

State of Tennessee

Be it remembered that this day to-wit on the 29th day of August 1827 a bill was filed in my office which is in word and figure following to-wit.

To the Honourable Parry W. Humphreys judge of the 5th judicial Circuit of the State of Tennessee

Your orator Benjamin Sing a citizen of Montgomery County humbly complaining sheweth to your Honour that some time past Eliza Jenkins by Joshua P. Vaughan her Guardian both residing in Montgomery County filed her petition against your Orator in the Court of pleas and quarter sessions for the said County of Montgomery praying (mittels) settlement of the amount of your Orator as the former Guardian of the said Eliza. Your Orator further charges that at the July Term 1827 of the said Court of pleas and quarter sessions the said cause came on to be heard and determined from which determination judgment or decree an appeal was prayed by the said Joshua P. Vaughan to the Circuit Court for Montgomery County which was granted and an appeal bond duly executed. Your Orator further states that the above case being the last to be acted upon by the Court at that term he is informed by his counsel that he did not deem it necessary to attend to the Minutes signed by the Court on the turning and last day of the term. But so it is may it please your Honour our judgment or decree was entered against him and as he is informed and believes by the attorney for the petitioner for a much larger sum than the Court had adjudged to be due from your Orator to the said Eliza and the appeal bond he is informed was destroyed and an execution hath issued thereupon for the sum of about two hundred and twenty eight Dollars and twenty five cents and parts. Which said Execution is now in the hands of the Sheriff of Montgomery County to be levied of the property of your Orator. Your Orator further states that upon ascertaining the Error in entering the said judgment and before

Execution issued thereon he offered to pay the sum the
Said Court had decided to be due from him to the said
Eliza upon the judgment or decree being corrected which was
refused, and an execution issued for the whole amount as before
stated. all which actings and doings your Orator charges to
be unjust, oppressive and contrary to Equity and good conscience.
In tender consideration whereof and for as much
as your Orator is remediless in the premises unless by the
interposition of a Court of Equity he prays your Honour
to enjoin and restrain the said Eliza & Joshua P. their agents
&c. from all further proceedings on the said judgment and
Execution until the whole matter can be heard in Equity
that the said Eliza and Joshua P. be made defendants
to this bill ~~of~~ ^{and} ~~complaint~~ be compelled on their oaths full
true and perfect answers to make to the allegations herein
contained. that upon a hearing of this cause so much of
the said judgment or decree as is erroneous may be perpetually
reversed. or that such other and further decree be made
in the premises as Equity and justice may require. May it
please your honour to grant to your Orator the Statute
most gracious writs of supplico and injunctio directed
He. Commanding He. Your Orator states that no injunction
or supersedeas hath ever been obtained in this cause

Dated 2d

This day Benjamin King the complainant in the fore-
going bill appeared in open Court and made oath
that the facts stated in the foregoing bill as of his own
knowledge are true and those stated as of the knowledge
of others he believes to be true

Teste P. A. Marr Clerk

B. King

It being at the August Term of our said Court 1837 present
the Honourable Parry W. Humphreys Esq. Judge the following
order was made &c.

Benjamin King

E. J. Bell

Eliza Jenkins & Joshua

This day Benjamin King the complainant
P. Vaughan his Esq. filed his bill of supplico against said

defendants whereupon it is ordered by the court that Subpoena and injunction issued agreeable to the prayer of said Bill on Complainants entering into bond Security agreeable to law - And then upon that the complainant entered into bond Security of which the following is a copy

Shew all men by these presents that we Benjamin King & all of the County of Montgomery State of Tennessee are firmly bound and indebted to Joshua P. Vaughan Guardian of Eliza Jenkins the Eliza Jenkins in the penal sum of five thousand and fifty Dollars for the true payment whereof we bind our Selves our heirs Executors Administrators Heirs. Given under our hands and seals this day of August 1827

