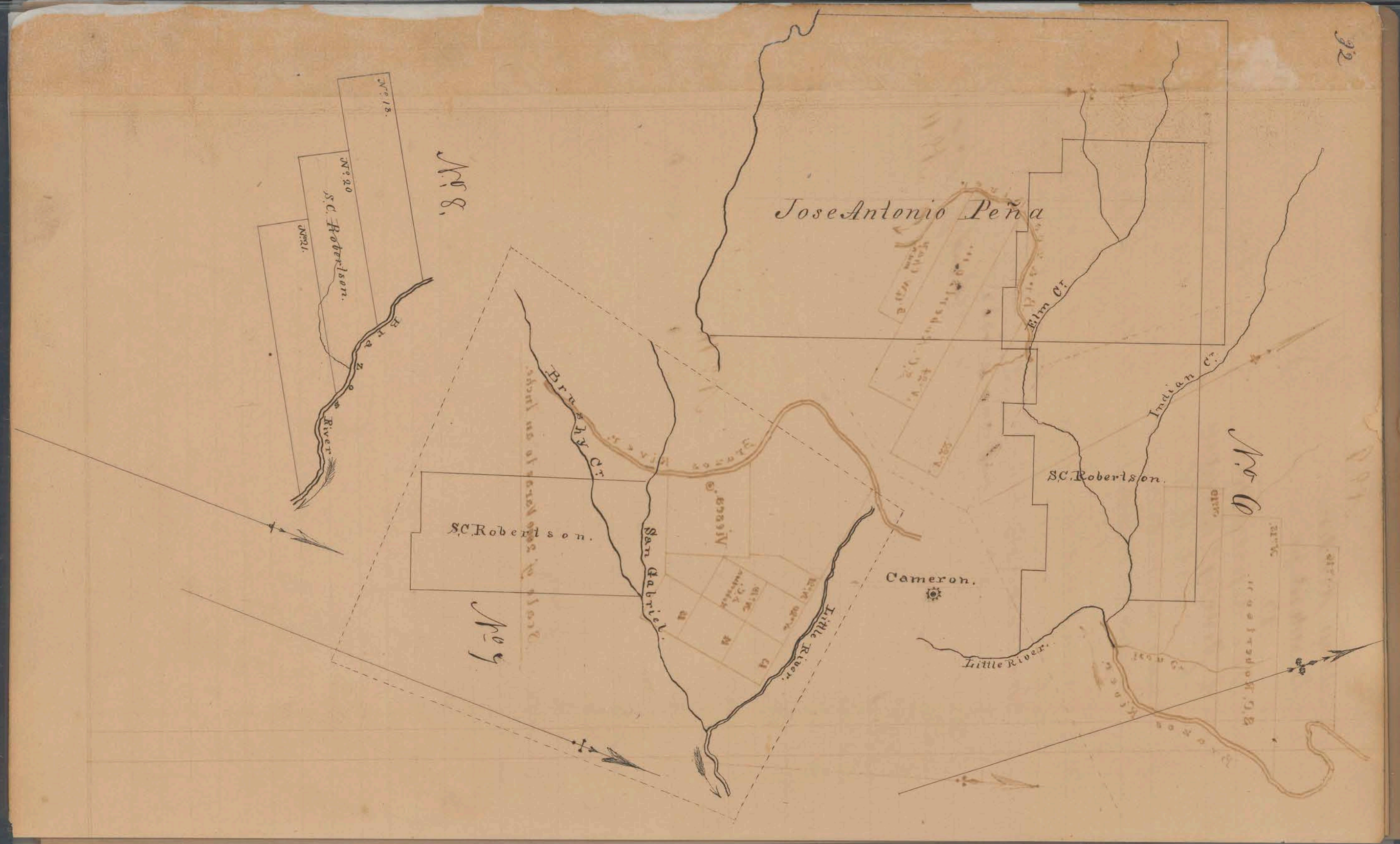
Court ~~adjourned~~ until to morrow morning at ~~half past~~ eight O clock

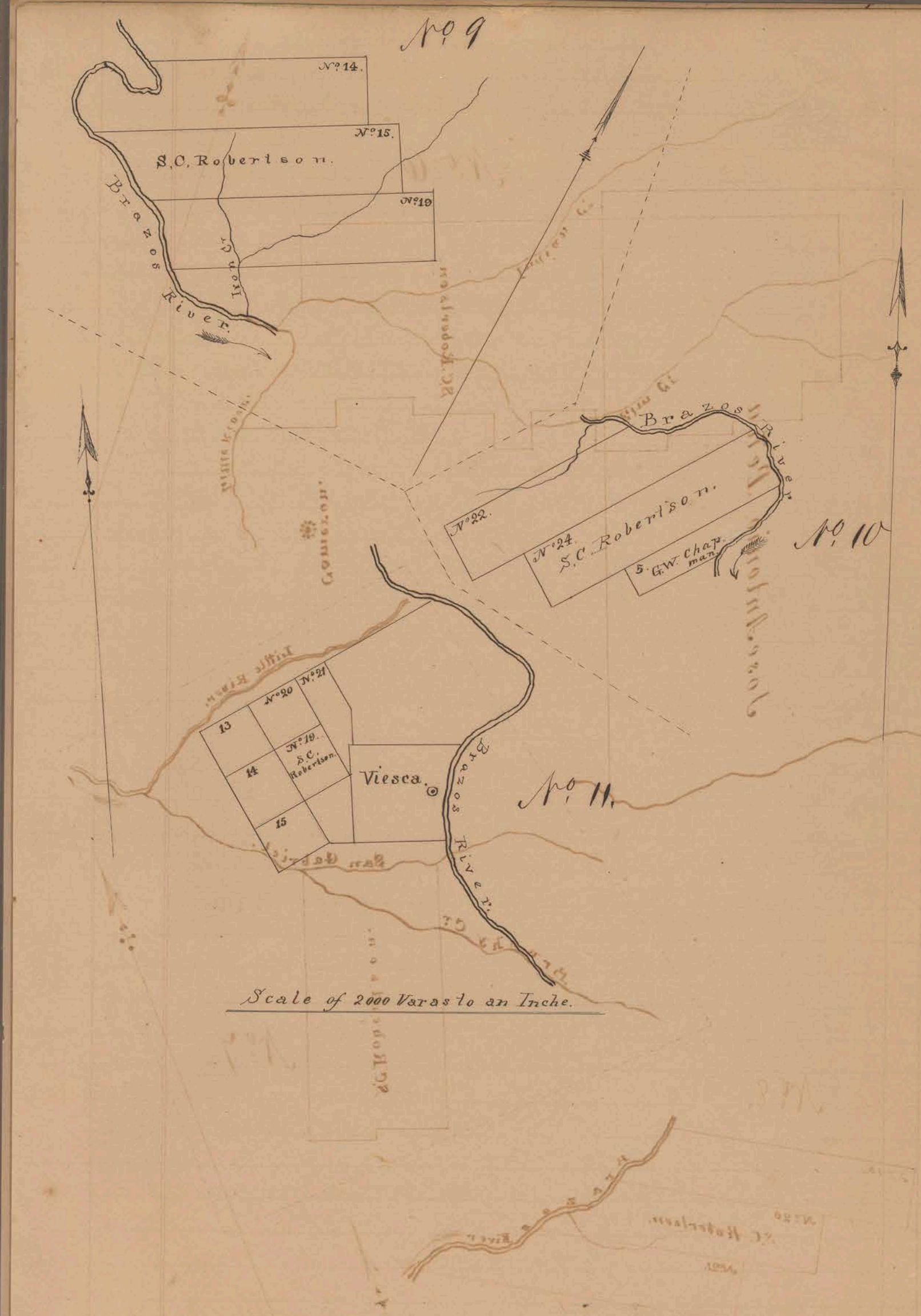
No 1








No 8.
No 18.
No 20
S.C. Robertson.
No 21.
Brazos River
No 9
S.C. Robertson.
Brushy Cr.
San Gabriel
Little River
Jose Antonio Peña
Elm Cr.
Indian Cr.
S.C. Robertson.
Cameron.
Little River
No 6
S.C. Robertson


No. 9
No. 14.
No. 15.
S.C. Robertson.
No. 19
Brazos River.
Iron Cr.
No. 22.
No. 24
S.C. Robertson.
5. G.W. Chapman
Brazos River.
No. 10
No. 20
No. 21
13
No. 19.
S.C. Robertson.
14
15
Viesca.
Brazos River.
No. 11.
Scale of 2000 Varas to an Inche.

Monday Morning October 23rd 1848

The court met pursuant to adjournment

On calling the Criminal docket the following orders were made to wit

No 10 The State of Texas vs Dock Autry } Betting at Rowlette

In this cause the state appeared by its counsel the District attorney and on his motion the court ordered the cause to be continued and a fourth pluries capias to issue

12 The State of Texas vs Dock Autry } Keeping a Faro Bank

In this this cause the State appeared by its counsel the District attorney and on his motion the court ordered the cause to be continued and a fourth pluries capias to issue

15 The State of Texas vs Martin Moore & Henry Blessing } Selling liquor without licence

In this cause the state appeared by its counsel John A. Green Esq the District attorney and on his motion the court ordered a Nolle Prosequi to be entered

27 The State of Texas vs Joshua Holden } Betting at a Faro Bank

In this cause the State appeared by its counsel the District attorney and on his motion the court ordered a Nolle Prosequi to be entered

2 The State of Texas vs John H. Blake & Thomas Rice } Unlawful gambling

In this cause the State appeared by its counsel John A. Green Esq. District Attorney, and the Defendant in his

36 own proper person and submitted the
cause to a jury, to wit. Charles Boarton
2 Thomas Puckett 3 M. A. Porterfield
4 M. C. Burdett 5 T. L. Johnson 6 Ratliff Platt
7 John H. Salbington 8 Andrew Jackson 9 Wm Sowell
10 James Johnson 11 Wm Brooks 12 Adolphus Smith
All good and lawful men of the county
of Travis duly elected, and sworn according
to law after hearing the parties with
their witnesses the jury returns the
following verdict to wit,

We the jury find for the defendant

(Signed) A. M. Davidson
Foreman

And thereupon the defendant is discharged and
his sureties are released to pay the costs of the suit

36 The State of Texas } Assault & Battery
vs
Lee Gray

In this cause the state
appeared by its counsel the District Attorney
and on his motion the court ordered the
cause to be continued and an alias capias to
issue to the county of Bastrop

37 The State of Texas } Battery at Law
vs
Joshua Holden

In this cause
the state appeared by its counsel and on
his motion the court ordered the cause
to be continued and that a second pluries
capias issue

38 The State of Texas } Murder
vs
Joshua Holden

In this cause the state
appeared by its counsel the District
Attorney and on his motion the court
ordered that an escape warrant issue

40 The State of Texas } Assault & Battery
vs } with intent to kill
Hugh M. Davidson

In this cause the State appears by its counsel the District Attorney and on his motion the court ordered the cause to be continued and a second pluries capias to issue to the county of Bastrop

41 The State of Texas vs Adolphus Sterne } Betting at a Faro Bank

In this cause the state appears by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Nacogdoches

42 The State of Texas vs Jas. W. Henderson } Betting at a Faro Bank

In this cause the state appears by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Harris

43 The State of Texas vs James Killie } Betting at a Faro Bank

In this cause the state appears by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Washington

44 The State of Texas vs McRae } Betting at a Faro Bank

In this cause the state appears by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Sabine

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45 The State of Texas vs Dooly } Betting at a Faro Bank

In this cause the State appeared by its counsel and on his motion the court ordered the cause to be continued and an alias capias to issue

46 The State of Texas vs William H. Stewart } Betting at a Faro Bank

In this cause the State appeared by its counsel and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Gonzales

47 The State of Texas vs Benj F. Punkesley } ~~The State of~~ Betting at a Faro Bank

In this cause the State appeared by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Harris

48 The State of Texas vs Rawley Autey } Exhibiting a Faro Bank In this cause the State appeared by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Washington

49 The State of Texas vs Hamilton } Exhibiting a Faro Bank

In this cause the State appeared by its counsel and the Dist Attorney and on his motion the court

ordered the cause to be continued and an alias capias to issue

50 The State of Texas vs Peter Renbro } Betting at a Faro Bank
In this cause the State appears by its counsel the Dist. Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Sabine

51 The State of Texas vs Pitoff } Exhibiting a Faro Bank.
In this cause the state appears by its counsel the Dist. Attorney and on his motion the court ordered the cause to be continued and an alias capias to be issue

52 The State of Texas vs Albert S. Cunningham } Betting at a Faro Bank
In this cause the state appears by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Victoria

53 The State of Texas vs Henry Jones } Betting at a Faro Bank
In this cause the state appears by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Bexar

54 The State of Texas vs Michael Burcher } Betting at a Faro Bank
In this cause the State appeared by its counsel the District Attorney and the defendant by his counsel and by consent

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of parties the court ordered the cause to be continued until the next term of this court

55 The State of Texas vs Lee Gray } Assault and Battery

In this cause the State appears by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue ~~to the county~~

56 The State of Texas vs Robert Williamson } Betting at a Faro Bank

In this cause the State appears by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Washington

57 The State of Texas vs Abram Taylor } Exhibiting a Faro Bank

In this cause the state appears by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias ~~capias issue~~

58 The State of Texas vs Everett H. Lott } Betting at a Faro Bank

In this cause the state appears by its counsel and on motion of the District Attorney the court ordered the cause to be continued and an alias capias to be issued to the county of Cherokee

59 The State of Texas vs William R. Young } Exhibiting a Faro Bank

In this cause the State appears by its counsel the District attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Washington

60 The State of Texas vs Rains } Exhibiting a Pauper Bank

In this cause the state appears by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue

61 The State of Texas vs Wm Brown } Exhibiting a Pauper Bank

In this cause the State appears by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue

62 The State of Texas vs Zorza } Exhibiting a Pauper Bank

In this cause the State appears by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Bexar

63 The State of Texas vs William B Underhill } Exhibiting a Pauper Bank

In this cause the State appears by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Washington

64 The State of Texas vs Millard M Parkerson } Assault and Battery

In this cause the State appears by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Bexar

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65 The State of Texas vs Wm B. Underhill } Exhibiting a Faro Bank

In this cause the State appeared by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Washington

64 The State of Texas vs Millard M Parkerson } Assault and Battery

In this cause the state appeared by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Bastrop

65 The State of Texas vs Eliot } Exhibiting a Faro Bank

In this cause the State appeared by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue

66 The State of Texas vs Francis Sleatch } Betting at a Faro Bank

In this cause the state appeared by its counsel ~~the~~ the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Walker

67 The State of Texas vs Wm D. Wellborn } Exhibiting a Faro Bank

In this cause the State appeared by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue

68 The State of Texas
vs
Wm R Allen } Exhibiting a Faro Bank

In this cause the state appeared by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue

69 The State of Texas
vs
Millard M Parkerson } Assault with intent to kill

In this cause the state appeared by its counsel, the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Bastrop

67

70 The State of Texas
vs
Wm M Lahron } Betting at a Faro Bank

In this cause the state appeared by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Fayette

71 The State of Texas
vs
Rawley Astley } Betting at a Faro Bank

In this cause the state appeared by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue ~~to the county of~~

72 The State of Texas
vs
Jonah Fred } Betting at a Faro Bank

In this cause the state appeared by its counsel and on motion of the District Attorney the court ordered the cause to be continued and an alias capias to issue to the county of Harris

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73 The State of Texas
vs
~~Hosiah Fred~~ } Betting at a
James Denison } Faro Bank

In this cause the State appeared by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Bastrop

74 The State of Texas
vs
Robert H. Payne } Betting at a
} Faro Bank

In this cause the State appeared by its counsel, the Dist Attorney, and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Galveston

75 The State of Texas
vs
Thomas J. Jennings } Betting at a
} Faro Bank

In this cause the State appeared by its counsel ~~and~~ the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Harrison

76 The State of Texas
vs
Jack Davis } Betting at a Faro Bank

In this cause the State appeared by its counsel and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Tyler

77 The State of Texas
vs
William E. Edwards } Betting at a Faro Bank

In this cause the State appeared by its counsel and the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue by consent of parties

78 The State of Texas vs Joseph Walker } Exhibiting a Faro Bank

In this cause the state appeared by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue

79 The State of Texas vs John A. Greer } Betting at a Faro Bank

In this cause the state appeared by its counsel the District Attorney & on his motion the court ordered the cause to be continued and an alias capias to issue to San Augustine

80 The State of Texas vs James S. Mayfield } Betting at a Faro Bank

In this cause the state appeared by its counsel and on his motion the court ordered the cause to be continued and an alias capias to be issued

81 The State of Texas vs William T. Sadler } Betting at a Faro Bank

In this cause the state appeared by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Houston

82 The State of Texas vs General Wm Eddy } Betting at a Faro Bank

In this cause the state appeared by its counsel the District

Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Jasper

83 The State of Texas vs Winkler } Bitterly at a Faro bank

In this cause the State appeared by its counsel the District Attorney and on his motion the court ordered the cause to be continued an alias capias to issue to the county of Navaro

84 The State of Texas vs Calliper } Bitterly at a Faro Bank

In this cause the state appeared by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the counties of Montgomery

85 The State of Texas vs Raphael Garza } Exhibiting a Faro Bank

In this cause the State appeared by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Bexar

86 The State of Texas vs Clayburn Osburn } Scirefacias Delinquent Juror

In this cause the Defendant appeared and moved the court to exonerate him from the fine of ten dollars imposed at the last term of this court for non attendance as a juror After hearing the pleadings on oath the court ordered the fine to be remitted and the Defendant to pay the costs of the Scirefacias

87 The State of Texas
vs } Delinquent Juror
R. T. Chandler

In this cause the State appeared by its counsel the District Attorney and it appearing to the court that the Defendant at the time of making default was in the ranging service, and now absent from the State the court ordered the cause to be dismissed

88 The State of Texas
vs } Delinquent Juror
John L. Osborn

In this cause the Defendant appeared and moved the court to exonerate him from the fine of ten dollars imposed upon him at the last term of this court for making default as a juror on the original venire After hearing his excuse on oath the court ordered the fine to be remitted and the Defendant to pay the costs

89 The State of Texas
vs } Delinquent Juror
D. S. Dial

In this cause the Defendant appeared and moved the court to exonerate him from the fine of ten dollars imposed upon him at the last term of this court for making default as a juror

After hearing his excuse on oath the court ordered the fine to be remitted and the Defendant to pay the costs

90 The State of Texas
vs } Delinquent Juror
R. D. Dosey

In this cause the State appeared by its counsel and on his motion the court ordered the cause to be continued and on alias Scire facias to issue

48

Monday Morning Oct 25 1858

93 The State of Texas } Bettency et al
vs } Faro Bank
J. R. Stamper

In this cause the State appeared by its counsel the District Attorney and ~~on his motion~~ by consent of parties the court ordered the cause to be continued

94 The State of Texas } Bettency et al
vs } ~~Exhibitency et al~~
~~J. R. Robertson~~ } Faro Bank
John Connor

In this cause the State appeared by its counsel the Dist. Attorney and ~~on his m~~ by agreement of parties the court ordered the cause to be continued

95 The State of Texas } Exhibiting
vs } a Faro
Dennis R. Robertson } Bank

In this cause the State appeared by its counsel the District Attorney and the defendant by his counsel and by consent of parties the court ordered the ~~parties~~ cause to be continued

The State of Texas } Bettency et al
vs } Faro Bank
Dennis Robertson

~~The State~~ In this cause the State appeared by its counsel the District Attorney and the defendant in his own proper person and submitted the cause to a jury to wit,
Charles F. Cornstone 2 Thomas Pucket
3 M. A. Poolsbulo 4 M. C. Burdett
5 J. L. Johnson 6 Ratliff Platt
7 John Darlington 8 Andrew Davidson
9 William Sowers 10 James Edmonson
11 William Moore 12 Adolphus Smith

After hearing the parties with their witnesses the Jury returned the following verdict, to wit,

We the Jury fine the Defendant guilty and assess the fine at twenty dollars

Signed, A. M. Davidson
Foreman

It is therefore considered and adjudged that the Defendant pay to the State of Texas the sum of twenty dollars and all costs in this behalf expended and that he be in the custody of the sheriff until the sentence of the court be complied with

The State of Texas } Murder
David Chandler } In this cause
Lohr & Green Esqs Dist. Attorney for the 2d judicial Dist. and the Defendant in his own proper person and produce the following document, to wit,

State of Texas

Whereas it has been represented to me that at the Fall Term of the District Court for the county of Travis in the year of our Lord One thousand eight hundred and forty ~~seven~~ David Chandler a Citizen of the County of Travis was found guilty of manslaughter. Now be it known that I George T. Wood, Governor of the State of Texas for divers satisfactory reasons to me made known, by virtue of the authority vested in me by the laws and constitution of the said State do hereby pardon and release the said David Chandler from the consequences and effects of the said Indict. and do hereby direct the Clerk of the District Court for Travis County to make such entry in the records of his court as to give effect to this act and release the said David Chandler from his obligation to appear and submit to the sentence of the court under the verdict found against him. Given under my hand and the Great Seal of the State at Austin, this the twentieth day of October in the year of our Lord one thousand eight hundred

#50 and forty eight and of the Independence of Texas the thirteenth

Geo. T. Wood

By the Governor,

W. Miller, Secretary of State

It is therefore ordered by the court that the Defendant be discharged from the custody of the Marshal but that he pay all costs in this suit expended for which execution may issue

Alex. J. Burnett, et, al,
Albert C. Horton actg. Gov. of Texas,

The demurrer in this case was overruled by the court. And now at this term comes the plaintiff by his Attorney and the Defendant by the Attorney Genl. of the State and waive a jury and submit the said cause to the Court. And it appearing to the satisfaction of the Court from the evidence adduced in the cause that the contract of Colonization alledged in said plaintiffs petition was made and entered into by said plaintiff with the Government of the State of Coahuila & Texas, at the time set forth in said petition & was afterwards extended by the said Government in manner and form as alleged & it further appearing that under and by virtue of said contract there were introduced and settled within the limits of said colony, within the time prescribed in said contract by said plaintiff & his servants & agents, two hundred and twelve families, and forty four single persons all of whom received their head right titles according to Law, in said colony, and it further appearing that neither the said plaintiff nor any person for him, or in his name has received any premium land for introducing said families & single men in said Colony, and it also appearing that said Plaintiff did agree & consent that the premium Lands to which he is entitled for the introduction and settlement of said families & single men should be received by the persons who aided and assisted him in carrying out said contract & in settling said families as a compensation for their services, and that the said Stephen Whitney, John Haggarty & George Greswold, are now the representatives of said persons and as such entitled to said compensation it is therefore ordered adjudged and decreed that the said plaintiff recover from the State of Texas Eleven Leagues and sixteen labors of Land that being the amount of Lands to which he is entitled according to Law for the introduction and settlement of said families & single men. And that the Commissioner of the General Land Office issue to said Plaintiff for the use

of said Stephen Whelney John Haggerty & George Criswell Eleven Certificates for one League of Land each and one Certificate for fifteen Labors of Land which said Certificates when found and declared shall be sufficient evidence for the holders thereof to locate and have surveyed from the public domain of said State the quantity of Land called for by said certificates and for which patents shall issue according to law, And the State by its Attorney gave notice of an appeal to the supreme court

It is therefore ordered by the court

The State of Texas }
Alexander Allen, } Betting at a Faro Bank.

Now at this day came the State by her Attorney and the Defendant being called came not. Whereupon it appearing to the court that the Sheriff had been guilty of laches it is ordered that he be fined five dollars for not producing defendant and that capias issue against said Allen the Defendant

The State of Texas }
Charles Bailey. } Betting at a Faro Bank.

Now at this day came the State by her Attorney and the Defendant being called came not whereupon it appearing to the Court that the Sheriff has been guilty of laches it is ordered that he be fined five dollars for not producing defendant and that capias issue against said defendant Bailey.

The State of Texas
vs
Thomas Moore } Keeping ~~a common~~ Gaming Bank the same contrary to the form of law

In this cause the State appeared by its counsel the District attorney and the defendant in his own proper person and on a motion and affidavit of the defendant the court ordered the cause to be continued

The State of Texas
vs
Samuel Wilson } Assault and Battery in this cause the State appeared by its counsel ~~and~~ the District Attorney and ~~on~~ the defendant by his counsel & by consent of parties ~~on his motion~~ the court ordered the cause to be continued

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The State of Texas
vs
M. B. Stampes and B. H. Butts } An affray

In this cause the State appears by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue

103 The State of Texas
vs
Charles Ruckey } Betting at a Faro Bank

In this cause the State appears by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue

The State of Texas
vs
Jerome B. McLowan } Betting at a Faro Bank

In this cause the State appears by its counsel the District Attorney and on his motion the court ordered the cause to be continued and an alias capias to issue to the county of Montgomery

The heirs of Isaac Pickney deceased
vs
The State of Texas } Are now at this term comes the plaintiffs by their Attorneys and the Defendant by the Attorney General and it appearing by the mandate of the Supreme court sent down to this court for observance that the judgment and decree of this court rendered at a previous term thereof in favor of said plaintiffs, that they recover from said State one third of a league of land as the heir right of said Isaac Pickney decea-

is in all things affirmed, it is therefore ordered that a certificate issue to said plaintiffs as the heirs of said Isaac Tevis deceased for one third of a League of land in conformity with said judgment on decree

Geo F Pettigrew Exor. & S M Williams
vs
The State of Texas } This cause having at a former day of the Term been submitted to a jury and they having returned the special verdict filed in this cause. In view thereof and the law arising thereon, It is considered and adjudged by the court that said Plaintiffs are entitled to and shall recover of the said State seven and one half Leagues of Land and seven and one half Labors of Land. And that the Commissioner of the Genl Land Office be and is hereby directed to issue to them Certificates for seven and one half Leagues & Labors of Land and that the Deft pay the costs in this behalf expended

Thereupon came John H Harris the Attorney Genl for the State of Texas & the part of the defendant in the above cause moved the Court to set aside the verdict of the jury and award a new trial in said cause because it is contrary to the law and the evidence in said cause

(Signed) John H Harris, Attorney Genl

Which motion was thereupon overruled by the Court. Thereupon came the Defendant by his counsel & gave notice in open court of her intention to appeal to the Supreme Court. And the said appeal was accordingly taken

No 12

McMullen & McGloin
vs
The State of Texas } In this cause the parties ~~are~~ appear by their counsel and the plaintiff asks leave to amend which is ordered by the court and on motion of the Plaintiff the court order the cause to be continued until the next term of this Court

James Powers
vs
The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued with the understanding that the cause be tried peremptory on the first day of the next term

James Powers
vs
Anson Jones President } In this cause the parties appeared by their counsel & by consent of parties the court ordered the cause to be continued with the understanding that the cause be tried peremptory on the first day of the next term

Hardy King et al
vs
The Com Genl Land Office et al } In this cause the parties appeared by their counsel and for reasons appearing satisfactory to the court, the court ordered the cause to be continued

S.P. Birt
vs
Dianah Gilliland } In this cause the parties appeared by their counsel and the court orders that the defendant has leave to amend her answer and on motion and affidavit of the plaintiff the court ordered the cause to be continued

Court adjourned until tomorrow morning at half past eight of the clock

Tuesday Morning Oct 25th
Court met pursuant to adjournment

Tuesday Morning October 24th 1848

James Powers
vs
The State of Texas } In this cause the parties appeared by their counsel and by consent of the parties the court permits the Defendant to file a new ~~the following~~ answer in lieu of the old one lost

The Defendant by his counsel the Attorney General of the State aforesaid says, that the

James Powers
vs
Anson Jones
President } In this cause the parties appeared by their counsel and by consent of parties the court orders the Defendant to file a new answer in lieu of the old one lost

Cause continued until tomorrow at half past eight o'clock

A S Lipscomb for the use of Lipscomb & Gibspie
vs
Joseph F. Smith } In this cause the parties appeared by their counsel and submitted the cause to a jury to wit

1 David C. Edmonson 2 Thomas Pucket 3 M. A. Potterfield
4 A. C. Burdit 5 William Hamlin 6 J. L. Johnson
7 Ros D. Payne 8 Adolphus Smith 9 John Darlington
10 W. M. Pucket R. C. Monacan J. W. Freeman

After hearing the parties with their witnesses and the charge of the court, the jury retired to consider of their verdict

Court adjourned until tomorrow morning at half past eight o'clock

Wednesday Morning Oct. 25th 1848

Court met pursuant to adjournment

Sophia Bussell
vs
Henry Bussell } Suit for divorce

This cause coming on to be heard the plaintiff appears by her Attorney and there come a Jury of good and lawful men to wit
David C. Edmonson Thomas Ricketts M. A. Porterfield
4 M. L. Burdet 5th Charles Plompton 6 S. S. Johnson
7 Thomas Payne 8 Adolphus Smith 9 John Darlington
10 N. M. Ricketts 11 R. E. Flanigan 12 S. W. Freeman
after hearing the evidence of the plaintiff and the charge of the court, the said jurors having been duly elected, tried and sworn according to law returned the following verdict, to wit,

We the jury find that the conduct of the defendant towards the plaintiff has been of such a character as to render their living together insupportable

Signed, S. W. Freeman
Foreman

It is therefore considered adjudged and decreed by the court that the plaintiff Sophia Bussell be and she is hereby divorced by separation from the bonds of matrimony from the defendant Henry Bussell and that the plaintiff recover of the defendant all the costs of this suit in her behalf expended, for which are execution may issue

John M. McCaller
vs
George B. Jones } In this cause the parties appeared by their counsel and on motion of the plaintiff the court orders that the plaintiff has leave to amend and that the cause be continued

A. S. Lits comb for the use of Lapscomb & Gilespie
vs
Joseph F. Smith } In this cause the jury to whom the case was yesterday submitted returned into court and informed the court that they could not agree upon a verdict

Whereupon the court discharged the jury and ordered the cause to be continued until the next term

Eugene Oconner
vs
J. H. Mathews } In this cause the parties appeared by their counsel and waiving a jury submitted the cause to the court

Whereupon the court after hearing the parties and the evidence in the cause adjudged and decree that the plaintiff do have and recover of the defendant the sum of one hundred and thirty two dollars and seventy cents ($132.70) & interest from the 4th of May 1845 & all costs in this behalf expended for which an execution may issue

R. G. Carlette
vs
Ammon Underwood surviving partner &c } In this cause the parties appeared by their counsel and waiving a jury submitted the cause to the court

It is therefore considered and adjudged by the court, that the judgment rendered at the last term of this court in favor of Ammon Underwood surviving partner of the late firm of Milburn and Underwood for the sum of four hundred and twenty seven dollars and thirty three and one third cents, be and the same is hereby reversed ~~and set aside~~, and

that the plaintiff in this suit do have and recover of the Defendant all costs in this behalf expended for which an execution may issue

J. L. Faughar
vs
David Connor } In this cause the parties appeared by their counsel and submitted the cause to a jury of good and lawful men of the county of Travis (to wit,
1 D. C. Edmonson 2 Thomas Puckit 3 M. A. Porterfield
4 M. C. Burdit 5 S. S. Johnson 6 Thomas D. Payne
7 Adolphus Smith 8 John Darlington 9 W. M. Tucker
10 C. F. Compton 11 Robert Flanegan 12 C. C. Browning
duly elected tried and sworn according to law; after hearing the parties with their witnesses the Jury returned the following verdict (to wit,

We the Jury find for the Defendant
(Signed) D. C. Edmonson
Foreman

It is therefore considered and adjudged by the court that the Defendant do have and recover of the plaintiff all costs on this behalf expended for which an execution may issue

Theadore Bissel
vs
Darling and Weaver } In this cause the parties appeared by their attornies and by consent of parties the court ordered the cause to be continued

James F. Johnson
vs
Alfred Smith } In this cause the parties appeared by their counsel and Wm B. Jewell Owen O'brian and C. C. Cushman were made parties Defendants by order of court
Court adjourned until tomorrow morning at 9 O'clock

Thursday Morning October 26th 184

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Court met pursuant to adjournment

Noah M. Smithwick &
Thursa His wife
vs
Joseph Duty et al

This cause came to be heard upon Bill answers exhibits and proof and the court having considered and being advised of the premises, whereupon it is ordered and decreed by the court, that the said complainant Noah Smithwick & Thursa Smithwick in the right of Thursa have and receive from the defendant, one equal half of said lands set forth in their petition and described in the exhibits filed in this suit, the same being the head right league and labor of Richard Duty granted to him as a colonist - And be it further ordered and decreed that George W. Davis, Enoch Johnson and Mathias Alberger be and they are hereby appointed commissioners to act in conjunction with the county surveyor of Travis county to designate and set apart to complainant one equal half of said League and labor of Land described as aforesaid having regard to water timber & Tail and giving to each division an equal part of the material advantages pertaining to said Land and it is further ordered and decreed that the said commissioners set out and designate by metes and bounds a full and equal part of the residue of said League and Labor of Land to the said Joseph Duty and one seventh part to the heirs at Law of Martha Scott and one seventh part to Samuel Hazelett & Elizabeth Hazelett in right of the said Elizabeth in accordance with the prayer of their answers in the cause filed and be it further ordered and decreed that upon the return of said commissioners & deed into this Court showing that said

60 has been properly designated surveyed and marked that the clerk of this court be and he is hereby appointed special commissioner & that he is hereby directed to make and execute and sufficient titles in fee simple conveying to the said Joseph Duty and to the heirs at law of Martha Scott and the samuel Hazelett & Elizabeth Hazel in the right of said Elizabeth the one seventh part of the said Half League & half Labor of Land the residue as aforesaid and it is further adjudged and decreed that the said plaintiff pay one half of the costs of this suit & that the defendants pay each one seventh part of the remaining half of said cost for which executions may issue

