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The First Minute Book of the Supreme Court of the State of Louisiana 1813 to May, 1818: An Annotated Edition

Sybil Ann Boudreaux

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THE FIRST MINUTE BOOK OF THE SUPREME COURT OF THE STATE OF LOUISIANA
1813 TO MAY, 1818: AN ANNOTATED EDITION

A Thesis
Presented to
the Faculty of the Graduate School
University of New Orleans

In Partial Fulfillment
of the Requirements for the Degree
Master of Arts in History

by
Sybil Ann Boudreaux
May 1983
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<th>Abbreviation</th>
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<tr>
<td>Argus</td>
<td>New Orleans Argus (newspaper)</td>
</tr>
<tr>
<td>BDAC</td>
<td>Biographical Directory of the American Congress</td>
</tr>
<tr>
<td>BLD</td>
<td>Black's Law Dictionary</td>
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<td>CD-1805</td>
<td>New Orleans in 1805. A Directory and a Census...</td>
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<td>CD-1807</td>
<td>Calendrier de Commerce de la Nouvelle Orleans, La. 1807</td>
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<td>CD-1809</td>
<td>Annuaire Louisianais Pour L' Annee 1809</td>
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<td>CD-1811</td>
<td>Whitney's New-Orleans Directory, and Louisiana and Mississippi Almanac for the Year 1811</td>
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<td>Clark</td>
<td>Clark, John G. New Orleans 1718-1812: an Economic History</td>
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<td>CTF</td>
<td>Case Transcripts (No. 1-293), Supreme Court of Louisiana Collection, Accession 106. Earl K. Long Library, New Orleans.</td>
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<tr>
<td>DAB</td>
<td>Dictionary of American Biography</td>
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<td>Fortier</td>
<td>Fortier, Alcee. Louisiana. 3 v.</td>
</tr>
<tr>
<td>JUS</td>
<td>Judges of the United States</td>
</tr>
<tr>
<td>LANO</td>
<td>L'Abeille de la Nouvelle-Orleans (newspaper)</td>
</tr>
<tr>
<td>NCAB</td>
<td>National Cyclopaedia of American Biography</td>
</tr>
<tr>
<td>NOCB</td>
<td>New Orleans Commercial Bulletin (newspaper)</td>
</tr>
<tr>
<td>NOCL</td>
<td>New Orleans Courrier de la Louisiane (newspaper)</td>
</tr>
<tr>
<td>NOLG</td>
<td>New Orleans Louisiana Gazette (1804-1817), after 1817, titled New Orleans La Gazette de la Louisiane (newspaper)</td>
</tr>
<tr>
<td>Abbreviation</td>
<td>Description</td>
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<tr>
<td>NODP</td>
<td>New Orleans Daily Picayune (newspaper)</td>
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<td>NOT</td>
<td>New Orleans Times (newspaper)</td>
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<td>NOTD</td>
<td>New Orleans Times-Democrat (newspaper)</td>
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<td>Moniteur</td>
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ABSTRACT

The Supreme Court of the State of Louisiana, established by the first state constitution (1812) as the only appellate court in the judicial system, commenced its work on March 1, 1813. The Court's jurisdiction was limited to civil cases. It also had control over admissions to the bar and the rules for the administration of its own business. Created in the wake of the conflict between proponents of Louisiana's traditional civil law system and the promulgators of the federal government's territorial policy of common law imposition, the Supreme Court reinforced the ultimately accepted continuance of civil law within the limitations of the United States Constitution and Statutes.

The First Minute Book of the Supreme Court is a small, yet significant, part of the documentation of the Court's past. It is a segment of the extensive Louisiana Supreme Court records housed in the Department of Archives and Manuscripts of the Earl K. Long Library at the University of New Orleans. Dating from March, 1813 to May, 1818, the 340-page manuscript details the business of the Court's sessions at New Orleans, the seat of the eastern appellate district. Daily entries include the judges present, the cases before the Court, the disposition of cases, Court rules, and admissions to the bar.

The purpose of this edition is to provide a readable, accessible, and comprehensible document for use by the scholarly and research community. With the addition of missing docket numbers which serve as vi
access points to Supreme Court case records and the annotation of persons, cases, and legal terms, the manuscript becomes an important guide for further investigation. The rendition of the text conforms to modern practices of historical editing recommended in the Harvard Guide to American History. No attempt was made to produce a facsimile of the original.
INTRODUCTION

The Supreme Court and Its Predecessors

The Supreme Court of the State of Louisiana was the direct descendant of the high courts that had sat in judgment over the people of Louisiana since 1712. This line of succession began with the French Superior Council (1712-1769), and was followed by the Spanish Cabildo (1769-1803), the Governor's Court (1803-1804), the Superior Court of the Territory of Orleans (1804-1812), and the Superior Court of the State of Louisiana (1812-1813). With the exception of the Governor's Court, all of these tribunals operated under, in whole or in part, Louisiana's various civil law systems.

Both the French and Spanish systems had similar origins in Roman civil law. During the French colonial period, the judicial system adhered to the laws of the Custom of Paris and the edicts of the King. After the Treaty of Paris (1763), when Louisiana was transferred to Spain, the Spanish laws of the Partidas and the Recopilacion de las Indias, the collection of laws regulating her colonies, governed Louisiana. Although substantive differences existed between the Spanish and the French civil law, the forms of legal procedures were quite similar and therefore familiar to the local population. This similarity eased the transition from one civil law system to another.

After forty years of Spanish domination, Louisiana changed sovereigns again, returning briefly to France by virtue of the Treaty of
San Ildefonso (1800). This second French tutelage was short-lived and had little affect on the legal system. The Colonial Prefect, Pierre de Laussat, who had only arrived at the end of March, 1803, was forced to transfer the colony to the United States in December due to the sale of Louisiana to the Americans. Although he had had little time to alter the existing government, Laussat did abolish the Spanish Cabildo. Thus when Governor William C. C. Claiborne accepted the cession, no formal government or legal structure existed. After almost a century of civil law judicial systems, the people of Louisiana faced a major change, more jarring than had occurred in any former transfer.