The condition of the above obligation is such that whereas the said Benjamin King hath filed a bill of injunction in the Circuit Court of Montgomery County against Eliza Jenkins & Joshua P. Vaughan their Guardian requiring a judgment in the County Court of Montgomery County in favour of said Vaughan & Jenkins against said King for the sum of two thousand and seventy eight Dollars or thereabouts, Now if the said Benjamin King shall with effect prosecute his said bill of injunction, or in case of failure therein shall pay satisfaction and discharge such order sentence or decree as our Honourable Circuit Court for Montgomery County may make thereon, then this obligation to be void, Other wise to remain in full force & virtue Given under our hands and seals the day & date above mentioned

Test P. M. Marr Clerk

B. King
John Black
Will A Cook

Subpoena & Injunction was issued accordingly And after several trysts on the 28th day of January 1828 the defendant Joshua P. Vaughan filed his answer thereto. The answer of Elizabeth S. Jenkins by her Guardian Joshua P. Vaughan to the bill of complaint of Benjamin King exhibited against him in the Circuit Court of Montgomery County. This Respondent having answering herein and at all times He and for answer thereto, or so

much thereof as she is advised and believes necessary to answering
answering and saying that her guardian Joshua P. Vaughan
was formerly her guardian and was removed by the County
Court of Montgomery and that the said B. King then her guar-
dian instituted a collection of her then former guardian Joshua P.
Vaughan about the sum of two thousand and eighty dollars
that the said Benjamin King remained her guardian about
three years when the said Benjamin King was removed by
the County Court of Montgomery and the said Joshua P.
Vaughan was re-appointed her guardian and instituted suit
against the said Benjamin King by petition and a decree
was rendered against the said King for about the sum of
two thousand and seventy five dollars. In relation to the appeal
prayed and granted, as alleged by said complainant & the alleged
mistake in the rendition of the judgment this her further
answers that she knows nothing her guardian not being
present that authorizing the appeal, or knowing any
thing about the same. This her further answers that the
said decree for two thousand and seventy five dollars
may this her is informed and believes was for less than
what was really due her. The said Benjamin King
remained as her guardian about the sum of two thousand
and eighty dollars. This her insists if any error
mistake may be made in the rendition of the said judg-
ment in the County Court that the decree of the County
Court may be erroneous that the same should have been
for the sum of two thousand and eighty dollars. This
her further insists that her guardian the said Ben-
jamin King had no right or authority to mix the said
to deviate to the principle of the money placed in his
hands as her guardian or to pay more than the interest
of her money. This her having answered she prays the

State of Tennessee

Montgomery County Joshua P. Vaughan personally
appeared before me and swore that the facts
stated in the above answering as of the knowledge

of the afo^d are true & those from informants
the believe to be true J. P. Vaughan

Moved to Subscribed before
on the 22nd January 1828

Isaac Lemmonson L.P.

February Term 1828 Motion to discontinue. Ordered
And after words moved at the August Term of our
said Court 1828 present the Honorable Joshua Hastate
Esq Judge of the 8th Judicial Circuit by inter change
of judges with the Hon^{ble} P. W. Humphreys Judge of the
5th Judicial Circuit

Benjamin King

vs J. P. Vaughan

Joshua P. Vaughan vs Motion to discontinue

Benjamin King vs This day came the parties by
their attorneys and through argument being heard.

It is considered by the Court that the injunction be dissolved
and that the defendant have execution for the sum
of two thousand and seventy five Dollars. The amount of the
judgment at law against the said complainant &
John Dicks & William A. Cook his securities &c.

^{Set for hearing by application 28 August 1828}
And after words moved at the February Term of our said
Court 1829 present the Hon^{ble} Parry W. Humphreys Esq
Judge of the 5th Judicial Circuit.

