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cause of John A. Smith's lessee vs. John S. Deveemon and others, without partiality or prejudice to the best of my ability.

December 11th 1866 C. B. Thruston.

And thereupon the said Richard Roe by his attorney aforesaid prays that the said John S. Deveemon, Mary S. Deveemon, Georgina Deveemon, Althea Deveemon, Rosalie S. Deveemon, William C. Deveemon, George W. Deveemon, Fanny Taylor and Charles M. Taylor may answer the declaration of him the said Richard Roe in the plea aforesaid. Whereupon it is ruled by the Court here that the said John S. Deveemon, Mary S. Deveemon, Georgina Deveemon, Althea Deveemon, Rosalie S. Deveemon, William C. Deveemon, George W. Deveemon, Fanny Taylor and Charles M. Taylor answer the declaration of the said Richard Roe in the plea aforesaid, or judgment will be rendered against him by default.

And the said cause was thereupon continued from term to term of said Court from the said second Monday of April in the year last aforesaid, by regular continuances until the first Monday of January in the year eighteen hundred and sixty eight.

At which said first Monday of January in the year last aforesaid, come again into Court here the said Richard Roe by his attorney aforesaid, and the said John S. Deveemon, Mary S. Deveemon, Georgina Deveemon, Althea Deveemon, Rosalie S. Deveemon, William C. Deveemon, George W. Deveemon, Fanny Taylor and Charles M. Taylor, by their attorney aforesaid.

And the said John S. Deveemon, Mary S. Deveemon, Georgina Deveemon, Althea Deveemon, Rosalie S. Deveemon, William C. Deveemon, George W. Deveemon,

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Fanny Taylor and Chares M. Taylor, by their Attorneys aforesaid, defend the force and injury, when &c, and say that they are not guilty of the said supposed trespass and ejectment above laid to their charge, in manner and form as the said plaintiff hath above complained against them; and of this they put themselves upon the Country.

And the said Richard Roe, by his Attorney aforesaid doth the like.

Whereupon for trying the issue above joined between the parties aforesaid, it is ordered by the Court here, that twenty persons from the panel of Petit Jurors, selected by the Court here according to law, be drawn by ballot according to the directions of 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 of the respective parties; and the counsel of each of the said parties having stricken out four persons from the said lists; thereupon the remaining twelve persons being called came: that is to say, John D. Koontz, John G. Goodman, William Withers, J. Wesley Beard, Elias Thomas, Zachariah Johnson, John T. Flake, John H. Clarke, Henry Fuller, Joshua Steiner, Jesse J. Arnold and Owen M. Elfrich, who being empannelled and sworn to say the truth in the premises, upon their oath do say that the said John S. Deveemon, Mary S. Deveemon, Georgina Deveemon, Althea Deveemon, Rosalie S. Deveemon, George W. Deveemon and William C. Deveemon and Fanny Taylor and Charles M. Taylor are not guilty of the trespass and ejectment aforesaid in manner and form aforesaid as the said Richard Roe as aforesaid within against them hath complained.

Therefore it is considered by the Court