President Jefferson, through his representative, Claiborne, intended to impose the American common law system on the new territory. Accordingly, Claiborne set up an Anglo-American court structure by creating a court of pleas which had limited criminal and civil jurisdiction. The Governor reserved to himself original jurisdiction in all matters not under the jurisdiction of the court of pleas and appellate jurisdiction in all civil cases. He was the sole judge in his so-called "Governor's Court." His unchecked power and the unfamiliar common law provoked strong opposition from the native population. Contrasted with the Spanish system which had been closely akin to the French, American common law was totally foreign, in form, procedure, and language.

In 1804, the Congress ameliorated the discontent by passing an act that divided the territory into the District of Louisiana and the Territory of Orleans, which later became the state of Louisiana. This legislation provided that the Orleans Territory could retain those
laws in force which did not violate the Constitution or the Statutes of the United States. Claiborne's "Governor's Court" was replaced by the Superior Court of the Territory of Orleans. It had appellate and original jurisdiction in civil matters over one hundred dollars and concurrent jurisdiction with county courts in criminal cases.\(^5\)

Since Congress did not abrogate the civil laws extant in Orleans, the territorial legislature, in 1806, decided to compile these laws as a reference for the courts, lawyers, and the people. For this task, they selected two prominent jurists, Louis Moreau Lislet and James Brown. In 1808, these gentlemen submitted a "digest of the civil laws now in force in the territory of Orleans, with alterations and amendments adapted to the present form of government."\(^6\) This digest, known as the Louisiana Civil Code of 1808, was fashioned on the Napoleonic Code, although the existing laws were Spanish.\(^7\) One writer suggests that the "redactors considered the glamourous French model as the best formulation of the principles, institutions, and rules common to both the Spanish and French law." However, the committee did specify the Spanish laws when a difference existed between the French model and local practice.\(^8\)

When Governor Claiborne accepted the Code from the legislature, the United States, for the first time, officially recognized Louisiana's right to regulate legal conflicts of private individuals according to their traditional civil law system. But it was the State Constitution of 1812 that finally decided the conflict in favor of the civil law proponents. Article IV, Section 11, prohibited the state legislature from adopting "any system or code of laws by a general reference to the said system or code; but in all cases shall specify the several
provisions of the laws it may enact." This language has appeared in every constitution since 1812. It prevents any particular legal system or code, civil or common, from being designated as the law of the state.9

Besides legitimatizing the civil law, Article IV also created the courts to interpret it. A Supreme Court replaced the Superior Court. Under the constitution, the Supreme Court could exercise only civil appellate jurisdiction in cases where the amount in contention exceeded three hundred dollars. The constitution divided the state into two appellate districts, eastern and western, and compelled the Court to ride circuit. Sessions were to be held in New Orleans, the seat of the eastern district, from November through July and in Ope- lousas, the seat of the western district, from August through October. The number of judges could range from a minimum of three to a maximum of five, to be appointed by the governor for terms of good behavior and to be removed only by address of three-fourths of both houses of the legislature. In 1813, the legislature fixed the number of Supreme Court judges at three.10

The Eastern District 1813-1818

The Supreme Court began its business on the first Monday in March, 1813. When the Court opened, Dominick A. Hall and George Mathews presented their commissions as judges. Mathews had served on the Superior Court since 1806, while Hall had occupied the position of United States District Judge in the territory since 1804. On March 9, 1813, when Peter Derbigny joined Hall and Mathews, the Court
attained its total complement of judges. However, in July, Judge Hall resigned, leaving Mathews and Derbigny to preside alone until February 6, 1815, when Francis Xavier Martin joined the Court. Martin, like Mathews, had sat previously on the Superior Court (1810-1813). 11 These three gentlemen served throughout the time period covered by the First Minute Book. Between March, 1813, and May, 1818, they heard 291 appeals. Among these causes, the majority involved debts, contracts, inheritance, and community property, while the remainder touched upon a variety of other disputes between individuals.

In the course of resolving these cases, the Court defined the scope of its jurisdiction and set strict limits on its power to supervise the inferior courts. Among the first of these was Bermudez v. Ibanez, 12 an appeal arising from a decision of the former territorial Superior Court. The Supreme Court held that because the Superior Court had served as a court of last resort, no appeal could be made to the Supreme Court. This decision prevented the possible heavy flow of cases being appealed from the former court.

Shortly after this decision, the Court ruled in Brooks v. Weyman 13 that an appeal brought before the Supreme Court could not be heard by a jury. While rehearsings by a jury had been allowed in the Superior Court, the state constitution did not specify this method and therefore a jury could not be used in the Supreme Court. The Court's strict interpretation of the constitution strengthened the force of its decisions. "Much as every man must be convinced of the necessity of the appellate power, as contemplated by the constitution and the laws, the introduction of juries into the tribunals of the last resort can have no other tendency than to render every thing unsettled." 14 The
Court thus established its own identity and its own procedures distinct from its predecessor.

Later during that first term the judges were asked to define the Court's jurisdiction in criminal cases. They ruled in Laverty v. Duplessis\(^5\) that the Court's jurisdiction was limited to civil cases. The question of appellate criminal jurisdiction was raised again in Ogden v. Blackman.\(^6\) The judges reaffirmed their lack of jurisdiction in criminal litigation by ruling that the Court could not correct errors in criminal proceedings. It was not until the Constitution of 1845 that the Court was granted appellate jurisdiction in criminal actions.

The Court confirmed, on numerous occasions, its lack of supervisory control over lower state courts. In 1814, the judges decided, in Labatut v. Puche,\(^7\) that they could not interfere in matters that were specifically assigned to the jurisdiction of the inferior courts. The Court reinforced its relationship to the inferior courts in the 1816 case of the Louisiana Bank v. Hampton.\(^8\) They ruled that the Supreme Court could not mandate the execution of a judgment in a lower court in a case which the Supreme Court had dismissed. And in Denis v. Cordeviola,\(^9\) the Court stated that the constitution had not given it the right to hear cases appealed from the Court of Probates.\(^10\)

Critics of the state's early court structure often cite the high court's lack of controlling power over inferior courts as a major weakness.\(^11\) While this criticism may be partially deserved, it should be remembered that in most states the role of the high courts was in flux. Often precise distinction was lacking between the appellate and
and trial courts within a state system. This kind of situation had existed in Louisiana during the territorial period with the Superior Court having both appellate and original civil jurisdiction and concurrent criminal jurisdiction. The limits placed on the Supreme Court by the 1812 constitution and the judges could be seen as unique, giving the Court a singular, though limited, role to play in the system.22

The question of which laws were in force in the state remained a continuing problem for the Court. The most significant decision on this debate came in 1817. In Cottin v. Cottin23 the Court resolved the question of whether the Code of 1808 had abolished all civil laws that had existed under the Spanish rule. The court wrote,

It must not be lost sight of, that our civil code is a digest of the civil laws, which were in force in this country, when it was adopted; that those laws must be considered as untouched, wherever the alterations and amendments, introduced in the digest, do not reach them; and that such parts of those laws only are repealed, as are either contrary to, or incompatible with the provisions of the code.