Benjamin King

vs J. P. Vaughan

Joshua P. Vaughan vs On Motion leave is granted
Benjamin King vs either party to take a subpoena
generally on giving five days notice to the adverse party
of the time & place of taking the same

And after words moved at the August Term of our said
Court 1829 present the Hon^{ble} P. W. Humphreys Esq Judge of
the 5th Judicial Circuit

Benjamin King

vs This day came the parties by their counsel &
thereupon it is suggested to the Court that Joshua
P. Vaughan the defendant in this cause hath departed
this life & the same is now denied -

And after several terms on the 27th day of February 1830 at
being at the February Term of our said Court 1830 the cause
arising by this attorney filed this bill of review which is in
words and figures following to-wit:

To the Honourable Parry M. Humes Esquire Judge of the
5th judicial district for the State of Tennessee in Chancery
Court for the County of Montgomery County. Your Orator B
Henry Meola respectfully to your Honour that about the 29th
of August 1827 he filed a bill in your Honourable Court
against Joshua R. Vaughan as the Guardian of Elizabeth
Jenkins in which your Orator alleges that the said Vaughan
as Guardian aforesd. filed a petition against your in the Court
of pleas & quarter sessions for 5th County praying a settlement
of accounts of your Orator as the former Guardian of the
said Elizabeth and that at the July Term 1827 of the said
Court the cause came on to be heard & determined from which
determination an appeal was prayed by the said Vaughan to the
Circuit Court for Montgomery which was granted and an
appeal bond executed. and he states that a much larger am-
ount was rendered against your Orator than he was entitled
to for a much larger amount than the Court ordered
that the appeal bond was destroyed & the appeal not taken
up that execution had issued for \$278.25cts that upon
finding out the error committed he offered to pay the true
amount for which judgment was rendered before execution
was issued but the proposition was refused. Your Orator
would state that since the commencement of this suit the
said J. R. Vaughan Guardian aforesd. has departed this life that
Grandison Vaughan & J. W. Shultz were appointed his Executors
& that the said Vaughan alone qualified as his Executor, that
your Orator has understood and believes that the said Elizabeth
has since the institution this suit arrived at the age of 21
years or of age. Your Orator would state that the death
of the said Vaughan was suggested on the record at the
next Term of this Court. Your Orator therefore prays the
Court to now this suit against the Executors of said
Vaughan and the said Elizabeth Jenkins & that they be

required to answer the Original bill in this cause - & that subpoena
issue He. Under on the final trial such decree as is prayed
for in the Original bill of your Orator as in duty bound
Will ever pray He. Duly & Truly for Answer

Whereupon Counsel & Subpoenas were issued accordingly
thereupon It was ordered that this cause be remanded to the next
August Term 1830 Continued

February Term 1831 Continued ordered that Counsel open of
the bill of answer to the parties then named & p^o to answer
And after major's report. at the August Term of our said
Court 1831. present the Honourable John C. Hammett Esq. judge
of the 9th judicial Circuit by partial interchange of reading
With the Honourable Perry M. Humphreys judge of the 5th judicial
Circuit. Joseph Short Esq. Elizabeth filed their answer to the

The joint answer of Joseph Short Esq. Elizabeth formerly
Elizabeth Jenkins both to the bill of complaint of Benjamin King
Exhibited against them in the Circuit Court of Montgomery
Their respondents make and at all times saving & reserving
to themselves all manner of benefit of exception of the many
fold errors in ~~the~~ said bill of complaint set forth and alleged the same as though they
had specially answered thereto for answer to so much thereof
as they are advised is material for them to answer. and
here and say that they believe it to be true that a petition
filed by J. P. Vaughan the Guardian of your Orator
Elizabeth against Benjamin King former guardian at the
time and in the Court mentioned in the bill of complaint
and that judgment was rendered at the Term of the
Court mentioned by complainant. Nor so far as they are
informed concerning any error committed in rendering said
judgment deny that any was committed. They have no per
sonal knowledge relative thereto require strict proof of the
fact. Respondents expressly deny that the said complainant
ever offered to pay them any thing on said judgment. or ever
mentioned any thing concerning said mistake it is a matter
of surprise to respondents that the said complainant did
not conclude to tell them much the mistake was

They can account for it on no other principle than a desire
on the part of the complainant to hold up the injunction for
the whole amount. His duty all fraud having occurred pray
leave to be dismissed with their reasonable costs
from to in open Court. August Martin P.C.