The administrators of John Rice Jones dec.d
vs
Frederick W. Ogden dec.d } And now at this term comes the Plaintiffs by their Attorney and the Defendant Frederick W. Ogden administrator of James M. Ogden dec.d being solemnly called came not, but made Default, and it further appearing that the said Frederick W. Ogden has been duly served with the process of this court requiring him to appear and answer the plaintiffs petition, and it further appearing that the said James M. Ogden, while in life, to wit on the twenty seventh of May 1840. did execute to John Rice Jones the intestate of the plaintiff a mortgage on one moiety of a town and lot in the city of Austin situate on the corner of Pecan and Sanjacinto Streets, then held in joint tenancy by said James M. Ogden and the said John Rice Jones, to, ~~secure~~ secure the payment of the sum of five hundred dollars due from said Ogden to said Jones with interest, which sum is yet unpaid; it is therefore ordered adjudged and decreed that the equity of redemption in and to said mortgaged premises be forever barred and foreclosed, and mortgaged property be sold

according to law, and that the proceeds al
from said sale be applied to the payme
of said debt & interest and the costs of
suit, and if there should be any surplus
the same be paid to said defendant, and
this judgment and decree be certified to
probate court of Navis county to be carr
into effect by such order as may be nec
for that purpose

The heir of William Mason
demand
vs
The State of Texas } Are now a
this term comes the plaintiff by h
attorneys, and the defendant by the Dis
ct Attorney, and it appearing by th
mandate of the supreme court sen
down here for observance, that the
judgment and decree of this court
rendered at a previous term there
in favor of said Plaintiff that he rec
from said State one third of a Leag
of land as the heir right of said Wil
Mason decease, is in all things affirme

It is therefore ordered that a certificate
issue to said Plaintiff as the heir of said
William Mason for one third of a league
land in conformity with said judgment
decree

Charles Hall
vs
William D. Thomas
Nathaniel Moore
Garnishees in the
law of
Hall vs Bacon } This cause comin
on to be heard, for
reasons appearing
satisfactory to the court, the court
ordered the cause to be continued

William R. Smith vs Robertson, Horton and others
In this cause the parties appeared by their counsel a
by consent of parties the judgment by default
heretofore entered is ordered to be opened & th
be continued

62

Wm R. Smith
vs
Albert. C. Horton Joseph. W. Robertson. James. Webb & the Heirs of John. T. Chalmers dec

Suit to foreclose mortgage &c

And now at this term come the parties by their attornies, and it is agreed by said parties and ordered by the Court that the following interlocutory judgement and decree be entered in said cause, that is to say, the mortgaged property discribed in said plantiffs petition is hereby ordered to be sold by the Sheriff of this County after advertizing the same according to law at the usual place of making Sheriffs sales in the City of Austin, on the first tuesday in January next upon the following terms, the whole of the real estate mentioned in said petition consisting of the houses and lots in said City to be sold upon a credit of six & twelve months the purchaser to execute to said Sheriff his bond with two or more good and sufficient personal securities for the purchase payable at the expiration said six & twelve months and also to execute a deed of trust on said property to said Sheriff to secure the payment of said purchase money at the time aforesaid; and the personal property mentioned in said petition, consisting of the printing presses, types, implements & furniture of said printing office to be sold at the same time and place on a credit of six and twelve months, that is to say, one half of the amount for which said personal property shall sell to be paid in six months, & the remaining half to be paid in twelve months from the date of said sale the whole of said personal property to be sold in one entire lot, and the purchaser of the same to execute to said Sheriff bond with two or more good & sufficient personal securities for the purchase money of said property payable at the expiration of said terms of six & twelve months, & also to execute a deed of trust on said personal property the better to secure the payment of said bond at the time they shall fall due; and it is further ordered & decreed, that the said bond and deeds of trust to be taken by the Sheriff as aforesaid shall be forthwith, after the same have been executed in accordance with this decree be recorded

in the recorders office of Travis County returned by said Sheriff into the Clerks office of this court, there remain and await the final determination judgement & decree of the Court in this suit in lieu of the said property, and that the Sheriff execute to the purchaser of said property, when the terms of said sales are complied with, ~~[illegible]~~ deeds for the same, which deeds shall convey to said purchaser or purchasers all the right, title, & interest which the said plaintiff and defendant, or either of them, has in said property at the time of said sale

The legal Representatives of Charles Murhart
vs
The Republick of Texas } In this cause the parties appeared by their counsel and for reasons appearing satisfactory to the court the court ordered the same to be continued

John Chenoweth
vs
Thomas Whitehead } In this cause the parties appeared by their counsel and it appearing to the court that there was no petition filed, the Court ordered the cause to be dismissed at the cost of the plaintiff

John Chineworth
vs
Thomas Whitehead } In this cause the parties appeared and it appearing to the court that there was no petition filed in the cause, the court ordered the same to be dismissed at the cost of the plaintiff

John Calison
vs
Rowland McKinzie } In this cause the parties appeared by their counsel and on motion of the ~~plaintiff~~ defendant the court ordered the ~~Plaintiff~~ to give security for costs on or before the first day of the next term of this court, that the cause be continued therefor

Samuel K. Blesh
vs
Samuel Hazlitt } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

No 56 James Powers
vs
The Com. Genl Land Office et al } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

Charles B. Stewart
40 vs
The Com. Genl Land Office } In this cause the parties appeared by their counsel and on motion of the plaintiff the court ordered the cause to be dismissed

C. R. Reese Adm.
vs
James Burk } In this cause the plaintiff appeared by his counsel and on his motion the court ordered the cause to be continued for service

R. H. Grimes
vs
Moses Johnson Adm. of the Estate of Garety } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

Ann T. Woolbridge
vs
William S. Cazneau } In this cause the parties appeared by their counsel and submitted the cause to a Jury to wit, D. C. Edmonson Thomas Packet

3rd Porterfield & Thomas D. Paynes Adolphus Smith
R. E. Flanegan John Darlington C. P. Compton
J. M. Swisher. F. Tannehill J. M. Strain &
Philip Golden

After hearing the parties with their witnesses the jury returned the following verdict, to wit,

We the jury find for the plaintiff $153,,00

(Signed) Robert E. Flanegan
Foreman

It is therefore considered and adjudged by the court that the plaintiff do have & recover of the Defendant the said sum of ($153,,00) one hundred & fifty three dollars & all costs in this suit & that execution issue therefor

Samuel Highsmith
vs
Moses Johnson Admr
of J. W. Garrity Decd

In this cause the parties appeared by their counsel and on motion of the Defendant the court ordered the verdict of the jury to be set aside and awards a new trial and that the cause be continued

Court adjourned until tomorrow morning at half past eight o'clock

James F. Johnson
vs
Alfred Smith

And now at this ~~term~~ day came the parties by their Attorneys, and waiving a jury, submitted the cause to the court, and the court after hearing all the testimony and the argument of counsel, gave the following judgment in the premises viz, It is ordered and adjudged that the plaintiff have and recover of ~~the Defendant~~ the premises in dispute, that is to say lots Numbered seven eight & nine in block number fifty four in the City of Austin together with the buildings & improvements thereon, and that a writ of possession issue according to law directing the Sheriff of said County of Travis to seize & deliver to said plaintiff the said ~~lots~~ & premises And it appearing to the court that by virtue of a writ of sequestration sued out in this cause the said Sheriff did on the sixth day of may 1848 sequester & seize the said lots & premises thereon in

Oct 27th 1848 court met pursuant to adjournment

Philip Golden for the use of George Golden
vs
B.D. Basford J.M. Howell & D. Walsh } In this cause the plaintiff appeared by his counsel and the defendants B.D. Basford & D. Walsh by their counsel and submitted the cause to the court. After hearing the parties with their witnesses

It is considered and adjudged by the court that the plaintiff do have and recover of the defendant the sum of one hundred and six dollars and forty six cents, ($106.46) and all costs in this behalf expended for which an execution may issue

The Heirs of George Dyer
vs
The State of Texas } In this cause the plaintiff appeared by his counsel and the State by its counsel John A. Green Esq Dist. Attorney

On hearing the parties and the argument of counsel upon the demurrer the court overruled the same and the cause was submitted to a Jury of good and lawful men of the county of Travis, to wit,

1 D. C. Edmonson 2 Thomas Puckett 3 M. Porterfield
4 S. L. Johnson 5 Thomas T. Payne 6 Adolphus Smith
7 John Dallington 8 R. E. Flanagan 9 Charles F. Lomax
10 Francis Tannehill 11 Timothy McKeon
and C. Wilcox duly elected tried and sworn according to law. After hearing the parties and the evidence in the case the Jury returned the following verdict, to wit. We the jury find the facts set forth in the plaintiffs petition to be true and that they are entitled to recover of the State of Texas one third of a league of land.

(Signed) R. E. Flanagan Foreman

It is therefore considered and adjudged by the court that the plaintiff do have and recover of the State of Texas one third of a league of land and that a certificate issue therefor and thereupon the District Attorney gave notice of appeal to the Supreme Court —

George W. Glascock
vs
The Com. Genl. Land Office } In this cause the parties appeared by their counsel and the motion for a new trial heretofore filed was submitted to the court — After hearing the parties the court overruled the motion

Whereupon the plaintiff by his counsel in open court gave notice of his intention to appeal to the supreme court

M. C. Hamilton
vs
The Commissioner of the General Land Office & Jesse Barker } Rule against Thos. Wm. Ward Commissioner of the General Land Office

In this cause the parties appeared by their counsel and the motion heretofore filed to discharge the rule granted at the last term of this court against Thomas W. Ward Commissioner of the General Land Office be discharged, was submitted to the court After hearing the parties the motion was sustained and the rule discharged by order of the court

And the court now proceeding to render judgment for the cost in said case nunc pro tunc It is considered and adjudged by the court that the parties in said cause the said Morgan C. Hamilton and the representatives of the said Jesse Barker pay each the costs by them ~~incurred~~ created for which executions may issue — & thereupon the Plaintiff gives notice of appeal to the Supreme Court —

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J. B. & John }
vs }
Alfred Smith et al }

~~parties~~ } And now at this day came the parties by their attornes, and waiving a jury, submitted the Cause to the Court & the Court after hearing all the testimony and the agreement of Counsel, gave the following judgement on the premises, viz, It is Ordered and adjudged that the plaintiff have and recover the premises in dispute, that is to say, lots numbered seven, eight & nine in block number fifty four in the City of Austin, together with the buildings & improvements thereon; and that a writ of possession issue according to law directing the Sheriff of said County of Travis to seize & deliver to said plaintiff, the said lots & premises. And it appearing to the Court that by virtue of a writ of Sequestration sued out in this Cause the said Sheriff did on the sixth day of May 1848 sequester & seize the said lots & premises then in the possession of said defendant Smith, and that one W B Sewell did afterwards replevy the same by entering into a replevy bond with Owen O'Brian & C C Cushman as security It is therefore Ordered and adjudged that the said plaintiff recover from the said Alfred Smith, W. B. Sewell, Owen O Brian & C C Cushman jointly and severaly the sum of seventy five dollars for the use & occupation of said premises been at the rate of ten dollars per month for the same, from the seventh day of March 1848 the time when said plaintiff purchased said premises at Sheriffs sale to the time of rendering this judgement and that said plaintiff also recover his cost in this behalf expended & for which said sums of money execution may issue

And the Defendants by their Attorney in open Court gave notice of their intention to appeal to the supreme court

James Powers
vs
Thos Wm Ward Commr Genl
Land Office et al } In this cause the parties appeared by their counsel & the motion heretofore filed that the injunction be dissolved and the bill dismissed was submitted to the court

After hearing the parties upon said motion the court ordered the same to be overruled

James Powers
vs
Thos Wm Ward Comr Genl
Land Office and others } In this cause the motion to dismiss the cause as to S A Smith was considered by the court and ordered to be continued

Ann T. Wooldridge
vs
Wm L Cazneau } In this cause the parties appeared and the defendant filed a motion for a new trial which was heard and considered by the court Whereupon the court overruled the same

The County of Travis
vs
Owen O'Brian } In this cause the parties appeared by their counsel and it appearing to the court that there was not a sufficient bond filed in said cause the court ordered the appeal ~~Cause~~ to be dismissed and that a procedendo issue to the court below and that the plaintiff pay all costs in this court expended ~~for which execution may issue~~

John E. Elgin
vs
Thomas Chapman } In this cause the parties appeared only by their counsel and the following Judgment was entered by the agreement of the parties to wit,

It is agreed that the Defendant pay to plaintiff one hundred dollars in compromise of this suit and and the suit of Harris vs Chapman before Esq Hopkins now pending

Signed, Joseph Lee Atty for Defendant
J. Pestl Atty for Plff

It is therefore considered & adjudged by the court that the plaintiff have & recover of the Defendant the sum of Twenty five dollars and all costs & that execution issue

Merrill & Norton et al
vs
Jos N. Robinson } In this cause the ~~parties~~ plaintiffs appeared and on his motion the court ordered the cause to be continued for service

Elizabeth Glass
vs
Michael Zeller } In this cause the parties appeared by their counsel and on motion of the Defendant the court ordered the cause to be continued

The State of Texas
vs
Owen O'Brian } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

The State of Texas
vs
Samuel Stone } In this cause the parties appeared by their counsel and on motion of the Defendant the court ordered the cause to be continued

64 The Heirs of James M. Hervey
vs
The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

65 John Murphy
vs
The State of Texas } In this cause the ~~parties~~ parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

66 The Heirs of
V. B. Waters
vs
The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

67 Anna Reeves
vs
The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

68 Daniel J. Woods
vs
The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

69 The Heirs of H. H. Cole
vs
The State of Texas } In this cause the State appeared by its counsel and the plaintiffs by their counsel and by consent of parties the court ordered the cause to be continued

72 The heirs of A. S. Churchill
vs
The State of Texas } In this case the parties appear by their counsel and by consent of parties the court ordered the cause to be continued

71 The Heirs of J. P. Kemp
vs
The State of Texas } In this case the parties appear by their counsel and by consent of parties the court ordered the cause to be continued

72 The Heirs of Honoto
vs
The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

73 The Heirs of Robert Owen
vs
The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

74 The Heirs of H. Martin
vs
The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

75 Jacob Reese
vs
The State of Texas } In this cause the parties appeared by their counsel and by agreement of parties the court ordered the cause to be continued

76 I. L. Wilson
vs
The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

77 The Heirs of S. L. Brown
vs
The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

78 The Heirs of W. R. Goodman
vs
The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

79 Charles Sack
vs
The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

80 Elizabeth Maix
vs
The State of Texas } In this cause the ~~state~~ parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

86 Augustin N. Gilliland
Heir of George M. Gilliland
vs
The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

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92 Henry Jones
vs
George I Glascock } In this cause the parties appeared by their counsel and on motion and affidavit of the Defendants Attorney the court ordered the cause to be continued

Lewis Sanders Heir
of Samuel I Sanders
vs
The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

Timothy McRoane
vs
Michael Giller } In this cause the parties appeared by their counsel and on motion and affidavit of the Defendant the cause ordered the cause to be continued

Joseph F Smith
vs
~~Land Office~~ } In this ~~cause the parties appeared by their attorneys and waiving a jury submitted the cause to the court~~

~~After hearing the pleadings and the evidence in the cause it is considered and adjudged by the court that the rule for mandamus be made peremptory and that a peremptory mandamus do issue commanding George W. Smyth Esq. Commissioner of the General Land Office to issue patent, to Joseph F Smith for the following described land, to wit~~ Thomas G. Williamson

Th

~~List of land scrip in the General Land Office at Austin city in the name of Thomas G. Williamson located in Refugio County~~
~~No. of scrip 56 to 62 No of scrip 57~~

Joseph

It having been made known to the court, that Joseph B Smith who is practicing in the District or inferior courts of this state as an Attorney and counsellor at law, in a brief which he filed in the supreme court of the state of Texas on the 20th day of December 1848, in a cause there pending in said court in which the said Smith was appellant & James Powers appellee, did make use of the following language in reference to the presiding judge of this court.— to wit "Often are not idle fears; for when the case was before the court below one point in the case was that Medownie was not an officer as no commission was on file at the land office, & could not be presumed to be in the possession of the appellee, as the withholding it would subject him to a penal prosecution The judge in the lower court would not decide on the merits of the case because he was administrator of an estate that claimed some land in the colony but most unfortunately for me he did not think of his interest till the case was argued. This gave the opposing counsel an opportunity to know what papers his client wanted, and now they come out with a new edition of Medownies commission I hope there was no collusion between the court and counsel to bring about this result, but it was very unfortunate for me that his Honor did not think of his interest a little sooner

and very strange that he should have forgotten his interest as administrator, when he had instituted a suit in the county of Victoria to defend that interest And notwithstanding this interest he could have decided every question in this case and left his Honor as white and unspotted as the driven snow

After the Judge had challenged his own competency every alternative that the constitution or statute provides was offered Judge Webb, but no it did not suit him; he wanted time; he wanted to see his client; had a motion to suggest his death; and put the case any where it would interfere with his other business which might all be true, but I did not believe one word of it, and infered other motives from his acts, and though I might have been wrong, they at least were legal presumptions. If it is legal to infer motives from acts, the same rule would apply to his Honor, who takes jurisdiction, hears the case, and then thinks of his interest His honor had then one foot, as he thought, upon the marble steps of the capitol that lead up to grandeur and greatness, and might have thought that a decision either way would make those steps a little slippery; or it might have been the out of doors arguments of opposing counsel, or a natural want of principles and defect of judgment I know not the causes, but I feel the consequences, and when I have no contempt I have some pity for the frailty of man, as it has been said that two thirds of the Roman race pass through the world without thinking; and I fear the legal profession is not wholly exempt from error

And that the said Smith

dition the same brief before atta=
ch to make use of the following
language in reference to the Honor=
able R. E. B. Baylor Judge of the 9th
Judicial District of the State

"Judge Baylor stands a medi=
ator between God and man He cir=
culates Honesty, morality & Sobriety by
precept & example, and has so much
charity as to give a man not only his
coat, but his cloak also, and must have
had this precept in view when he
granted this odious injunction This
charity looks well when a man confines
himself to his own means, but should
he take from another by force the
means to keep up this charity, its
moral character ceases, and the ~~[illegible]~~
turpitude of crime is stamped upon
the act, so that our over anxious desire
to do good, may invade the rights of
others Had Judge Baylor been mod=
erate in his charity, and made it a
precept of doing as he would be done
by the rule of his conduct, This in=
junction would not have been granted
for it was his duty to have enquired, the
titles alleged in the bill and these frauds
and perjury like Banquos Ghost would have
made his hair on end and would
have commanded the probable inquiry
that might be inflicted on the country
at large to enjoin their rights and not
make them parties to the suit. thus
driving the innocent into a law suit, or
depriving them of their rights. If this
is christian charity God save me from any
part of it. But this is not christian charity
nor is it law, for the court cannot
grant an injunction to stay waste
without positive evidence of the title 6 Vesey
784 Davis 25 Ga 2d Storys Equity 166, 1832, 569
Mulford Equity Pend by Jeremy 124, 125, 131.
Tittle must not only be shown
but must be strictly proved Stafford

pleadings 326 to 437 The bill has no merits: false in every sense and is a plain attempt to legalize the robbery of one man for the benefit of another; and was extorted from a weak mind by the influence and intreaties of opposing counsel and the Commissioner General of the land office

And in reviewing the whole case the court will find that the appellant in this case has a better right to the remedial justice of this court than the complainant in the court below to relieve him from the harassing writs founded on claims conceived in sin, but now assumed as in the garb of innocence & seeks to impose on this court by asking its remedial justice, which indeed is all they have to fear"

The mandamus instituted against the land office did not seek to interfere with private rights" &c.,

And the said Smith in the same brief did make use of other false and scandalous language in reference to the Hon R. C. B. Baylor the Judge of this court

It is therefore ordered that the said Joseph F. Smith be cited to appear at the next term of this court and show cause if any he can why his licence to practice as an attorney & counsellor at law in the District and inferior courts of this state, shall not be revoked cancelled and annulled and he debarred the privileges of an attorney and counsellor at law in said courts

It is further ordered that a copy of this rule be served on said Smith before the next term of this court

Joseph F. Smith
vs
Commissioner of the General Land Office } In this cause the parties appeared and waiving a jury submitted the cause to the court

After hearing the pleadings and the evidence in the cause ~~the jury~~ It is considered adjudged and decreed by the court that a peremptory mandamus do issue commanding George W. Smyth Esq. Commissioner of the General Land Office to issue patents according to the prayer of the plaintiffs petition and that the plaintiff pay all costs in this behalf expended for which execution may issue — from which decision & judgment of the Court the Defendant by Attorney gave notice of appeal to the Supreme Court.

Jonathan E. Plummer
vs
The Commissioner of the General Land Office } In this cause the parties appeared by their counsel and waiving a jury submitted the cause to the court

After hearing the pleadings and the evidence in the cause the

It is considered adjudged and decreed by the court, that a peremptory mandamus do issue to George W. Smyth Commissioner of the General Land Office commanding him to issue patents according to the prayer of the plaintiffs petition and that the plaintiff pay all costs in this behalf expended for which cause execution may issue & thereupon the Defendant gave notice of appeal to the Supreme Court.

The Representatives of
Sterling C. Robinson
vs
Sam Houston President } In this cause it is ordered

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by the court that the clerk of the court during vacation shall place upon the minutes of this court the plats of the land of ~~the land~~ designated by
Ne Rf = d said Robertson as the fifteen leagues and twenty three labors of premium lands
And the court further orders the clerk to put upon the minutes as aforesaid the titles now on file in this office which by the Judgment and decree of the supreme court are to be cancelled –

It is ordered by the court that a fine of ten dollars be imposed upon John Talk and John Pitts Scott each for ~~non~~ non attendance as jurors on the original venire and that scire facias issue returnable at the next term commanding them to appear or show cause why said Judgment should not be made final

It is ordered that the Court do now adjourn Sine die –

William E. Jones
District Judge of the
Second Judicial District

The Representatives of Sterling C. Robertson deceased
vs.
Sam Houston President.

In obedience to the order of the Houl District Court at the Fall term 1849 I B. S. Bradford Clerk do now proceed to enter on the minutes of the Court the titles in the name of Sterling C Robertson that were cancelled by said Court in compliance with the decree of the Supreme Court, as follows viz.

1st A title for one legua of land on the East side of the Brazos in Robertson County with the following

Cancelled by order of the District Court of Travis County in open Court October 2nd 1848
Clerk D. C. T. County

boards boundaries &c.
"
" Sello Tercero
Dos Reales

Para el bienio de
1834 y 1835.

El C. Guillermo A. Steele Comdo nombrado por el Supremo Gobierno de este estado para el repartimiento y posesion de tierras y espedicion de titulos á los nuevos Colonos en la empresa de colonizacion de la Compañia de Nashville,
Por cuanto el Supremo Gobierno del Estado de Coahuila y Texas le concede al Ciudadano Sterling C. Robertson Comp. Empresario de la Colonia de la compania de Nashville cinco sitios y cinco labores de tierra como premio por cada cien familias que introduce á dicha Colonia, he tenido á bien meterle en posesion real y personal de un sitio de tierra cuyo terreno ha sido medido por el agrimensor J. B. Chance nombrado previamente al intento bajo la situacion y linderos siguientes.
Comensando en un olmo 8 en diametro cual esta en la linea E. linderante con los once sitios concedidos á G. A. Nixon en el rincon Sur del Llano llamado en Ingles "Oak Prairie" de donde un olmo 6 en diametro S 12 O. en 8 varas. De alli corriendo N 60° E. 5000 vs. en 3900 vs entro al arroyo llamado en Ingles "Yamerick Creek" y pasó el rincon y clavo una estaca un encino preto 4 en diametro S 6 E 11 vs y tambien un encino preto 4 en diametro N. 6 y E. 3 vs. De alli N 30 O 5000 vs en 280 vs encontro con "Yamerick Creek" y al rincon y puso una estaca un encino 10 en diametro S. del oeste 8 1/2 vs y tambien un encino preto 8 en diametro S 83 E 10 vs. De alli S 60 O. 5000 vs. a la linea E. linderante con otros once sitios de Nixon á una estaca y un encino 12 en diametro N. 85 E. 5 vs. y un palo blanco N. 88 E 6 vs. De alli S. 30 E. 5000 vs con la linea N. a donde comenzo. Y comprehende un sitio de tierra en superficie. El expresado terreno pertenece á la clase temporal en cuatro vigesima quinta partes lo que sirve de calificacion para el precio que por el debe pagar al Estado segun el Art 22 de otra ley y bajo las penas alli establecidas, quedando advertido que dentro *

* See post third page from this.

Be it remembered that on this the 6th day of February A.D. 1848, the names of the following persons, were drawn according to law, to serve as Jurors at the next term of the District Court for the county of Travis, by B.T. Bassford, Clerk of the District Court of said county & A.B. McGill, Clerk of the county court of said county, in the presence of a Justice of the peace in and for said county— to wit,

J.P. Banning

1 ~~George J. Durham~~
2 Wm Hamilton
3 A.P. Moore
4 John H. Conner
5 Francis Pettick
6 Timothy McKane
7 James Boyce
8 Thomas Rowe
9 Wm P. Thorpe
10 S. Lockwood
11 John Talk
12 Richard G. Parrie
13 Josephus Scovill
14 B. H. Betts
15 A. M. Duncan
16 Wm C. Fort
17 David Gregory
18 C.C. Browning
19 Wm P. Bowers
20 Alexander Caldwell
21 James Wall
22 Herman Smelzer
23 C. J. Strother
24 R.W. Montgomery
25 James G. Swisher
26 A.M. Davidson
27 James Caulfield
28 Fielding Dawson
29 Cloyborne Kyle
30 Archibald Martin
31 H. McClure
32 James Cunningham
33 J.C. Forrester
34 William Hornsby
35 Lewis Cupt
36 John Datenbarger

B T Bassford clerk of the dist court of Travis county

Thos. Ward

A B McGill
Clk C C T C

Cancelled by order of the District Court of Travis County Oct 27th 1848
Clerk of the District Court T. Co.

de un año debe establecer mojoneras permanentes en cada angulo del terreno y que debe poblarlo y cultivarlo de conformidad con lo prevenido por la ley. 83

Por tanto usando de las facultades que me son concedidas por la propia ley é instrucciones consiguientes espido el presente instrumento y mando que se saque testimonio de él y se entregue al interesado p.a q.e posea y disfrute el terreno el sus herederos y sucesores ó quien de el ó de ellos causa ó derecho hubiere.
Es dado en la villa de Viesca a 2 de Julio de 1835.

Guillermo H. Steele
Sc. Ass.a
Elijah S. C. Robertson

Sc. Ass.a
Joseph L. Hood

Republic of Texas }
County of Milam } I hereby certify that the within deed is duly recorded according to law June 29th 1838.

H. Owen
C. Re.or

Endorsed on the back, "Deed for one of land on the Little Brazos. Sterling C. Robertson, Proof."
Book A p. 18, 19, 20.

2nd Sello segundo doce Reales: Stabilitado por el Estado de Coahuila y Texas para el bienio de 1828, 29, 30 y 31, 32 y 33, 34 y 35. Por Comision, Givens.

El Ciudadano Guillermo H. Steele comisionado nombrado por el Supremo Gobierno de este Estado para el repartimiento y posecion de tierras y espedicion de titulos á los nuevos Colonos en la Empresa de Colonizacion de la Compania de Nashville. Por Cuanto el Supremo Gobierno del Estado de Coahuila y Texas le concede a Ciudadano Sterling C. Robertson como Empresario de la Colonia de la Compania de Nashville Cinco Sitios y cinco Labores de tierra en clace de premio por cada cien familias que establece en otra

Colonia, he tenido á bien meterle en posesion real y personal de un sitio de tierra, cuyo terreno ha sido medido por el Agrimensor J. B. Lehance nombrado previamente al intento bajo la situacion y linderos siguientes.
Comensando en un olmo 8 pulgadas en diametro cual esta en la linea E. linderante con los once sitios de G. A. Nixon de donde un olmo 6 pulgadas en diametro S. 12º O. 8 vs. se allí N. 60º O. 5000 vs á una estaca de donde un encino prieto 6 pulgadas en diametro S. 6º E. 11 vs y otro encino prieto 4 pulgadas en diametro N. 61º E. 3 vs. se allí N. 30º O. 5000 vs a una estaca de donde un encino 10 pulgadas en diametro S. 64º O 8½ vs y tambien otro encino prieto 8 pulgadas en diametro S. 85º E. 10 vs — se allí S. 60º O. 5000 varas á la linea de dho Nixon y formo rincon en una estaca de donde un encino 12 pulgadas en diametro N. 85º E. 5 vs y un mogal prieto 8 pulgadas en diametro N. 88º E. 6 varas. se allí S. 50º E. 5000 vs al lugar donde comenzó. Y comprehende un sitio de tierra en superficie; El espresado terreno pertenece á la clase temporal en cuatro vigesima quinta partes lo que sirve de calificacion para el precio que por el debe pagar al Estado segun art. 22 de dha ley y bajo las penas allí establecidas; quedando advertido que dentro de un año debe establecer mojoneras permanentes en cada angulo del terreno, y que debe poblarlo y cultivarlo de conformidad con lo prevenido por la ley.
Por tanto usando de las facultades que me son concedidas por la propia ley é instrucciones consiguientes espido el presente instrumento y mando se saque testimonio de él y se entregue al interesado para que posea y disfrute el terreno, él sus herederos y sucesores ó quien de él ó de ellos causa ó derecho hubiere.
Es dado en la Villa de Viesca á 22 de Junio de 1835. Guillermo N. Steele = Se Asd = Elyah S. C. Robertson = Se Asd = Manl. Valdes Flores —

Concuerda con el titulo original que existe en este Archivo de donde se saco para la parte interesado hoy dia de la fha en la forma prevenido por la ley.
Es dado en la Villa de Viesca a 22 de Junio de 1835.

Guillermo H Steele
Sec Ass.

Sec Ass.
Elijah S. C. Robertson

Miles H. Smith

Republic of Texas }
County of Robertson } I do Certify that the within Deed is duly Recorded according to Law June 27 AD 1838.

N. Owen
C. Recorder.

Book A p 13 —
Endorsed on the back the words "Deed for one Legua of land on the East side of the Brazos river. Sterling C. Robertson. Proof"

3rd

Sello Segundo: Doce Reales. Habitado por el Estado de Coahuila y Texas para el bienio de 1828, y 29, 30, 31, 32, 33, 34, y 35, por Comision

Givens

El Ciudadano Guillermo H. Steele Comd nombrado por el Supremo Gobierno de este Estado para el repartimiento y posecion de tierras y espedicion de titulos a los nuevos Colonos en la Empresa de Colonizacion de la Compania de Nashville, Por Cuanto el Gobierno del Estado de Coahuila y Texas le Concede al C. Sterling C. Robertson Como Empresario de la Colonia de la Compania de Nashville Cinco Sitios y Cinco Labores de tierra en clase de premio por cada cien familias que establece en otra Colonia he tenido á bien meterle en posecion real y personal de Cuatro Sitios de tierra cuyo terreno ha sido medido por el agrimensor Moses Cummins nombrado previamente al intento bajo la situacion y linderos siguientes.

Cancelled by order of Travis County District Court 27th Oct 1848

le amensando en el rincon S.O. del Sitio de Henry Walker sobre el barranco de San Andres de donde un palo blanco 8 en diametro N.9 O. 4 vs y un fresno 18 en diametro S.62 O. 5 vs se allé N.19 O. 2970 vs a una estaca p.a el rincon N.O. de otra mensura. se allé N.71 O. 20.000 vs, á una estaca para el rincon N.O. se allé S.19 O. 4498 vs á una estaca en la linea de atraz del Sitio N.º 8, que nace frente en San Andres. se allé S.71 O. 1250 vs. al rincon N.O. del Sitio N.º 8. se allé S.19 O. 837 vs al rincon N.O. del Sitio N.º 7, se allé con la linea de atraz del Sitio N.º 7, S.71 O 2500 al rincon N.O. del mismo se allé N.19 O. 429 vs al rincon N.O. del Sitio N.º 6. se allé S.71 O. 2500 vs al rincon N.O. del mismo se allé S.19 O. 476 vs al rincon N.O. del Sitio N.º 5. se allé S.71 O. 2500 vs al rincon N.O. del mismo se allé S.19 O. 1182 vs al rincon N.O. del quarto de Sitio N.º 2, se allé S.71 O. 1250 vs al rincon N.O. del mismo se allé N.19 O. 801 vs al rincon N.O. del Sitio N.º 3. se allé S.71 O. 2500 varas al rincon N.O. del mismo se allé N.19 O. 500 vs al rincon N.O. del Sitio N.º 2. se allé S.71 O. 2500 vs. al rincon N.O. del mismo. se allé S.19 O. 800 vs al rincon N.O. del Sitio de Manuel Manuel. se allé S.71 O. 3020 vs al rincon de Manuel sobre el barranco de "Little River" á San Andres. se allé N.19 O. 2370 vs con las vueltas del rio al lugar donde comenzo. comprehendiendo en estos limites y linderos cuatro Sitios de tierra ó cien millones de varas cuadradas. El expresado terreno pertenece á la clase temporal en cuatro legesima quinta partes lo que sirve de calificacion para el precio que por el debe pagar al Estado, segun el art.º 22 de esta ley y bajo las penas alli establecidas quedando advertido, que dentro de un año debe establecer mojoneras permanentes en cada angulo del terreno y que

Cancelled by order of the District Court of Travis County on 27th 1848
Clerk of the District Court T. C.

debe poblarlo y cultivarlo de conformidad 87
con lo prevenido por la ley.
Por tanto usando de las facultades que me son
concedidas por la propia ley é instrucciones
consiguientes espido el presente instrumento
y mando se saque testimonio de él y se entre-
gue al interesado para que posea y disfrute
el terreno, el sus herederos y sucesores ó quien
de él ó de ellos causa ó dro. hubiere.
Es dado en la villa de Viesca á 1º de Abril
de 1835 = Guillermo N. Steele = Se Asso Elijah
S. C. Robertson, Se Asso Massillon Farley.