Only with the promulgation of the Civil Code of 1825 and Act 83 of the 1828 legislature which abrogated any laws not embodied in the 1825 code, did the Supreme Court stop considering the Spanish law as being in force.24

Not all of the Court's time was occupied in hearing and deciding cases. Part of its routine activities consisted of administering the business of the court and regulating admissions to the bar. The Court examined those persons who wanted to practice law in Louisiana and set rules under which they qualified for examination. Between March, 1813, and May, 1818, the Court admitted a total of eighty-nine men to the bar in the eastern district, fifty-eight of them in 1813.25 Exercising its administrative authority, the Court established criteria
for admissions in 1813 and amended it in 1816. The judges ruled in 1813 that no one would be examined for admission unless he had a license to practise from another state or a certificate stating that he had served in the office of a practising attorney for three years. An in 1816, they lowered the requisite number of years with the stipulation that any candidate for admission would be admitted after two years of study with a member of the Louisiana bar providing the candidate also had a degree from one of the "incorporated seminaries." 26

The structure, functions, jurisdiction, and composition of the Court remained essentially unchanged until 1839 when the legislature increased the number of judges to five. In 1845, the new constitution bestowed the court with appellate jurisdiction in criminal cases, and in 1894, legislation freed the Court from riding circuit. Judge Derbigny retired in 1820 to become Louisiana Secretary of State, Judge Mathews died in 1836 while still serving on the Court, and Judge Martin retired in 1845. Today the work and the decisions of this first Supreme Court are still highly regarded by the members of Louisiana's legal establishment. 27

The First Minute Book 1813-1818

In November, 1976, the Supreme Court of Louisiana placed its historic records in the custody of the University of New Orleans. The collection, consisting of minute books, docket books, opinion books, and case files, chronicles the Court's activities from its inception in 1813 to 1921. Generally these records have been well preserved; however, through the years some items have been lost. For safety and preservation, the State Archives has microfilmed everything in the
collection except the case files which are presently being sorted and arranged into their original order.

The *First Minute Book of the Supreme Court* is a small, yet significant, part of this collection, documenting the formative years of the Court's past. Dating from March, 1813, to May, 1818, the 340-page manuscript records the business of the Court's sessions at New Orleans, the seat of the eastern appellate district. Entries include the date of the meeting, the attending judges, a note on adjournment, and the day of the next session. In addition to this standard information, the record contains references to the cases before the court, the disposition of cases, court rules, and admissions to the bar.

During the roughly six and a half years covered by the Minute Book, the Court acted as the pivotal unit in the legal structure of the new state. Through its rules and decisions the Court interpreted and defined its authority, as well as its jurisdiction. It established its role at the top of the state's judicial structure, giving order to a system in transition.

The Court records not only relate the history of the Court, but also give insight into the society at this period of Louisiana history. New Orleans and Louisiana were undergoing a tremendous economic and social transformation during this period. The city was becoming a hub of national and international trade, an outlet for the new southern cotton agriculture, as well as a trading and commercial center for the growing populations of the United States heartland. The post-Purchase influx of Americans, refugees from the crumbling Spanish empire, and the growing slave population created new social conditions and a realignment of the power structure. Much of this growth and
turmoil in the social and economic life of the city and state is reflected in the Court's records.

**Editing Procedures**

The purpose of this edition is to provide wider access to the Minute Book and to lead researchers to complementary sources. It is a readable copy that preserves the original contents of the Minute Book. This rendition of the text conforms to modern practices of historical editing recommended in the *Harvard Guide to American History*. No attempt has been made to produce a facsimile of the original.

Because the Minute Book was written in a clerk's hand, few problems have been encountered in transcribing the manuscript. The spacing and indentation of headings and case citations have been standardized and set flush with the left margin to conserve paper. Names of the attending judges have been set across the page rather than on separate lines and the form of their names has been standardized.

All abbreviations, except "Junr.," Senr.," and "Esq.(Esqr.)," have been expanded using square brackets to indicate added letters. The ampersand has been retained, but "&c." has been rendered "etc." to conform to modern usage. To avoid cluttering the text with square brackets, the following three frequently abbreviated words, "honorable," "appellant," and "appellee" have been silently expanded. When I have had to supply these last two words because of a clerk's commission, I have placed them in square brackets.

Subject to the following exceptions, spelling, punctuation, and capitalization remain as found in the original. Sentences begin with capital letters and end in the appropriate punctuation. Superscript
words or syllables, plus interlineations, are brought to line. Marginalia are inserted in the text at the proper place and enclosed in double parentheses, thus distinguishing them from parentheses in the original. Omitted letters and words, if known, are supplied in square brackets. Words bracketed thus "[?]" were illegible, but represent the editor's best guess. When a single word is missing and cannot be supplied, the word "blank" has been inserted, underlined, and enclosed in brackets.

In the manuscript, persons are often mentioned only by surname. The first time a name occurs in the text, every attempt has been made to supply the first and middle names or initials; thereafter, only first and middle initials are given. All such interpolations are enclosed in square brackets. To facilitate reference to the original manuscript and because of the length of the text, original page numbers have been supplied in square brackets set flush with the right margin unless a page changes in the middle of a sentence or paragraph in which instance the bracketed number has been inserted within the text.