16th 1831 J. P. O. Carr ltr

The separate answer of Grandson Vaughan to the bill
of Complaint of Benjamin King against him & his
Respondent having H. first States to your Honour that the
Respondent Elizabeth Perkins since the filing of the bill of answer
before the service of any copy of said bill on her intermarried with
one Joseph Hart Respondent Submits if the said complainant can
move said suit against him as the adm^r of Joshua R. Vaughan
adco. He further provides your Honour deems him a proper party
to said bill answer and says that he believes the petition was filed
and judgment rendered against said King at the time that com-
plainant alleges in his bill. Whether any such mistake was
made in entering the judgment as complainant states was
made respondent knows nothing of his own knowledge but
from information derived from others which he believes to be
true he avers that any mistake was made trusts on full
proof. Respondent having answered pray leave to be dismissed
from to in open Court G. Vaughan

P. M. Carr ltr

Filed 28 August 1831

February Term 1832 present The Hon^{ble} Parry W. Humphreys,

Judge of the

Benjamin King

vs. Information bill

J. P. Vaughan & Co. This day came the parties by their attorneys

J. Hart & Co. and on Motion leave is granted either party to

take a position & this cause is set for hearing by consent

August Term 1832 continued

February Term 1833 continued

August Term 1833 continued for want of time

February Term 1834 continued

August Term 1834 continued until Special Term Monday in October

And after several terms: At an adjourned term of the Circuit Court begun and held for the County of Montgomery at the Court House in Clarksville on the 11th Monday in October 1834 present The Honourable Perry W. Humphreys Esq. Judge of the 5th Judicial Circuit. The following case was next tried

Benjamin King

vs
Joseph Hunt & Wife Eliza S. Jenkins

Grandson Vaughan Son of J. P. Vaughan on for final hearing being set for hearing by consent of parties by consent of their counsel upon the original bill of complainant against the said Joshua P. Vaughan Guardian of Eliza S. Jenkins and Complainant's bill of review against Joseph Hunt who intermarried with the said Eliza S. and Grandson Vaughan Executor of the said Joshua P. Vaughan, answers replication and proofs in the cause. And it appearing to the Court that the said Joshua P. Vaughan in his lifetime had forced the collection of a judgment of the County Court of Montgomery County for the sum of two thousand and seventy eight dollars and thirty five cents and received from the said King through the hands of the Sheriff of Montgomery County the same on the 21st day of June 1829 - And it appearing to the Court that the true amount of the judgment of the said County Court was for the sum of two thousand and five dollars making seventy two dollars thirty five cents two much paid by said King to the said Joshua P. and all other matters being heard and fully understood and after argument of Counsel on both sides being had. It is ordered adjudged & decreed by the Court that said Benjamin King recover of the said Joseph Hunt the said sum of seventy two dollars thirty five cents to be recovered of his own proper goods and chattels. and the said Grandson Vaughan the said sum of seventy two dollars and thirty five cents to be paid of this goods and chattels rights and credits that have come to the hands of the said Grandson Vaughan to be administered with interest thereon from 15th day of July 1834 until paid. It is further ordered that Complainant pay one half of the cost of this Suit & Defendants pay the other half - from which costs the defendant Grandson Vaugh-

-an pray an appeal to the Supreme Court at Nashville which
is granted
The following is the testimony adduced in said cause to wit

Mary Duff. In obedience to the enclosed commission to me directed
a position from the clerk of the ^{Montgomery} Circuit Court. I have come
to come before me Mary Duff at her own dwelling
house on Saturday the 18th day of August 1832 proceeded to take
her deposition to be read as evidenced in a suit in Chancery now
pending in said Montgomery Circuit Court wherein Benjamin
King is complainant and Joseph Hart Hieff & Alexander Vaughn
-an are defendants. and the said Mary Duff being of lawful
age and first duly sworn aforesaid saith