Concuerda con el título original que existe en
este archivo de donde se saco por la parte
interesado hoy dia de la fha en la forma
prevenida por la ley. Es dado en la villa de
Viesca á 1º de Abril de 1835 Guillermo N. Steele
Se Asso Se Asso
Elijah S. C. Robertson Massillon Farley.

Republic of Texas
County of Milam } I, W. S. Thomson clerk of
the County Court and County Recorder de
and for the County aforesaid do hereby cer-
tify that the within deed was presented for
Recd and duly Recorded in my office at Nas-
hville this 29th of March 1838.
W. Lowsing Thomson
Co. Recorder

Endorsed on the back the
words " Deed for four Leguas of land on the
North side of Little River or San Andres,
Sterling C. Robertson. Recorded 27th March
1838. Fee $ 2.08.

Sello Segundo: Doce Reales. Habilitado por
el Estado de Coahuila y Texas para el bienio
de 1828. y 29. 30. 31. 32 y 33 34, y 35.
Juan Nunt

El Ciudadano Guillermo N. Steele Comisio-
nado nombrado por el Supremo Gobierno de

este Estado p.ª el repartimiento y posesion de tierras y espedicion de títulos a los nuevos Colonos en la Empresa de Colonizacion de la Compania de Nashville. Por cuanto el Supremo Gobierno del Estado de Coahuila y Tejas le concede al Ciudadano Sterling C. Robertson como Empresario de la colonia de la Compania de Nashville cinco sitios y cinco labores de tierra en clase de premio por cada cien familias que establece en dha Colonia, he tenido á bien meterle en posesion real y personal de un sitio de tierra al mencionado Sterling C. Robertson cuyo terreno ha sido medido por el agrimensor J. E. Robertson nombrado previamente al intento, bajo la situacion y linderos siguientes. Comensando en el rincon S.E. del Sitio N.º 8. donde puso una estaca p.ª el rincon S.E. del Sitio N.º 9. donde un palo blanco 10 en diametro N. 9.º E. 8 vs y un olmo 12 en diametro S. 24.º E. 5 vs de allí corre N. 17.º O. 600 vs de allí N. 8.º E. 1100 vs de allí 27.º E. 12 vs de allí N. 10.º E. 500 vs donde puso una estaca p.ª el rincon N.E. del Sitio N.º 9. de donde un palo blanco 10 en diametro N. 50.º E. 4 vs y un palo blanco 24 en diametro S. 55.º E. 10 vs de allí corre S. 60.º O. 3250 vs un arroyuelo cual corre S. 6850 vs entra al llano cargado al N. 9. S. 80200 vs encinal en 1060 vs entra con llano grande 1113 vs puso una estaca p.ª el rincon N.O. del Sitio N.º 9. de allí S. 30.º O. en 2000 vs entra al monte en 2200 vs un arroyo grande cual corre S.E. 2300 vs un llano en 2500 vs puso una estaca en el llano p.ª el rincon S.O. del Sitio N.º 9. de allí corre N. 60.º O. con la línea N. del Sitio N.º 8. 9999 vs a donde comenso, y comprehende un sitio de tierra en superficie. El expresado terreno pertenece á la clase de temporal en cuatro vigesima quinta partes lo que sirve de calificacion para el precio que por el debe pagar al Estado segun el Art.º 22 de dha ley y bajo las penas allí establecidas quedando advertido que dentro

Concelled by order of the District Court of Travis County Oct 29th 1848
Clem. Dist. Court T. Cos

de un año debe establecer mojoneras permanentes en cada angulo del terreno y que debe poblarlo y cultivarlo de conforoidad con lo prevenido por la ley. Por tanto usando de las facultades que me son concedidas por la propia ley é instrucciones consiguientes espido el presente instrumento y mando se saque testimonio de el y se entregue al interesado p.a que posea y disfrute el terreno el sus herederos y sucesores ó quien de él ó de ellos causa ó dro. hubiere. Es dado en la Villa de Viesca a 25 de Febrero de 1835. Guillermo M. Steele = Se Ass.a Manuel Valdes Flores = Se Ass.a J. G. N. Pierson.

Concuerda con el titulo original que existe en este Archivo de donde se sacó para la parte interesada hoy dia de la fha, en la forma prevenida por la ley.

Es dado en la Villa de Viesca á 25 de Febrero de 1835.

Guillermo M. Steele
Se Ass.a
Felipe Seppler.

Se Ass.a
Manl. Valdes Flores

Republic of Texas
County of Milam } I. N. S. Thomson Clerk of the County Court and County recorder in and for the County aforesaid do hereby certify that the foregoing Instrument was presented, proven and duly recorded in my office at Nashville the 20th March 1838.

N. S. Thomson
Clk Recorder

Endorsed on the back " Seed for one Sequa of land on the waters of the Brazos river. Sterling C. Robertson — Recorded Mar 20th 1838, fee $1.90 —

Sello Segundo. Doce Reales. Habilitado por el Estado de Coahuila y Texas para el bienio de 1828 y 29. 30, 31, 32, 33, y 34 y 35. Juan Sant

El Ciudadano Guillermo M. Steele Cond.o nomb.do

por el Supremo Gobierno de este Estado para el repartimiento y posecion de tierras y espedicion de títulos a los nuevos colonos en la Empresa de Colonizacion de la Compañia de Nashville. Por Cuanto el Supremo Gobierno del Estado de Coahuila y Tejas le concede al Ciudadano Sterling C. Robertson Como Empresario de la Colonia de la Compañia de Nashville cinco sitios y cinco labores en clase de premio por cada cien familias que establece en dicha Colonia, he tenido á bien meterle en posecion real y personal de un sitio de tierra, cuyo terreno ha sido medido por el Agrimensor Alexander Thomson nombrado previamente al intento bajo la situacion y linderos siguientes.

Comensando en una estaca en la línea S. linderante con A. Thomson, de donde tiene un encino prieto 6 en diametro 5 vs distante S. 75° O. otro y en diametro 7 vs distante S. 75° O. Corriendo de allí S. 30° E. por dentro del encinal 3258 varas al Camino de A. Thomson en 1605 varas puso una estaca en la línea O. linderante con el sitio N.° 1 de donde tiene un encino prieto 3 en diametro 9 vs distante N. 61½° E. y otro 12 en diametro 6 varas distante N. 6½° O. De allí S. 60° O. en 805 vs Cruzo "Davidsons Creek" en 1270 varas puso una estaca de donde tiene un encino 12 en diametro 15 vs distante S. 18° E. y otro 14 en diametro 10 vs distante N. 14½ E. De allí N. 30° O. en 2735 vs Cruzo "Davidsons Creek" en 1175 vs Cruzo un arroyuelo S. 25° E. en 5965 vs Cruzo un arroyuelo S. 35° O. en 2735 vs Cruzo un arroyuelo en 7105 vs puso una estaca de donde tiene un encino prieto 8 en diametro 10 vs distante N. 28° O. y otro 8 en diametro 12 vs distante S. 37½° O. De allí Este en 208 varas puso el rincon S. O. de A. Thomson, y Corriendo E. con la línea S. linderante con dho Thomson en 325 varas Cruzo un arroyuelo S. en 1050 varas entro al llano en 2520 vs Cruzo un arroyuelo en el llano S. en 3670 varas entra á una mata sobre un alto en 1110 varas Cruzo un arroyuelo S. y entra al monte en 5000 varas y de allí a donde comenzo

Canceled by order of the District Court of Travis County Oct 9th 1848.
Abr. S. G. Y. County

y comprehende un sitio de tierra en superficie
El espresado terreno pertenece á la clase tercera
en cuatro vigesima quinta partes lo que sirve de
calificacion para el precio que por el debe pag=
ar al Estado segun el art.º 22 de esta ley y lea=
ps las penas alli establecidas quedando advertido
que dentro de un año debe construir mojoneras
permanentes en cada angulo del terreno y que
debe poblarlo y cultivarlo de conformidad con
lo prevenido por la ley
Por tanto usando de las facultades que me son
concedidas por la propia ley é instrucciones
consiguientes espido el presente instrumento y
mando se saque testimonio de él, y se entre=
gue al interesado para que posea y disfru=
te el terreno, él, sus herederos y sucesores
ó quien de él ó de ellos causa ó derecho
hubiere, es dado en la villa de Viesca á
18 de Marzo de 1835.= Guillermo N. Steele
Se Ass.ª Manuel Valdes Flores= Se Ass.ª
Felipe Wepfler-
Concuerda con el titulo original que existe
en este archivo de donde se saco para la parte
interesada hoy dia de la fha. en la forma
que prevenida por la ley.
Es dado en la villa de Viesca á 18 de Mzo
de 1835.

Guillermo N. Steele
Se Ass.ª
Se Ass.ª
Manuel Valdes Flores
Felipe Wepfler

Republic of Texas
County of Milam } I, W. L. Thomson Clerk of
the County Court and County Recorder in
and for the County aforesaid do hereby cer=
tify that the within instrument was pres=
ented proven, and duly Recorded in my
office at Nashville this 20th March 1838
W. L. Thomson
Co. Recorder

Endorsed on the back the words "Sud for
one premium Legua of land North of the
San Antonio Road and West of the Brazos river
in Yellow Prairie - Recorded 20th March
1838. fee $200

Sello Segundo: Ocho Reales. Habilitado por el Estado de Coahuila y Texas para el bienio de 1828 y 29, 30, 31, 32, 33, 34, y 35. Por omis Givens

El Ciudadano Guillermo H. Steele Comisionado por el Supremo Gobierno de este Estado para el repartimiento y posesion de tierras y espedicion de títulos á las nuevas Colonos en la Empresa de Colonizacion de la Compañia de Nashville — Por cuanto el Supremo Gobierno del Estado de Coahuila y Texas le concede al Ciudadano Sterling C. Robertson como Empresario de la Colonia de la Compañia de Nashville Cinco Sitios y Cinco labores de tierra como premio por cada cien familias que establece en dicha Colonia he tenido á bien meterle en posesion real y personal de Cinco Sitios de tierra, cuyo terreno ha sido medido por el agrimensor F. A. Graves nombrado previamente al intento bajo la situacion y linderos siguientes. Comensando en el rincon S.E. del Sitio de Mr Connell en un estante de donde un olmo 14 en diametro S. 72° O. 23 varas y un fresno 5 en diametro S. 35° O. 12 vs — se allé N. 71° O. en 1007 varas cruso el arroyo Champasos en 2500 varas clavo un estante para el rincon N. O. de la primera sitio de dha mensura marcado N.° 1. de donde un encino 15 en diametro N. 71° O. 41 vs — y otro encino 5 en diametro N. 43° O 35 vs se allé N. 71° O. 2500 vs — y clavo un estante cual formó el rincon N. O. del sitio N.° 2, de donde un encino 20 en diametro S. 11° O. 35 vs — y un encino español 15 en diametro N. 70° O. 21 varas se allé N. 71° O. 2500 vs — y clavo un estante cual formó el rincon N. O. del sitio N.° 3, de donde un ceiro 10 en diametro S. 37° O. 41 vs — y otro encino 12 en diametro N. 37° O. 6 varas se allé N. 71° O. 2500 vs — y clavo un estante para el rincon N. O. del sitio N.° 4. se allé N. 71° O

2500 vs y puso un estante para el rincon N.O. del Sitio N.º 5. de donde un encino 8 en diametro N. 80º O. 53 vs de alli S. 19º O. Crusando el arroyo Lampasos en 30.000 vs y clavó un estante para el rincon S.O. del Sitio N.º 5. de donde un encino 15 en diametro S. 7º E. 7 vs. y un encino prieto 10 en diametro N. 9º E. 10 vs de alli S. 71º E. 2500 vs y clavo un estante para el rincon S.E. del Sitio N.º 5. de donde un encino 15 en diametro S. 17º E. 17 vs y otro encino 6 en diametro S. 52º E. 18 vs de alli S. 71º E. 2500 vs. y clavo un estante p.a el rincon S.E. del Sitio N.º 4, de donde un encino 8 en diametro N. 88º E. 13 vs de alli S. 71º E. 2380 varas al Arroyo Salado N. 32º E. en 2500 vs y clavo un estante para el rincon S.E. del Sitio N.º 3. de donde un olmo 10 en diametro N 76º O. 42 vs de alli S. 71º E. 2500 vs y clavo un estante para el rincon S.E. del Sitio N.º 2 de donde un mesquite 8 en diametro S. 60º E. 80 vs de alli S. 71º E. 2500 vs y puso un estante para el rincon S.E. del Sitio N.º 1 de donde un encino 15 en diametro S. 3º E. 29 vs y otro encino 14 en diametro N. 61º E. 24 vs de alli N. 19º O. Crusando el Arroyo Salado en 10.000 vs al lugar donde comenzo. Y comprehende cinco Sitios de tierra en superficie. El espresado terreno pertenece á la clase de temporal en cuatro vigesima quinta partes lo que sirbe de calificacion para el precio que por el debe pagar al Estado segun el Art.º 22. de otra ley, y bajo las penas alli establecidas, quedando advertido que dentro de un año debe establecer mojoneras permanentes en cada angulo del terreno, y que debe poblarlo y cultivarlo de conformidad con lo prevenido por la ley. Por tanto usando de las facultades que me son concedidas por la propia ley é instrucciones consiguientes espido el presente instrumento y mando se saque testimonio de él y se entregue al interesado para que posea y disfrute el terreno, el sus herederos y sucesores ó quien de el ó de ellos causa ó derecho hubiere — Es dado en la Villa de Viesca á 31 de Julio de 1835. Guillermo N. Flale. — De Ass.a Elijah S. Robertson. — De Ass.a Niles F. Smith.

Granted by order of the District Court of Travis County at Austin 24th 1848.

concuerda con el titulo original que existe en este archivo de donde se saco para la parte interesada hoy dia de la fha. en la forma prevenida por la ley.
Es dado en la villa de Viesca a 31 de Julio de 1835.

Guillermo N. Steele
Se Ass.a

De Ass.d
Elijah S. C. Robertson

A. J. Smith

Republic of Texas }
County of Milam } I W. N. Thomson Clerk of the County Court and County Recorder in and for the County aforesaid do hereby certify that the within instrument was presented proven and duly Recorded in my office at Nashville this 31st March 1838.

W. Nowsing Thomson
Clo Recorder

Endorsed on the back the words "Deed for five Liguas of land on the Salado and Pampasos. Sterling C. Robertson. Recorded 31st March 1838. fee $- 2.45.

Sello Segundo: Doce Reales. Habilitado por el Estado de Coahuila y Texas para el bienio de 1828 y 29. 30 y 31. 32 y 33. 34 y 35

Por Comision
Givens

El Ciudadano Guillermo N. Steele Comisionado nombrado por el Supremo Gobierno de este Estado para el repartimiento y posecion de tierras, y espedicion de titulos a los nuevos Colonos en la Empresa de colonizacion de la Compañia de Nashville = Por cuanto el Supremo Gobierno del Estado de Coahuila y Texas le concede al Ciudadano Sterling C. Robertson Como Empresario de la Colonia de la Compañia de Nashville cinco Sitios y cinco labores de tierra como premio por cada cien familias que establece en dha Colonia he tenido á bien meterle en posecion real y personal

Oct 24th 1848
Cancelled by order of the District Court of Travis County.

de un sitio de tierra, cuyo terreno ha sido medido por el agrimensor J. A. Graves nombrado previamente al intento bajo la situacion y linderos siguientes.
Comensando en el rincon S.O. del sitio No. 3, de donde un olmo 10 en diametro N. 76° O. 42 vs. Se alli S. 19° O. en 3000 vs clavo en estante cual forma el rincon S.O. de dho sitio de donde un mesquite 6 en diametro N. 8° O. 92 vs. Se alli N. 71° O. en 350 varas cruso un arroyuelo en 5000 vs y clavo en estante cual formó el rincon S.O. de dho sitio de donde un olmo 8 en diametro S. 72½° O. 44 vs y un encina 12 en diametro N. 31 vs. Se alli N. 19° O en 1270 vs contiuo en 5000 vs á una estaca cual es el rincon S.O. del sitio No. 4, de donde un encino 15 en diametro S. 7° O. 7 vs y un encino prieto 10 en diametro N. 9° O. 10 vs. Se alli S. 71° O. con la linea sud linderante con los sitios No. 3 y 4, 5000 al lugar donde comenzo. Y comprehende un sitio de tierra en superficie. El espresado terreno pertenece a la clase de temporal: en cuatro vegesima quinta partes lo que sobre de calificacion para el precio que por el debe pagar al Estado segun el Art. 22 de dha ley y bajo las penas alli establecidas, quedando advertido que dentro de un año debe establecer mojoneras permanentes en cada angulo del terreno, y que debe poblarlo y cultivarlo de conformidad con lo prevenido por la ley.
Por lanto usando de las facultades que me son concedidas por la propia ley é instrucciones consiguientes expido el presente instrumento y mando se saque testimonio de él, y se entregue al interesado para que posea y disfrute el terreno el sus herederos y sucesores ó quien de el ó de ellos causa ó derecho hubiere.
Dado en la Villa de Viesca á 30 de Julio de 1835. Guillermo H. Steele = De Ass. Elijah S.C. Robertson = De Ass. Jas S. Stuke.
Concuerda con el titulo original que existe en este archivo de donde se sacó

para la parte interesada hoy dia de la fecha en la forma prevenida por la ley. Es dado en la Villa de Viesca á 30 de Julio de 1835.

Guillermo M. Steele
de Asse

de Asse
Elijah S. C. Robertson

Niles F. Smith

Republic of Texas
County of Milam } I. W. S. Thomson Clerk of the County Court and County Recorder in and for the County aforesaid do hereby Certify that the within instrument was presented proven and duly Recorded in my office at Nashville this 20th March 1838.

W. S. Thomson
Co Recorder.

Endorsed on the back the words. "Sed for one Legua of land on the South Side of the Campasos. Sterling C. Robertson. Recorded 20th March 1838. fee 1,80.

Sello Segundo: Doce Reales. Habilitado por el Estado de Coahuila y Texas para el bienio de 1828 y 29, 30. 31, 32, 33, y 34, y 35

Juan Hurt

El Ciudadano Guillermo M. Steele Comisionado nombrado por el Supremo Gobierno de este Estado para el repartimiento y posecion de tierras y espedicion de títulos á los nuevos Colonos en la empresa de Colonizacion de la Compania de Nashville. Por cuanto el Supremo Gobierno del Estado de Coahuila y Texas le Concede al Ciudadano Sterling C Robertson Como Empresario de la Colonia de la Compania de Nashville Cinco Sitios y Cinco labores de tierra Como premio por Cada Cien familias que introduce á dha

Cancelled by order of the District Court of Travis County, Tex. A. D. 1848

colonia hé tenido a bien meterle en posecion real y personal de una labor de tierra, cuyo terreno ha sido medido por el Agrimensor J. G. N. Pierson nombrado previamente al intento, bajo la situacion y linderos siguientes. 97

Comensando en el rincon N. E. de la labor N.º 2, en el baranco del rio de donde un alamo 9 en diametro S. 53º E. 6 varas se allé para arriba del rio siguiendo las vueltas del mismo N. 8½º E. 530 varas á una estaca de donde un alamo blanco 6 en diametro S. 73º E. 21 vs y otro alamo blanco 12 en diametro N. 62½º E. 20 vs en el baranco del rio. Se allé E. 2000 vs á una estaca de donde un encino 18 en diametro N. 37º E. 11 vs y un encino prieto 12 en diametro N. 85º E. 10 vs Se allé S. 500 vs á una estaca en la línea de la labor N.º 2, de donde un encino 24 en diametro S. 6º E. 3 vs y un encino prieto 10 en diametro N. 16º E. 11 vs Se allé E. 1900 vs con la línea de la labor N.º 2, a donde comenzo. Y comprehende una labor de tierra en superficie El expresado terreno pertenece a la clase de temporal en cuatro vigesima quinta partes lo que sirve de califecacion para el precio que por el debe pagar al Estado segun el artº 22 de esta ley, y bajo las penas alli establecidas quedando advertido que dentro de un año debe establecer mojoneras permanentes en cada angulo del terreno y que debe poblarlo y cultivarlo de conformidad con lo prevenido por la ley.

Por tanto usando de las facultades que me son concedidas por la propia ley é instrucciones consiguientes espido el presente instrumento y mando se saque testimonio de el, y se entregue al interesado para que posea y disfrute el terreno el, sus herederos y sucesores ó quien de él ó de ellos causa ó derecho hubiere.

Es dado en la villa de Viesca á 10 de Febrero de 1835. Guillermo N. Steele. De Asª Manl Valdes Flores. De Asª Felipe Neppler

98

Concuerda con el titulo original que existe en este Archivo de donde se saco para la parte interesada hoy dia de la fha en la forma prevenida por la ley.
Es dado en la villa de Viesca á 10 de Febrero de 1835.

Guillermo M. Steele
Se Ass.a

Se Ass.a
Man.l Valdes Flores

Felipe Hepplar

Republic of Texas }
County of Milam } I. W. S. Thomson Clerk of the County Court and County Recorder in and for the County aforesaid do hereby Certify that the within instrument was duly proven this 26th March 1838. and the Same Recorded in my office at Nashville Book — Page —

W. S. Thomson
Co. Recorder

Endorsed on the back the words "Deed for one labor of land in the town of Viesca. Sterling C. Robertson. Recorded 26th March 1838 fee $1.77 —

Translation of the Field Notes as contained in the original Deed of Sterling C. Robertson on file in this office on page 380 and File 14, of titles of Robertson's Colony. Field dated on the 31st July 1835.
Commencing at the N.W. corner of Legua No. 5 a Stake from which an oak 8 in diameter N. 80° W. 53 vs Thence N. 71° W. at 2500 varas and set a Stake which formed the N.W. of Sitio No. 6, from which a black jack 6 in diameter S. 45° E. 12 varas and another blackjack 8 in diameter S. 33° E. 13 varas. Thence S. 19° W. 3550 varas to the Hempasos Creek N. 35° E. at 10.000 varas and set a Stake which formed the S.W. Corner of said

Sitio from which a black jack 12 in diameter S. 35° W. 13 varas and another oak 8 inches in diameter S. 1° E. 15 varas. Thence S. 70° E. 25 vs vs and encountered the S.W. corner of Sitio No. 5. a stake from which an oak 15 in diameter S. 7° E. 7 varas and a black jack 10 in diameter N. 9° E. 10 varas. Thence N. 19° E. crossed the Lampasos at 10.000 varas to the place of beginning, comprehing one Sitio of land in superficies.

General Land office
State of Texas } I, George W. Smyth Commissioner of the General Land office, certify the foregoing to be a correct translation of the field notes, as contained in the original sled in the name of Sterling C. Robertson on file in this office on page 380 file 14 of Files of Robertsons Colony dated 31st July 1835. In testimony hereof I have hereunto set my hand and caused the seal of said office to be affixed at the City of Austin on the 14th day of July A.D. 1848.

George W. Smyth
Commissioner

Translation of the original field notes as contained in the original file of Sterling C Robertson on file in this office on page 1183 file 15 of Files of Robertsons Colony dated on the 2nd of July 1835.

Commencing at the lower corner of Sitio No. 15 and running down the river by its meanders for a distance of 2500 varas. S. 52½° E. 970 varas S. 47½° E. 570 varas S. 33° E. 1160 varas to an Elm 6 inches in diameter from which an Elm 8 in diameter N. 77° W. at 8 varas and also an Elm 8 in diameter S. 85° E. at 3½ varas. Thence N. 60° E. 9830 varas at 1540 varas passed Iron Creek, and entered the timber at 6100 varas crossed a creek at at 7800 varas entered the prairie and passed to the corner and set a stake, a mesquite 20 in diameter N. 22° E. at 40 varas and

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Oct 24th 1848.
Chas. S. Lovett J. Comdy

100 also a mesquite 22 in diameter S. 35° E. at 9 varas. Thence N. 30° W. 2500 varas and set a stake in prairie. Thence S. 60° W. 10440 varas at 610 varas passed the S.E. corner of Sitio No. 15, and thence with the South boundary line of Sitio No. 15 to the place of beginning.

General Land office
State of Texas } I, George W. Smyth Commissioner of the General Land office of said State, hereby that the foregoing is a correct translation of the Field Notes as contained in the original Deed of Sterling C. Robertson on page 1183 File 15 of Titles in Robertson's Colony and dated on the 2nd day of July 1835
In testimony hereof I have hereunto set my hand and caused the Seal of said office to be affixed at the City of Austin on the 14th day of October A.D. 1848.

George W. Smyth
Commissioner

Robertson's Colony File page 1227,
An authentic copy of the original Title for one Sequa of land situated on the Brazos river granted to S. C. Robertson as Empresario. Premium Land - Title issued by William N. Steele Commissioner of the said Colony dated at Veisca 2nd July 1835 =

Sello Tercero
Dos Reales

Para el bienio
de 1834 y 1835

El ciudadano Guillermo N. Steele Comisionado nombrado por el Supremo Gobierno de este Estado para el repartimiento y posesion de tierras y espedicion de Títulos á los nuevos Colonos en la Empresa de Colonizacion de la Compania de Nashville Por Cuanto el Supremo Gobierno del Estado de Coahuila y Texas le concede al Ciudadano Sterling C. Robertson Como Empresario de la Colonia de la Compañia de Nashville Cinco Sitios y Cinco Labores de tierra

Cancelled by order of the District Court of Travis County, Oct 24th 1848
Chas S. C. Y. Clerk

como premio por cada cien familias que intro
duce a dha Colonia, he tenido á bien meterle
en posecion real y personal de un sitio de
tierra cuyo terreno ha sido medido por el Ag=
rimensor J. B. Lehance nombrado previamente
al intento bajo la situacion y linderos sig=
uientes.
Comensando en el Rincon de abajo del sitio No
20 y corriendo para abajo del rio siguiendo
las vueltas del mismo cosa de 2500 varas
Ner. 5 Pº Este 280 varas Ner. 80º Este 540 varas
Norte 60º Este 1920 varas Sur 70º Este 1960 va=
ras á un fresno 18 en diametro y un Alamo
blanco 24 pulgadas en diametro. S. 35º Oeste
en 15 varas y tambien un palo blanco 12
pulgadas en diametro Norte 30º Oeste en 20
varas, se allé Ner. 60º Oeste 11 y 2 3/2 vs con
6000 varas entro al llano y paso al rincon
y clavo una estaca en el llano. Se allé Norte
30º Oeste 2500 varas á una estaca Se allé N=
orte 60º Este 7,54 3/2 varas á la línea Sud
linderante con el sitio No 20 a donde comenzo
y comprehende un sitio de tierra en super=
ficie. Al espresado terreno pertenece á la clase
de temporal en cuatro vigesima quinta parte
lo que sirve de calificacion para el precio
que por el debe pagar al Estado segun el artº
22 de dicha ley y bajo las penas alli esta=
blecidas, quedando advertido, que dentro de
un año debe establecer mojoneras en cada
angulo del terreno y que debe poblarlo y
cultivarlo de conformidad con lo prevenido
por la ley. Por tanto usando de las facult=
ades que me son concedidas por la propia
ley é instrucciones consiguientes espido el pr=
esente instrumento, y mando se saque testimonio
de él y se entregue al interesado para que
posea y disfrute el terreno, el sus herederos
y sucesores ó quien de él ó de ellos cau=
sa ó derecho hubiere. Es dado en la Villa
de Viesca á 2 de Julio de 1835. Guillermo
H. Steele. De Asa Elijah S. C. Robertson. De
Asa Joseph A. Wood.
Republic of Texas }
County of Milam } J. W. S. Thomson Clerk

of the County Court and County Recorder in and for the County aforesaid do hereby certify that the foregoing Instrument was presented, proven, and duly Recorded in my office at Nashville the 26th March 1838. W. L. Thomson Co Recorder. Recorded 26th March 1838. fee $ 100.

General Land office
State of Texas } I, George Fisher Spanish clerk of the General Land office of the State of Texas, duly Sworn and bonded, do hereby certify that the foregoing is a true and correct copy of the original Title on file in this office. City of Austin 26th of February 1874.

George Fisher
Sp. clk. G. L. off

General Land office
State of Texas } I, Thomas Wm Ward Commissioner of the General Land office of the State of Texas, do hereby certify that the foregoing is a true and correct copy of the original Title on file in this office. In testimony whereof I hereunto set my hand and affix the Seal of said office at the City of Austin this 26th day of February AD 1874

Thos Wm Ward
Commissioner G. L. off.

Robertson's Colony. Title Pag 1219.
An authentic copy of the original title for one Legua of land Situated on the Brazos river granted to S. C. Roberson as Empresario premium Land. Title issued by William A. Steele Commissioner of said Colony Dated Viesca 2nd July 1835.

Sello Tercero
Dos Reales

Para el bienio de
1834, y 1835

El Ciudadano Guillermo A. Steele comisionado por el Supremo Gobierno de este Estado,

para el repartimiento y posecion de tierras y espedicion de titulos a los nuevos colonos en la Empresa de Colonizacion de la Compania de Nashville. Por cuanto el Supremo Gobierno del Estado de Coahuila y Texas le concede al Ciudadano Sterling C. Robertson como Empresario de la Colonia de la Compañia de Nashville cinco sitios y cinco labores de tierra como premio por cada cien familias que introduce á dha Colonia, he tenido á bien meterle en posecion real y personal de un sitio de tierra, cuyo terreno ha sido medido por el agrimensor J. B. Chance nombrado previamente al intento bajo la situacion y linderos siguientes.

Comensando en el rincon de arriba del sitio No. 5. y corriendo para arriba del rio, siguiendo las vueltas del mismo cosa de 2500 varas Oeste 210 varas Norte 52º Oeste 410 varas en 20 varas paso la Boca de un arroyo llamado en Ingles "Bear Creek" de alli Norte 32º Oeste 1400 varas N. 70º Oeste 300 varas á un alamo blanco 4, en diametro marcado con J y S. cortadas en un alamo blanco 8 en diametro Ser 4, 2º Oeste 8 varas á un alamo blanco 8 en diametro Norte 60º Oeste 8 varas de alli Norte 60º Oeste 9888 varas en 150 varas entro el llano en 1900 varas entró al monte en 2500 varas cruso dicho arroyo "Bearcreek" en 300 varas entro al llano y paso al rincon y clavo un estaca en el llano. de alli Ser 30º Oeste 2500 varas por dentro del llano de alli Ser. 60º Oeste 9188 varas en 108 varas paso al rincon Nordeste del sitio No. 5. y con la linea Norte linderante con el sitio No. 5. a donde comenzo, componiendo en todo un sitio de 25,000,000 varas cuadradas, y comprehende un sitio de tierra en superficie. El espresado terreno pertenece á la clase temporal en cuatro vigesima quinta partes lo que debe de calificacion por el precio que por el debe pagar al Estado segun el articulo 22 de dha ley y bajo las penas alli establecidas: quedando advertido que dentro de un año debe construir mojoneras permanentes

Conceded by order of the District Court of Travis County Oct 2d 1848
Wm H. Travis County

en cada angulo del terreno y que debe poblarlo y cultivarlo de conformidad con lo prevenido por la ley. Por tanto usando de las facultades que me son concedidas por la propia ley é instrucciones consiguientes expido el presente instrumento y mando se saque testimonio de el y se entregue al interesado para que posea y disfrute el terreno, él sus herederos y sucesores ó quien de el ó de ellos causa ó derecho hubiere. Es dado en la Villa de Vesca á 2 de Julio de 1835, Guillermo M. Steele. Se asistencia, Elijah S. C. Robertson. Se asistencia. Joseph A. Hood

Republic of Texas }
Robertson County } I do certify that a true copy of the written Seed is correctly entered on Record in my office, August 15th 1838. N. Owen. Co Recorder. Proven Mar 28. Book A page 415, 416. Recorded.

General Land office }
State of Texas } I, George Fisher Spanish clerk of the General Land office of the State of Texas, duly sworn and bonded do hereby certify that the foregoing is a true and correct copy of the original title on file in this office. City of Austin 20th February 1847.

Geo. Fisher
Sp. clk. G. L. Off

General Land office }
State of Texas } I, Thos. Mc Ward Commissioner of the General Land office of the State of Texas do hereby certify that the foregoing is a true and correct copy of the original title on file in this office. In testimony whereof I ~~have~~ hereunto set my hand and affix the seal of said office at the City of Austin this the 20th day of February A.D. 1847.