A final word must be added about docket numbers. Each case appealed to the Supreme Court was docketed and assigned a number. This number is important as a reference to the case files which contain the transcript of the case proceedings in the lower court. It also enables the reader to differentiate between several appeals made by the same parties. Without the docket numbers, reading the Minute Book becomes confusing. Therefore, missing docket numbers, obtained from Docket Book I for the eastern district, have been added and bracketed. The addition of missing docket numbers and the annotation of
legal terms, names, and cases furnishes the researcher with important references for further investigation into the individual case transcript files and other historical sources. It also makes the Minute Book more comprehensible.

**The Notes to the Text**

An effort has been made to identify and annotate as many persons as possible. However, given the large number of names, detailed research would have been unfeasible. If information was unavailable in the case files, standard biographical sources, newspapers, city directories, or standard histories, annotations have not been given. No attempt has been made to describe each of the 290 cases included in the minutes, but references have been provided to the cases reported in Martin's Reports. Standard legal citation form has been used in these notes. The appropriate pages in the Docket Book have also been cited.
The State of Louisiana

Be it known, that on this day, to wit, on Monday the first day of March Anno Domini one thousand eight hundred & thirteen, and in the Thirty Seventh year of the Independence of the United States of America, The Supreme Court of the State of Louisiana commenced its sessions at the City of New Orleans.

Present the Honorable Dominick A[ugustin] Hall¹ & the Honorable George Mathews.²

Their Honors produced their respective Commissions from the Governor of the State of Louisiana, which being read, were ordered to be Recorded on the minutes of said Court, and are in the following words to wit:

United States of America    State of Louisiana
William Charles Cole Claiborne
Governor of the State of Louisiana

In the name and by the authority of the State of Louisiana

Know ye that reposing special trust and confidence in the Patriotism, Integrity and abilities of Dominick Augustin Hall, I have nominated, and by and with the advice and consent of the Senate, do appoint him a Judge of the Supreme Court of the State of Louisiana, and do authorize and empower him to execute and fulfil the duties of the office
according to Law; and to have and to hold the said office with all the powers, privileges and emoluments to the same of right appertaining, during good behaviour.

In Testimony whereof I have caused these Letters to be made Patent, and the Seal of the State to be hereunto annexed.

Given under my hand at the City of New Orleans, on the Twenty Second day of February in the year of our Lord one thousand Eight hundred and thirteen, and in the year of the Independence of the United States of America the Thirty Seventh.

(Signed) William C. C. Claiborne
By the Governor
(Signed) Louis B[arthelemy] Macart
Secretary of State

[2]

I do certify that the within named D[ominick] A. Hall on this twenty fifth day of February One thousand eight hundred and thirteen, appeared before me & took the oaths of office required by the Constitution of this State & of the United States.

(Signed) [?] Colsson
Justice of the Peace

United States of America        State of Louisiana
William Charles Cole Claiborne
Governor of the State of Louisiana

In the name and by the authority of the State of Louisiana
Know ye, That reposing special trust and confidence in the Patriotism,
Integrity and abilities of George Mathews, I have nominated, and by and with the advice and consent of the Senate, do appoint him a Judge of the Supreme Court of the State of Louisiana, and do authorise and empower him to execute and fulfil the duties of that Office according to Law; and to have and to hold the said office with all the powers, privileges and emoluments to the same of right appertaining during good Behaviour.

In Testimony whereof, I have caused these Letters to be made Patent, and the Seal of the State to be hereunto annexed.

Given under my hand at the City of New Orleans on the twenty third day of February in the year of Our Lord One thousand eight hundred and thirteen, and in the year of the Independence of the United States of america the Thirty Seventh.

(Signed) William C. C. Claiborne
By the Governor
(Signed) L[ouis] B. Macarty Secretary of State

[3]

I do certify that the within named George Mathews, did on this twenty fifth day of February One thousand eight hundred and thirteen, appear before me and took the oaths of Office required by the constitution of this State & of the United States.

(Signed) [?] Colsson
Justice of the Peace
Adjourned till tomorrow morning 11. O'clock.
Supreme Court of the State of Louisiana Sitting at New Orleans Tuesday 2nd March 1813.

Present the Honorable Dominick A. Hall & the Honorable George Mathews.

In conformity with the Act of the General Assembly in such case made and provided, the following Gentlemen this day presented themselves for examination, to wit: Francis X[avier] Martin, John B. Prevost, Edward Livingston, John R[andolph] Grymes, Auguste Davezac de Castera, Abraham R. Ellery, & William A. DePeyster. Whereupon, after being duly examined by the Court, and taking the oaths prescribed in such case, they were Severally admitted to practise as Attorneys and Counsellors at Law in the Courts of this State.

Adjourned till tomorrow morning 10 O'Clock.

Supreme Court of the State of Louisiana sitting at New Orleans, Wednesday March 3rd 1813.

Present The Honorable Dominick A. Hall & The Honorable George Mathews.

The Court now appointed the following Gentlemen, to wit: Francis X. Martin, Edward Livingston, Abraham R. Ellery, Etienne Mazureau & A[berman] L[awson] Duncan a Committee to draw up Rules & Regulations for the Government of this Court.

Their Honors then, after announcing their determination not to decide in future upon such examinations until the day after their taking place, enquired if any Gentlemen now wished to be examined respecting his qualifications to practise as an Attorney & Counsellor.
at Law in the Courts of this State: Whereupon the following Gentle-
men, to wit, John W. Smith, Alfred Hennen,13 B[enjamin] P. Porter,
J[ohn]no. B. Paillette,14 Nathan Morse,15 [?] Dupuys, P[ierre] L[ouis] 
Nicholson, presented themselves, and were duly & strictly examined by 
the Judges, in open Court.

The Court then Adjourned till tomorrow 10 o'clock.

Supreme Court of the State of Louisiana sitting at the City of New 
Orleans Thursday March 4th 1813.

Present the Honorable Dominick A. Hall & The Honorable George Mathews.

Reuben T. Hamilton, who had acted as C[l]erk from the opening [5] 
opening of the Court, was this day appointed by their Honors Clerk of 
the Saide Court, and his appointment ordered to be entered upon the 
minutes.

Their Honors having considered the respective qualifications of 
the Gentlemen who were yesterday examined in open Court, now pronounc-
ed that they were duly and Severally qualified to practise as Attor-
neys and Counsellors at Law in the Courts of this State. Whereupon 
the Said Gentlemen (with the exception of Nathan Morse Esqr. who was 
absent) appeared and took the oaths prescribed in such case.