Question by plaintiff. Do you or not recollect of the note I
got of you for five hundred Dollars as being in
payment of monies due me as guardian of Eliza & John Fink
ins from Joshua P. Vaughan their former guardian
Answer. I do and recollect that it was to go in that way
And further this deponent saith that

Mary Duff
(mark)

State of Tennessee
Montgomery County. I do certify that the foregoing depen-
tion was taken by me at the time & place mentioned in the
Caption between the hours of 12 o'clock & 1 o'clock P. M.
Given under my hand the 18th August 1832
J. L. Watkins (D)

State of Tennessee
Montgomery Circuit Court Held August 8th 1832
In pursuance of a dental order of the Honourable the
Circuit Court of Montgomery County at their adjourned term in May
last in the case of Benjamin King and the Eors of Joshua P.
Vaughan and Joseph Hart Hieff. I have proceeded to take the depo-
sition of Elz Lockett. John Rook. Charles Bailey. & King only being
present.
Elz Lockett of lawful age & being first duly
Elz Lockett dep? sworn aforesaid saith as follows
Question by complainant. Were you the guardian of
John & Finkins the brother of Eliza Hart one of the

defendants in this cause. if so please state what was the amount of money he was entitled to as one of the distributees of John Jenkins' estate his father's

Answer. I hear his Guardian & I received I think two hundred fifty Dollars as his distributive share of his father's estate exclusive land and negroes. further this defendant saith not
Ed Lockhart

John Rook of lawful age being first duly sworn deponeth & saith

Question by Complainant. Do you know Chapman & Joshua P. Vaughan was indebted to John & Eliza Jenkins the time he was removed as their Guardian & when & how appointed their Guardian?

Answer. I do not

Question by same. Do you recollect being security for Mary Duff in a note to Benjamin King the Complainant as Guardian of S^r John & Eliza Jenkins. If so please state what was the amount of said note whether the same was for land sold by said S^r P. Vaughan to said Duff to pay what S^r Vaughan owed John & Eliza as their Guardian

Answer. The note was for five hundred Dollars. that I was security for Mrs Duff to Ben King as Guardian for some of the heirs of John Jenkins. It was for money due as I understood from Joshua P. Vaughan former Guardian to Benjamin King their present Guardian further this defendant saith not
John Rook

Charles Paily of lawful age being first sworn deponeth & saith
Question by Complainant. Were you Clerk of the County Court at the July 1837 when a judgment was entered in favour of Eliza Jenkins against me. If so please state whether the judgment as entered is not erroneous & does not vary from the amount accorded by the Court

Answer. I was acting as deputy Clerk at that time & did not make the entry at the time the Court made the order. I called on Co^l Martin next morning to enter the decree. When I read it to the Court I pronounced it was right. Mr King spoke of the matter after wards & said there was an error

and on examination of the papers I thought there was an error
to what amount I do not now recollect
Just now by said. Was there an appeal taken by the plaintiff in the
said cause, if so when did the appeal go off
Answer. I find entered on the minutes of that term an appeal prayed
I granted bond & security given & the entry is now erased & suppon
by or any of Comrs further this deponent saith not

Chas. Bailey

I Peter A. Marr Clerk & Master in Chancery for Montgomerie
Circuit Court do hereby certify that the foregoing deposition was
only taken before me at my office in Clarksville on the 8th day
of August 1832. Mr Vaughan Esq being also present at the taking
Chas. Bailey deposition. In testimony whereof I have hereunto set
my hand this 8th day of August 1832. P. A. Marr Clerk

