whereupon the said Michael Connelly Administrator of the said John Connelly by his attornies aforesaid farther defends the force and injury when and so forth and saith that the said John Connelly Sen. in his life time was not guilty of the premises above charged on him as the said John Bowie above thereof against him hath complained and of this he puts himself upon the country and the said John Bowie in like manner and so forth whereupon for trying the issue aforesaid it is ordered by the court here that twenty persons from the panel of petit Jurors be drawn by ballot according to the act of assembly in such case made and provided and thereupon the twenty persons being so drawn by ballot and written upon two lists one of which said lists is delivered to the counsel for the respective parties and the counsel for each of the said parties having stricken out four persons from the said lists thereupon the remaining twelve persons being called come to wit Gafaway W Harwood Lyde Griffith Basil Offutt John Thomas Jr. Sr Lloyd Magruder George B Hays Bennett Clements Thomas B Johnson Samuel Hilton Senar Hays Ephraim Ritchison Benjamin Gaither who being Empannelled and sworn to say the truth in the premises. Thereupon on motion of the said John Bowie by his attornies aforesaid for leave to withdraw a Juror for the purpose of adding to and amending the plotts returned to the court here in this cause and it appearing to the court here that the said plotts are defective the said Gafaway W. Harwood one of the Jurors of the Jury within written from the panel aforesaid is withdrawn by the court here for the purpose of adding to and amending the said plotts, and the rest of the Jurors of that Jury are wholly discharged from giving any verdict of and upon the premises within written whereupon on motion of the said Michael Connelly Aministrator of the aforesaid John Connelly by his attornies aforesaid it is ordered by the court here that the said Michael Connelly recover against the said John Bowie the sum of twenty three Dollars one and two third cents by the court here adjudged unto the said Michael Connelly administrator as aforesaid for his costs and charges which he hath sustained laid out and Expended in and about his suit in this behalf since the last continuance of the plea aforesaid. whereupon the parties aforesaid by their attornies aforesaid pray further leave to court here to amend their plotts and certificates returned to the court in this cause and to add thereto if necessary by the first monday of march next and to them it is granted. and the same are delivered to the

Sheriff and surveyor of the county aforesaid for the purpose. Thereupon further process of and upon the premises aforesaid between the parties aforesaid by order of the court here thereon is further continued untill the said first monday of march next &so forth At which said first monday of March being the fifth day of the same month Anno Domini one thousand Eight hundred and twenty comes again into court here as well the said John Bowie by his attornies aforesaid as the said Michael Connelly by his attornies aforesaid and the Sheriff and Surveyor of the county aforesaid to whom the said plotts and certificates were delivered to be amended return the same to the court here as amended one of which said plotts and Certificates is hereto annexed, and the following depositions taken before them to wit.

John Bowie
vs
John Connelly

Trespass D. & F.

William C. Pierce being duly sworn on the above case deposeth and saith that the Damages sustained by Dr J. Bowie in the above case (viz by the Erection of a Dam by said Connelly on land claimed by Dr. J Bowie), in consideration of Loss of valuable timber and inundation of land destroying all wood thereon to be four hundred Dollars valued this 3d Feb. 1820 taken at said dam. and further being called on to Estimate the value said Dam and water has been to sd Connelly saith he feels him incompetent to make such Estimate yet he is fully of Opinion said profits and advantages to said Connelly and the wrecting of said piece of land (as overflowed by said Dam), from Dr. J. Bowie to be at least Equal to the Damages as assessed for inundation and destruction of Timber

William C. Pierce

Sworn before Pannaro S. Farre Deputy Sheriff

John Bowie
vs
John Connelly

Trespass D. & F.

Cephas Lozenby being duly sworn deposeth and saith on the above case that the damages sustained by Dr J. Bowie by the Erection of a dam and over flowing of water with the consequent destruction of wood and timber by said Connelly to be as he believes four hundred dollars and being also called on to say the benefit said Connelly has received by use of said Dam and water and the loss sustained by Doct. J Bowie by being deprived of said land for between three and four years the obstruction consequently to a free passage from one part of said Bowie's farm to the other to