The following Gentlemen, to wit, D[ominique] Seghers,19 Sam[uel] 
C. Young,20 Columbus Lawson, Edwin Lorrain, [Louis] Moreau Lislet,21 
Etienne Mazureau & Thomas C. Nicholas,22 then presented themselves 
and were duly & strictly examined in open Court, respecting their
qualifications to practise as Attorneys and Counsellors at Law in the Courts of this State.

And then the Court adjourned till tomorrow 11 o'clock.

Supreme Court Friday March 5th 1813

Present The Honorable Dominick A. Hall & The Honorable George Mathews.

Nathan Morse Esquire who was examined in open Court on the [6] the 3rd Inst[an]t and who was yesterday declared by their Honors to be well and sufficiently qualified to practise as an Attorney and Counsellor at Law in the Courts of this State, now appeared and took the Oaths prescribed in such case.

Their Honors having considered the respective qualifications of the Gentlemen who were yesterday examined in open Court, now pronounced that they were duly and Severally qualified to practise as Attorneys and Counsellors at Law in the Courts of this State. Whereupon the said Gentlemen appeared and took the oaths prescribed in such case.

The following Gentlemen, to wit, Joachim Lozano & William Wilson Junr. then presented themselves and were duly & strictly examined by the Judges in open Court, respecting their qualifications to practise as Attorneys and Counsellors at Law in the Courts of this State: Whereupon their Honors determined to consider until Monday next. And then the Court adjourned till tomorrow 12 O'clock.

Supreme Court Saturday March 6th 1813

Present The Honorable Dominick A. Hall, The Honorable George Mathews.
Adjourned till Monday 10 O'clock.

Supreme Court  Monday March 8th 1813

Present The Honorable Dominick A. Hall & The Honorable George Mathews.

William Wilson Junr. Esquire, who was examined in open Court on Friday last, was now pronounced by their Honors, well and sufficiently qualified to practise as an attorney & Counsellor at law in the Courts of this State; whereupon the said Wilson appeared & took the oaths prescribed in such case.

George Pollock 24 Esqr. then presented himself for examination; and having satisfied their Honors of his possessing the qualifications of residence, age & moral conduct required by the existing laws, was duly and strictly examined by them in open Court, respecting his fitness to practise as an attorney & Counsellor at Law in the Courts of this State.

John Blanque 25 & [Charles] Robert Caune 26 Esquires also presented themselves, and were in like manner examined by their Honors. And then the Court adjourned till tomorrow morning 11 O'clock.

Supreme Court  Tuesday March 9th 1813

Present The Honorable Dominick A. Hall & The Honorable George Mathews.

George Pollock Esqr. who was yesterday examined in open Court was now pronounced by their Honors well and sufficiently qualified to practise as an attorney and Counsellor at Law in the Courts of this State; whereupon, the said Pollock appeared and took the Oaths
prescribed in such case.

The Honorable Peter Derbigny\textsuperscript{27} now appeared & took his seat as one of the Judges of this Court, and having produced his Commission from the Governor of the State of Louisiana, it was ordered to be recorded, and is in the following words to wit:

United States of America, State of Louisiana
William Charles Cole Claiborne
Governor of the State of Louisiana

In the name and by the authority of the State of Louisiana
Know ye, That reposing special trust and confidence in the Patriotism, Integrity and abilities of Pierre Derbigny I have nominated, and by and with the advice and consent of the Senate, do appoint him a Judge of the Supreme Court of the State of Louisiana, and do authorise and empower him to execute and fulfil the duties of that office according to Law; and to have and to hold the said office with all the powers, privileges and emoluments to the same of right appertaining, during good behaviour.

In testimony whereof, I have caused these Letters to be made patent, and the Seal of the State to be hereunto annexed. Given under my hand at the City of New Orleans on the eighth day of March in the year of our Lord One thousand eight hundred & thirteen & in the year of the Independence of the United States the thirty Seventh.

(Signed) William C. C. Claiborne
By the Governor
(Signed) L[ouis] B. Macarty
I do hereby certify that on this day the ninth of March in the year of our Lord One thousand eight hundred and thirteen, and of the Independence of the United States the thirty Seventh, Peter Derbigny has taken before me his oath of Office, as Judge of the Supreme Court of the State of Louisiana, agreeably to the Constitution & Laws of this said State.

(Signed) [?] Colsson
Justice of Peace

The following Gentlemen, to wit, [Nicholas] Roche, [B.] Pignon, [Claude] B[uhoud] d'Argy, Edward Cauchoux, [John] Rodriguez, & [Pierre] Pedesclaux then presented themselves and were duly and strictly examined in open Court respecting their qualifications to practise as Attorneys and Counsellors at Law in the Courts of this State.

And then the Court adjourned till tomorrow 11 O'clock.

Supreme Court Wednesday March 10th 1813.


John Blanque & [Charles] Robert Caune Esqrs. who were duly & strictly examined in open Court on the 8th Ins[tan]t and Edw[ar]d Cauchoux, Pierre Pedesclaux, & [B.] Pignon Esqrs. who were yesterday examined in like manner, were pronounced by their Honors to be well and sufficiently qualified to practise as Attorneys and Counsellors at Law.
in the Courts of [10] of this State; and thereupon took the oaths prescribed in such case. Tho[ma]s Gales, J. B. Desbois & [Jacques Phillipe?] Guinault Esquires, then presented themselves, and were duly and strictly examined in open Court respecting their qualifications to practise as attorneys and Counsellors at Law in the Courts of this State.

Francis X[avier] Bermudez, [appellant] vs. Ferdinand Ibanez, [appellee]

On motion of Mr. [John B.] Prevost of Counsel for the Plaintiff, It is ordered by the Court that the Defendant in this case shew cause on Friday next why an appeal should not be allowed.

And then the Court adjourned till tomorrow 12 O'clock.

Supreme Court Thursday March 11th 1813

Tho[ma]s Gales & J. B. Desbois Esqrs. who were yesterday duly & strictly examined in open Court, were now pronounced by their Honors well & sufficiently qualified to practise as attorneys & Counsellors at Law in the Courts of this State and thereupon took the oaths prescribed in such case.