The deposition of Charles Minor taken before P. A. Marr
Clerk & Master in Chancery in the Circuit Court
Clerks office in the Court House in Clarksville on Thursday the
26th day of February 1829 to be read as evidenced in a suit in
Chancery now pending in the Montgomerie Circuit Court where
in Benjamin King is complainant & Joshua P. Vaughan Guardian
of Eliza Jenkins Harb Eliza are defendants. This deponent being
of lawful age He & duly sworn deposeth & saith that he was
a member of the Court at the time this cause was tried in the
County Court July Term 1827 of Joshua P. Vaughan Guardian
for Eliza Jenkins upon petition: and I as a member of the Court
examined the account of King with his Ward Eliza & Jenkins
marked A. & referred to as a part of this deposition which
is now on file in the County Court Clerks office & recollect
that the Court allowed all the items in said account ex-
cept the last item of twenty five Dollars, instead of which
item five percent was allowed said King on three hundred &
twenty five Dollars & 25 Cents the amount of loss of in
said account. And by reference to the said account
marked A. & B. between that the judgment against King was
for two hundred and five Dollars and eighty two Cents

Chas. Minor

State of Tennessee. Before me, P. A. Marr Clerk & Master in
 Chancery for Montgomery County do truly certify
 that the foregoing disposition of Charles Minor was duly taken
 before me at office in Clarksville this 24th day of February
 1829
 P. A. Marr Clerk

Exhibit A. to C.

Minor's account

1824.		Oliver S. Jenkins To P. Marr	Dr	
Jan 14	To	1 pr Shors laid down	2	25
July 22	To	1 pr Shors	2	25
May 17	To	2 Sea combs @ 2/3	"	75
July 15	To	1 pr Shors	2	25
Aug 28	To	1/2 yd White silk	"	50
Oct	To	1 Black crape dress at Pastors	15	00
	To	1 large ticking comb	4	50
Dec	To	1/2 yd Violet Ribbon	"	3 1/2
Oct 2	To	3 Hank's silk	"	3 1/2
Dec 25	To	1 pr Shors	2	50
1825	March 12	To Cash paid surveying land	1	68 1/2
	22	To 1 pr Shors	2	50
	To	1 yd Book Martin	1	75
	To	1 silk Handkf	1	"
	To	2 Sea combs	"	75
	To	2 yd Ribbon @ 3/4	1	75
	To	2 yd Thread lace at 7/6	2	50
June 2	To	1 Lighorn Bonnet & arisping	15	00
June 8	To	5 yd Calico @ 3/4	3	12 1/2
July 28	To	1 large Ticking comb	4	50
	To	1/2 yd floung	"	75
	To	1/2 yd yd Allice Ribbon	"	62 1/2
Aug 20	To	1 Stran Wickup	1	50
Sept 16	To	3 Hank's silk	"	3 1/2
Sept 27	To	1 yd Cornbraseto	4	00
	To	2 Sea combs @ 2/3	1	"
Dec	To	Cash paid for Singing	2	00
Dec 30	To	1 pair of Shors 1/2 Whitworth	2	25

1826		
April 25	To 1 pr Morocco Shors	25
May	To 7 th Calica	5
July	To 1 of paper	5
	To 1 pair small Horned Shors	3 00
Aug 16	To Handkerchief	2 00
Aug 23	To Ribbon to dress bonnet	1 25
	To 7 yards crape	2 00
Sept 20	To 11 yds Calica a 2/3	2 25
Oct 20	To 1 pr Shors	2 50
Jan 1827	To Cash paid William James for 9 months schooling	7 50
		99. 18 1/4
	To your board two years	50 00
	To my services attending to your business	25 00
		<u>\$274. 68 1/4</u>

Recd June 24th 1829 Contra

Received of Benjamin King two hundred

Jan 14	To your State an Mrs Buff & others	250 00
	To the hire of two negro girls for 1824	15 00
	To the hire of said negro for 1825	20 00
	To mts of land for 1824	6 25
	To hire of said negro for 1826	32 00
	To the hire of said negro for 1827	52 00
		<u>\$375. 25</u>

Recd 3 June 24th 1829

Recd of Benjamin King two hundred and ninety eight dollars forty and cents in full of an execution principal interest & cost Joshua P Vaughan Guardian against A King former Guardian in the lievent Court of Montgomery County

