99 75-009

The People of the State of New York. To the Sheriff of the County of Dutchess Greeting: — Whereas Martin Garrison was summoned to be in our Supreme Court of Judicature before our Justices thereof to answer Tennis Quick of a plea wherefore the said Martin Garrison on the first day of May in the year of our Lord one thousand eight hundred and twenty nine, at Red-Hook in your County took the cattle goods & chattles of the said Tennis Quick to wit one horse waggon, one horse and harness, two yoke of cattle, the cows, young cattle sheep, hogs, farming utensils, and household furniture of him the said Tennis Quick and unjustly detained them against sureties and pledges until &c. And the said Martin Garrison appearing in our said Court, before our said Justices thereof, at the Capitol in the City of Albany, by George A. Thuefeldt his Attorney, and defends the wrong & injury when &c, and says, that he did not take the one horse waggon, one horse and harness, two yoke of cattle, the cows, young cattle, sheep, hogs, farming utensils, and household furniture and the goods and chattles of the said plaintiff in the said Court mentioned any or either of them or any part thereof in manner & form as the said Tennis Quick hath above thereof declared against him, and of this he the said Martin Garrison puts himself upon the Country &c. And for a further plea in this behalf the said Martin Garrison by leave of the Court here for this purpose first had and obtained according to the form of the Statute in such case made and provided says that the said Tennis Quick ought not to have or maintain his aforesaid action thereof against him because he says, that the property of the said goods & chattles in the said declaration mentioned at the said time when &c, was in one John Martin to wit at the Town of Red-Hook in the County of Dutchess aforesaid and within the Jurisdiction aforesaid; without this, that the property of the said goods and chattles or any part thereof at the said time when &c, was in the said

Tennis Quick as by the said declaration is above supposed. And this he the said Martin Garrison is ready to verify, wherefore he prays judgment and a return of the said goods and chattles to be adjudged to him &c. —

And thereupon the said Martin Garrison according to the form of the Statute in such case made & provided prayed our writ to be directed to you to inquire what damages he had sustained by means of the premises aforesaid, and it was granted to him &c, as by the record ~~of the~~ and proceedings thereof still remaining in our said Court before our aforesaid Justices thereof, at the Capitol in the City of Albany fully appears. Therefore we Command you, that by the oaths of twelve good and lawful men of your bailiwick you diligently inquire what damages the said Martin Garrison hath sustained as well by means of the premises aforesaid as for his costs and charges by him about his suit in this behalf expended; and that you send to our said Court before our Justices thereof, at the Academy in the Town of Utica (in the County of Oneida) on the seventeenth day of July instant the Inquisition which you shall thereupon take under your seal, and the seals of those by whose oaths you shall take that inquisition, together with this Writ. —

Witness John Savage Esquire our Chief Justice at the Academy in the Town of Utica (in the County of Oneida) the fifth day of July, in the year of our Lord one thousand eight hundred and thirty. —

Fairlie Paige & Hubbard Clerks. —

George A. Shufeldt Attorney. —

Inquisition

An Inquisition indented, taken at the Inn of Zachariah Teter in the Town of Red Hook in the County of Dutchess, before me Obadiah Titus Sheriff of said County by virtue of the Writ to me directed and to this Inquisition annexed, by the oaths of

Inquisition

An Inquisition indented, taken at the Inn of Zachariah Teter in the Town of Red Hook in the County of Dutchess, before me Obadiah Titus Sheriff of said County by virtue of the Writ to me directed and to this Inquisition annexed, by the oaths of

twelve good and lawful men of my bailiwick, who being charged and sworn say on their oaths that Martin Garrison in the said Writ named hath sustained damages occasioned by reason of the premises therein contained, besides his Costs and charges laid out by him about his suit, to

and for his costs and charges six cents. In Witness whereof, as well I the said Sheriff as the Jurors aforesaid, our seals to this Inquisition have severally put, the day and year aforesaid.

Supreme Court.

Martin Garrison
ads.
Tennis Quick.

Writ of Inquiry &
Inquisition. —

Shufeldt.