Adjourned till tomorrow 10 O'clock.

Supreme Court Friday March 12th 1813.
Present The Honorable Dominick A. Hall, The Honorable George Mathews,
The Honorable Peter Derbigny


On motion of Moreau Lislet Esqr. It is ordered by the Court that the Defendants in this case shew cause on Monday next, why an appeal should not be granted from a Judgement rendered on the [blank] day of [blank] in the late Superior Court acting under the Constitution of this State.

[Francis X.] Bermudez, [appellee] vs. [Ferdinand] Ibanez, [appellant]
The Defendant in this case now appeared by his Counsel, to shew cause, agreeably to the rule obtained by the Plaintiff's counsel on Wednesday last, why an appeal should not be allowed from the Judgement of the late Superior Court: Whereupon, after hearing argument, the Court took time to advise.
Adjourned till Monday 11 O'clock.

Supreme Court Monday March 15th 1813
Present The Honorable Dominick A. Hall, The Honorable George Mathews,
The Honorable Peter Derbigny

[Francis X.] Bermudez, [appellant] vs. [Ferdinand] Ibanez, [appellee]
The Court having maturely considered the arguments on the Rule heretofore taken upon the Defendant in this case, to shew cause why an appeal from the Judgement of the late Superior Court should not be granted, now decided that such appeal could not be allowed, and therefore, ordered that the Rule be dismissed.
John Rodriguez Esqr. again presented himself for examination, and after being duly & strictly examined in open Court, was pronounced by their Honors, well & sufficiently qualified to practise as attorney & Counsellor at Law in the Courts of this State; and thereupon took the oaths prescribed in such case.

And then the Court adjourned till Monday next 10 O'clock.

Supreme Court  Monday March 22nd 1813
Present The Honorable Dominick A. Hall, The Honorable Peter Derbigny.

Adjourned till Monday next at 10 o'clock.

Supreme Court  Monday March 29th 1813.
Present The Honorable Dominick A. Hall, The Honorable Peter Derbigny.

[Claude] Buhourd d'Argy & Nicholas Roche Esqrs. having been heretofore duly & strictly examined in open Court, were pronounced by their Honors well & sufficiently qualified to practise as Attorneys & Counsellors at Law in the Courts of this State, and thereupon took the oaths prescribed in such case.

Adjourned till Monday next at 10 O'clock.

Supreme Court  Monday 5th April 1813.
Present The Honorable Dominick A. Hall, The Honorable Peter Derbigny
Fielding L. Turner\(^42\) and [Jacques P.?] Guinault Esqrs. who were heretofore duly & strictly examined in open Court, were now pronounced by their Honors well & sufficiently qualified to practise as Attorneys & Counsellors at Law in the Courts of this State; and thereupon took the oaths prescribed in such case.

The following Gentlemen, to wit, [Peter Francis ?] Missonnet,\(^43\) A[bner] L. Duncan, Cornelius Baldwin, E[ligius] Fromentin,\(^44\) James Turner, Step[he]n A. Hopkins,\(^45\) Nathan Meriam\(^46\) & Clark Woodruff Esquires then presented themselves and were duly & strictly examined in open Court & found by their Honors well & sufficiently qualified to practise as Attorneys & Counsellors at Law in the Courts of this State; whereupon they took the oaths prescribed in such case.

And then the Court adjourned till Monday the 19th Ins[tan]t at 10 O'clock.

Supreme Court Monday 19th April 1813.

Present the Honorable Dominick A. Hall, the Honorable Peter Derbigny.

No. 1\(^47\)

Pierre Seguin,\(^48\) appellant vs. Etienne Debon,\(^49\) Appellee

Appeal from the first District by the Plaintiff.

This cause was now heard. Mr. [Pierre L.] Morell for the appellant. [15] Mr. [John B.] Prevost for the appellee. Ordered that the cause be laid over for consideration.

And then the Court adjourned till Wednesday next at 10 O'clock.

Wednesday 21st April 1813
Present The Honorable Dominick A. Hall, The Honorable Peter Derbigny.

Alexis C[esar] Bonamy Esqr. 50 who was heretofore duly & strictly examined in open Court was now pronounced by their Honors well & sufficiently qualified to practise as an attorney & Counsellor at law in the Courts of this State; and thereupon took the oaths prescribed in such case.

And then the Court adjourned till Monday next at 10 O'clock.

Monday 26th April 1813.

Elija Clark Esqr. who was heretofore duly & strictly examined in open Court was now pronounced by their Honors well & sufficiently qualified to practise as an Attorney & Counsellor at law in the Courts of this State; and thereupon took the oaths prescribed in such case. And then the Court adjourned till Thursday next at 10 O'clock.

Thursday 29th April 1813.

No. 1
Pierre Seguin, Appellant vs. Etienne Debon, Appellee

Upon appeal from Judgement of the District Court for the first
judicial District.

The Court being now sufficiently advised of and concerning the premises, and having inspected the record and proceedings in this case, delivered in their written opinion, whereby it is decreed that the Judgement aforesaid be affirmed, and that the appellant do pay unto the appellee his costs in this behalf expended. And it is ordered that a copy of the opinion be Certified to the said District Court. And then the Court adjourned till tomorrow morning at 10 O'clock.

Friday 30th April 1813

51
No. 4

Upon a motion for a Venire facias 55 by Mr. [Alfred] Hennen of Counsel for the appellants.

The Court having now maturely considered the arguments upon the aforesaid motion, delivered in their [17] their opinion in writing, whereby it is adjudged & determined that no re-examination of facts before a Jury can be allow[e]d in this Court, and consequently that this motion be overruled.

No. 5 56
appellees

Upon an appeal from a Judgment of the District Court for the first judicial District.

This cause now came on to be heard, Mr. [John B.] Prevost for the appellants, Mr. [Abraham R.] Ellery for the appellees. Argument continued.

Adjourned till tomorrow morn at 10 O'clock.

Saturday 1st May 1813.

No. 5

The arguments in this case were now closed, and the Court took time to make up their opinion.
And then the Court adjourned till Monday next at 10 O'clock a.m.

Monday 3rd May 1813.

Ordered that the Court be Adjourned till tomorrow morning at 10 O'clock.
Tuesday 4th May 1813.