Thos. McWard
Commissioner
G. L. Off

District Court of Travis County

Be it remembered that on this the second day of April A.D. 1849, there was begun and holden in and for the county of Travis, State of Texas at the usual place of holding courts for said county, a District Court, present in court The Hon: William E. Jones Judge, James H. Mathews, Sheriff and B.T. Bassford Clerk

The venire being called by the Sheriff, the following persons, having been drawn as Jurors in accordance with law, and legally summoned upon said venire, answered to their names, to wit,

1	Wm P. Hoover	11	Wm Hornsby
2	J. C. Pennichill	12	Timothy McKane
3	J. P. Benning	13	Thomas Rowe
4	Claiborne C Lyle	14	James G. Swister
5	Jas Wall	15	John H. Connor
6	C. C. Browning	16	J. M. Duncan
7	Josephus Scott	17	James Cawlfield
8	R. W. Montgomery	18	H. M Clark
9	John Wahrenberger	19	James Cunningham
10	James Boyce	20	David Gregory

From the names of the Jurors above written, the following good and lawful men of the county of Travis in said State of Texas, were drawn, sworn, and charged according to law to serve as Grand Jurors for said court, to wit

1	Wm P. Hoover	8	R. W. Montgomery
2	J. C. Pennichill	9	John Wahrenberger
3	J. P. Benning	10	James Boyce
4	Claiborne C Lyle	11	Wm Hornsby
5	James Wall	12	Timothy McKane
6	C. C. Browning	13	Thomas Rowe 4
7	Josephus Scott	14	James G. Swister

The court then appointed James G. Swisher to be the foreman of the Grand Jury aforesaid and he was sworn accordingly, the others drawn as Grand Jurors as aforesaid were then sworn according to law. The court then charged the Grand Jury in relation to their duties after which they retired to consider of their presentments

The following named persons good and lawful men of the county of Travis were then called and sworn according to law to serve as petit jurors, to wit,

1	John W. Connor	7	A. P. Moore	7.
2	J. M. Duncan	8	J. Robertson	8
3	David Gregory	9	George W. Ricks	9
4	James Cawelfield	10	Wm Cockburn	10
5	H. M. Blake	11	Baige Moore	11
6	James Cunningham	12	Thomas Moore	

The following name persons, summoned on the venire were excused by the court from serving upon the jury to wit, Richard G. Parker Wm P. Bowers & A. M. Davidson

10

Spring Term April 2nd 1849

On calling the civil docket the following orders were made, to wit.

No 1 James Powell vs The State of Texas } In this cause the parties appeared by their counsel and on motion of the plaintiff the court ordered the cause to be dismissed

No 4 Samuel Hightsmith vs Moses Johnson Admr of Garrett } In this cause the death of the plaintiff being suggested the court ordered the cause to be continued and that a Scirefacias issue to the Representatives of the plaintiff when known

No 5 R. H. Grimes vs Moses Johnson Admr of Garrett } In this cause the parties appeared by their counsel and and by consent the court ordered the cause to be continued

No 6 C. R. Rice Admr of Milton Hicks vs James Reed } In this cause the plaintiff appeared by his counsel and on his motion the court ordered the cause to be continued for service and alias process to issue

No 7 Theodore Bissel vs Darling & Weaver } In this cause the parties appear by their counsel and by consent of parties the court order the cause to be continued

No 7 Hammond vs Sam Whiting } In this cause the parties appear by their counsel and by consent the court ordered the cause to be continued

No 8 P. B. Cook vs Benjamin Grayson } continued

No 9 James Powers vs The Comr of the Genl Land Office and others } In this cause the plaintiff appears and on motion the court to dismiss the cause ~~from~~ thereupon the court ordered the cause to be dismissed

No 55 John G. Calison vs Rowland McFerrin } In this cause John Hancock ~~in this cause~~ acknowledged himself bound as security for the Plaintiff for all costs of suit

W. R. Thompson Admr vs James B. Shaw Comptroller } In this cause the parties appeared by their counsel and by consent the court ordered the cause to be continued

142 April T. Spring Term 1849

William B. Smith
vs
J. W. Robertson et al } In this cause the parties appeared by their counsel and on motion of the defendant It is ordered by the court that the defendant have leave to file an amended answer
It was also ordered by the court that Mrs. Mary Chalmers be appointed Guardian ad litem of her minor children defendants

No 60 Lemuel Moore
vs
Joshua Holden & Eliza Holden } In this cause the plaintiff appeared by his counsel and it appearing to the court that the service of the writ was made by publication the court ordered the cause to be continued

State of Texas
vs
Hugh M. Lawhon } Assault & battery with intent to murder
In this cause the parties appeared by their counsel and on motion and affidavit of the defendant the court ordered the cause to be continued

No 21 State of Texas
vs
Lee Gray } Assault & battery
In this cause the parties appeared by their counsel and on motion and affidavits of the deft ~~of~~ the court ordered the cause to be continued
~~Court adjourned until tomorrow~~ morning at eight o'clock

April 2d Spring Term 1869

The Grand Jury returned into court the following bills of indictment to wit

The State of Texas } Assault with
William Cockburn } intent to kill & murder
(Signed) a true Bill
James G. Swisher Foreman

The State of Texas } Assault & Battery
Allen E. Brown
A true Bill
(Signed) James G. Swisher
Foreman

The State of Texas } Assault with
~~Barnes~~ George W. Duncan } intent to kill
A true Bill
(Signed) James G. Swisher
Foreman

April 3rd Spring Term A.D. 1849

Court met pursuant to adjournment

No 10

John R. Slocomb
vs
James T. Kerley } In this cause the parties appeared by their counsel and on motion of the Clerk it is ordered by the court that the plaintiff give security for cost on or before the first day of the next term of this court and that the cause be continued

No 12

Hardy Kinney et al
vs
The Comr of the Genl Land Office and
Elenor Levingy
In this cause the parties appeared by their counsel and the court ordered the cause to be continued

No 13

The Heirs of James M. Sherry
vs
The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

No 14

John Murphy
vs
The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

No 15 The Heirs of N. B. Waters
vs
The State of Texas } In this case the parties ~~State~~ appeared by their counsel and by consent of parties the court ordered the case to be continued

No 16 Anna Reeves
vs
The State of Texas } In this case ~~the State~~ parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

No 17 Daniel J. Woods
vs
The State of Texas } In this case the parties appeared and by consent of parties the court ordered the case to be continued

No 18 The Heirs of W. H. Cole
vs
The State of Texas } In this case the parties appeared by their counsel and by consent the court ordered the cause continued

No 19 The Heirs of F. S. Churchill
vs
The State of Texas
In this cause the State appeared by its counsel and the Defendants by his counsel and by consent the court ordered the cause to be continued

April 3rd Spring Term 1879

No 20 The heirs of J. P. Brown
vs
The State of Texas
In this case the parties appeared by their counsel and by consent of parties the court ordered the case to be continued

No 21 The Heirs of John Donaho
vs
The State of Texas
In this case the parties appeared and by consent the court ordered the case to be continued

No 22 The Heirs of Robert Owen
vs
The State of Texas
In this case the parties appeared by their counsel and by consent the court ordered the case continued

No 23 The Heirs of H. Austin
vs
The State of Texas
In this case the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

No 24 Jacob Reer
vs
The State of Texas
In this case the parties appeared and by consent the court ordered the case to be continued

No 25 — J. L. Wilson vs The State of Texas } In this case the parties appeared by their counsel and by consent of parties the court ordered the case to be continued

No 26 — The Heirs of I. S. Brown vs The State of Texas } In this case the parties appeared by their counsel and by consent of parties the court ordered the case to be continued

No 27 — W. R. Goodman vs The State of Texas } In this case the parties appeared by their counsel and by consent the court ordered the cause to be continued

Charles Jack vs The State of Texas } In this case the parties appeared by their counsel and by consent the court the cause to be continued

No 28 — Elizabeth Macy vs The State of Texas } In this case the state appeared by its counsel and the plaintiff by her counsel and by consent the court ordered the cause to be continued

April 3rd Spring Term 1879

Augustine H. Gillidon Heir of
George M. Gillidon
vs
The State of Texas
In this cause the State appeared by its counsel the District Attorney and the plaintiff by his counsel and by consent of parties the court ordered the cause to be continued

No 31
Henry McCleroy et al
vs
Daniel French et al
In this cause the ~~counsel~~ parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

No 32
Henry Jones
vs
George J. Glascock
In this cause the parties appeared by their counsel and by consent of parties the court ordered the case to be continued

No 33
Lewis Sanders heir of
Samuel Sanders
vs
The State of Texas
In this cause the ~~counsel~~ parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

No 35 John G. Carlisson
vs
Rowland McKenzie

In this cause the parties appear by their counsel and waiving a Jury submitted the cause to the court After ~~the~~ hearing the parties with their ~~witnesses~~ evidence It is considered and adjudged by the court that the plaintiff do ~~have~~ and recover of the defendant the sum of one hundred and fifty seven dollars and fifty cents and all costs in this behalf expended & that execution issue therefor

No 36 Mercy Minor Hill
at law of Nancy H. Minor
deceased
vs
The State of Texas

In this cause the parties appear by their counsel and by consent of parties the court orders the cause to be continued

No 37 Morgan vs Muldrew & wife
~~[illegible]~~ et al
~~[illegible]~~ et al

Partition

In this cause the parties appear by their counsel and on motion of the plaintiff It is ordered by the court that the plaintiff have leave to amend & the cause continued by consent of parties

April 3rd Spring Term 1849

No 38 The State of Texas vs Owen Oberson } In this cause the parties appeared by their counsel and on motion of the District Attorney the court ordered the cause to be continued it appearing to the court that George T. Glascock had been legally summoned as a witness in said cause & failed to attend, it is ordered by the court that he pay a fine of ten dollars and that a scire facias issue summoning him to appear at the next term of this court & shew cause why said judgment should not be made final

No 39 The State of Texas vs Samuel Stone } In this cause the parties appeared by their counsel and on motion of the District Attorney the court ordered the cause to be continued

And it appearing to the court that George T. Glascock had been legally summoned as a witness in said cause and failed to attend in obedience to said summons It is therefore ordered by the court that the said George T. Glascock pay a fine of ten dollars and that a Scire facias issue against him returnable to the next term of this court commanding him to appear on that day & cause why said Judgment should not be made final

No 40 John M. McCalla vs George B. Jones } Bill in Chancery In this cause the plaintiff ~~parties~~ appeared by their counsel and the court ordered the cause to be continued

No #3

Ann R. Smith
vs
Joseph R. Robertson et al } In this case the parties appeared by their counsel and on motion of the court ordered the cause to be continued

No #4

Elizabeth Glass
vs
Richard Little } In this case the parties appeared and submitted the cause to a jury to wit

1 John W. Connor	2 John M. Duncan
3 David Gregory	4 James Cowlfield
5 H. McClure	6 James Cunningham
7 A. P. Moore	8 J. Robertson
9 Thomas Moore	10 S. L. Johnson
11 Oliver Buckman	12 A. Martin

After hearing the parties with their witnesses the Jury retired to consider of their verdict, but not being agreed, the Jury were discharged by the court by the consent of the parties & the cause continued

No 54

Nathaniel Townsend
vs
Edwin Waller et al } In this case the Plaintiff appears by his counsel and the Defendants Rumsey & Wright by their counsel and on motion the court orders that the said defendants have leave to amend their answer and on motion of the Plaintiff it is ordered by the court that alias process issue to the county of Austin against Edwin Waller ~~and that the cause be continued~~

April 3rd Sheny Term 1849

No 66

M. C. Hamilton
vs
The Comr of the General Land Office & Cadwin Barker Admr of Jesse Barker dec'd

In this cause the parties appeared by their counsel and the court on motion of the parties orders the cause to be continued as per agreement filed

~~No 67~~
No 68

M. C. Hamilton
vs
The Comr of the Genl Land Office and James Smith

In this cause the parties appeared by their counsel and on motion the court ordered the cause to be continued as per agreement filed

No 67

M. C. Hamilton
vs
The Comr of the Genl Land Office and Jacob Cosner

In this cause the parties appeared by their counsel and on motion the court ordered the cause to be continued as per agreement filed

No 69

M. C. Hamilton
vs
The Comr of the Genl Land Office & Willis Auvay

In this cause the parties appeared by their counsel and on motion the court ordered the cause to be continued as per agreement filed

No 70 M. C. Hamilton
vs
The Comr of the Genl Land Office & H. M. Childers } In this case the parties appeared by their counsel and on motion the court ordered the cause to be continued as per agreement filed

No 80 S. W. Robertson
vs
Claybourne Chafe } In this case the the plaintiff appeared by his counsel and the defendant although three times solemnly called coming not but making default it is therefore considered and adjudged by the court that the judgment of the court below be confirmed unless the defendant plead and answer within the time prescribed by law

It is ordered by the court that Thursday be set apart for calling the criminal docket

Court adjourned until tomorrow morning at eight Of the Clock

April 4th Spring Term 1859

Court met pursuant to adjournment

No 2

James Powers
vs
Anson Jones President of the State of Texas } In this case the parties appeared by their counsel and on motion of the Clerk it is ordered by the court that the Plaintiff give security for costs on or before the first day of the next term of this court
Also ordered by the court that the case be continued

S. P. Bird
vs
Sarah Gillilan } In this case the parties appeared by their counsel and submitted the cause to a jury to wit

1. John H. Connor 2 J. M. Duncan
3 David Gregory 4 James Caulfield
5 H. McClure 6 James Cunningham
7 A. P. Moore 8 J. W. Robertson
9 Thos Moore 10 F. Reese Moore
11 T. L. Johnson 12 Oliver Buckman

All good and lawful men of the county of Travis empannelled and sworn according to law
After hearing the parties with their witnesses the Jury returned the following verdict, to wit,
We the Jury find for the Defendant
Signed John H. Connor
Foreman
It is therefore considered and adjudged by the court that the ~~Defendant~~ Plaintiff have and recover of the ~~Defendant~~ Defendant all costs in this behalf expended & that execution issue therefor

No 48 John Beck
vs
John Button } In this cause, on motion, it is ordered by the court that Elizabeth Beck ~~be made~~ administratrix of John Beck be made a party Plaintiff and on motion and affidavit of the plaintiffs Attorney the court ordered the cause to be continued

No 50 The Representatives of Charles Marshall
vs
The State of Texas } In this cause the parties appeared by their counsel and ~~obtay~~ consent of parties the court ordered the cause to be continued

No 56 Hardin White
vs
S. F. Johnson } In this cause the parties appeared by their counsel and waiving a jury submitted the cause to the court
After hearing the parties and the evidence in the cause it is considered and adjudged by the court that the plaintiff do have and recover of the Defendant the sum of three hundred and forty one dollars and twenty six cents and all costs in this behalf expended and that execution issue therefor

It is ordered by the court that a fine of ten dollars be entered against S. F. Johnson and also against James Barthold for making default and failing to attend as Jurors and that a scire facias issue commanding them to appear and shew cause why said judgment should not be made final

No 75 Jacob Buckman vs Michael Zeller } In this case the parties appeared by their counsel and submitted the cause to a jury, to wit,

1 John H. Connor 2 J. M. Duncan
3 David Gregory 4 James Cuvelfield
5 H. M. Clure 6 James Cunningham
7 A. P. Moore 8 J. W. Robertson
9 Thos Moore 10 F. Baize Moore
11 J. L. Johnson 12 Oliver Buckman

All good and lawful men of the county of Franklin At the hearing the the parties with their witnesses the duly returned the following verdict, to wit, We the jury find for the plaintiff according to the judgment of the magistrate court, to the amount of sixty four dollars & ninety five cents with costs and interest

(Signed, John H. Connor
Foreman

It is therefore considered and adjudged by the court that the plaintiff do have and recover of the Defendant the said sum of sixty four dollars and ninety five cents and all costs in this behalf expended and that execution issue therefor

No 80 J. W. Robertson vs Claybourne Cheple } In this case the parties appeared and ~~and~~ by consent of parties it is ordered by the court that the plaintiff pay all costs of suit for which execution may issue

Abner S. Lipscomb
for the use of Lipscomb
and Giles Nix
vs
Joseph F. Smith

In this cause the parties appeared ~~by their counsel~~ & the defendant having filed a plea to the jurisdiction of the ~~court & the parties having joined issue upon said plea the~~ ~~defendant moved the court to be~~ ~~transferred~~ ~~cause to a jury~~ to wit

1 J. M. Duncan
2 David Gregory
3 H. M. Cluck
4 James Cunningham
5 J. R. Robertson
6 Thos Moore
7 F. Baize Moore
8 Oliver Buckmon
9 Wm Rogers
10 Wm Baker
11 Wm P. Thorp
12 Archibald Mullin

Adequate and lawful men of the county of Travis, The evidence of the parties was submitted to the jury and the argument of counsel commenced but not concluded when the court adjourned until tomorrow morning.

Thomas F. Chapman
vs
B. F. Burford et al

No 49

In this cause the plaintiff appears by his counsel and on his motion the court orders the cause to be continued for service on the other defendant

James Malone
vs
Samuel Lockwood

No 96

In this cause the parties appeared by their counsel and ~~waiving~~ waiving a jury submitted the cause to the court. After hearing the parties with their witnesses It is considered and adjudged by the court that the plaintiff do have and recover of the defendant, L. H. Moore his security on appeal the sum of forty one dollars and sixty cents debt and interest and the sum of four dollars and sixteen cents damages and all costs in this behalf expended and that execution issue therefor

Thursday Morning April 5th 1849
Court met pursuant to adjournment

Abner S. Lipscomb
for the use of
Lipscomb & Gilespie
vs
Joseph F. Smith

In this cause the parties appeared by their counsel and conducted the trial of the cause before the jury empannelled and sworn yesterday After which came the charge of the court the Jury returned the following verdict to wit

"We the Jury find that the Defendant Joseph F. Smith is not a transient person, but is, and was at the commencement of this suit, a citizen of the county of Victoria in the state of Texas; We, therefore, find for the Defendant

It is therefore considered and adjudged by the court that the ~~plaintiff do have and~~ Defendant do have and recover of the plaintiff all costs in this behalf expended for which execution may issue

Thursday April 5th 1849

On calling the criminal docket the following orders were made

No 1 The State of Texas vs Dock Ashley } In this case the State appeared by its counsel and on motion of the District Atty the court ordered the cause to be continued and alias process to issue

No 2 The State of Texas vs Dock Ashley } In this case the State appeared by its counsel and on motion the court ordered the cause to be continued and alias process to issue

No 4 The State of Texas vs Joshua Holden } Betting at Faro In this case the State appeared by its counsel The District Attorney and on motion It is ordered by the court that a Nolle Prosequi be entered It is also ordered by the court that the State pay the cost

No 5 The State of Texas vs Joshua Holden } Murder In this case the State appeared by its counsel and on motion it is ordered by the court that the case be continued and alias process to issue

No 7 The State of Texas vs Adolphus Turner } In this case the State appeared by its counsel and on ~~his~~ motion of the Dist: Attorney the court orders the case to be continued and alias process to issue

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No 8

The State of Texas vs James W. Henderson } Betting at a Faro Bank

In this case the state appears by its counsel the District Attorney and the defendant by his counsel and pleads guilty Whereupon a Jury were empannelled and sworn according to law to assess the fine to wit, John H. Connor ~~and etc~~ J. M. Duncan David Gregory. H. McClure. James Cunningham J. W. Robertson T. Moore. Freeman Baymore. Oliver Buckman. Archibald Martin. A. P. Moore. ~~John H. Connor~~ W. P. Sharp.

All good and lawful men of the county of the county of Travis who returned the following verdict to wit, "We the Jury assess ten dollars signed John H. Connor Foreman

It is therefore considered and adjudged by the court that the State of Texas do have & recover of the defendant the sum of ten dollars and all costs in this behalf expended and that execution issue therefor

No 9

The State of Texas vs James Willie } Betting at a Faro Bank

In this case the state appears by its counsel the District Attorney and the defendant by his counsel and pleads guilty Whereupon a Jury were summoned to assess the fine to wit, 1. John H. Connor. 2nd J. M. Duncan. 3 David Gregory. 4 H. McClure. 5th James Cunningham 6 J. W. Robertson 7 T. Moore. 8 Freeman Baymore 9 Oliver Buckman. 10 Archibald Martin. 11 A P Moore 12 W. P. Sharp.

All good and lawful men of the county of Travis duly elected tried and sworn according to law who returns the following verdict, to wit,
We the jury assess the fine at ten dollars Signed, John H. Cosinor
Foreman

It is therefore considered and adjudged by the court that the State of Texas recover of the defendant the sum of ten dollars and all costs in this behalf expended and that execution issue therefor

No 10 The State of Texas vs M L Roe } In this case the state appeared by its counsel and on motion of the Dist. Attorney the court ordered the case to be continued and alias process to issue

No 11 The State of Texas vs Dooley } In this case the state appeared by its counsel and on motion of the District Attorney it is ordered by the court that the case be continued and that alias process issue

12 The State of Texas vs Wm H. Stewart } In this case the State appeared by its counsel and the defendant not appearing it is ordered by the court that the case be continued and alias process issue

13 The State of Texas vs Benjamin F. Jenkins } Billing at a Bad Debt. In this case the State appeared by its counsel and the defendant by his counsel and pleaded guilty, whereupon a Verdict was rendered and

April 5th 1849

130 sworn accordency to law to assess the fine to wit 1 John H Conner 2nd J. M. Duncan. 3 David Gregory. 4 H McClure. 5 James Cunningham. 6th J. W. Robertson. 7th J. Moore. 8 Freeman Bagwell. 9th Oliver Buchanan 10th Archibald Martin. 11th A. P. Moore. 12th W P Sharp.

All good and lawful men of the county of Travis duly elected, tried and sworn accordency to law do returnen the following verdict to wit, We the Jury assess the fine at ten dollars Signed

John H. Conner
Foreman

It is therefore considered and adjudged by the court that the ~~plaintiff~~ State of Texas do have and recover of the defendant the sum of ten dollars and all costs in this behalf expended and that execution issue therefor

No 14 The State of Texas
vs
Rawley Autey } In this cause the state appeared by its counsel and on motion it is ordered by the court that the cause be continued and that alias process issue

No 15 The State of Texas
vs
Hamilton } In this cause the state appeared by its counsel and on motion it is ordered by the court that the cause be continued and that alias process issue

1 16 The State of Texas
vs
Peter Renfro } In this cause the state appeared by its counsel and on motion the court ordered the cause to be continued and that alias process issue

No 17

The State of Texas
vs
Patoff } In this cause the state appeared by its counsel and on motion of the District Attorney the court ordered the cause to be continued and alias process to issue

No 18

The State of Texas
vs
Abel S. Cunningham } Betting at Bale
In this cause the State appeared by its counsel and the defendant in his own proper person and pleaded guilty to the charges contained in the indictment, whereupon a Jury were summoned to assess the fine to wit, 1st John H. Conner. 2nd David Gregory. 3rd H McClure. 4th James Cunningham 5th J. W. Robertson. 6th T. Moore. 7th Freeman Bayomo 8th Oliver Buckman. 9 S. M. Newcum. 10 Archibald Martin. 11th A P. Moore. 12 W. P. Sharp.

All good and lawful men of the county of Travis duly elected, tried and sworn who rendered the following verdict to wit, We the Jury assess the fine at ten dollars

Signed, John H. Conner Foreman

It is therefore considered and adjudged by the court that the State of Texas do have and recover of the defendant the sum of ten dollars and all costs in this behalf expended and that execution issue therefor

No 19

The State of Texas
vs
Henry Lewis } In this cause the state appeared by its counsel and on motion of the District Attorney the court ordered the cause continued and alias process to be issued

April 5th 1849

No 20 The State of Texas vs Michael Brewster } In this cause the State appeared by its counsel and on motion the court ordered the cause to be continued and that alias process issue

No 22 The State of Texas vs Robert Williamson } In this cause the State appeared by its counsel and on motion of the District Attorney the court ordered the cause to be continued and that alias process issue

23 The State of Texas vs Abraham Taylor } In this cause the State appeared by its counsel and on motion the court ordered the cause to be continued and alias process to issue

24 The State of Texas vs Everett H. Fott } In this cause the State appeared by its counsel and on motion the court ordered the cause to be continued and that alias process issue

25 The State of Texas vs Wm R. Young } In this cause the State appeared by its counsel and on motion of the District Attorney the court ordered the cause to be continued and that alias process issue

April 5th 1849

26 The State of Texas vs Ruiz } In this case the State appeared by its counsel and on motion of the District Attorney the court ordered the cause to be continued and that alias process issue

27 The State of Texas vs Wm T. Brown } In this case the State appeared by its counsel and on motion of the District Attorney the court orders the case continued & that alias process issue

28 The State of Texas vs Garza } In this case the State appeared by its counsel and on motion of the District Attorney the court ordered the cause to be continued and that alias process issue

The State of Texas vs Frances Hatch } In the

29 The State of Texas vs Wm B. Underwood } In this case the State appeared by its counsel and on motion of the Dist Atty the court ordered the case continued and that alias process issue

The State of Texas vs Mellard Parkson } In this case the State appeared by its counsel the Dist. Attorney on motion the court order the case continued and alias process to issue to Bastrop County

April 5th Spring Term 1849

No 31 The State of Texas vs Elliot } In this case the state appeared by its counsel and on motion of the District Attorney the court ordered the cause to be continued and that alias process issue

33 The State of Texas vs Wm C. Wilburn } In this case the state appeared by its counsel and on motion of the District Attorney the court ordered the cause to be continued and that alias process issue

34 The State of Texas vs Wm R. Allen } In this case the state appeared by its counsel and on motion of the District Attorney the court ordered the cause to be continued and that alias process issue

No 35 The State of Texas vs Millard M. Parkson } In this case the state appeared by its counsel and on motion the court ordered the case continued and alias process to issue to the county of Jones

No 36 The State of Texas vs Wm McAlleon } In this case the state appeared by its counsel and on motion of the District Attorney the court ordered the cause to be continued and alias process to issue to the county of Fayette

37 The State of Texas
vs
Rumley Autry } In this case the state appeared by its counsel and on motion of the District Attorney the court ordered the cause to be continued and alias process to issue

The State of Texas
vs
Josiah Green } In this case the state appeared by its counsel and on motion of the District Attorney the the court ordered the cause to be continued and alias process to issue

39 The State of Texas
vs
James Jenison } In this case the state appeared by its counsel the District Attorney and the Defendant by his counsel and pleaded guilty to the charges contained in the indictment, whereupon a duly were summoned to assess the fine, to wit, 1st John M. Connor. 2nd J. M. Duncan. 3rd David Gregory 4th H. McClure. 5th James Cunningham 6th J. Moore. 7th Freeman Bayness & Oliver Buckman. 9th J. W. Robertson 10th Archibald Martin. 11th A. P. Moore. 12th W. P. Sharp. All good and lawful men of the county of Travis duly elected tried and sworn who returned the following verdict to wit, We the Jury assess the fine at ten dollars

Signed, John M. Connor Foreman

Tuesday April 5th 1859

No 40 The State of Texas vs Robert H. Payne } In this cause the state appeared by its counsel the District Attorney and the defendant not appearing, on motion of the District Atty the court orders the cause to be continued and alias process to issue

41 The State of Texas vs Thos I. Jennings } In this cause the state appeared by its counsel the District Attorney and the defendant by his counsel and pleaded guilty to the charges contained in the indictment, whereupon a jury were summoned to assess the fine, ~~with~~ to wit John H. Lowrance ~~and others~~ after hearing the testimony returned the following verdict, to wit, We the jury assess the fine at ten dollars ~~&c~~ (Signed) John H. Lowrance Foreman

It is therefore considered and adjudged by the court that the state of Texas do have and recover of the defendant the sum of ten dollars and all costs in this behalf expended and that execution issue therefor

42 The State of Texas vs Jack Davis } In this cause the state appeared by its counsel the District Attorney and on motion the court ordered the cause to be continued and alias process to issue

43 The State of Texas
vs
Wm C. Edwards } In this case the State appeared by its counsel the Dist Atty and the defendant by his counsel and pleaded guilty to the charges contained in the indictment whereupon a Jury were summoned to assess the fine, to wit, 1st John Comer. 2nd J. M. Duncan. 3rd David Gregory. 4th H McClure. 5th James Cunningham 6th J W. Robertson. 7th J Moore. 8 Freeman Bays Nov. 9th Oliver Buckman 10th Archibald Martin 11th A. P. Moore. 12th W. P. Sharp.

And upon said lawful men of the county of Travis, duly elected, tried & sworn who returned the following verdict to wit, We the Jury assess the fine at ten dollars It is therefore considered and adjudged by the court that the State do have and recover of the defendant the sum of ten dollars and all costs in this behalf expended for which an execution may issue

44 The State of Texas
vs
Joseph Walker } In this case the State appeared by its counsel the District Attorney and on motion the court ordered the cause to be continued and alias process to issue

45 The State of Texas
vs
John A. Greer } Betting at a Faro Bank
In this case the State appeared by its counsel the District Attorney and the defendant by his counsel and pleaded guilty to the charges contained in the indictment whereupon a Jury were empannelled to assess the fine, to wit, John H Comer. J M Duncan David Gregory H McClure

138 April 5th 1849 James Cunningham
J. Moore. Freeman Baynor O Buckman A Martin A P Moore W. P.
Sharp all good and lawful men of the
county of Travis empannelled and
sworn according to law ~~to try the~~
who returned the following verdict
~~We~~ the jury assess the fine at ten
dollars (Signed) John H. Connor
Foreman

It is therefore considered and adjudged by the court that the State do have and recover of the defendant the sum of ten dollars and all costs for which an execution may issue

46 The State of Texas } Betting at a faro Bank
vs } In this cause
James S. Mayfield } the State appeared by its counsel the District Attorney and the defendant by his counsel and pleaded guilty to the charges contained in the indictment, whereupon a jury were empannelled to assess the fine to wit, 1st John H. Connor 2nd J. M. Duncan 3rd David Gregory. 4th H. McClure. 5th James Cunningham 6th J. W. Robertson 7th J. Moore. 8th Freeman Baynor 9th Oliver Buckman 10th Archibald Martin 11th A P Moore 12th W. P. Sharp.

All good and lawful men of the county of Travis empannelled and sworn according to law who returned the following verdict to wit,
~~We~~ the Jury assess the fine at ten dollars, Signed, John H. Connor
Foreman

It is therefore considered and adjudged by the court that the ~~plaintiff~~ State do have and recover of the defendant the sum of ten dollars and all costs in this behalf expended for which an execution may issue

No 47 The State of Texas vs Wm T. Tudor } In this cause the State appeared by its counsel and the defendant not appearing it is ordered by the court on motion of the Dist Atty that the cause be continued and that alias process issue

48 State of Texas vs James Wm Eddy } In this cause the State appeared by its counsel and the defendant not appearing it is ordered by the court on motion of the Dist Atty that the cause be continued and that alias process issue

No 49 State of Texas vs Winkler } In this cause the State appeared by its counsel and the defendant not appearing it is ordered by the the Court on motion of the Dist Atty that the cause be continued and that Alias process issue

State of Texas vs Thos Calliper } In this cause the State appeared by its counsel and the defendant not appearing it is ordered by the Court on motion of the Dist. Atty that the cause be continued and that Alias process issue

State of Texas vs Rafael Garza } In this cause the State appeared by its counsel and the defendant not appearing it is ordered by the Court on motion of the Dist Atty that the cause be continued and Alias process issue

April the 5th 1849

No 51 State of Texas vs S. D. Doxy } In this case the State appeared by its counsel and the Defendant not appearing it is ordered by the Court on motion of the Dist. Atty that the cause be continued and Alias Scire fac issue

No 52 State of Texas vs M W Slemper } Betting at a Faro Bank In this case the State appeared by its counsel the Dist Atty and the Defendant by his counsel and withdraws the plea of not guilty to the charges contained in the Indictment, heretofore, filed, and pleads guilty to the charges contained in the Indictment, whereupon a jury was summoned to assess the fine, who after hearing the parties returned the following verdict, to wit, We the jury assess the fine at $10,00 ten dollars

(Signed) John H Conner Foreman

It is therefore considered and adjudged by the Court that the State of Texas do have & recover of the Defendant the sum of ten dollars and all costs in this behalf expended and that issue execution issue therefor

Majority

No 53 State of Texas vs John Conner } In this case the State appeared by its counsel the Dist Atty and the Defendant in his own proper person and withdraws the plea of not guilty, heretofore filed, and pleads guilty to the charges contained in the Indictment, whereupon a Jury were summoned to assess the fine, who after hearing the parties returned the following verdict, to wit, We the Jury ~~assess the fine at~~ ten dollars John H Conner

Signed 2nd J. M. Duncan. 3rd David Gregory 4th W. McClure 5th James Cunningham 6th J. W. Robertson. 7th J. Moore. 8 Freeman

Bagmore 9th Oliver Buckman 10th Archibald Martin 11th A. P. Moore. 12 W P Sharp 141

All good and lawful men of the county of Lewis empannelled and sworn according to law who return the following verdict, to wit, We the jury assess the fine at ten dollars. (signed) ~~John H. Conner~~ J. M. Cyler Foreman

It is therefore considered and adjudged by the Court that the State of Texas have and recover of the Defendant the sum of ten dollars and all costs in this behalf expended and that execution issue therefor

State of Texas
vs
J. W. Robertson

No 54

In this case the State appeared by its counsel the Dist Atty and the Defendant by his counsel and pleads not guilty to the charges contained in the Indictment, whereupon a jury were summoned to try issue. ~~Who after hearing the Parties returned the following verdict,~~ to wit: 1st John H. Conner. 2 J. A. Duncan 3 David Gregory. 4th J. C. McClure. 5th James Cunningham. 6 J. W. Robertson 7th J. Allen 8 Freeman Bagmore. 9 Oliver Buckman 10th Archibald Martin. 11th A. P. Moore. 12th W. P. Sharp.