W. Orgain D Shuff

State of Tennessee I Peter A. Marr Clerk of the County of Montgomery County of the lievent Court for the County aforesaid do hereby certify that the foregoing fourteen pages doth contain a true & perfect transcription of the record proceedings had in this case Benjamin King against J. P. Vaughan & Elizabeth Jackson & Capt. Joseph Hunt Messrs & Co. and also Benjamin Vaughan & Co. of Joshua P. Vaughan are & as the same remains of record

in my office in Athens, Georgia I have had set
my hand and private seal having no public seal of
office at office in Clarksville this 1st day of January
1835 5894 year of Independence of the United States
Perry N. Merrick
By his deputy Chas. Bailey

Dec 13 Nov 1834 for

Contract from 15th July 1837 until paid

\$73.25

all for filing bill 12p. for 2 copies bill & copy sheet each 1p. 2 subpoenas to answer 1.25 \$2.37
for bond security 75. for order for injunction 12p. for suggesting Writ of Habeas corpus 12p. 1.00
for filing Writ of Habeas corpus 12p. for filing bill return 12p. for 2 copies 2p. copy sheet 5p. 8p.
for 2 subpoenas to answer 1.25 for 2 answers to same 25 for 2 affidavits same 25 1.75
for 6 subpoenas for witnesses before John Martin 75
for 5 orders for depositions 75 for 3 commissions for do. 75 1.50
for 6 interrogatories in depositions 5p. for 2 notes set for hearing 8p.
for 2 Rules & Replies 25 for order removing to rules 12p. 3p.
for order for copy of subpoenas 12p. for 14 commissions 1.75 1.87p.
for entering record 16p. Bill of cost 25 = appeal 75 1.16p.
\$12.35 1/4

" This transcript 5880 words @ 18 Cents the copy sheet

" Seal & Certif. each

5.88

" 75

Shf. Comman. for serving injunction 50. for executing 3 1.43p.
3 subpoenas 93 3/4

\$18.98 1/4

" Origin for 6 subpoenas 1.87p. for 2 notices served 50. 2.37p.

" Thomas Cherry for serving notices 25

" C. L. Pryor for do. do. 25 4.31p.

J. L. Matthews Esq. for deposition 50

for State Secd 1.25 for atty. Gen. for 6.25 7.50

Just

\$51.29 1/4

Perry N. Merrick
By his deputy Chas. Bailey

Benjamin Stung

My B

Yr friend & neighbor
Wm. Stung

Filed March 2 1833

Enrolled in Book 2
pages 449 to 452.

No. 0

Aug

Know all men by these presents, that we

Prandson Vaughan

of the county of *Montgomery*

and state of Tennessee, are held and firmly bound unto

Benjamin Stung

in the sum of *One hundred fifty four Dollars fifty cents*
current money of said state, to be paid unto the said *Benjamin Stung*

heirs, executors, administrators, or assigns, which payment well and truly to be made and
done, we bind our heirs, executors, administrators, &c. jointly and severally, and firmly by these presents;—
sealed with our seals, and dated the *28* day of *February* 183*8*

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that whereas in an action of *in personam*

Bill prosecuted in the Circuit court for *Montgomery* county, by *Benjamin*
Stung Compt Plaintiff against said *John P. Vaughan Esq*
Defendant, a judgment was this day rendered by said court against said *Prandson*

Vaughan for *Twenty two Dollars & 25/100*
cents & half the costs
from which judgment the said *Prandson Vaughan*

hath prayed an appeal to the next Supreme court, to be held at *Starbottle*

Now if the said *Prandson Vaughan* shall prosecute
said appeal with effect, or in case of failure therein, shall perform the sentence, judgment or decree, that said court
may make therein, then this obligation to be void, or else of full force and effect. Signed, sealed and delivered,
ed, the day and date above written.

Prandson Vaughan
By On a mark

On a mark

(S)