John Nicholson & Henry H[osford] Gurley\textsuperscript{60} Esquires now presented themselves, and having been duly & strictly examined in Open Court, were pronounced by their Honors well and sufficiently qualified to practise as Attorneys & Counsellors at law in the Courts of this State; whereupon they took the Oaths prescribed in such case.

No. 4


Upon an appeal from the District Court for the first judicial District.


This day appeared the parties aforesaid by their Attorneys, and the cause being argued, the Court delivered the following Opinion in writing, to wit;

"A verdict had been recovered in the late Superior Court. A motion had been there made for a new trial. In pursuance of the Act organizing the Supreme & inferior Courts of this State, the case was transferred to the first District Court. The motion was there argued & the new trial refused. The Court are of opinion that the refusal to grant the new trial, is no cause of appeal; that according to
uniform practise, the judgement would be nunc pro tunc—-that this
Court having already decided that no appeal lay from the Superior to
the Supreme Court, the present must be dismissed."

Whereupon it is ordered by the Court that judgement be entered
up in favor of the Appellee, and that the Appellant do pay him his
costs [$25.00] in this behalf expended. And it is further ordered
that a copy of the Opinion be certified to the said Dis[tric]t Court.
And then the Court adjourned till Thursday next at 10 o'clock A.M.

Thursday 6th May 1813.
Present The Honorable Dominick A. Hall, The Honorable George Mathews,
The Honorable Peter Derbigny.


Upon a motion for a Mandamus63 to the Judge of the 1st Judicial
District.

The Court having maturely considered the arguments in this case
now delive[re]d in their opinion in writing, & ordered that the afore-
said motion be over-ruled.64

No. 265
Paul Lanusse,66 appellant vs. Charles Massicot, Louis [Joseph
C[harles] Bourcier,68 appellees

Upon an appeal from the Judgem[en]t of the District Court for
the first Judicial District.

On motion of Mr. [Dominique] Seghers of Counsel for the
Appellant, and by consent of Mr. [Edward] Livingston of Counsel for the Appellees, it is ordered by the Court that the name of C[harles] Bourcier be stricken from the Record in this case. And then the cause was heard upon its merits. Whereupon the Court took time to advise.

No. 3

The same entry. [as above]

No. 6
George Pollock and Paul Lanusse, Syn[di]cs of the Creditors of Laurent Sigur, Appellants vs. W[illia]m Brown and others, Appellees

Upon an appeal from the Dis[tri]ct Court for the 1st Judicial District.

The parties aforesaid now appeared by their Attorneys, and the cause came on to be heard. On motion of Mr. [John W.] Smith of Counsel for the Appellant, it is Ordered by the Court to lay over for further argument on Saturday next.

And then the Court adjourned till Saturday next at 10 O'clock a.m.

Saturday 8th May 1813.
The Cou[r]t met according to adjournment. Present The Honorable Dominick A. Hall, The Honorable George Mathews, The Honorable Peter
The Court being now sufficiently advised of and concerning the premises, and having inspected the Record and proceedings in this case, delivered in their opinion in writing, and Ordered that judgement be entered as follows, to wit:

The Court are of opinion that F[rancis] X. Bermudez was [22] was at the time of his failure, the true owner of the lot of land in contest; that the decree ordering a stay of proceedings against him ought to have stopped the judicial sale of that land, and that the sale made in contravention to it was illegal and void. It is therefore ordered that the said lot be surrendered to the Syndics of the Creditors of F[rancis] X. Bermudez, for the purpose of selling it within the usual delay of judicial sales, payable, to wit, the sum of six thousand six hundred and six dollars and seventy five cents in cash, to satisfy the claim of [Ferdinand] Ibanez; and the remainder at such credit as they may think proper to fix agreeably to the directions by them rec[eive]d from their constituents; unless the said Syndics choose to satisfy the said sum to [Ferdinand] Ibanez. And it is further ordered that the parties do pay their respective costs, and it is further ordered that a copy of the opinion be certified to the
No. 6
Geo[rge] Pollock & Paul Lanusse Syndics of the Creditors of Laurent Segur, appellants vs. W[illia]m Brown & others, appellees

Upon an appeal from the Dis[tric]t Court for the first judicial District.

This day the parties aforesaid again appea[re]d by their At­­torneys. Whereupon it is ordered that the cause be remanded to the said Dis[tric]t Court, with instructions to decide on the motion for a new trial. Which is ordered to be certified to the said Court.

No. [7]
Emily Phillips,75 Appellant vs. The Syndics76 of the Creditors of the late G[eorge] T. Phillips,77 appellees

Upon an appeal from the Dis[tric]t Court for the 1st Judicial Dis[tric]t.

This day appeared the parties afore- [23] aforesaid by their Attorneys. Whereupon it is ordered by the Court, on the motion of Mr. [Abner L.] Duncan of Counsel for the appellees, that the said appeal be dismissed with costs*. Which is ordered to be certified to the said Dis[tric]t Court.


No. [7]
The Syndics of the Creditors of the late G[eorge] T. Phillips, [appell­
lees] ads. Emily Phillips, [appellant]

Upon motion of Mr. [Abner L.] Duncan that the Clerk be ordered
to tax Attorney & Counsellor's tax fee in the bill of Costs, the Court
took time to advise.

Henry Carleton"78 & Charles Derbigny"79 Esqrs. who were heretofore duly
and strictly examined in open Court were now pronounced by their Hon­
ors well & sufficiently qualified to practise as Attorneys & Counsel­
lors at law in the Courts of the State; and thereupon took the oaths
prescribed in such case.

The Court now gave notice to the gentlemen of the bar; that
hereafter they will expect to be furnished with a brief, or statement
of the material points of the case, from the Counsel on each side of
a cause, at least one day preceding that on which it is set for
trial.
And then the Court adjourned till Thursday next at 10 O'clock A.M.

Thursday 13 May 1813. Court met according to adjournment.
Present The Honorable Dominick A. Hall, The Honorable George Mathews,
The Honorable Peter Derbigny.

No. 2
Paul Lanusse, Appellant vs. Charles Massicot & others, Appellees
Upon an appeal from the District Court for the first judicial District.