All good and lawful men of the County of Lewis empannelled and sworn according to law who returned the following verdict, to wit. We the Jury find the Defendant not guilty

Signed John H. Conner
Foreman

It is therefore considered and adjudged by the court that the Deft be discharged and go hence without day and that the State of Texas pay all costs in this behalf expended

State of Texas
vs
Alexander Allen

In this case the State appeared by its counsel

the Dist Atty and the Deft not appearing it is ordered

April the 5th 1849

142 by the court that the cause be continued and Alias process issue

State of Texas
vs
Chas. Bailey
5-6

Betting at Faro
In this case the pro State appeared by its counsel & the Defendant not appearing it is ordered by the court on motion of the Dist Atty that the cause be continued and Alias process issue

State of Texas
vs
Thos. Moore.
57

In this case the State appeared by its counsel and on motion of the District Attorney it is ordered by the court that the cause be continued

And it appearing to the court that George Lumpkin had been summoned as a witness in said cause and failed to attend in obedience to said summons issued and served upon him for that purpose in accordance with law

It is therefore, ordered by the court that the said Lumpkin pay a fine of ten dollars to the State of Texas, and that a Scirefacias issue returnable on the first day of the next term of this court commanding him to appear before this Court and shew cause if any he can why said judgment should not be made final

State of Texas
vs
Samuel Wilson
No 58

In this case the State appeared by its counsel John D Green Esq Dist. Atty for the second Judicial District, and

the defendant although solemnly called three times as the law directs came not but made default whole upon it appearing to the court that the said Samuel Wilson ~~as principal~~ and James Manor and Samuel Beckham had on the 7th day of August 1838 personally appeared before one A. W. Hopkins a justice of the peace in and for said county of Travis and given a bond in the sum of two hundred dollars payable to the state of Texas in which said Bond they jointly and severally acknowledge themselves to owe the state of Texas the sum of two hundred dollars to be levied of their goods & chattels, the said bond signed with their hands & seals by way of seals, the date above written

the condition of which said bond was that if the said Wilson should be and appear before the Hon the district court on the first day of the then next term of said court to be holden in and for said county of Travis, then and there to answer a charge of Assault & Battery and abide the judgment of the court, and not depart without leave, then said recognizance to be void, otherwise to remain in full force and virtue; and the said James Manor and the said Samuel Beckham being also called three times in accordance with law and answering not and failing to bring the said Wilson into court; It was therefore considered and adjudged by the court that the said Bond be forfeited, and that the state of Texas recover of the said Samuel Wilson, James Manor and Samuel Beckham the said sum of two hundred dollars and that a Scirfacias issue against them returnable on the first day of

the next term of this court and show cause why said Judgment should not be made final

No 60 State of Texas vs Charles Bailey } In this cause the State appeared by its counsel the Dist Atty. and the Defendant not appearing it is ordered by the Court on motion of the Dist Atty that the cause be continued and Alias process issue

No 61 State of Texas vs Jerome B McCown } In this cause the State appeared by its counsel the Dist Atty and the Defendant not appearing it is ordered by the Court on motion of the Dist Atty that the cause be continued and Alias process issue

No 64 State of Texas vs John Balk } Defaulting Juror. In this cause the State appeared by its Counsel the Dist Atty and the Defendant not appearing by his Atty and on motion of the Dist Atty it is ordered by the Court that the cause be continued

misnumbered

No 65 State of Texas vs Allen & Brown } Assault & Battery In this cause the State appeared by its counsel the Dist Atty and the Defendant not appearing it is ordered by the Court on motion of the Dist Atty that the cause be continued and Alias ordered process issue

The State of Texas
vs
Geo W. Duncan } Assault with intent to kill

in this cause the State appeared by its counsel John A. Green Esq. Dist. Atty and the defendant attorneys three times solemnly called ~~not~~ answering not ~~be~~ on motion of the dist. Attorney the court ordered the cause continued & alias scire facias to issue

And it appearing to the court that the said G. W. Duncan, James S. Dodd & John C. Wilson had on the 23rd day of December 1848, given bond in the penal sum of fifty dollars payable to the Chief Justice or his successors in office, upon the failure of the said Duncan to appear at the next term of the district court of the county of Travis to answer a charge of breach of the peace against the laws and dignity of the state of Texas;

~~Jam~~ and the said James S. Dodd & John C. Wilson being three times solemnly called answering not but making default it is ordered by the court that the said bond be forfeited, and that the chief justice of the county of Travis recover of the said G. W. Duncan, James S. Dodd & John C. Wilson for the use of the said county of Travis the said sum of fifty dollars, and that a scire facias issue, commanding them to appear on the first day of the next term of this court and shew cause if any they may have why said judgment should not be made final

~~Court adjourned until tomorrow morning at half past eight of the clock~~

April 5th 1849

The State of Texas
vs
John Talk } Scire facias for making default as a juror at the Fall Term 1848

In this case the State appeared by its counsel the District Attorney and the Defendant not appearing and it appearing to the court that ~~the said a judgment~~ a fine of ten dollars had been imposed upon the said John Talk, by the judgment of this court ~~at~~ on the 27th day of October 1848, for making default as a juror summoned on the original venire at the Fall Term of this court 1848 It is therefore considered and adjudged by the court that the judgment aforesaid now be made final and that the State of Texas recover of the defendant the sum of ten dollars and all costs and that execution issue therefor.

The State of Texas
vs
Josephus Scott } Scire facias for default as juror at the Fall Term 1848

In this cause the said Josephus Scott appeared in court & rendered his excuse for his non attendance as a juror at the term aforesaid which was deemed sufficient by the court Whereupon the court orders that the said Scott be exonerated from the judgment ~~that~~ rendered against him at the last term of this court

The State of Texas
vs
James Cuellfield & S. L. Johnson } Defendants Gaming

In this case the said James Cuellfield & the said S. L. Johnson appeared in court and on motion the court ordered the fine of ten dollars imposed upon each of them at the present term of this court for making default as Jurors be remitted

State of Texas
vs
B. W. Stamper } Betting at a Faro Bank

In this case the State appeared by its counsel the District Attorney and the Defendant by his counsel and withdraws the plea of Not guilty heretofore filed, and pleads guilty to the charges contained in the Indictment, Whereupon a jury were summoned to assess the fine, to wit. John H Conner, J. M. Duncan. David Gregory. H McClure. James Cunningham. J W Robertson. T. Moore. Freeman Bayshore. Oliver Buckman. Archibald Martin. A P Moore W P Sharp all good and lawful men of the County of Travis empanneled and sworn according to law who returned the following verdict to wit, we the Jury assess the fine at ten dollars (signed) John H Conner
Foreman

It is therefore considered and adjudged by the Court that the State of Texas do have and recover of the Defendants the sum of ten dollars and all costs in this behalf expended and that execution issue therefor

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Friday Morning April 6th 1849

Court met pursuant to adjournment

No 7 William C. Rogers vs Oliver Buckman } Attachment for debt on note

In this cause the parties appeared by their counsel and waiving a Jury submitted the cause to the court After hearing the parties & the evidence in the cause it is ordered by the court that the attachment be dismissed at the cost of the plaintiff for which an execution may issue And it is also considered and adjudged by the court that the plaintiff do have and recover of the defendant ~~the sum of sixty three~~ and his securities on the appeal Bond J. S. Greenlee and J. W. Robertson the sum of sixty three dollars & thirty three cents debt and interest and all costs in this behalf expended, excepting such as accrued upon the attachment as aforesaid & that execution issue therefor

James B. Shaw Comptroller vs B. D. Bonford et al

In this cause the parties appeared by their counsel and waiving a Jury submitted the cause to the court

No 8 M. B. Mullen and McGlain vs The State of Texas }

In this cause the clerk

asked the court for a rule upon the plaintiff for security for costs in the presence of ~~J. W. Hallis~~ the the plaintiffs Attorney Whereupon it is ordered by the court that the plaintiff give security for costs on or before the first day of the next term of this court or that the cause be dismissed

No 7

Hammond
vs
Sam Whitney } In this cause the clerk of this court moved the court for a rule upon the Plaintiff for security for costs Whereupon It is ordered by the court that the Plaintiff give security for the costs on or before the first day of the next term of this court or that the suit be dismissed

No 52

A C Norton et al
vs
Joseph W Robertson } In this case comes Mary W Chalmers who sues for herself as well as Alexander W Chalmers Wm Leigh Chalmers Eliza W Chalmers Sarah G Chalmers Ann Chalmers and Fanny Chalmers by their natural guardian and next friend Mary W Chalmers and also Thomas Green and his wife Mary Wallace formerly Mary Wallace Chalmers and move the Court that the petition filed for them heretofore be dismissed ~~and~~ that they be made defendants thereto and have leave to answer the same, Whereupon it is considered by the Court that said Petition as far as regards them be dismissed without prejudice to their rights or interests by reason of any statements therein made and that that they be made parties defendant in said petition and that they now leave to answer thereto,

And also in this cause comes ~~Plaintiffs~~ by attorney and move the Court that they have leave to amend their petition which is granted accordingly

150 April 6th 1849

No 34 Timothy McCtlane vs Michael Gillet } In this cause the parties appeared by their counsel and submitted the cause to a jury, to wit, John H. Connor & eleven others good and lawful men of the county of Travis Who after hearing the parties with their witnesses ~~retirned~~ retired to consider of their verdict, but not agreeing, by consent of parties the court dismissed the jury from the further consideration of the cause And by consent of parties it is ordered by the court that a juror be withdrawn, a mistrial awarded & the cause continued

The State of Texas vs George T. Glascock } Fine for non attendance as a witness, in the cases of The State of Texas, against Owen O'Brian, and The State of Texas against Samuel Stone

On this day the said Glascock appeared in court & rendered his excuse for his non attendance as aforesaid whereupon the court ordered the fines of ten dollars in each case to be remitted

Charles Hall vs William C. Thomas et al } Continued by the court

P. H. Case
vs
Samuel Nelson } In this case the parties appeared by their counsel & on hearing the parties upon the demurrer filed in said cause the court sustained the demurrer, & orders that the plaintiff have leave to amend his petition ~~upon paying all costs up to the present time~~ & that the case be continued by consent of parties

No 57 A. N. Potter
vs
Ben. F. Hill }

Adolph Smith
No 58 vs
Wm Cockburn } In this case the parties appeared by their counsel and on motion & affidavit of the defendant the court ordered the cause to be continued

Hannah Alexander
No 59 vs
T. C. Gilmore & Cornelius Lane }
In this case the plaintiff appeared by his counsel and it appearing to the court that the service was made by publication the court ordered the cause to be continued

152 Friday morning April 6th 1849

No 61 John Craft Admr &c
vs
Joseph Turner } Scire facias to revive a judgment In this cause the parties appeared by their counsel and waiving a jury submitted the cause to the court upon the ~~dem~~ plea to the jurisdiction of the court After hearing the parties It is considered and adjudged by the court, that the judgment sued on be revived in all things and that execution issue thereon for the amount rendered together with interest from the date of said judgment and all costs in this behalf expended

No 62 John Cheeseworth
vs
Thos Whitehead } Sci fa
In this cause the plaintiff appeared by his counsel and on motion the court ordered the cause to be continued for service

John Cheeseworth
vs
Thos. Whitehead } Sci fa
In this cause the plaintiff ~~[illegible]~~ appeared by ~~the~~ his counsel and on motion the court ordered the cause to be continued for service

Moses D. Watson
vs
The Comrs Geo D.C. and Charles Colburn
In this cause the plaintiff appeared by his counsel and on motion the court ordered the cause to be continued for service on Colburn

77 James B. Shaw Comptroller
vs
B. D. Bosford et al

In this case the ~~Plaintiff~~ parties appeared by their counsel & the defendant ~~filed a~~ moved the court for a rule upon the plaintiff for security for costs which motion was overruled by the court, the parties then waiving a jury submitted the cause to the court, After hearing the parties It is considered and adjudged by the court that the plaintiff do have and recover of the defendant, the sum of thirty six dollars and interest thereon from the first day of July A.D. 1848 at the rate of eight per cent per annum Whereupon the defendants gave notice in open court of their intention to appeal to the supreme court

James B. Shaw Comptroller
vs
No 78 B. D. Bosford et al

In this case the parties appeared by their counsel and ~~waiving a jury~~ the defendant moved the court for a rule upon the plaintiff for security for costs which motion was overruled by the court the parties then waiving a jury submitted the cause to the court After hearing the parties It is considered and adjudged by the court that the plaintiff do have and recover of the defendants the sum of thirty six dollars and ~~all costs in this behalf by~~

~~penalty~~ interest thereon
from the from the first of
October 1848 at eight per cent
~~and cost~~ per annum
Whereupon the defendant, gave
notice of their intention to
appeal to the Supreme court

~~The State of Texas~~

James B. Shaw Compt
vs
B. D. Bamford et al } In
this cause the parties appeared
by their counsel and the defend-
ant moved the court for a
rule upon the plaintiff for
security for costs to wich motion
was overruled by the court
The parties then waiving a
Jury submitted the cause to the
court After hearing the
parties It is considered and
adjudged by the court that the
plaintiff do have and recover of
the defendant the sum of thirty
six dollars and interest thereon
at eight per cent from the
first day of January 1849

S. J. Brown
vs
George S. Glascock } In this cause the
parties appeared
by their counsel and waiving a Jury
submitted the cause to the court
After hearing the parties with their evi-
dence It is considered and adjudged by
the court that the judgment of the

Court below be affirmed and that the plaintiff do have and recover of the defendant the sum of eighteen dollars & forty five cents ($18,45) the amount of the judgment of the court below, & also the sum of one dollar & eighty four cents (1,84) damages and and all costs in this behalf expended for which an execution may issue

Court adjourned until to morrow morning at ~~10~~ half past eight of the Clock

April 7th, 1849 Court met pursuant to adjournment

It is ordered by the Court as rules of practice to be observed at the next & all succeeding terms of the Court

1st That the Docket shall be called on the first day of the term & parties will be required to go to trial on that day

2 That when the cases are called for trial in their proper order on the Docket, parties must announce themselves ready for trial immediately without delay, or be prepared with a showing for a continuance

M. C. Hamilton
vs
The Comr. Genl Land Office and ~~Fletcher Brooks~~ Admr of Jesse Burk

In this cause came the plaintiff by his counsel and moves the court to dismiss the cause and allow him to withdraw the exhibits filed in said cause, which motion is granted by the court

M. C. Hamilton
vs
The Comr. of the Genl Land Office & Jacob Gasner

In this cause comes the plaintiff by his counsel and moves the courts to dismiss the cause & allow him to withdraw the exhibits filed in said cause, which motion is granted by the Court

M. C. Hamilton
vs
The Comr of the Genl Land Office & James Smith } In this cause comes the plaintiff by his counsel and moves the Court to dismiss the cause and allow him to withdraw the exhibits filed in said cause which motion is granted by the court

M. C. Hamilton
vs
The Comr of the Genl Land Office & Wells Avery } In this cause comes the plaintiff by his counsel and moves the Court to dismiss the cause & allow him to withdraw the exhibits filed in said cause, which motion was granted by the Court

M. C. Hamilton
vs
The Comr of the Genl Land Office and W M Childers } In this cause comes the plaintiff by his counsel and moves the Court to dismiss the cause & allow him to withdraw the exhibits filed in said cause, which motion was granted by the court

State of Texas
vs
B H H Butts } In this cause the State appeared by its counsel the Dist and the Deft by his counsel and pleaded not guilty to the charges contained in the indictment, whereupon a Jury was summoned to try the issue, to wit, J John H Bonner and eleven others good and lawful men of the county of Travis duly elected tried and sworn according to law, who after hearing the evidence returned the following verdict, to wit, we the Jury find the ~~verdict~~

the Deft not guilty (signed) John H. Connell Foreman The court thereupon orders the deft Pay the cost of this prosecution to wit that the case be continued as to Thomas Nevins and allows Nevins to claim against him

Rebecca Speier Admx
vs
Michael Yiller

In this cause the parties appeared by their counsel and on motion and affidavit of the Deft the court ordered the cause to be continued

Preston Cooler
vs
The Court of Pl Genl Sess Office and Richard Laudrence

In this cause the parties appeared by their counsel and on motion the plaintiff filed a replication to the filing of which was made the defendant submitted to the court upon the demurrer After hearing the parties the court sustained the demurrer and orders the cause to be dismissed and that the plaintiff pay all costs of suit for which an execution may issue ~~And the Deft by his atty gives notice of appeal to the Supreme Court~~

H. N. Potter
vs
Ben F. Hill

Debt on note

In this cause the parties appeared by their counsel and on by agreement of parties the judgment by default is set aside and on motion and affidavit of the defendant the court orders the cause to be continued

158 Saturday April 7th 1849

Ann Armstrong &
Lucit Armstrong
vs
Hamilton Farley } In this cause the parties appeared by their counsel and the ~~Plaintiffs~~ defendant asks & obtains leave of the court to withdraw his plea in abatement heretofore filed and the court orders the cause to be continued as per agreement filed

+

The State of Texas
vs
Samuel Wilson } In this cause the parties appeared by their counsel and on motion of the defendant it is ordered by the court that the forfeiture of the bond & the continuance be set aside and that the cause be continued ~~and that the defendant enter into a recognizance for one hundred dollars for his appearance at the next term of this court~~

The State of Texas
vs
William Cockburn } Assault with intent to murder.

In this cause the parties appeared the State by its counsel John G. Jones Esq. Dist. Atty for the second Judicial District and the Defendant in his own proper person, and on motion & affidavit of the Defendant the court orders the cause to be continued It is also further ordered by the court that the Defendant William Cockburn enter into a recognizance in accordance with law in the sum of five hundred dollars good and lawful money of the State of Texas conditioned for his appearance at the next term of this court to answer to the indictment preferred against him and abide the judgment & decree of the court thereon

The State of Texas
vs
Francis Hatch } Betting at a Faro Bank

In this cause the parties appeared by their counsel and by consent of parties the court ordered the case to be continued

And it appearing to the court that Ben H. Hill has been legally subpoenaed to attend as a witness in said case and failed & ~~made default~~ refused to attend in obedience to said subpoena, issued by the Clerk of this court & served upon him in accordance with law It is therefore considered by the court, ordered adjudged &

it decreed that the said Ben F. Hill pay to the state of Texas a fine of ten dollars for his non attendance as aforesaid, and that a Scirefacias issue against him, commanding him to appear at the next term of this court, and show cause if any he can why said judgment should not be made final

No 5-2

A. C. Norton et al
vs
Joseph W. Robertson } In this cause the parties appeared by their counsel and ~~on~~ by agreement of parties the court orders the cause to be continued

J. J. Mason
vs
George S. Glascock } In this cause the parties appeared by their counsel and the motion for new trial heretofore filed by the defendant was submitted to the court after hearing the parties the motion for new trial was overruled by the court

A. C. Norton et al
vs
Jos W. Robertson } In this cause on motion of the defendant the leave is given the defendant to amend his answer

Ex Parte
Joseph F. Smith

Rule to show cause why his licence as an Attorney should not be annulled

In this cause the ~~parties~~ defendant appeared by ~~their~~ his counsel and ~~the defendant~~ ~~cont~~ having filed his answer to the rule the cause was submitted to the court upon the motion and answer After the argument of counsel for the defendant

It is considered and adjudged by the court that the rule be made absolute And that the licence of the said Joseph F. Smith to practice as an Attorney and counsellor at law in the District courts of the State of Texas be ~~revoked~~ recalled, cancelled and annulled and that the said Joseph F. Smith pay all costs in this behalf expended & that execution issue therefor And the said Joseph Smith in open court gave notice of his intention to appeal to the Supreme court

Samuel R. Bleight
vs
Tom Hazlet

In this cause the parties appeared and the cause was continued generally

A. C. Moreton
vs
R Pace county surveyor
Petition for mandamus

This day came into open court Morgan C. Hamilton assignee & owner of the surveys stated and set forth in the surveyor's answer and moved the court to be made party defendant in this case which is allowed by the court & four months allowed him to file his answer & the case continued

William R. Smith
vs
Joseph W. Robertson et al
In this case Mary W. Palmer for herself and as guardian for her minor children by consent of parties has leave to withdraw their answer & answer again

It appearing to the court that Francis Patrick S. Lockwood John Talk Wm C. Fort and C. J. Stephens were summoned as jurors in accordance with law upon the livery of this court and failed to attend in obedience to said summons It is therefore ordered by the court that they be fined the sum of ten dollars each and that scire facias issue to them requiring them to appear at the next term of this court & show cause why sue judgment shall not be made final

It is ordered by the court that the clerk of this court be allowed to charge fifteen cents per hundred words for a complete final records of all causes in which ~~finals~~ judgments are rendered

It is ordered that the court do now adjourn sine die

William E. Jones
District Judge of
Second Judicial District

Spring Term 1849

Be it remembered that on this the 27th day of August A.D. 1849 there was drawn in accordance with law by B.D. Bassford Clerk of the Dist. Court of Travis county and A.B. McGill Clerk of the county court of said county in presence of Thos Ware Esq - a Justice of the peace for said county the following named persons, to serve as Jurors at the next term of the Dist. Court of said county, to wit,

1 Pleasant Green
2 Martin A. Jones
3 Richard McKinzie
4 Samuel Jennings
5 N. Broadway
6 Jesse Burditt
7 Elisha McChristian
8 Thos P. Bartmet
9 Frances Kelley
10 Leander Brown
11 ~~Reuben~~ Robert Duncan
12 Joseph Duty
13 George Bratton
14 J. H. Ainsworth
15 Wm S. Bowers
16 C. S. Strother
17 ~~E~~ James George
18 ~~James Hamilton~~
19 Wm Burnett
19 E.P. Thurston
20 John Bullison
21 Marcus Huling
22 Enoch S. Johnson
23 R. H. Peck
24 John Wabenhorst
25 J. S. Dodd
26 Wm Lockhart
27 George Hancock
28 Thos Haynie
29 John W. Darlington
30 J. A. Collins
31 John Moran
32 T. A. F. Fitzsimmons
33 J. L. Roundtree
34 Isaac Pierson
35 Abner Lee
36 Henry D. Edwards
37
38

B. D. Bassford Clerk
D. C. T. C.

Thos Ward

B. D. McGill
Clk C C T C

Spring Term 1849

166 Dist. Fall Term 1849

The State of Texas

Travis County Be it remembered that on this the 15th day of October A.D. 1849, there was begun and holden in and for said county of Travis a district court, present the Hon. Dulany E. Jones Judge, James H. Mathews Sheriff and B. D. Bassford, Clerk.

The venire being called the following answered to their names, to wit, George Hancock, H. D. Edwards Wm Cockburn, Thomas Cartwell, J. J. A. F. Fitzsimmons, John Wahrenberger Thomas Haynie, Richard McKenzie, N. Broadway, Frances Kelly, Wm P. Bowers Ezekiel Hairston, James S. Todd, John M. Duncan & John Moran, all good and lawful men of the county of Travis drawn and summoned upon said venire in accordance with law, to serve as jurors for the present term of said court, and no others, summoned as aforesaid upon said venire appearing, they were sworn according to law, to serve as Grand Jurors for the present term of said court George Hancock Esq. was appointed foreman of said Grand Jury & sworn accordingly. The court then charged the Grand Jury in relation to their duties after which they retired to consider of their presentments

The following named persons then appeared, & were excused from serving as jurors at the present term to wit George Burton, Abner Lee, Enoch Johnson Jesse Burdett Rowan Lee & Burleson

The court ordered Thursday to be set apart for calling the criminal docket

On calling the civil docket the following proceedings were had to wit

No 18 Niles of James M Sherry vs The State of Texas } In this case the parties appear by their counsel and by consent of parties the court ordered the case to be continued

No 18 John Murphy vs The State of Texas } In this case the parties appear by their counsel and by consent the court ordered the case to be continued

No 15 Niles of N. B. Walters vs The State of Texas } In this case the parties appear by their counsel and by consent of parties the court ordered the case to be continued

No 16 Anna Reeves vs The State of Texas } In this case the parties appear by their counsel and by consent of parties the court ordered the case to be continued

No 17 Daniel S. Woods vs The State of Texas } In this case the parties appear by their counsel and by consent the court ordered the case to be continued

Niles of Wm N. Cole vs The State of Texas } In this case the parties appear, by counsel and by consent the court ordered the case to be continued

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Fall Term 1849

No 19 Heirs of Thos S. Churchill vs The State of Texas } In this case the parties appeared by their counsel and by consent the court ordered the case to be continued

No 20 Heirs of S. S. Kemp vs The State of Texas } In this case the parties appeared by their counsel

No 21 The Heirs of Johnson vs The State of Texas } In this case the parties appeared and by consent the court ordered the case to be continued

No 22 The Heirs of Robert Owen vs The State of Texas } In this case the parties appeared and by consent the court ordered the case to be continued

No 23 The heirs of Harvey Martin vs The State of Texas } In this case the parties appeared and by consent the court ordered the case to be continued.

No 24 Jacob Rice vs The State of Texas } In this case the parties appeared by their counsel and by consent of parties the court ordered the case to be continued

No 25 Heirs of S. S. Wilson vs The State of Texas } In this case the parties appeared by their counsel and by consent the court ordered the case to be continued

Heirs of J. T. Brown
vs
No 26 The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

The heirs of W. R. Goodman
vs
No 27 The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

Charles Lock
vs
The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

Elizabeth Mays
vs
No 28 The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

Augustus N. Gilliland
vs
No 29 The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

Lewis Sanders heir of James S. Sanders
vs
No 33 The State of Texas } In this cause the parties appeared by their counsel and by consent the court ordered the cause to be continued

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Fall Term 1849

Mary Minor heir of Lucy H. Minor vs The State of Texas } In this cause the parties appeared by their counsel and by consent of parties the court ordered the cause to be continued

Theodore Bimel vs Socrates Darling & Tillman Bunce } In this cause the death of Bimel being suggested, It is ordered by the court that the cause be continued and here Becius issue to his representatives when known

Morgan Thyer & Milton Thyer vs Joseph Duty et al } In this cause the parties appeared by counsel and by consent of parties the court ordered the cause to be continued

Thos F. Chapman vs B. T. Basford et al } In this cause the plaintiff appeared by his counsel and on his motion the court ordered the case to be continued for service

Court adjourned until tomorrow morning at half past eight of the clock

F Term 1849

Tuesday Morning Oct. 16 1849

Court met. Pursuant to adjournment

No 8 P. B. Cook vs Benjamin Grayson } In this case the parties appear by their counsel and the death of Grayson being suggested It is ordered by the court that the case be continued and that a Scire facias issue to his representatives when known

No 7 James H. Hammond vs James Whiting } In this case the parties appear by their counsel and the rule for cost, not being complied with it is ordered by the court that the cause be dismissed & that the Deft recover his cost

No 2 James Powers vs Anson Jones President } In this case the parties appear by their counsel, and the rule for cost, made at the last term of this court not being complied with, the court orders the cause to be dismissed at the cost of the plaintiff, for which an execution may issue

The Representatives of Charles Mackey vs The State of Texas } In this case the parties appear by their counsel & on the agreement of parties the court ordered the case to be continued

Tuesday Oct 16th A.D. 1849

169

Henry Jones
vs.
George I. Glascock } In this cause the parties appeared by their counsel and submitted the cause to a Jury, to wit,

1 Pleasant Green 2 James Gorey 3 ~~David Jones~~ 4 Thos Moore 5 ~~B. Piper~~ ~~J. A. Collins~~ 6 Wm Burdett 7 John C. Clements 8 N. M. Luckett 9 Reuben Moorsby 10 ~~J. Young~~ 10 Thomas Moore and 11 ~~O. G.~~ Rembert 12 N. Smith and 13 R. J. Young & Oliver Beckman

All good and lawful men of the county of Travis, duly elected and sworn according to law.

~~9 Oliver Beckman~~ After hearing the parties with their witnesses the Jury returned the following verdict, to wit,

"We the Jury find for the plaintiff "Henry Jones twenty two dollars and "eighty three cents (Signed)

N. M. Luckett
Foreman

It is therefore, considered and adjudged by the court, that the plaintiff do have and recover of the defendant the sum of twenty two dollars and eighty three cents ($72,83) and all costs in this behalf expended for which an execution may issue

Elizabeth Glass
vs
Michael Miller } In this cause the parties appeared by their counsel and the case was submitted to a Jury, to wit,

1 Pleasant Green 2 James Gorey 3 William Burnett, 4 John C. Clements 5 N. M. Luckett 6 Reuben Moorsby, 7 James Gorey 8 R. H. Peck 9 Benjamin Piper 10 Wm Mitchell 11 Thos A. Moore, and 12 James Cole

all good and lawful men of the county of Travis duly elected and sworn according to law

After hearing the parties with their witnesses the jury returned the following verdict to wit,

"We the jury find a verdict of
" five cents in favor of the
" plaintiff

Signed, J. C. Clements
Foreman

It is therefore, considered and adjudged by the court that the plaintiff do have and recover of the defendant the sum of five cents and all costs in this behalf expended for which an execution may issue

Richard McKenzie
vs
John G. Callison } In this cause the parties appeared by their counsel whereupon it is ordered by the court that the said parties make up an issue as required by law, to try the right of the said negro man Slave, levied upon by virtue of an execution against Roland McKenzie in favor of John G. Callison, and claimed by said Richard McKenzie as his property

John Beck
vs
John Brutton } In this cause the parties appeared by their counsel and by consent of parties the court ordered the case to be continued

October 16th 1849

180

The Grand Jury, there being the number of fifteen, the same who were sworn on the first day of this term, and all being present, returned into court the following bills of indictment, to wit,

The State of Texas
vs
William Dean } Exhibiting a Faro Bank
A true Bill
(Signed) George Hancock
Foreman
of the Grand Jury

The State of Texas
vs
Joel Lee } exhibiting a Faro Bank
A true Bill
(Signed) George Hancock
Foreman
of the Grand Jury

The State of Texas
vs
John Brenson } selling ardent spirits to a slave
A true Bill
(Signed) George Hancock
Foreman of the Grand Jury

Richard Gloy
vs
John Bullison } In this cause plaintiff appeared by his counsel and on motion the court ordered that the plaintiff have leave to amend his petition

Samuel Craft
Admr &c.
vs
John G. Grambles } In this case the ~~plaintiff~~ appears by his counsel and on motion the court orders the plaintiff to have leave to amend his petition

Henry McElroy et al
vs
Daniel Frenon et al } In this case the parties appear by their counsel and on motion of the defendant the court ordered the case to be continued And on motion of the counsel for the Plaintiff it is ordered by the court, that the county surveyor of the county of Travis make a survey of the land set out and claimed in the Plaintiffs petition and return a plat of the same to this ~~court, on the day of the Plaintiffs~~ next term of the court, on or before the first day of the next term of said court, upon giving the opposite party or his Attorney, at least, ten days notice of the time of making said survey

Wm W. Thompson
Administrator &c
vs
James B. Shaw Comptroller } In this case the parties appeared by their counsel and by consent the court ordered the case to be continued

Court adjourned until tomorrow morning at half past eight o'clock

Wednesday morning October 17th 1849
Court met pursuant to adjournment

John McCalla
vs
George B. Jones } In this cause the parties appeared by their counsel and on motion, It is ordered by the court that the case be continued for service of the interrogatories filed And on motion of the Clerk ~~It is ordered b~~ the Attorney of the plaintiff being present, It is ordered by the court that the plaintiff give security for costs, on or before the first day of the next term or that the cause be dismissed

No. 59
H. N. Potter
vs
Ben F. Hill } In this cause the parties appeared by their counsel and the cause was submitted to the court upon the demurrer filed in said cause After hearing the argument of counsel upon the same the court sustained the demurrer And on motion of the Plaintiff it is ordered by the court that the plaintiff have leave to amend his petition

Owen D. Watson
vs
The Comrs of the Genl Land Office & Charles Collum } In this cause the plaintiff appeared by his atty and on motion it is ordered by the court that the case be continued for service on Collum

Ann Armstrong & Levit Armstrong vs Marston Farley } In this case the plaintiff appears by his counsel and on motion it is ordered by the court that the plaintiff have leave to amend his petition

Rebecca Spier Admx vs Michael Zeller } In this case the parties appear by their counsel and by consent of parties the court order the case to be continued

Adolph Smith vs William Cockburn } In this case the parties appear by their counsel and submit the cause to a jury, to wit, 1 Pleasant Green 2d James George 3 Thomas Moore 4 William Burnett 5 W. M. Tucker 6 William Mitchell 7 James Turley 8 Bujamore 9 Oliver Buckmon 10 Lewis Washington 11 John Cole 12th M. Stein all good and lawful men of the county of Travis, sworn and sworn according to law, After hearing the parties with their witnesses. the jury returns the following verdict to wit, "We the jury find for the plaintiff and "assess the damages for the amount of "one cent

(signed) W. L. Mitchell
Foreman

It is therefore, considered adjudged by the court that the plaintiff do have and recover of the defendant the sum of one cent & costs of suit for which execution may issue

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Oct 17th 1849

The Grand Jury, there being a legal panel, to wit the number of fifteen, the same who were sworn on the first day of the present term, come into court and through their foreman returned the following bills of indictment, to wit,

The State of Texas
vs
Thomas Baltzer
(Endorsed) A true Bill
(Signed) George Hancock
Foreman

} Exhibiting Faro Bank

The State of Texas
vs
William Allen &
Mrs Clements
(Endorsed) A true Bill
(Signed) George Hancock
Foreman

} Living together in fornication

The State of Texas
vs
Maloney
(Endorsed) A true Bill
(Signed) George Hancock
Foreman

} Playing cards

The State of Texas
vs
Charles Anderson
(Endorsed) A true bill
George Hancock
Foreman

} Exhibiting Faro Bank

The State of Texas
vs
Michael Zeller
(Endorsed) A true Bill
George Hancock
Foreman

} Keeping disorderly house

Wednesday October 17th 1849

The State of Texas
vs
Maloney } Exhibiting Faro Bank
(Endorsed) A true Bill
George Hancock
Foreman

The State of Texas
vs
William Robertson } Exhibiting Faro Bank
(Endorsed) A true Bill
George Hancock
Foreman

The State of Texas
vs
La Fayette Cotton } Exhibiting Faro Bank
(Endorsed) A true Bill
George Hancock
Foreman

The State of Texas
vs
Thomas Glascock } Betting at a Faro Bank
(Endorsed) A true Bill
George Hancock
Foreman

The State of Texas
vs
William Anderson } Exhibiting Faro Bank
(Endorsed) A true Bill
George Hancock
Foreman

The State of Texas
vs
William Lyons } Betting at a Faro Bank
(Endorsed) A true Bill George Hancock Foreman

The State of Texas
vs
Odum } Playing cards
(Endorsed) A true Bill George Hancock
Foreman of the Grand Jury

October 17th 1849

The State of Texas
vs
Charles Hilburn } Exhibiting Faro Bank
Endorsed, A true Bill
George Hancock
foreman of the Grand Jury

The State of Texas
vs
Jeremiah Robertson } Exhibiting Faro Bank
Endorsed, A true Bill
George Hancock, foreman
of the Grand Jury

The State of Texas
vs
Jeremiah Robertson } Playing Cards
Endorsed, A true Bill
George Hancock
foreman of the Grand Jury

State of Texas
vs
Robert White } Exhibiting Faro Bank
Endorsed, A true Bill
George Hancock
foreman

Court adjourned until tomorrow morning at half past eight of the clock

Thursday morning October 18th A.D. 1849

N. M. Bain Admr
of Samuel R Blish
vs
Samuel Hazlett } In this cause the parties appeared by their counsel and on motion of the Plaintiff, the court ordered the cause to be continued

No 59

H. N. Potter
vs
Ben F. Hill } In this cause the parties appeared by their counsel & waiving a Jury submitted the cause to the court After hearing the parties and the evidence of the cause

It is considered and adjudged by the court that the Plaintiff do have and recover of the defendant the sum of fourteen hundred & fifty two dollars and fifteen cents, and all costs in this behalf expended for which cause execution may issue

A. W. & N. M. Lucket
vs
Nathaniel Townsend
& Thomas A. Moore } In this case the parties appeared by their counsel and on motion of Plaintiff It is ordered by the court that the cause be continued

Thomas H. Hays
vs
Francis Kelley } In this cause the parties appeared by their counsel and on motion of the Plaintiff, the court ordered the cause to be dismissed at the cost of the Plaintiff for which an execution may issue

October 19th 1849

Henry S. Philips
vs
Amos F. Anderson } In this cause the parties appeared by their counsel and on motion of the Clerk, the court ordered the plaintiff to give security for costs, which order was complied with, ~~and~~ and upon motion and affidavit of the plaintiff the court ordered the cause to be continued

Richard McKenzie Claimant
vs
John G. Cabison
Plaintiff's Execution } In this cause the parties appeared by counsel and on motion of the plaintiff the court ordered the cause to be continued

Court adjourned until tomorrow morning at half past eight of the clock

Charles Hall
vs
Wm D. Thomas & Nathaniel Moore } In this cause the parties appeared by their counsel and the court ordered the cause to be continued, and on motion of the Clerk it is ordered by the court that the plaintiff give security for costs on or before the first day of the next term or that the cause be dismissed

October 19th 1849

Court met pursuant to adjournment & the minutes of yesterday were read

John Hancock came to the Clerks table & took possession of the papers in the case of Frances & others against Wm S. Beaty, which said papers were demanded by the clerk, but the said Hancock refused to deliver them and notified the court thereof and was informed by the court that he "had the right to keep them for three days

Returned by order of the court Oct 20th 1849

No 76 George Hancock vs Thomas F. McKenny } In this case the ~~parties~~ plaintiff appeared by his counsel & on his motion it is ordered by the court that the case be continued and that alias process issue

John Chanworth vs Thomas Whitehead } In this case the parties appeared by their counsel and on motion of the attorney of the defendant, it was ordered by the court that the plaintiff give security for costs on or before the first day of the next term or that the case be dismissed

No 69 Jesse C. Tannehill vs Payton Novelin } In this case the parties appeared by their counsel and on motion of the counsel for defendant, it was ordered by the court that Nathaniel Townsend be made a party defendant

October 19th 1849

A. B. McGill
vs
R. S. Potter } In this case the plaintiff appears by his counsel and it appearing upon the record that the service of the writ was made by publication, the court ordered the case to be continued.

Richard Sloyd
vs
John Burlison } In this case the plaintiff appears by his counsel and the defendant although three times solemnly called answering not but making default, It is therefore, on this the fifth day of the present term, considered and adjudged by the court that the plaintiff recover according to the prayer of his petition & that a ~~scire facias issue to assess the damages~~ writ of enquiry issue returnable on the first day of the next term of this court to assess the damages

McG & Nichols
vs
Thomas C. Collins } In this cause the plaintiff appears by his counsel and the defendant although three times solemnly called answering not but making default,

It is considered court adjudged by the court that the plaintiff do have and recover of the defendant the sum of one thousand and seven dollars & sixty two cents debt & interest and all costs in this behalf expended & Hamilton & Green afterwards appearing for the defendant, by consent of parties it is ordered by the court that there be a stay of execution for three months, after which it may issue

Isaac Brothers Admr &c
vs
Martin Moore & Alden A. M. Jackson

In this case the plaintiff appeared by his counsel and on his motion the court ordered the case to be continued for service on Jackson

Jane C. Tannehill
vs
Peyton Hawkins

In this case on motion of Nathaniel Townsend by his Attorney, it appearing to the court that he claims to be the owner of the land and the landlord of the defendant said in this action he is therefore, admitted as the defendant in this case in the room and stead of the defendant named

The State of Tenn.
vs
Frances Pritchet

In this case the parties appeared the State by its counsel the Attorney and the Deft in his own proper person and on hearing the parties the court ordered the fine to be remitted, & that the defendant pay the costs of the suit for which an execution may issue

No

Murdoch McKenzie
The heirs of Jacob Bullison & Elizabeth Thomas
Sued to the defendants

In this case the plaintiff appeared by his counsel & on motion of the plaintiff it is ordered by the court that the case be continued for service on Elizabeth Thomas ~~Sued as Bullison~~ guardian of the minor heirs of Elizabeth Thomas and on motion of the defts it is ordered by the court in the presence of plaintiff's attorney that the plaintiff give security for costs on or before the first day of the next term or the case to be dismissed

October 15th 1845

The State of Texas
vs
S. Lockwood } Sci Fa.
In this cause the parties appeared, the state by its counsel the Dist. Atty and the defendant in his own proper person, on hearing the parties, It is ordered by the court that the fine be remitted, & that the defendant pay the cost of the Sci Fa for which an execution may issue

No 74
William H. Kimball
Administrator &c
vs
Thomas F. Chapman
David T. Smith & Temperance Smith } In this cause appeared by their counsel and on their motion and by consent of parties the court ordered them to be made parties defendants

No 77
Samuel Cratt Jr. Admr
John T. Grumbles } In this cause the parties appeared by their counsel & by consent of parties it is ordered by the court that the defendant have leave to plead at the next term and that the cause be continued

Court met pursuant to adjournment

No 6 C. R. Roese Administrator &c
vs
~~Milton Hicks~~
James Burk
In this case the plaintiff appeared by his counsel and the defendant not appearing, & it appearing to the court that the defendant had surrendered to the plaintiff the land set out and claimed by the plaintiff in the plaintiffs petition It is therefore ordered by the court that the cause be dismissed at the cost of the defendant, for which, an execution may issue

No 10 John R. Slocomb
vs
James Turley
In this case the parties appeared by their counsel and on motion and affidavit of the defendant, the court order the case to be continued

No 12 Hardy King et al
vs
The Comr Genl Land Office et al
In this case the plaintiff ~~parties~~ appeared by their counsel & the court ordered the case to be continued

No 38 The State of Texas
vs
Owen O'Brien
In this case the parties appeared by their counsel ~~on~~ & on motion of the District Attorney the court ordered the cause to be continued

Sat. October 20th A.D. 1849

No 39

The State of Texas
vs
Samuel Stone } In this cau the State appeared by its counsel, the District Attorney and the defendant by his counsel and on motion of the plaintiff the court ordered the cau to be continued

No 45

William R. Smith
vs
Joseph W. Robertson
et al } In this cau the parties appeared by their counsel and on motion and affidavit of the defendant the court ordered the cau to be continued And on motion of the defendant it is ordered by the court that the defendants have leave to amend their answer and it is further ordered on motion of the Plaintiff that he have leave to amend his pleadings

No 54

Nathaniel Townsend
vs
Edwin Waller et al } In this cau the plaintiff appeared by his counsel and the defendants Wright, Munger & the Comr of the Genl Land office, appearing by their counsel it is ordered by the court that a Scire facias citation issue to Austin county against Edwin Waller Sr, and that the cau be continued

No 52 A. C. Horton et al vs Joseph W. Robertson } In this case the parties appeared by their counsel and on motion of the defendant, the the defendant has leave to amend his answer - And it is also ordered by the court that the cause be continued and that a copy of the petition of the plaintiff be substituted for the original, if the original cannot be found

No 57 P. H. Cox vs Sam Wilson } In this case the parties appeared by their counsel, and on motion of the plaintiff the court ordered the case to be continued

No 61 Hannah Alexander vs J. C. Gilmore and Cornelius Lane } In this case the Plaintiff appeared by his counsel and the death of Gilmore being suggested, It is ordered by the court that a scire facias issue against Moses Johnson his legal representative made a party defendant in this suit and that the case be continued

No 63 Lemuel Moore vs Joshua Holden & Eliza Holden } In this case the parties appeared by their counsel and on motion of the defendant, it is ordered by the court that the attachment be dismissed for want of a sufficient affidavit at the cost of the

October 20th 1849

plaintiff, and that the case proceed as in ordinary suits, whereupon the parties by their Attornies, waiving a Jury submitted the cause to the court After hearing the parties it is considered and adjudged by the court that the plaintiff do have and recover of the defendants the sum of one hundred and thirty six dollars and thirty eight cents ($136,,38) and all costs in this behalf expended, (except the cost of the attachment,) for which an execution may issue against the common property of the defendants

Ann Armstrong &
Lauritt Armstrong
vs
Marilon Farley

In this cause the parties appeared by their counsel ~~their counsel~~ and, waiving a Jury, submitted the cause to the court on the demurrer of the defendant to the evidence of the plaintiff Whereupon it is considered and adjudged by the court that the ~~plaintiffs do have~~ demurrer be overruled & that the plaintiffs do have and recover of the defendant the sum of eight hundred and fifty nine dollars and twenty seven cents and all costs in this behalf expended for which an execution may issue

Saturday October 20th A.D. 1859 196

The Administrator of
S. C. Robertson
vs
Sam Houston
President &c.

In this case the parties appeared by their counsel and by consent of parties the court ordered the intervenor of E. Foster Gage, Dickerson and others to be filed

John Chenoweth
vs
Thomas Whitehead

In this case the parties appeared by their counsel & waiving a jury submitted the case to the court; after hearing the parties It is considered ~~and~~ by the court and ordered and decreed that the Scire facias be dismissed and that the plaintiff pay all costs in this behalf expended for which an execution may issue

George Hancock
vs
Nancy Metz

In this cause the parties appeared by their counsel and on motion of the defendant it is ordered by the court that process issue to James Knight Warrantor, citing him to be here on first day of the next term to answer the petition of the plaintiff as a party defendant

It is also ordered on motion & affidavit of the defendant that the case be continued

It is ~~ordered~~ that the marking James Knight party deft. is not to delay the Plaintiff right to a trial.

Monday October 22nd 1849

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Court met pursuant to adjournment.

On calling the criminal Docket the following orders were made

The State of Texas
vs
Dock Autey } In this cause the parties appeared by their counsel and by consent the court ordered the cause to be continued

State of Texas
vs
Dock Autey } Keeping a Faro Bank

In this cause the state appeared by its counsel John A. Green Esq. Dist: Attorney, and the defendant although three times solemnly called answering not, ~~but making a~~ and it appearing to the court that the said Autey who signs his name "R. Autey as principal and Thomas C. Collins, who signs his name T.C. Collins, had executed their bond payable to the state of Texas, in the sum of one hundred dollars, conditioned that the said Autey do make his personal appearance at this term of the court to answer the charge of Keeping a Faro Bank made in said indictment against him. Whereupon the said Dock Autey was solemnly called three times to answer the charge in said indictment & the said Dock Autey came not but made default and the said Thomas C. Collins, who signs his name T.C. Collins, was also three times, solemnly called & required to bring with him the body of the said Dock Autey, which the said Collins failed to do. Wherefore, it is considered by the court that the said Bond of the said Dock Autey ~~& the said~~ (who signs his name as aforesaid,) & the said Collins be forfeited, & that the State of Texas recover of the said Autey & the said Collins the said sum of one hundred dollars, the amount of their said bond, & that a Scire facias issue to each of them, returnable to the next term of this court, to shew cause why the judgment herein rendered should not be made final against them. And it is further ordered that this cause be continued & that another capias issue against the said Dock Autey returnable to the next term of this court

No 5 State of Texas vs Joshua Holden } Murder

In this case the State appeared by its counsel and on his motion the court order the case to be continued and alias process to issue

No 7 State of Texas vs Adolphus Stone } Betting at a Game Bank

In this case the State appeared by its counsel the Dist: Attorney and on his motion the court order the case to be continued and alias process to issue

The State of Texas vs Hugh M. Lawson } Assault and Battery with intent to kill

In this case the State appeared by its counsel John A. Green Esq. the District Attorney and the defendant in his own proper person who, on hearing the indictment read pleaded not guilty whereupon the cause was submitted to a jury, to wit, 1 Pleasant Green 2 James George 3 B. H. Bickt. 4 A. Collins 5 J. F. Johnson 6 T. C. Cady 7 Hezekiah Hamilton 8 F. Dutrich 9 A. Lee 10 John Bremond 11 S. B. Warren and 12 William C. Reeves

All good and lawful men of the county of Travis duly elected tried and sworn according to law ~~to try the issue joined between the State~~ After hearing the parties with their witnesses the jury returned the following verdict, to wit

"We the Jury find the defendant
" guilty of an assault & battery
" and fine him one dollar
" Signed, T. Bostwick
Foreman

It is therefore considered & adjudged by the court that the said defendant pay to the said State the said fine & all costs in this behalf expended & that he remain in custody until this sentence be complied with

No 10

State of Texas
vs
McRae

Betting at a
Faro Bank

In this case the State appeared by its counsel, John A. Green Esq. Dist Attorney and on his motion the court ordered the cause to be continued and alias process to issue

No 11 State of Texas vs Looby } Betting at a Faro Bank

In this case the State appears by its counsel John A. Green Esq. Dist. Attorney and on his motion the court ordered the case to be continued and alias process to issue

No 12 State of Texas vs Wm B.H. Stewart } Betting at a Faro Bank

In this case the State appears by its counsel and on his motion the court ordered the case to be continued and alias process to issue

No 13 State of Texas vs Rumley Autey } Exhibiting a Faro Bank

In this case the State appears by its counsel John A. Green Esq. Dist. Attorney, and on his motion the court ordered the case to be continued and alias process to issue

No 15 State of Texas vs Hamilton } Exhibiting a Faro Bank

In this case the parties appeared by their counsel and on motion of the Defendant the court ordered the cause to be dismissed

State of Texas vs Put off } Exhibiting a Faro Bank

In this case the State appeared by its counsel

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John A Green Esq Dist Attorney and on his motion the court ordered the case to be continued and alias process to issue

No 19 State of Texas vs Henry Lewis } Betting at a Faro Bank

In this case the State appeared by its counsel John A Green Esq. Dist. Attorney and on his motion the court ordered the case to be continued and alias process to issue

No 20 The State of Texas vs Michael Beecher } Betting at a Faro Bank In this case the State appeared by its counsel John A. Green Esq. Dist. Attorney and the defendant in his own proper person and on motion of the Dist. Attorney the court ordered the cause to be continued

No 22 State of Texas vs Robert M. Williamson } Betting at a Faro Bank

In this case the State appeared by its counsel the Dist. Attorney, and on his motion the court ordered the cause to be continued and that alias process issue

No 23 State of Texas vs Abraham Taylor } Exhibiting Faro Bank In this case the State appeared by its counsel the Dist. Attorney and on his motion the court ordered the case to be continued and that alias process issue

No 24 State of Texas vs Everett H. Lott } Betting at a Game Bank

In this case the State appeared by its counsel the District Attorney and on his motion the court ordered the case to be continued and alias process to issue

No 25 State of Texas vs Wm R. Young } Exhibiting a Game Bank

In this case the State appeared by its counsel the District Attorney and the defendant in his own proper person, who, on hearing the indictment read pleaded not guilty whereupon the cause was submitted to a Jury to wit

1 Pleasant Green James George
B. N. Beck J. A. Collins J. F. Johnson
V. C. Cady Hezekiah Hamilton
F. Dittrich Elmer Lee J. B. Walker
John Brenson T. Bostwick

All good and lawful men of the county of Harris duly elected tried and sworn according to law

After hearing the parties with their witnesses the Jury return the following verdict to wit,

We the Jury find the defendant not Guilty

Whereupon, it is ordered by the court that the defendant be discharged

No 26 State of Texas vs Ruins } Exhibiting a Faro Bank

In this case the State appeared by its counsel the Dist. Atty and on his motion the court ordered the case to be continued and that alias process issue

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No 27 State of Texas vs Wm T. Brown } Exhibiting a Faro Bank

In this cause the State appeared by its counsel the Dist: Attorney and on his motion the court ordered the cause to be continued and alias process to issue

No 29. State of Texas vs Wm B. Underhill } Exhibiting a Faro Bank

In this cause the State appeared by its counsel the Dist: Attorney & on his motion the court ordered the cause to be continued and alias process to issue

No. 30 State of Texas vs Millard M. Parkson } Assault & battery

In this cause the State appeared by its counsel the Dist: Attorney and on his motion the court ordered the cause to be continued and alias process to issue to the county of Bastrop

State of Texas vs Elliot } Exhibiting a a Faro Bank

In this cause the State appeared by its counsel the Dist: Attorney and on his motion the court ordered the cause to be continued and alias process issue

No 28 The State of Texas
vs
Garza } In this case the State appeared by its counsel the dist Atty and the chart of the defendant being made known ~~On motion of~~ the dist Atty ~~the court ordered~~ a Capias Prosequi to be entered

33 State of Texas
vs
Wm D. Welburn } Extebeling a Bad Bonds
In this case the State appeared by its counsel the Dist Attorney and on his motion the court ordered the case to be continued and alias process to issue

3a The State of Texas
vs
Francis Pulot } In this case the State appeared by its counsel the District Attorney and the defendant by his counsel and pleaded guilty to the charge contained in the indictment whereupon a duly well sworn to assess the fine to wit, Pleasant Green Isaac George B. F. Beck L. A. Collins. J. F. Johnson J. C. Lady Nehemiah Hamilton & F. Dittrich Abner Lee John Brennon J. B. Walker & T. Bostwick

All good and lawful men of the county of Travis, duly elected tried & sworn After hearing the parties the Jury returned the following verdict "We the Jury fin" "the defendant guilty and assess the" "fine at ten dollars

(Signed) T. Bostwick Foreman

It is therefore considered & adjudged by the court that the State of Texas recover of the defendant the sum ten dollars and all cost in this behalf expended and that execution issue therefor

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No 34 State of Texas vs Wm R. Allen } Exhibiting a Faro Bank
In this case the State appeared by its counsel the Dist: Attorney and on his motion the court ordered the case to be continued and alias process to issue

No 35 State of Texas vs Millard F. Pickson } Assault & battery with intent to kill
In this case the State appeared by its counsel the Dist: Attorney and on his motion the court ordered the cause to be continued & alias process to issue

No 36 State of Texas vs William McAthron } In this case the State appeared by its counsel the Dist: Attorney and on his motion the court ordered the case to be continued and alias process to issue

No 37 State of Texas vs Rawley Autey } Betting at a Faro Bank
In this case the state appeared by its counsel the District Attorney & the defendant by his counsel and by consent of parties the court ordered the cause to be continued

No 38 The State of Texas vs Daniel Dreed } Betting at a Faro Bank
In this case the State appeared by its counsel and on motion the court ordered the case to be continued and alias process to issue

Monday October 22nd 1849

No 40 State of Texas vs Robert N. Wyman } Betting at a Faro Bank
In this case the state appeared by its counsel and on his motion the court ordered the case to be continued to alias process to issue

42 State of Texas vs Jack Davis } Betting at a Faro Bank
In this case the State appeared by its counsel the Dist: Attorney and on his motion the court ordered the case to be continued and alias process to issue

No 44 State of Texas vs Joseph Walker } Exhibiting a Faro Bank
In this case the State appeared by its counsel the Dist: Attorney and on his motion the court ordered the case to be continued and that alias process issue

No 44 State of Texas vs Wm T. Sadler } Betting at a Faro Bank
In this case the State appeared by its counsel and on his motion the court ordered the cause continued and alias process to issue

No 45 State of Texas vs Simon W. Eddy } Betting at a Faro Bank
In this case the state appeared by its counsel the Dist Atty and on his motion the court ordered the case to be continued and alias process to issue

Monday October 22nd 1849

No 49 State of Texas vs Winkler } Betting at a Faro Bank

In this case the state appeared by its counsel the Dist: Attorney and on his motion the court ordered the case to be continued and alias process to issue

No. 50 State of Texas vs Thomas Calitor } Betting at a Faro Bank

In this case the state appeared by its counsel and on his motion the court ordered the case to be continued & alias process to issue

No. 51 State of Texas vs Raphael Garza } Exhibiting a Faro Bank

In this case the state appeared by its counsel, and the death of the defendant being made known the District Attorney ordered a Nolle Prosequi to be entered

No 52 State of Texas vs J. D. Dorey } Sci facias

In this case the State appeared by its counsel and for reasons contained in his petition to the court the court ordered the cause to be dismissed

No 53 State of Texas vs Alexander Allen } In this case the State appeared by its counsel the Dist: Attorney and on his motion the court ordered the cause to be continued and alias process to issue

The State of Texas vs ~~Thomas Moore~~ ~~Charles Bailey~~ } Keeping a game table

In this case the State appeared by its counsel the Dist. Attorney and the defendant by his counsel and by consent of parties the court ordered the cause to be continued until it appearing to the court that George Lumpkin had been subpoenaed as a witness in said case in behalf of the State and failed to attend It is ordered by the court on motion of the Dist Attorney that an attachment issue against said Lumpkin returnable on the first day of the next term of the court

State of Texas vs Charles Bailey } Betting at a game Bank

In this cause the State appeared by its counsel the Dist Attorney and on his motion the court ordered the case to be continued and alias process to issue

The State of Texas vs Samuel Wilson } Ass & Battery with intent to kill

In this case the State appeared by its counsel the Dist Attorney and the defendant in his own proper person and pleaded "not guilty," whereupon the cause was submitted to a jury to wit Pleasant Green and eleven others.

All good & lawful men of the county of Travis, duly elected, tried & sworn according to law, after hearing the parties with their witnesses the jury returned the following verdict to wit "We the jury find

the defendant Not Guilty
(signed),
It is therefore considered & adjudged by the court that the defendant be discharged and that the State of Texas pay the cost in this suit expended.

No 60 The State of Texas
vs
Charles Keity } Betting at a Faro Bank
In this case the state appeared by its counsel the Dist. Attorney and on his motion the court ordered the case to be continued and alias process to issue

The State of Texas
vs
Jerome B. McLowan } Betting at a Faro Bank
In this case the state appeared by its counsel the Dist. Attorney and on his motion the court ordered the case to be continued and alias process issue

The State of Texas
vs
Allen E. Brown } Assault & Battery

State of Texas
vs
George W. Duncan } Assault & Battery
In this case the state appeared by its counsel the Dist. Attorney & on his motion the court ordered the case to be continued & alias process to issue

The State of Texas
vs
George W. Duncan
& others

Sci Fa.
In this case the parties appeared by their counsel and waiving a Jury submitted the cause to the court. After hearing the parties it is considered & adjudged by the court that the Scire Facias be dismissed

The State of Texas
vs
Ben F. Hill

Sci Fa
In this case the State appeared by its counsel the Dist. Atty. & on his motion the court ordered the case to be continued and that alias Sci Facias issue

The State
vs
John Tulk

Sci Fa.
In this case the State appeared by its counsel the Dist Atty. & on his motion the court ordered the cause to be continued and alias Sci Fa. to issue

State of Texas
vs
Wm. V. Fort

Sci Fa.
In this case the State appeared by its counsel the Dist. Atty & for reasons appearing satisfactory to the court the court ordered the case to be dismissed.

The State of Texas
vs
C. V. Heathers

Sci Fa.
In this case the State appeared by its counsel the Dist. Atty & for reasons appearing satisfactory to the court, the court ordered the case to be dismissed

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The State of Texas
vs
Michael Burcher } In this case the parties appeared by their counsel, and on motion of the defendant the court ordered the case to be dismissed at the cost of the State

The State of Texas
vs
Thomas Glascock } Betting at a Game Bank

In this case the State appeared by its counsel the dist. Attorney and the defendant in his own proper person & pleaded Guilty Whereupon a Jury were sworn to assess the fine to wit, Pleasant Green James George B. H. Beck. J. A. Collins, J. R. Johnson C. C. Lady Nazeriah Hamilton F. Dulcit, Abner Lee John Warren John Bremond and T. Barwick After hearing the pat-ties ~~with their wes~~ the Jury returned the following verdict to wit, We the Jury find the defendant Guilty and assess the fine at ten dollars

It is therefore, considered and adjudged by the court that the said defendant pay the said sum of ten dollars and all costs in this behalf expended and that he remain in custody of the Sheriff until the sentence of the court be complied with

James H. Perry Executor
of S. F. Austin & S. M. Williams
vs
Sam Houston President &c.

This cause coming on for trial the parties appearing by their Attorneys & waiving a Jury, submitted the ~~cause~~ matters in controversy to the court, & the evidence & argument of counsel, being heard, it is considered by the court, that the following facts are established in the case

1. That Austin & Williams entered into a contract with the State of Coahuila & Texas as set forth in their petition & amended petition

2. That Robert Peebles was duly commissioned & qualified as commissioner for the colony in September 1835, & that between the 3rd of October & the 13th Nov of that year extended titles to (52) fifty two married men, (24) twenty four single men & (3) three widows — & that he extended titles to (63) sixty three married men (23) twenty three single men & two (2) widows after the 13th Nov 1835, the day on which, the land offices were closed by the constitution

3. That those to whom titles were issued after the closing of the land offices, were bona fide colonists within the colony & entitled as such to the lands granted to them by the commissioner

4. That the Empresarios opened an office in San Felipe, within the limits of the colony, for the reception of applications of persons to be admitted as colonists in said colony, & that two hundred and seventy four (274) men with families, Two hundred and seventeen (217) single men & twelve widows applied to be & were received & admitted as colonists prior to the 13th day of November 1835 — Exclusive of military companies —

5. That seventy nine (79) men with families, seventy two (72) single men and (8) eight widows, applied, & were received after the closing of the land office 13th November 1835 —

6. That the empresarios at great expense and labor had made preparations for facilitating the issuance of titles, coextensive with the number of applicants, & that in most cases the applicants at the time of being registered as colonists, designated either the particular tract of land they desired or the particular district of country, in which, they wanted to settle.— and that the Empresarios were in the active and successful prosecution of the project to completion when the land offices were closed.— Upon these facts, it is adjudged that the plaintiffs are entitled to recover, not only for all colonists to whom titles were issued, both before and after the closing of the Land Office, but for all who applied for admission as colonists and were accepted as such, prior to the closing of the land office, disregarding as immaterial, the inquiry as to who introduced them into the country or at whose expense.— Up to the closing of the land office, it appears that, including those to whom titles were issued, Two hundred and twenty four men with families, two hundred and seventeen single men & twelve widows had become colonists, and it is therefore, considered & adjudged by the court that the plaintiffs are entitled to recover seventeen Leagues & seventeen Labors, of land of the state of Texas & costs in this behalf expended.— It is further ordered that the Clerk of this court, upon application of the plaintiffs, issue certificates for the said seventeen leagues and seventeen Labors of land so adjudged in favor of said plaintiffs, in like manner as certificates are required to be issued, in cases where certificates for head right claims have been confirmed by suit. To which opinion of the court, the State by its counsel, John H. Hicks, Attorney

General, courts, and in open court, gave notice of appeal to the supreme court

Mc Mullen & McGlain
vs
Sam Houston President &c. } In this cause the parties appeared by their counsel and on motion of the plaintiff the court ordered the cause to be continued

The State of Texas
vs
William Cockburn } In this cause the state appeared by its counsel, the Dist. Attorney & the defendant in his own person, & to the indictment charged not guilty, & upon the issue was submitted to a jury, to wit, Pleasant Green J. A. Collins, William Mitchel, Thomas Moore Hezekiah Hamilton I. M. W. Hall A. C. Cady, Robert McAnally, Edward Snider, N. M. Luckett, John Cuff and B. F. Peck Lawful men of the county of Travis, sworn according to law, who after hearing the evidence, the argument of counsel and the charge of the court, returned the following verdict, to wit, "We the jury find the defendant not guilty.
(Signed, R. D. McAnally
Foreman

It is therefore, considered and

adjudged by the court that the defendant be discharged

The State of Texas
vs
William Lyons
} Betting at a Card Bank

In this case the State appeared by its counsel the Dist. Attorney and the defendant in his own proper person and pleaded guilty; whereupon a jury well sworn to assess the fine, to wit, Pleasant Green, William McCook, A. A. Collins, Thomas Moore, Hezekiah Hamilton, J. M. N. Nutt, A. C. Lady, Robert McAnally, Edward Sides, B. N. Peck, F. Detleit & John Cox, all good and lawful men of the county of Travis who returned the following verdict to wit "We the jury find the defendant guilty and assess the fine at ten dollars." It is therefore considered and adjudged by the court that the State of Texas recover of the said Robert Lyons the sum of ten dollars and all costs in this behalf expended & that the said defendant remain in the custody of the sheriff until this sentence be complied with

Wednesday October 24th 1849

Court met pursuant to adjournment

No 71

Francis Patrick
vs
Wm S. Baty } In this case the plaintiff appeared by his counsel and it appearing to the court that the service was made by publication, the court ordered the case to be continued

The State of Texas
vs
William Dean } In this case the State appeared by its counsel the district attorney and the defendant in his own proper person who on hearing the indictment read pleaded not guilty, whereupon the case was submitted to a jury, to wit, "~~We the jury find the defendant guilty~~ "and assess the fine Pleasant Grant J. Collins R. B. Hamilton F. Patrick J. B. Warren Wm Mitchel A. P. Russell Wilson Light Lewis Holt John Brenon Ed Sides Thos Ward All good and lawful men of the county of Travis duly elected tried and sworn according to law

After hearing the parties with their witnesses the jury returned the following verdict to wit

We the jury find the defendant guilty and assess the fine at ten dollars F. Patrick Foreman

It is therefore considered and adjudged by the court that the ~~defendant~~ State of Texas recover of the defendant the sum of ten dollars and all costs in this behalf expended & that ~~execution~~ ~~issue~~ be remain in custody of the Sheriff until the sentence be complied with

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Wednesday Oct 24th 1849

The State of Texas } Exhibiting
vs
Joel Lee } Faro Bank

In this cause the State appears by its counsel the Dist. Attorney and the defendant in his own proper person, who on hearing the indictment read pleads not guilty; whereupon the cause was submitted to a jury to wit, Vincent Green R. H. Peck Jno. Collins J. M. W. Hall, John Brenon P. B. Pickens Edward Sanders B. F. McAnally Thos Moore John Carr Nelson Light Thomas Ward

All good and lawful men of the county of Travis duly elected tried and sworn according to law After hearing the parties with their witnesses, the jury returned the following verdict to wit We the jury find the defendant guilty, and assess the, ~~damages~~ fine at ten dollars

Signed, J. M. W. Hall
Foreman

It is therefore, considered and adjudged by the court that the State of Texas do have & recover of the defendant the said sum of ten dollars and all costs in this behalf expended & that he remain in custody of the sheriff until the sentence be complied with

Samuel Craft pl.
Administrator
vs
John T. Greenbelt } In this case the plaintiff appeared by his counsel and on his motion the court orders the case to be dismissed at the plaintiffs cost

Joseph Britton
vs
A. P. Hopkins } In this case the parties appeared by their counsel & the cause was submitted to the court on the plea to the jurisdiction After hearing the parties, It is considered and adjudged by the court that the court has not jurisdiction of the cause, and that the same be dismissed at the cost of the plaintiff for which execution may issue

The Administrator of T. C. Robertson, decease
vs
Sam Houston Prescott & ale } In this case the parties appeared by their counsel & by consent of parties the court ordered the case to be continued
Court adjourned until tomorrow morning at half past eight of the clock

Thursday October 25th 1849
court met pursuant to adjournment

The State of Texas vs Thomas Butler } Exhibiting Bills Bank. In this cause the state appeared by its counsel the Dist: Attorney and the defendant in his own proper person who on hearing the indictment read pleaded not guilty, whereupon the cause was submitted to a jury to wit, J. F. Johnson, S. L. Johnson R. N. Peck, Jas Cole, J. M. Long, J. C. Collins Edward Leiders Thos Moore, J. B. Watson Wm O'Connell, John Brennan & William Light All good and lawful men of the county of Travis, duly elected, tried & sworn according to law, who after hearing the parties with their witnesses returned the following verdict viz, "We the jury find the defendant guilty & assess the fine at thirty five dollars"

Signed, J. F. Johnson foreman

It is therefore considered and adjudged by the court that the plaintiff the said state of Texas, recover of the defendant the said sum of thirty five dollars & all costs in this behalf expended & that he remain in custody of the sheriff until the sentence of the court be complied with

The State of Texas vs Michael Gillen } Disorderly house.

In this cause the state appeared by its counsel the Dist: Attorney and the defendant in his own proper person who after hearing the

indictment read pleaded "not guilty" whereupon the cause was submitted to a jury, to wit,
~~J. F. Johnson~~ J. L. Johnson R. N. Peck James Cole, Pleasant Green F. Dutrieck Thos Moore J. B. Warren Wm O'connell John Bremont & William Light, J. M. Jory & F. Dutrieck
All good and lawful men of the county of Travis who after hearing the parties with their witnesses returned the following verdict to wit,
We the jury find the the defendant not guilty
F. Dutrieck
Foreman
It is therefore ordered by the court, that the defendant be dis-charged

The State of Texas } Selling ardent
v } Spirits to a
John Bremont } Slave
In this cause the State appeared by its counsel the Dist: Attorney and the defendant in his own proper person and pleaded guilty to the indictment whereupon a jury were sworn to assess the fine to wit, J. F. Johnson J. L. Johnson R. N. Peck, Jas Cole, J. M. Jory, J. C. Collins Edward Fridels Thos Moore J. B. Warren, Wm O'connell, F. Dutrieck & William Light, all good and lawful men of the county of Travis duly elected, tried & sworn according to law who after hearing the parties ~~with the~~ ~~assess~~ returned the following verdict to wit, We the jury find the defendant guilty and assess the fine at twenty dollars
Signed, F. Dutrieck Foreman

It is therefore considered and adjudged by the court that the State of Texas recover of the defendant the sum of twenty dollars and all costs in this behalf expended & that he remain in the custody of the Sheriff until the sentence of the court be complied with

The State of Texas
vs
William Allen & Jas Clements } In this case the State appeared by its counsel the District Attorney & the defendant by his counsel & the court ordered the case to be continued

The State of Texas
vs
William Anderson } Exhibiting a Bail Bond In this case the State appeared by its counsel the Dist. Attorney and the defdt in his own proper person & for reasons appearing satisfactory to the court the court ordered the case to be continued

State of Texas
vs
Lafayette Cotton } In this case the State appeared by its counsel the Dist. Attorney and the defendant by his counsel and for reasons appearing satisfactory to the court the court ordered the case to be continued

The State of Texas
vs
William Robertson } In this case the State

appeared by its counsel the Dist. Attorney and the defendant by his counsel & by consent of parties the court ordered the case to be continued

The State of Texas vs Maloney } Embezzlement Face Bank In this case

The State appeared by its counsel the Dist. Attorney & ~~the defendant by his~~ ~~counsel~~ on his motion the court ordered the case to be continued and alias process to issue

The State of Texas vs Maroney } Playing cards

In this case the state appeared by its counsel the Dist. Attorney and on his motion the court ordered the case continued and alias process to issue

The State of Texas vs Charles Anderson } In this case the state appeared by its counsel the Dist. Attorney and on his motion the court ordered the case to be continued and alias capias to issue

The State of Texas vs Odeane } Playing cards

In this case the State appeared by its counsel the Dist. Attorney & on his motion the court ordered the case to be continued and alias capias to issue

The State of Texas
vs
Charles Hilburn } Exhibiting Faro Bank

In this case the State appeared by its counsel the Dist: Attorney and on his motion the court ordered the case to be continued and alias process to issue

The State of Texas
vs
Jeremiah Robertson } Exhibiting Faro Bank

In this case the State appeared by its counsel the District Attorney and on his motion the court ordered the case to be continued and alias process to issue

The State of Texas
vs
Jeremiah Robertson } Playing Cards

In this case the State appeared by its counsel the Dist: Attorney and on his motion the court ordered the case to be continued and that alias process issue

The State of Texas
vs
Robert White

In this case the State appeared by its counsel the Dist: Attorney and on his motion the court ordered the case to be continued to that alias process issue

The State of Texas
vs
George Tomkins } Sci Fa

Continued Generally

Timothy McKean
vs
Michael Zeller } In this case the parties appeared by their attorneys, and waiving a jury submitted the matters in controversy to the court, and the evidence being heard & the argument of counsel, it is considered by the court

1. That the defendant Zeller was the agent of the plaintiff to take care of the house & lot described in the petition

2. That it was not such a trust as prevented the defendant from becoming the purchaser of the property at Sheriffs sale on his own account

3. That the defendant is liable for all damages done to the property by himself, either by the sale of fixtures or furniture, or otherwise, while the same was in his charge & before the sale

4. That the plaintiffs right to recover such damages is not barred by the statute of limitations

5. That the plaintiffs damages are assessed at one hundred and fifty dollars

Wherefore, it is considered & adjudged by the court, that the plaintiff recover of the defendant the sum of one ~~hun~~ hundred & fifty dollars ($150.00) and all costs in this behalf expended for which an execution may issue — to which Defendants counsel excepts —

On calling the motion docket the following proceedings were had, to wit,

John Cheesewright
vs
Thomas Whitehead } motion to arrest the judgment

In this case the parties appearing by their counsel & the motion being submitted to the court, after argument of counsel, the same is overruled by the court, to which opinion of the court ~~that~~ the Plaintiff by

225 his Attorney excepts, & in open court
gave notice of his intention to ap-
peal to the Supreme court

Elizabeth Glass
vs
Michael Tiller } motion for new trial

In this cause the parties appeared by
their counsel, & the motion being
submitted to the court, & the
argument of counsel heard thereon
and the same being considered
it is ordered by the court
It is ordered that the motion
be overruled; to which opinion
the defendant by his counsel
excepts, and in open court
gives notice of his intention to
appeal to the Supreme court

Adolph Smith
vs
William Cockburn } motion for new trial

In this cause the parties appeared
by their counsel & the motion
being submitted to the court, on
the argument of counsel being
heard It is considered and
adjudged by the court that
the motion be overruled
To which opinion of the court
the defendant by his counsel
excepts and in open court
gives notice of his intention to
appeal to the Supreme court

S. C. Tannehill
vs
Peyton Nowlin and
Nathaniel Towner } motion
for the transfer of this cause
to the United States District

court at Galveston

In this case the parties appear by their counsel and the motion being submitted to the court and the argument of counsel being heard thereon, it is considered & adjudged by the court that the same be overruled, to which opinion of the court, the defendants by their counsel excepts and in open court, gives notice of his intention to appeal to the Supreme court

Wm H. Kimball
vs
Thos F. Chapman } motion to quash the writ

In this case the parties appear by their counsel & the motion being submitted to the court on the argument of counsel heard thereon It is considered and adjudged by the court that the motion be ~~overruled, to which opinion of the court the~~ sustained and that the suit be dismissed at the cost of the plaintiff ~~plaintiff for w~~ defendant for which an execution may issue

State of Texas
vs
Hamilton } motion to quash Indt.

In this cause the parties appeared by their counsel & the motion being submitted to the court & the argument of counsel heard thereon, the same is overruled by the court

State of Texas
vs
Hugh McLendon } motion to quash

In this cause the parties appeared by their counsel and the motion being submitted to the court & the same being considered It is ordered by the court that the motion be overruled

The State of Texas
vs
Joel Lee } motion for new trial

In this cause the parties appeared by their counsel & the motion for new trial being submitted to the court, and the same being considered by the court It is ordered that the same be overruled

The State of Texas
vs
Thomas Baltzer } motion in arrest of judgment

In this cause the parties appeared by their counsel and the motion being submitted to the court, It is considered & adjudged by the court that the same be overruled

Ann Armstrong &
Curtt Armstrong
vs
Massilon Farley
} motion for new trial

In this case the parties appear by their counsel and the motion was submitted to the court, on the same being considered by the court, the motion is over ruled ~~and~~

To which opinion of the court the defendant excepts, and in open court gives notice of his intention to appeal to the supreme court

It appearing to the court that ~~Martin P. Hale~~, Samuel Jennings Elisha McCheistion, Joseph Duty William J. Bowers, John D. Julington ~~Hale Pleasants~~ were drawn and summoned according to law to serve as Jurors for the present term of said court, & failed to attend in obedience to said summons, it is, therefore, ordered by the court that they be amerced in a fine of ten dollars each, to be paid to the State of Texas, and that a Scire facias issue returnable to the next term of this court commanding them to appear and show cause if any they may have why said judgment should not be made final

It is ordered that the Court do now adjourn, sine die

William E. Jones
Dist. Judge
2nd Jud. Dist

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Be it remembered that on this the 19th of February A.D. one thousand eight hundred & fifty, there was drawn in accordance with law by B.D. Bassford, Clerk of the Dist. court of Travis county and A.P. McGill, Clerk of the County court of said county in presence of Leander Brown a justice of the peace in and for said county the following named persons to serve as jurors for the next term of the District court for said county, to wit,

1 William O'Connor
2 S. Lockwood
3 Wm R.E. Flanagan
4 James Cunningham
5 N.W. Burdett
6 Wm Irvin
7 James G. Swisher
8 H. George
9 William Needham
10 James Cole
11 Giles Burdett
12 Hugh McClure
13 Martin Cassey
14 Charles Walker
15 David Manor
16 Equilla Nichols
17 W.D. Parrie's
18 Peter Kerr
19 John Tait
20 Thos W. Glascock
21 John Hamilton
22 N. McArthur
23 James E. Edmonson
24 Josephus Scott
25 Henderson Upchurch
26 Thos W. Ward
27 Jacob Rinard
28 James M. Swisher
29 William Baker
30 N.M. Jackett
31 James Baker
32 Abner Mathews
33 Timothy McKane
34 Lewis Hurst
35 Elzandel Hamilton
36 Thomas Rowe

B.D. Bassford Clerk of the Dist Court of Travis county

A.P. McGill Clk C C T C

Leander Brown
J.P. J.C.

The District court of Travis County for Spring term A.D. 1850, commenced its session at the court house of said county on the first day of April A.D. 1850, present the Hon. William E. Jones, Judge of the second Judicial District of said State, B.D. Barsford, Clerk of said court, and J.H. Mathews, Sheriff of said county of Travis

On calling the venire, the following persons answered to their names and being all that were in attendance on sd venire ~~last~~ were duly sworn to serve as Grand Jurors for the present term Abner Mathews being appointed and sworn according to law as foreman of said Grand Jury, to wit, ~~[illegible]~~, William O'Connell
2 James Lemmenphan 3 William Crouse
4 Frederick George 5 James Bell 6 Giles Burdett, 7 Hugh McClure 8, William T. Parrei
9 Henderson Wheland 10, Thos W. Ward, 11 Jacob Rinner
12 N. M. Lockett 13, Abner Mathews 14 Timothy McKeane,
15 Lewis Horst 16, Thos Rowe, 17 J. G. Swisher
And the aforesaid Grand Jurors being duly sworn and charged according to law, retired to consider of their presentments

Walker was discharged from serving as a Juror

On calling the docket the following orders were made, to wit,

No 13 The Heirs of J. M. Perry vs The State of Texas } Dismissed by plaintiff

No 14 John Murphy vs The State of Texas } Dismissed by plaintiff

No 15 Heirs of N. H. Waters vs The State of Texas } Dismission by plaintiff

No 13 — Daniel S. Roads vs The State of Texas } Dismissed by Plaintiff

No 14 — Anna Reeves vs The State of Texas } Dismissed by Plaintiff

No 15 — Heirs of Wm H. Cole vs The State of Texas }

No 17 — Heirs of Thos S. Cherchill vs The State of Texas } Dismissed by Plaintiff

No 20 — Heirs of J. S. Kent vs The State of Texas } Dismissed by Plaintiff

No 21 — Heirs of Isaac Donato vs The State of Texas } Dismissed by Plaintiff

No 22 — The Heirs of Robert Owen vs The State of Texas } Dismissed by Plaintiff

No 23 — Heirs of Harvey Martin vs The State of Texas } Dismissed by Plaintiff

24 — Jacob Rice vs The State of Texas } Dismissed by Plaintiff

25 — J. L. Wilson vs The State of Texas } Dismissed by Plaintiff

26 — Heirs of J. S. Brown vs The State Texas } Dismissed by Plaintiff

27 W. R. Goodman vs The State of Texas } dismissed by Plaintiff

28 Charles Jack vs The State of Texas } dismissed by Plaintiff

29 Elizabeth Mays vs The State of Texas } dismissed by Plaintiff

30 Augustine M. Gillispie vs The State of Texas } dismissed by Pltff

31 Samuel Sander heir &c. vs The State of Texas } dismissed by Plaintiff

32. Mary Brison heir &c. vs The State of Texas } dismissed by Pltff

Morgan & Natalie Lagu vs Joseph Duty et al } In this case the parties appeared by their counsel & the cause was continued by consent

Elizabeth Beck Adm'x vs John Bratton } In this case the parties appeared and on motion of the defendant the court ordered the ~~case~~ appeal to be dismissed at the cost of the ~~plaintiff~~ appellant for which execution may issue

William R. Smith
vs
S. P. Robertson et al } In this case the parties appeared by their counsel and on motion it is ordered by the court that the Mary W. Chalmers Guardian ad litem of the minor children &c. has leave to amend her answer And also, on motion of the plaintiff it is ordered by the court that the plaintiff have leave to amend & the defendants have leave to amend

Owen D. Watson
vs
Comr Genl Land Office
& Charles Lockett } In this case the parties appeared and on motion it is ordered by the court that the case be dismissed

A. W. & R. M. Luckett
vs
Thos Moore and
Nathaniel Townsend } In this case on motion it is ordered that the Defts Townsend has leave to amend

Ne3 McMullen and McGloin
vs
The State of Texas } In this case the parties appeared by their counsel and on motion of the plaintiff the court ordered the case to be continued

Ne 64 Jesse C. Tonnehill
vs
Nathaniel Townsend, Landlord
& Peyton Allen Tenant

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No 31

Monday April 1, 1850

~~Henry McElroy et al~~
vs
~~Daniel French et al~~

Henry McElroy
Andrew Crawford
& Francina, his wife
& Charles McElroy
vs
Daniel French
Robert Stewart
Zadock Hubbard &
Elizabeth his wife

} Plaintiffs

} Defendants

And now on this day come the said plaintiffs by Attorney as well as the said defendants by Attorney, and this cause came on to be tried by the issues made by the pleadings of the parties, and thereupon came a jury, to wit, 1 Thomas R. Glascock 2. Archibald Austin 3 John Mitchel 4. Calvin Bell 5 Thomas Adams 6. E. S. Johnson 7. R. G. Parks & 8. J. Bostwick 9 Daniel Crawford 10. Hall Mundlin 11 James Wall and 12. R. D. McArnally, twelve good and lawful men of the county of Lamar, who being duly sworn according to law, having heard the evidence and being charged by the court, retired to consider of their verdict, and after due deliberation thereon had, returned into court here the following verdict, to wit; "We the jury find for the plaintiffs the premises in dispute." Therefore, it is ordered adjudged and decreed by the court that the said Plaintiffs do have and recover of and from the said defendants, the said land

and premises so found by the Jury aforesaid for the said plaintiffs, to wit the certain tract or portion of land known as Francilla & Charles McElroys portion of land, set apart for them by the Probate court of Travis county, out of the head right league of their father Mc Elroy, deceased, described as follows to wit, Beginning on the upper line of William Thomas and at his corner on the Colorado river, and fronting on said river, eleven hundred varas, and thence running back for quantity and containing eight hundred acres of land, the same being the land specified and claimed by said defendants in their answer, and being part and parcel of the League of land granted and deeded by the proper authorities of the State of Coahuila and Texas to Philip Mc Elroy on the 30th day of October A.D. 1832 situated in the county of Travis, on the East side of the Colorado river, and fronting on the same about eight miles below the city of Austin and adjoining the the League of Reuben Hornsby and bounded as follows" from the upper corner of said League of Hornsby, run a line North 30 East with the upper boundary of the same 5450 varas to the Northern corner and continuing the line on the same course 4430 varas to a mound this line in all 9880 varas in length From said mound run another line North 60° West 25-00 varas, where raise another mound thence run another line South 30° West 10,276 varas to the river where set a stake from which a cotton wood 20 inches in diameter bears North 3-1 West 5 varas and another of the same size bears North 25 East ten varas and thence with the river downwards to the place of beginning

237 for which cause it is ordered adjudged and decreed by the court, that a writ of possession be issued to the Sheriff of the county of Travis, requiring him to put the said plaintiffs in the possession of the same and it is further ordered adjudged and decreed that the said plaintiffs have and recover of and from said defendants all of their costs by them about their suit in this behalf expended

John McCullu
vs
George B. Jones } In this cause the plaintiff appeared by his counsel and on his motion the court ordered the cause to be continued for service of interrogatories by publication.

W. W. Thompson adms
vs
James B. Shaw, Comt } In this case the plaintiff appeared by his counsel and on his motion the court ordered the cause to be ~~continued~~ dismissed at the cost of the plaintiff for which an execution may issue

Benjamin H. H. Betts, was ordered by the court to pay a fine of ten dollars for a contempt of court, & execution ordered to issue therefor

It was ordered by the court that thursday next be set apart for calling the

Criminal Docket

State of Texas
vs
Martin A. Love } Sci. fa.
In this case the state appears by its counsel and the defendant in his own proper person and the court ordered the fine to be remitted but that the defendant pay the cost.

State of Texas
vs
Samuel Jennings } Sci fa
In this case the state appears by its counsel the Dist Attorney and the defendant in his own proper person whereupon the court ordered the fine of ten dollars imposed at the last term of this court to be remitted and that the defendant be also exonerated from the costs of this suit

State of Texas
vs
Joseph Duty } Sci facias
In this case the State appears by its counsel and the defendant in his own proper person and the court ordered the fine to be remitted but that the defendant pay the cost

Jesse C. Tannehill
vs
Peyton Rawlen, Tenant
and A. Townsend, Landlord } }
In this case the plaintiff appeared by his Attorney and on his motion the court ordered the case to be dismissed at the cost of the plaintiff, for which an execution may issue

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Samuel K. Blish
vs
Samuel Haslett } This day came the parties by their attornies, and the cause coming on to be heard upon the petition and answers, and the plaintiffs exceptions to the answer & amended answer being sustained by the court, and the said answers, (excepting the general issue) being stricken out; whereupon came a Jury, to wit, 1 Thomas W. Luscook, 2 Archibald Martin, 3 John Mitchel, 4 Calvin Bell, 5 Thomas Adams 6 E. S. Johnson 7 R. G. Parris, 8 J. Bostwick 9 Daniel Crawford 10 Hall Meadlin 11 James Neal 12 R. D. McAnally, who being duly elected, tried and sworn the truth to speak upon the issue joined, upon their oaths returned the following verdict, "We the Jury find for the plaintiff." Wherefore, it is ordered adjudged and decreed by the court, that the right of property and of possession in and to the certificate of 1/3 league of land, described in the plaintiffs petition, be decreed to the petitioner as administrator, aforesaid and that the clerk of the court be required to deliver the same to said Administrator or his Attorney aforesaid petitioner recover his costs herein expended for which an execution may issue

Hardy King et al
vs
The Comr Genl Land Office
vs al } In this cause the parties appeared by their counsel and on motion of the plaintiff the court ordered the case to be dismissed at the cost of the plaintiff for which an execution may issue

The court adjourned until tomorrow morning at half past eight of the clock

241 Tuesday April 2nd A.D. 1850

Court met pursuant to adjournment

The State of Texas
vs
Elisha McBrestion } Scirefacias

In this case the State appears by its counsel the Dist. Attorney and the defendant by his counsel and on hearing the cause the court ordered the ~~fine~~ imposed at the last term of this court to be remitted upon the defendant's paying the cost

William R. Smith
vs
Joseph H. Robertson } In this case the parties appeared by their counsel and the case was submitted to a Jury, to wit,

1 Thomas W. Glazcock, 2 John Mitchell
3 Calvin Bell, 4 Thomas Adams
5 E. S. Johnson 6 T. Bostwick, Daniel
7 Crawford, 8 Nall Meadling, Nicholas McArthur, R. E. Flanegan, Butler Cosner and R. D. McAnally, all good and lawful men of the county of Harris duly elected, tried and sworn to try the issue joined between the parties After hearing the evidence of the parties, and the cause being opened by the counsel of the plaintiff the court adjourned until tomorrow morning at half past eight of the clock

Wednesday morning April 3. 1850

Court met pursuant to adjournment

William R. Smith
vs
Joseph W. Robertson et al

In this cause the parties again appear and the arguments of counsel on both sides was concluded; After which, by agreement of parties the cause was taken from the jury and submitted to the court

State of Texas
vs
John N. Darlington } Sure Facias

In this case the State appears by its counsel and the defendant in person and the cause was submitted to the court Whereupon after hearing the evidence, it is ordered by the court, that the fine imposed at the last term be remitted, and that the defendant be also, exonerated from the payment of costs

The Grand Jury, there being a legal number, to wit, twelve in number; being the same who were sworn on the first day of this term, and all being present, returned into court, through their foreman, the following bills of indictment to wit,

The State of Texas
vs
B. V. Bassford } For malfeasance in office

 as clerk of the district court
(Endorsed) ~~signed~~, A true Bill
Abner Mathews
Foreman

State of Texas
vs
Juan Jose Gonzales } For Larceny
(Endorsed) ~~signed~~, a true Bill
Abner Mathews
Foreman

State of Texas
vs
Oleam Odum
Solomon Childs &
James McDabb } Assault with intent to commit murder
(Endorsed) A true Bill
Abner Mathews
Foreman

State of Texas
vs
John Montgomery } Murder
(Endorsed, A true Bill
Abner Mathews
Foreman

Court adjourned until tomorrow morning at half pas eight of the clock

Thursday morning at half past eight court met pursuant to adjournment

On calling the criminal docket, the following orders were made, to wit

No 1 The State of Texas vs Dock Autry } Betting at Roulett

In this cau the state appeared by its counsel John A. Green Esq. Dist: Attorney and the defendant, although three times solemnly called, answering not; cau it appearing to the court that the said Autry, who signs his name B. Autry, as principal and Thomas C. Collins, who signs his name, T. C. Collins, had executed their bond payable to the State of Texas, in the sum of one hundred dollars, conditioned that the said Autry do make his personal appearance, at the first Term of this court A.D. 1849, to answer the charge of betting at Roulette, as charged against him by an indictment preferred by the Grand Jurors of said county of Travis; whereupon the said Dock Autry was solemnly called three times to answer the charge in said indictment, and the said Dock Autry came not but made default. And the said Thomas C. Collins, who signs his name T. C. Collins, was also three times solemnly called and required to bring with him the body of the said Dock Autry, which the said Collins failed to do; wherefore, it is considered by the court that the said Bond of the said Autry, who signs his name, B. Autry, & of the said Collins, be forfeited; cau that the State of Texas, recover of the said Autry cau the said Collins, the said sum of one hundred dollars, the amount of their said bond; cau that a Scire facias do issue to each of them returnable to the next term of this court, commanding them then cau there to appear and show cause if any they can, why the

Judgment herein rendered, should not be made final against them And it is further ordered that this case be continued & that another capias issue to the county of Washington against the said Autry

No 2. The State of Texas vs Dock Autry } Passing a Bad Bank

In this case the State appeared by its counsel John A. Green Esq. Dist: Attorney, and on his motion it is ordered by the court that the case be continued and that an alias capias issue to the county of Washington

The State of Texas vs Joshua Holden } Murder

In this case the State appeared by its counsel John A. Green esq, the Dist: Attorney and on his motion it is ordered by the court that the case be continued and that an alias capias issue

The State of Texas vs Lee Gray } Assault and battery

In this case the parties appeared by their counsel and on motion of the defendant the court ordered the case to be continued

~~The State of Texas vs Lee Gray~~ }

In this case the

The State of Texas
vs
McRae
} Betting at a Faro Bank

In this cause the parties appeared by their counsel, the State by the Dist: Attorney, John A. Green Esq. and the Defendant by his counsel and pleaded guilty to the charge contained in the indictment; whereupon a jury were sworn as the law directs to assess the fine; to wit, Thomas R. Glascock, John Mitchell, Calvin Bell, E. S. Johnson T. Bostwick Hall Meadlin Robert D. McAnally, R. E. Flanagan Martin Cosner, George W. Davis James Fuller & R. M. Lockett all good and lawful men of the county of Travis, duly sworn according to law; who, after hearing the parties with their witnesses returned into court the following verdict; to wit, "We the jury assess the fine at ten dollars" (Signed) R. D. McAnally, foreman

Whereupon, it is considered and adjudged by the court that the State of Texas, do have and recover of the said defendant the sum of ten dollars and all costs in this behalf expended for which an execution may issue

The State of Texas
vs
Cooly
} Betting at a Faro Bank

In this cause the State appeared by its counsel, John A. Green Esq, Dist: Attorney and the defendant by his counsel and pleaded guilty, whereupon a jury to wit Thomas W. Glascock were sworn to ass[illegible] the fine John Mitchell, Calvin Bell E. S. Johnson T. Bostwick Hall Meadlin R. D. McAnally R. E. Flanagan, Martin Cosner George W. Davis

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James Turley & R. M. Luckett all good and lawful men of the county of Travis duly elected and sworn: who ~~after hearing the~~ returned the following verdict "We the jury assess the fine at ten dollars" Signed R. D. McAnally Foreman

It is therefore ordered by the court that the state of Texas recover of the defendant the said sum of ten dollars & all costs & that an execution issue therefor

The State of Texas
vs
Wm H. Stewart } Betting at a Faro Bank

In this case the state appeared by its counsel the District Attorney and the defendant by his counsel and pleaded guilty, whereupon a jury were sworn to assess the fine to wit, Thomas W. Glascock John Mitchell Calvin Bell E. S. Johnson T. Bostwick Hall Meredith R. D. McAnally R. E. Blanegan Martin Cosner George W. Davis James Turley and R. M. Luckett all good and lawful men of the county of Travis, elected and sworn according to law; who returned the following verdict; to wit; "We the jury assess the fine at ten dollars (Signed, R. D. McAnally Foreman

It is therefore ordered by the court that the state of Texas recover of the defendant the sum of ten dollars & all costs & that an execution issue therefor

Dal 4

The State of Texas
vs
Rueby Bailey } Exhibiting a Faro Bank

In this case the State appeared by its counsel the District Attorney and on his motion the court ordered the cause to be continued and alias process to issue to the county of Washington

The State of Texas
vs
Peter Renfro } Betting at a game of Bunk

In this case the state appears by its counsel the District Attorney and the defendant by his counsel and plead guilty, whereupon a jury was sworn to assess the fine to wit, Thos W. Glasscock John Mitchell, Calvin Bell E. S. Johnson T. Bortwick Hall Meadlin Robert D. McAnally R. E. Flanneyan Martin Cornel George W. Davis James Purly and N. M. Puckett, all good and lawful men of the county of Travis duly elected and sworn; ~~to say~~ who returned, the following verdict to wit, "We the jury assess the fine at ten dollars. Signed

R. D. McAnally
Foreman

Whereupon it is considered and adjudged by the court that the State of Texas do have and recover of the defendant the sum of ten dollars and all costs in this behalf expended for which execution may issue

State of Texas
vs
Pat Off } In this case the state appears by its counsel the District Attorney who ordered a Nolle Prosequi to be entered It is therefore ordered by the court that the State of Texas pay the costs of this suit

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The State of Texas vs Henry Lewis } Betting at a Faro Bank

In this case the State appeared by its counsel the Dist. Attorney and the defendant by his counsel and pleaded guilty; whereupon a jury were sworn to assess the fine, to wit, Thomas W. Glascock, John Mitchell Calvin Bell, E. S. Johnson, T. Bostwick Hall Meadlin, R. D. McAnally, R. E. Flanegan James Turley and A. M. Luckett; all good and lawful men of the county of Travis, elected & sworn according to law; who returned the following verdict; to wit,

We the jury assess the fine at ten dollars,

(Signed) R. D. McAnally, Foreman

It is, therefore, considered by the court and ordered that the State of Texas do have and recover the sum sum of ten dollars, from the said defendant, and all costs and that execution issue therefor

The State of Texas vs Michael Burchie } Betting at a Faro Bank

In this case the State appeared by its counsel the District Attorney and the defendant in person and pleaded not guilty; whereupon a jury well sworn as the law directs to try the issue joined between the State and the defendant, to wit, Thos W. Glascock John Mitchell, Calvin Bell, E. S. Johnson T. Bostwick, Hall Meadlin R. D. McAnally R. E. Flanegan, James Turley & A. M. Luckett, all good and lawful men of the county of Travis, elected and sworn according to law; who after hearing

the evidence of the cause, and the charge of the court returned the following verdict; to wit, "We the jury find the defendant not guilty
(Signed) R. D. McAnally, Foreman
It is, therefore, ordered by the court that the defendant be discharged and that the state pay the costs of this suit

The State of Texas
vs
Robert M. Williamson } Betting at a Faro Bank

In this case the state appears by its counsel, John A. Green Esq. the dist. Attorney, and the defendant by his counsel and pleads guilty whereupon a jury were sworn to assess the fine; to wit,
"Thomas N. Glascock, John Mitchell Calvin Bell, E. L. Johnson, T. Bostwick Hall Madden R. D. McAnally, R. E. Flanagan James Kirby & R. M. Lockett, all good and lawful men of the county of Travis duly elected and sworn, who return the following verdict, to wit,
"We the jury assess the fine at ten dollars
(Signed) R. D. McAnally
Foreman
It is therefore, ~~ordered~~ ordered by the court that the state of Texas, recover of the defendant the fair sum of ten dollars and and all costs for which an execution may issue

The State of Texas } Murder
vs
John Montgomery

In this cause the state appears by its counsel, John A. Green Esq. Dist Atty, & the defendant in his own proper person; who on hearing the indictment read pleaded "not guilty" Whereupon the court orders the clerk to issue a venire capias directed to the sheriff for the appearance of the jurors on Monday 8th of April 1850 and the Dist. Atty gives the copy of the Indictment

April 4. 1850.

251 The State of Texas
vs
Everett H. Lott } In this case the State appeared by its counsel John A. Green Esq. Dist. Attorney who ordered a Nolle Prosequi to be entered, whereupon it is ordered by the court that the State of Texas pay the costs of this suit

The State of Texas
vs
Bains } Exhibiting a Bare Book
In this case the State appeared by its counsel the District Attorney, John A. Green Esq., who ordered a Nolle Prosequi to be entered whereupon it is ordered by the court that the State of Texas pay the costs of this suit

The State of Texas
vs
William B. Underhill } Exhibiting a bare Book
In this case the State appeared by its counsel, John A. Green Esq. Dist. Attorney, who ordered a Nolle Prosequi to be entered It is therefore ordered by the court that the State of Texas pay the costs of this suit

The State of Texas
vs
William McParkson } Assault & Battery
In this case the State appeared by its counsel the Dist. Attorney & on his motion the court ordered the case to be continued and an alias capias to issue to the county of Bastrop

State of Texas
vs
Elliot } Exhibiting a Faro Bank

In this case the state appears by its counsel the District Attorney who orders that a Nolle Prosequi be entered It is therefore ordered by the court that the State pay the costs of this suit

The State of Texas
vs
William S. Wilburn } Exhibiting a Faro Bank

In this case the State appears by its counsel the District Attorney who orders that a Nolle Prosequi be entered, whereupon it is ~~ordered~~ ordered by the court that the State of Texas pay the costs of this suit

The State of Texas
vs
William R. Allen } Exhibiting a Faro Bank

In this case the State appears by its counsel, the District Attorney who orders that a Nolle Prosequi be entered, whereupon it is ordered by the court that the State pay the costs of this suit

The State of Texas
vs
Millard M. Parkson } Assault & battery with intent to kill

In this case the State appears by its counsel John A. Green Esq. ~~District~~ Attorney, and on his motion the court ordered the case to be continued and alias capias to issue to the county of Bastrop

The State of Texas } Betting at a Faro Bank
vs
Wm Mc Ahron }

In this the case the State appeared by its counsel John A Green Esq. District Atty and on his motion the Court ordered the case to be continued and Alias Capias to issue to the County of Fayette

The State of Texas }
vs. } Betting at a Faro Bank
Rowley Autry }

In this case the State appeared by its counsel John A Green District Attorney, and the Defendant although three times solemnly called, answering not, and it appearing to the Court that the said Autry who signs his name ~~Rowley~~ Autry, as principal and Thomas C Collins who signs his name T. C. Collins had executed their bond payable to the State of Texas in the sum of one hundred dollars conditioned that the said Autry do make his personal appearance at the fall Term of this court 1879, then & there to answer to an indictment preferred against him by the Grand Jurors of said county for betting at a Faro bank respectively his stones charge, & ~~that~~ not depart therefrom without leave of the court. Whereupon the said Rowley ~~Cook~~ Autry was solemnly called three times to answer the charge in said indictment, and the said ~~Cook~~ Autry came not but made default. And the said Thomas C. Collins, who signs his name T. C. Collins, was also, three times solemnly called, and required to bring with him the body of the said ~~Cook~~ Autry, which the said Collins failed to do, wherefore it is considered by the court, that the said bond of the said ~~Cook~~ Autry who signs his name R. Autry and the said Collins be forfeited, and that the State of Texas recover of the said Autry and the said Collins

the sum sum of one hundred dollars, the amount of their sui bond, and that a Scire Facias issue to each of them, returnable to the next term of this court, commanding them to appear and show cause in why they can why this Judgment should not be made final against them and it is firstly ordered that the case be continued and that an alias capias issue to the county of Washington

The State of Texas
vs
Josiah Crew
} Betting at Faro

In this case the state appears by its counsel the Dist: Attorney who orders a Nolle Prosequi It is therefore ordered by the court that the state of Texas pay the costs of this suit

State of Texas
vs
Robert H. Wynn
} Betting at Faro

In this case the state appears by its counsel the District Attorney who orders that a Nolle Prosequi be entered Whereupon it is ordered by the court that the state of Texas pay the costs of this suit

253. The State of Texas } Betting at a
vs } Faro Bank
Jack Davis } In this case
the state appears by its counsel
John A. Green Esq. Dist. Atty
and the defendant by his
counsel and tendered guilty
whereupon a jury were sworn
to assess the fine; to wit,
Thomas N. Glasscock John Mitchen
Lafayette Bell E. S. Johnson
J. Bostwick Hall Madden, Robert A.
McAnally, R. E. Flanagan Martin Barnes
George W. Davis, James Shelby
and R. M. Luckett, all good and
lawful men of the county of Harris
duly elected tried and sworn as
the law directs; who returned the
following verdict, to wit,
"We the jury assess the fine at
ten dollars (Signed) R. A. McAnally
It is therefore ordered by the court by the foreman
that the state do recover of the defendant the said sum and
all costs & that execution issue therefor

The State of Texas } Exhibiting
vs } a Faro Bank
Joseph Walker
In this case the state appears by
its counsel the District Attorney
John A. Green Esq. who orders
a Nolle Prosequi to be entered
Whereupon it is ordered by the
court that the state of Texas pay
the cost of this suit

The State of Texas } Betting at a
vs } Faro Bank
Wm. T. Sadler
In this case the state appears
by its counsel the District Attorney
John A. Green, who orders a Nolle
prosequi to be entered

The State of Texas
vs
Zenas Williams Eddy } Betting at a Faro Bank

In this case the state appears by its counsel the District Attorney who ordered a Nolle prosequi to be entered whereupon it is ordered by the court that the state of Texas pay the cost

State of Texas
vs
Thomas Calpe } In this case the state appears by its counsel the District Atty who ordered a Nolle Prosequi to be entered Whereupon it is ordered by the court that the state of Texas pay the costs of this suit

State of Texas
vs
Alexander Allen } Betting at a Faro Bank

In this case the state appears by its counsel the District Attorney, and on his motion the court order the case to be continued and alias process to issue

State of Texas
vs
Charles Bailey } Betting at a Faro Bank

In this case the state appeared by its Counsel the District Attorney who ordered a Nolle prosequi to be entered. Whereupon it is ordered by the Court that the State of Texas pay the costs of this suit.

State of Texas }
County of Travis }
vs
C

257.

State of Texas
vs } Betting at a Faro Bank
Charles Bailey

In this case the State appeared by its Counsel the District Attorney and on his motion the Court ordered the case to be continued and process to issue to Austin County

State of Texas
vs } Betting at a Faro Bank.
Charles Bailey

In this case the State appeared by its counsel the Dist Atty and on his motion the Court ordered the case to be continued and process to issue to Austin County

State of Texas
vs. } Assault and Battery
Allen E Brown

In this case the State appeared by its counsel the District Attorney and the Defendant. Although three times solemnly called answered not and it appearing to the Court that the said Brown who signs his name A E Brown as principal and Joh E Elgin who signs his name J. E. Elgin had executed their bond payable to the State of Texas in the sum of one hundred dollars conditioned that the said Brown make his personal appearance at the Spring Term of this Court A D 1856 to answer the charge of Assault & Battery as charged against him by an indictment preferred against by the Grand Jurors of the said County of Travis. & Whereupon the said Allen E Brown was solemnly called three times to answer the charges in said indictment. And the said Brown came not but made default. And the said John E. Elgin who signs his name J E Elgin was also three times solemnly called and required to bring with him the body of the said ~~J. E. Elgin~~ A. E. Brown which the said Elgin failed to do. Wherefore it is considered by the court that the said bond of the said Brown who signs his name A E Brown & of the said Elgin be forfeited. And that the State of Texas recover of the said Brown & the said Elgin. the said sum of one hundred dollars, and that a Scire facias issue ~~solemnly~~ against the said sureety

~~The account of their said bond~~. And it is further ordered by the court that the case be continued and Alias Capias to issue

State of Texas
vs
George W. Duncan } Assault & Battery with intent to kill

In this case the State appeared by its counsel the District Attorney and on his motion the Court ordered the case to be continued and Alias process to issue to Caldwell County

State of Texas
vs
John Falk } Scire facias

In this case the State appeared by its counsel and for reasons appearing satisfactory to the court, the court ordered the cause to be dismissed

State of Texas
vs
William Anderson } Exhibiting a Faro Bank

In this case the State appeared by its counsel, John A. Green Esq. Dist. Attorney and the defendant by his counsel and pleaded guilty; whereupon a Jury were sworn to assess the fine, to wit Thomas H. Glasscock John Mitchell, Calvin Rice, E. S. Johnson, T. Burwick Hall Mullin, Robert. V. McAnally, R. E. Flanigan Martin Cosner George W. Davis, Jesse Hurley and Nicholas McArthur all good and lawful men of the county of Travis" who returned the following verdict, to wit, "We the Jury ~~fine~~ assess the fine at $25.00 It is, therefore, ordered by the court that the State of Texas recover of the defendant the sum sum of twenty five dollars and all costs and that execution issue therefor

April 4th A.D. 1850.

259. The State of Texas
vs
William Allen and
Mrs Clements
} Living together in fornication

In this case the State appears by its counsel John A. Green Esq. Dist. Attorney and the defendant by his counsel and on motion of the District Attorney the court order the case to be continued

State of Texas
vs
Lafayette Cotton
} Exhibiting a Faro Bank

In this case the State appears by its counsel the District Attorney and on his motion the court order the cause to be continued

State of Texas
vs
William Robertson
} Exhibiting a ~~Bank at a~~ Faro Bank

In this case the State appears by its counsel ~~the~~ John A. Green Esq. District Attorney and the defendant although three times solemnly called answering not ~~but making default~~ And it appearing to the court that the said William Robertson who signs his name William Robinson as principal and Charles E. Hilburn, who signs his name ~~C.E~~ C. E Hilburn as security have executed their bond payable to the State of Texas in the sum of one hundred dollars, conditioned that the said Robertson personally appear at at the fall term of this court 1859, to answer to an indictment preferred against him by the grand jurors of said county for exhibiting a Faro Bank, and abide the judgment of said court; Whereupon the

the said William Robertson was solemnly called three times, to answer the charge in said indictment, and the said Robertson came not but made default; and the said Charles E. Hilburn who signs his name C. E. Hilburn was also three times solemnly called and required to bring with him the body of the said William Robertson, which the said Hilburn failed to do Wherefore it is considered by the court that the said bond of the said William Robertson, who signs his name William Robenson and of the said Hilburn be forfeited, and that the state of Texas recover of the said Robertson and the said Hilburn the said sum of one hundred dollars the amount of their said Bond, and that a scire facias issue to each of them returnable to the next term of the court commanding them to appear and show cause if any they can why ~~said bond should not be~~ the judgment herein rendered should not be made final And it is further ordered by the court that this case be continued and that an alias capias issue

State of Texas
vs
Maroney
} Exhibiting a Faro Bank

In this case the state appears by its counsel the District Attorney, and on his motion the court orders the case to be continued and alias process to issue

State of Texas
vs
Maroney
} Playing cards

In this case the state appears by its counsel the District Attorney and on his motion the court orders the case to be continued and that alias process issue

261 State of Texas
vs } Playing cards
Adam

In this case the State appears by its counsel John A. Green Esq. District Attorney and the defendant in his own proper person who on hearing the indictment read pleaded not guilty, whereupon a jury, men of good and lawful men of Travis county, were sworn as the law directs to try the issue joined between the State and the defendant. After hearing the parties with their witnesses and the charge of the court, the jury retired to consider of their verdict but not agreeing, by consent of parties it is agreed that a juror be withdrawn a mistrial ensued & the case continued

Court adjourned until tomorrow morning at half past eight

Friday morning April 5. 1850
court met pursuant to adjournment
The Grand Jury, there being thirteen in number, of those who were sworn on the first day of this term of the court, returned into court & through their foreman returned the following bills of indictment to wit

The State of Texas
vs
Barnwell T. Bassford
} Malfeasance in office as clerk of the dist. court

(Endorsed), A true bill
(Signed), Abner Matthews
Foreman

The State of Texas
vs
John Alexander
} Burning a building

(Endorsed), A true bill
(Signed), Abner Matthews
Foreman

~~Court adjourned until to morrow morning at half past eight~~
And the Grand Jury aforesaid, informing the court that they had no further business before them were discharged by the court
The court adjourned until tomorrow morning at half past eight of the clock

Saturday morning April 6. A.D. 1850.

Court met pursuant to adjournment

William R. Smith
vs
James Webb
Albert G. Horton
Mary W. Chalmers Widow of
John G. Chalmers
Mary Wallace Green, formerly
Mary Wallace Chalmers, and
Thomas Green her husband,
Alexander H. Chalmers
William Lizy Chalmers
Eliza H. Chalmers
Sarah G. Chalmers
Ann Chalmers, and
Fanny Chalmers, who defen
by their guardian ad litem
the said Mary W. Chalmers
their mother

And now on this day comes the complainant by George W. Peachal his attorney, and the said Joseph R. Robertson by his Attorneys Hamilton Hancock and Gilespie, the said James Webb in his own proper person, the said Albert G. Horton by T. H. Duval, his Attorney, the said Mary W. Chalmers, the said Green and his said wife Mary Wallace by their Attorneys Hamilton and Green, and the said Alexander, William, Eliza, Sarah, Ann and Fanny by their said Guardian ad litem Mary W. Chalmers, and the issues having been submitted to a Jury and withdrawn by the consent of all the parties, and submitted to the court, with the agreement that the court should find the issues of fact & of law and render a decree thereupon The court does find that the said John G. Chalmers in his life time, and

the said Robertson, Norton & Webb; to wit
on the 4th day of September A.D. 1855, executed and delivered to said plaintiff the said three promissory notes in the plaintiffs petition set forth, and also the mortgage deed in said petition set out, and that there is due to the plaintiff upon said notes and mortgage, the sum of four thousand five hundred dollars of principal and the further sum of fifteen hundred and thirty two dollars interest to the 6th April 1850.

It is therefore considered ordered adjudged and decreed by the court here that the said plaintiff recover of the said James N. Robertson, James Webb and Albert C. Norton, who have survived the said John G. Chalmers the sum of ~~six thousand~~ thirty two dollars, his debt & his interest by way of damages, with interest on said sums at 8 per centum per annum from the rendition of this judgment together with all his costs in and about this suit laid out & expended and because in the opinion of the court the interlocutory order of the 26th day of October 1848 for the sale of the mortgage property was premature and without the proper parties being before the court, and the sale thereunder void; and the said heirs of Chalmers having prayed that said sale be set aside, and the Sheriff reporting to the court here that nothing has been done on said sale; It is, therefore ordered that said interlocutory decree and sale be vacated and set aside and it is further ordered adjudged and decreed that the equity of said defendants in and to said mortgage property; to wit, the said lots three and four in Block Seventy (3 & 4 in Block 70) situated on the street known

as Congress Avenue in the city of Austin, with all and singular the improvements, buildings and appurtenances thereto belonging, and all and singular the printing presses, types, fonts, furniture & implements in said building belonging to and heretofore known as the printing office and establishment of the "Austin City Gazette" in said city, and more recently as the office of the "New Era"; as in said mortgage deed described, be forever barred and foreclosed

And it is further ordered adjudged and decreed that the Clerk issue an order and execution to the Sheriff of Travis county, commanding him to make due advertisement of said property and on a day by him to be named to sell the same to the highest and best bidder for cash, and the proceeds to pay to the plaintiff & bring his receipt into court

And it is further ordered adjudged and decreed, that if the amount of the sale fails to satisfy this said judgment, and all interest & costs thereon, then the plaintiff shall have execution for the balance thereof against the said Robertson, Webb and Horton, to be levied of their goods and chattels, lands and tenements

Court adjourned until Monday ~~tomorrow~~ morning at half past eight of the clock

Monday Morning April 8th 1850
Court met pursuant to adjournment

P. B. Cock
vs
Benj Grayson } In this case the Plaintiff appeared ~~and~~ by his atty and on his motion the court ordered the case to be continued under the former order of the court

Charles Hall
vs
Wm T. Thomas } In this case the rule for cost granted at the last term not being complied with It is ordered by the court that the case be dismissed

Hannah Alexander
vs
A. C. Gatmore & Cornelius Lowe
In this case the plaintiff appeared by his counsel and on his motion the court ordered the case to be continued and alias fieri facias to issue to the county of Calhoun on Moses Johnson Adams

No 69 Sarah Ann Norton executrix &c.
vs
Joel Lee
In this case the parties appeared by their counsel and by consent, it is agreed that this case be docketed for trial in this county

A. B. McGill
vs
R. P. Potter } ~~In this case the plaintiff appeared~~
In this case the parties appear by their counsel and by consent of the parties it is ordered by the court that the case be dismissed at the cost of the plaintiff

No 96 John Brothers, Adm^r
vs
Alden A. M. Jackson &
Martin Moore

In this case the ~~[illegible]~~ parties appear by counsel and by consent of the parties it is ordered by the court that the case be dismissed at the cost of the deft Martin Moore

State of Texas
vs
George Lamkin
Scire facias

In this case the plaintiff appears by the district Attorney John A. Green Esq., and the defendant attorney three times solemnly called answering not but making default; It is therefore, considered and adjudged by the court that the judgment Nisi rendered at the last term of this court be made final, and that the State of Texas recover of the said Lamkin the sum of twenty dollars and that execution issue therefor

No 97 State of Texas
vs
Juan Jose Gonzales
Larceny

In this case the State appears by its counsel, John A. Green Esq. the dist: Attorney, and on his motion the court declares the case to be continued and a alias process to issue

98 State of Texas
vs
Oliver Adams
Solomon Childs &
James McNabb

} Assault and Battery with intent to Rape

In this case the State appears by its counsel John A. Green Esq. Dist. Attorney and on his motion the court ordered the case to be continued and alias process to issue

The State of Texas
vs
Burnett T. Bassford

} Malfeasance in office as Clerk of the Dist. Court of Travis county. Bill filed 3d of April A.D. 1850, charging the said Bassford with mutilating and abstracting from the fee book, the record of fees charged on said Book, from the full term of this court 1840, to the full term 1845; which said indictment is endorsed as follows; to wit,

" The State of Texas
" vs
" Burnett T. Bassford
" A true Bill
" Abner Mathews
" Foreman of the
" Grand Jury
" I certify that Goodlet,
" A. A. Hopkins and John M. Swisher
" were sworn before me upon
" whom evidence the Grand Jury
" found this indictment
" (signed) Abner Mathews, foreman

Trickson and for Dist. Attorney

In this case the State appears by its counsel John A. Green Esq. Dist. Attorney, who having instituted the record ~~charges~~ in said in-

dictment charged in said indictment to have been "mutilated and abstracted from", and finding said record ~~to~~ whole, and regularly paged from 1840, to 1850, and believing that said indictment was "found in error, to say the least", ordered a Nolle Prosequi to be entered; Whereupon it is ordered by the court this case be dismissed, and that the defendant go hence &c.

The State of Texas
vs
John Alexander
} Burning a Building

In this case the State appeared by its counsel John A. Green Esq. the dist. Attorney and on his motion the court ordered the case to be continued and alias process to issue

On calling the appearance docket the following orders were made, to wit,

The Administrator of
S. C. Robertson, deceased
vs
James B. Shaw, comptroller
&c. &c
} Ac 84

In this case the parties appeared by their counsel and for reasons appearing satisfactory to the court the court ordered the case to be continued

William Simpson
vs
Michael Zilker
}

In this case the parties appeared by their counsel and for reasons appearing satisfactory to the court the court ordered the case to be continued

George Hancock
vs
A. C. Norton } In this case the plaintiff appears by his counsel and on his motion the court orders the case to be continued for service

Matilda Stanger
vs
Isaac Stanger } Suit for divorce
In this case the plaintiff ~~State~~ appears by ~~the~~ her counsel and on motion of Plaintiff the court orders the case to be continued for service

Williamson S. Oldham
vs
William F. Robinson }
In this case the plaintiff appears by his counsel and the defendant although three times solemnly called answering not but making default, came now on this the 8th day of the present term of this court, no answer having been filed, It is considered and adjudged by the court that the plaintiff do have and recover of the defendant according to the prayer of his petition, to wit, the sum of two hundred and forty dollars debt and the further sum of four dollars and eighty cents ~~by way of~~ interest and all his costs in this behalf expended for which an execution may issue

271

No 104.

F. W. Ogden Adm^r &c.
vs
C. C. Brownson } In this case the ~~state~~ plaintiff appears by his counsel and on his motion the court orders the case to be continued and that alias process issue

Louisa R. Aldis
vs
Horace Aldis } Suit for divorce
Petition filed by consent of parties
In this cause the parties appear by their counsel and for reasons assigning satisfactory to the court, the cause is ordered to be continued

Elizabeth B. Smith } Plaintiff
vs
James H. Mathews } Defendant

And now on this day comes the plaintiff by her Attorneys, Snell & ~~Hotchkiss~~ Costa, and filed her petition and affidavit of the justness of the debt in this case & thereupon comes the defendant in his own proper person in open court and confesses judgment for the amount of the debt & interest due on the note sued on, and it appearing to the court here, from the note filed with said petition in this cause that the sum of two hundred and eighty eight dollars & twenty six cents is due to said plaintiff including debt and interest due on the same from the 5th day of February 1847; therefore it is considered by the court that the said plaintiff have and recover of the defendant the said sum of two hundred and eighty eight dollars & twenty six cents together with all costs of this suit, for which an execution may issue

John Chenoweth
vs
Thomas Whitehead } In this case the plaintiff appearing by his counsel and on his motion the court ordered the case to be continued for service

T. J. Chambers
vs
Josiah Fisk et al } In this case the defendants move the court for a rule upon the plaintiff for security for costs, the plaintiff being present in court Whereupon it is ordered by the court that the plaintiff give security for costs on or before the first day of the next term of this court or that the suit be dismissed—

On motion of the plaintiff, the defendants respending the rule for that purpose; It is ordered by the court that the land in controversy be surveyed, and the plat and field notes thereof, be returned to this court on the first day of the next term

It is, also, ordered that James P. Hector be appointed surveyor for that purpose

On motion of the heirs of Gideon White, It is ordered by the court, that process issue to the heirs of George N. Spiers, commanding them to appear on the first day of the next term of this court and answer and defend as warrantees &c. &c.

On motion of Francis Kelley it is ordered by the court that process issue to Blount County against Thomas H. Mays commanding him to appear at the next term of this court on the first day of the next term and answer & defend as Warrantor

Monday April 8th 1850

Thomas Wm Ward
vs
B. H. H. Butts } Action on Note

In this case the plaintiff appears by his counsel, and the defendant although three times solemnly called answering not, but making default, now on this the 8th day of the present term it is ordered by the court that the plaintiff recover according to the tenor of his petition; to wit the sums of three hundred and four dollars and eighty two cents ~~[illegible]~~ principal and sixteen dollars and twenty five cents interest and all costs in this suit expended & that execution issue therefor

Volney E. Howard
vs
Edwin Nash } Action on two notes

In this case the plaintiff appeared by his counsel, and the defendant although three times solemnly called answering not but making default, It is therefore, considered by the court ordered and decreed that the plaintiff recover according to the tenor of his petition; to wit, the sum of one hundred and nine dollars and sixty cents debt and interest and all costs of this suit for which execution may issue

April 8th 1850

W. E. Hoath
vs
Thos H. Moore } On motion leave is granted to the sheriff ~~to~~ of Shaw county to amend his return upon the execution issued in this case & returned 2. of March 1846, so as to read the Southern instead of the Northern

On motion leave was granted to E. S. C. Robertson to withdraw from the deposition ~~of E. S. C. Robertson~~ of Andrew Montgomery and others of Greene county of file in the case of E. S. C. Robertson adm'r vs Sam Houston President the original testimonio for five dollars of bond to S. C. Robertson adm'r. It is also, ordered by consent of parties that a copy of the original petition be substituted for the original, cost

R. Townsend
vs
Edwin Walker et al } In this case the plaintiff by Attorney comes into court and dismisses the bill as to Edwin Walker George Wright and Sylvester Munger but retains the same so far as the Commissioner General of the land office is a party & concerned all of which is so ordered by the court And it is further ordered that the defendants Walker Munger & Wright go hence & recover their costs for which execution may issue

275

Wm R. Smith
vs
I. W. Robertson
et al

District Court
Spring Term 1880.

In this case the defendant I. W. Robertson by Attys now suggests here to the court that no judgment should or can legally be entered upon the finding of the facts in this case but that the same should be arrested for the following reasons now assigned as causes &c.

First that John G. Chalmers now deceased, was as the plaintiff in his pleading admitted one of the parties to the notes and mortgage sued on; and that neither was the said Chalmers in his life time nor his heirs since been made parties to this suit; Wherefore he moves that the same may be arrested and set for naught &c.

April 6. 1880

Giles Rice, Hamilton & Hancock Attys

The foregoing motion coming before the court, and the parties being present by their Attorneys, and the same being duly considered by the court; it is ordered that the said motion be overruled; Whereupon the said defendant Robertson by his Attorneys, in open court gave notice of his intention to appeal to the Supreme court

State of Texas
vs
Barnwell D. Burford } Malfeasance in office as clerk of the district court

In this case the State appears by its counsel John A. Green Esq, Dist. Atty, who orders a Nolle Prosequi to be entered It is, therefore ordered by the court that this suit be dismissed at the cost of the State

The State of Texas
vs
John Algauer } Burglary & building

In this case the State appears by its counsel, the District Attorney and ~~on his motion it is~~ it appearing to the court that said Defendant is already in custody of the Sheriff it is ordered by the court that said Algauer be ordered into the custody of the Sheriff on the indictment in this cause and that the Defendant may be set at liberty on this indictment upon his entering into bond with security as the law directs in the sum of seven hundred Dollars

No. Francis Dieterich
vs Decree
The Heirs of
William S. Beaty, deceased } District Court of Travis County, Spring Term 1850, April 9th, A.D. 1850

In the above entitled case comes the Plaintiff, Francis Dieterich by his Attorney John Hancock, and the Defendants, the unknown Heirs of William S. Beaty, deceased by A. J. Hamilton an attorney of this Court, appointed by the Hon. William E. Jones, the presiding Judge, as curator to represent the said unknown Heirs, who have been served by publication of the Writ & brief statement of the petition in this case, as appears of record, for eight successive weeks previous to the last term of this Court, and the parties waiving a jury, submitted the matters in controversy to the Court.—

377 Whereupon, ~~the~~ evidence heard and argument of counsel, it is ordered, adjudged and decreed by the Court that the property described in plaintiffs petition, to wit, Lot No. 6 in Block ~~No~~ 56 fronting on Congress avenue together with the improvements thereon, be partitioned ~~betw~~ in two equal moyeties between the said Francis Dieterich and the said unknown heirs of William S. Beaty deceased, and it further appearing to the satisfaction of the Court that said lot and improvements cannot be divided into two equal parts, It is ordered, adjudged and decreed by the Court that the said lot and improvements thereon be sold by the Sheriff of said County of Travis to the highest bidder for cash after giving notice for thirty days of said sale by publication in the Texas State Gazett a news paper published in said County of Travis, and the proceeds of said sale after defraying all the expenses thereof to be equally divided by said Sheriff between the Dieterich and the said unknown Heirs of Wm. S. Beaty, and in the event of the said Heirs not appearing by themselves, their agent or attorney to receive their portion of the money arising from said sale from said Sheriff within one month from the time of the sale so made, then the said Sheriff shall deposit the same with the Treasurer of the State, & take his receipt for the same, subject to the order of said Heirs.—

It is further ordered & decreed by the Court that the costs of this suit be paid by the plaintiff

It is further ordered & adjudged by the Court that A. J. Hamilton, Esqr appointed to represent said Heirs be allowed the sum of twenty dollars for his services in attending to this case for said Heirs to be paid by the Sheriff out of their portion of the money arising from the sale of said property, the receipt for the same to be filed with the Treasurer of the State with the money as before directed.

Court adjourned until tomorrow morning at nine of the Clock

Thos. S. Chapman

B. D. Beasley

Tuesday morning April 9th 1857.

Court met pursuant to adjournment

Thos J. Chapman
vs
B. A. Bassford,
} continued by consent.

George Hancock
vs
Thos J. McKinney
} In this case the parties appear by their counsel & on motion of the defendant it is ordered by the court that the land in controversy be surveyed by the County Surveyor & the plat & field notes be returned to this court on or before the first day of the next term

The State of Texas
vs
Barnwell A. Bassford
of the District court
} Misdemeanor in office as Clerk

In this case the State appears by its counsel John A. Green Esq. District Attorney and the defendant in his own proper person, and on motion of the defendant the court orders the indictment to be quashed and that the State of Texas pay the cost of this prosecution

T. P. Chambers
vs
Josiah Fisk et al
} In this case the parties appear by their counsel, and the motion for an injunction filed by the plaintiff on a previous day of this term, being submitted to the court and the argument of counsel, heard and the

(Thursday April 9th 1850)

Same being duly considered by the court; it is ordered by the court that the motion for an injunction be overruled; Whereupon the ~~defendant~~ plaintiff excepts to the opinion of the court & in open court gave notice of his intention to appeal to the Supreme court

Joseph Dereath
vs
R. H. Peck &
L. B. McGill

In this case the parties appeared by their counsel, and on motion of the defendant it is ordered by the court, that the injunction be dissolved as to the deed in trust and that the trustee be authorized to proceed to sell, and pay the proceeds to Peck so far as to pay the amount specified in the deed; and the surplus if there be any to be paid to the plaintiff herein; whereupon the plaintiff by his counsel in open court gave notice of his intention to appeal to the Supreme court

State of Iowa
vs
Bardley Awbrey &
J. C. Collins

In this case the state appeared by its counsel the District Attorney & Mr. Green esq and on his motion it is ordered by the court that the case be continued and that an alias scire facias issue to the county of Washington against Bardley Awbrey

James R. E. Goodlet
vs
B. F. Bassford and
A. M. Duncan } In this cause the ~~Plaintiff~~ defendant B. F. Bassford asks a rule on the plaintiff for security for cost; whereupon it is ordered by the court that, that notice of suit issue be forth with serve upon the defendant

James R. E. Goodlet
vs
B. F. Bassford
Burwell D. Bassford } In this cause the defendant moves the court for a rule on the plaintiff for security for costs; whereupon it is ordered by the court that notice of this motion be forth with serve upon the plaintiff, and it appearing to the court that the plaintiff has had the notice, it is therefore ordered that the plaintiff give security on or before the first day of the next term or the case be dismissed.

State of Texas } District court
Travis county } Spring T. 1880.

I Burwell D. Bassford, clerk of the district court of Travis county, hereby ~~certify~~ report to said court that I have received and am responsible for the following cases as sure fees, to wit, ~~and it afterwards appearing to the court that the notice had been given, it is therefore ordered that the security be given on or before the first day of next term or suit to be dismissed~~

A. M. Duncan et al
vs
Samuel Hazlett } $3.

Henry McElroy et al
vs
Dorcie French et al } $3.

Wm R. Smith
vs
J. W. Robertson } $3.

281.

P. H. Lee
vs
Saml Wilson } $3.

Francis Dritcher
vs
The Heirs of Wm A. Beaty } $3.

Wm B. Oldham
vs
Wm F. Robinson } $3.

Thos Wm Ward
vs
B. H. H. Butts } $3

Total $24.00

B. D. Bassford, Clerk D. C. F. C

Examined and approved
William E. Jones
Dist. Judge

I further report the following names as having served as Grand Jurors at the present term of this court and the number of days each served, and the amount to which each is entitled, to wit,

X	William Connell	5 days	$6.25
+	James Cunningham	5 "	6.25
	William Lewis	5 "	6.25
+	Frederick George	5 "	6.25
	James Lee	5 "	6.25
	Silas Burdett	5 "	6.25
	Hugh McClure	5 "	6.25
+	Wm T. Purvis	5 "	6.25
	Henderson Hitchcock	5 "	6.25
X	" Thos W. Ward "	5 "	6.25
	Jacob Reinard	5 "	6.25
	N. M. Hackett	5 "	6.25
	Abner Mathews	5 "	6.25
+	Timothy McRae	5 "	6.25
	Lewis Horst	5 "	6.25
	Thomas Rowe	5 "	6.25
	James G. Hacker	5 "	6.25

And I further report the following names as having served as petit jurors at the present term of this court and the number of days each has served, and the amount to which he is entitled; to wit,

Thos W. Glescock	7 days	$ 8	75
Archibald Martin	1 "	1	25
John Mitchell	7 "	8	75
Calvin Bell	7 "	8	75
Thos Adams	3 "	3	75
E. L. Johnson +	7 "	+ 8	75
R. G. Gates	1 "	1	25
T. Bostwick	7 "	8	75
Daniel Crawford	3 "	3	75
Hall Mauldin +	7 "	8	75
R. V. McAnally	7 "	8	75
R. E. Flannigan	6 "	7	50
N. M. McCoy	7 "	8	75
Martin Lamar	6 "	7	50
G. M. Davis	4 "	5	00
James Turley	4	5	00
James Hall	1	1	25

B. V. Bassford, Clerk D. C. T. C.

It appearing to the court that Jessie Lockwood, William Deadson, Sam Manor, Reynilla Nichols, Peter Berry, John Peck, James E. Edmonson, Josephus Scott, James M. Fuister, William Baker, James Baker & Alexander Hamilton, were drawn and summoned according to law to serve as jurors at the present term of this court & failed to attend It is therefore ordered by the court that they each of them be amerced in a fine of ten dollars payable to the State of Texas, costs that

a Scire Facias issue against each of them returnable to the next term of this court commanding them to appear and show cause if any they can why the Judgment herein rendered should not be made final

The State of Texas
vs } Information } Misdemeanor in office as District Clerk
B D Bapford

The State of Texas
vs } Information } Misdemeanor in Office as District Clerk
B D Bapford

This day came into Court John A Green District Attorney who prosecutes in this behalf and filed in Court the two foregoing informations and it is ordered by the Court that the Sheriff take the Defendant in Custody on the above cases and that he be admitted to bail, and the same are ordered by the Court to be continued till the next term.

The Court then adjourned Sine Die

William E. Jones
Dist Judge 2d
Jud. Dist

"985" Be it Known, that on the 2nd day of September A.D. 1850. in accordance with Law, there was drawn by John M. Costley Clerk of the District Court of Travis County and A.P.M. Gill Clerk of the County Court in the presence of John B Costa, a Justice of the Peace,

The following named Persons, to serves as Jurors, at the Fall Term, 1850, Of the District Court of said County,

No	1	L. D. Puckett,	19	Owen O'Brien
"	2	Abner Scott,	20	Robert Rowe
"	3	James Manor,	21	Louis Cofat
"	4	T. Bostick	22	Jacob Buckman
"	5	David Upwright	23	Wm Simpsons
"	6	R. S. Paris	24	Charles B. Campston
"	7	James Pearce	25	D. C. Edmiston
"	8	John R Holland	26	Thomas P. Washington
"	9	John W. Baker	27	Thomas C Collins
"	10	Aaron Barlow	28	William M. Cutchen
	11	S. Cummins	29	William Johnson
	12	Jas P. McKinney	30	W. W. Hornsby
	13	John Bratton	31	J. L. Malone
	14	James Caulfield	32	William Scambles
	15	A. N. Hopkins	33	Claiborne Osborne
	16	Wm Hamilton	34	Phillip Golden
	17	W. B. Burdett	35	R. W. Montgomery
	18	Lamar Moore	36	M. C Burdett

John B Costa J.P.

Jno. M. Costley
Clerk of the
District Court

A. P. McGill
Clk Co. Ct. T.C

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A B C D E F G H I J K L

"285" Be it known, that on this 2nd day of
September A.D. 1850. in accordance
[illegible] John McCosley
County
Court

[illegible]
Tall
said

[illegible]
[illegible]
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"285" Be it known, that on the 2nd day of
September, A.D. 1850, in accordance
[illegible] John McCrosky
[illegible] County
[illegible] Court

[illegible] Hall
[illegible] said

Cullen

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"285" Be it Known, that on this 2nd day of
September A.D. 1850. in accordance
[illegible] John McCosty
[illegible] County
[illegible] Court
[illegible] Hall
[illegible] said

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[illegible]
[illegible] Hall
[illegible] said

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