The Court being now sufficiently advised of and concerning the premises, and having inspected the record & proceedings in this case, delivered in their opinion in writing and Ordered that Judgement be entered as follows, to wit,

It is ordered & Decreed that the judgement below be reversed, and that the Cause be remanded to the said District Court with instructions to proceed to trial on the original and Supplementary petitions and answers as one case. And it is further Ordered that a copy of the opinion be certified to the said District Court.

No. 3
Paul Lanusse, Appellant vs. Charles Massicot & others, Appellees
The Same entry as above.
The Court then adjourned till Saturday next at 10 O'clock A.M.

Saturday 15th May 1813. Court met according to Adjournment.
Ordered that the Court be adjourned till Friday next at 10 O'clock.

Friday 21st May 1813. The Court met according to adjournment.
Present The Honorable Dominick A. Hall, The Honorable Peter Derbigny.
Ordered that the Court be adjourned till tomorrow morning at 10
Saturday 22nd May 1813. The Court met according to adjournment. Present The honorable Dominick A. Hall, The honorable Peter Derbigny.

Ordered that the Court be adjourned till Monday the 31st instant at 10 O'clock a.m.


The United States, [appellant] vs. Kenny Laverty, [appellee]

In this case a motion was made by John R. Grymes Esqr., in behalf of the Marshal for the Louisiana District, for a Mandate to the Judge of the District Court for the first judicial District, directing him the said Judge to grant the appeal prayed for from a Judgment rendered in said Court in the case aforesaid, in favor of the said defendant [Kenny] Laverty. And this Court having considered the arguments in support of the motion, now delivered their opinion in writing, and ordered that the said motion be overruled.

And then the Court adjourned till Monday next at 10 O'clock a.m.

JUNE TERM [26]

Monday 7th June 1813. The Court met according to Adjournment. Present The Honorable Dominick A. Hall, The Honorable George Mathews, the Honorable Peter Derbigny.
No. 11

Geo[urge] Pollock & P[aul] Lanusse Syndics of the Creditors of Laurent Segur, Appellants vs. W[illia]m Brown & others, Appellees

Appeal from the first District Court.

The parties aforesaid now appeared by their Attorneys and the cause came on to be heard. Whereupon the Court took time to consider. And then the Court adjourned till Wednesday next at 10 O'clock A.M.

Wednesday 9th June 1813. The Court met according to adjournment.
Present the Honorable Dominick A. Hall, the Honorable George Mathews, the Honorable Peter Derbigny.

No. 11

G[eor ge] Pollock & P[aul] Lanusse Syndics of the Creditors of Laurent Segur, Appellants vs. W[illia]m Brown & others, appellees

Appeal from the Dist[ric]t Court for first District.

With the consent of parties It [27] It is ordered that the record be remanded to the District Court for the first District, with instructions that the Judge of said Court do certify that the record contains all the facts given in evidence in this case (if they be therein contained) & if not that he do certify to this Court all the facts which were given in evidence in the cause and that the same be returned to this Court within three days.

No. 10

[A. B. Zenon] Nouchet,84 appellant vs. [Mrs. Zoe] Lebreton,85 appellee

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Appeal from the District Court for the first District.

The parties aforesaid now appeared by their Attorneys, and the cause having been opened it was ordered to be continued for further argument tomorrow.

And then the Court adjourned till tomorrow morning at 10 O'clock.

Thursday 10th June 1813. The Court met according to adjournment. Present the Honorable Dominick A. Hall, the Honorable George Mathews, the Honorable Peter Derbigny.

No. 10

[A. B. Zenon] Nouchet, appellant vs. [Mrs. Zoe] Lebreton, Appellee

App[ea]l from 1st District Court.

The arguments in this case were now closed, and the Court took time to consider of their Judgement.

No. 886

Germain Musson, Appellant vs. [R. L.] Rochelle & [?] Shiff, Appellee[s]

App[ea]l from 1st District Court.

The parties aforesaid now appeared by their [28] Attorneys, and the cause having been opened it was ordered to be continued for further argument tomorrow.

And then the Court adjourned till tomorrow morning at 10 O'clock.

Saturday 11th June 1813. The Court met according to adjournment. Present the Honorable Dominick A. Hall, the Honorable George Mathews,
the Honorable Peter Derbigny

No. 8
Germain Musson, appellant vs. [R. L.] Rochelle & [?] Shiff, Appellees
App[ea]l from 1st Dis[tric]t Court.
The arguments in this case were now closed, and the Court took time to consider of their Judgement.

No. 9
Appeal from the District Court for the first District.
The parties aforesaid now appeared by their Attorneys, Whereupon the Court ordered that the cause be laid over until Monday next.
And then the Court adjourned until tomorrow morning at 10 O'clock.

Saturday 12th June 1813. The Court met according to adjournment.
Present the Honorable Dominick A. Hall, the Honorable George Mathews, the Honorable Peter Derbigny

No. 12
[Armand] Duplantier, vs. [Peter] St. Pe, Appellee
Appeal from the 1st District Court.
This cause was now called, and the parties not being prepared, It was ordered to be continued for trial on Wednesday next.
And then the Court adjourned till Monday next at 10 o'clock A.M.

Monday 14th June 1813. The Court met according to adjournment. Present The Honorable Dominick A. Hall, The Honorable George Mathews, The Honorable Peter Derbigny

The following Rule relative to the admission of Counsellors and Attorneys, was this day Ordered by the Court to be recorded in the words following, to wit.

It is hereby ordered by the Court, that from this date, no person shall be examined for the purpose of admission as Counsellor or Attorney, unless in addition to all other things required by Law, he produced to the Court a Certificate of having been in the office of some practising Attorney for at least three years previous to any application made to be admitted, Except such as produce a license given in any other State or Territory of the Union, or such as have heretofore been admitted under the late Territorial Government.

No. 13


Appeal from the District Court for the first District.

The parties aforesaid now appeared by their Attorneys, and the cause having been opened, It was ordered to be continued for further argument tomorrow.
Peter Colson Esqr. who was heretofore duly & strictly examined in open Court, was now pronounced by their Honors, well & sufficiently qualified to practise as an Attorney & Counselor at Law in the several Courts of this State; and thereupon took the oaths prescribed in such case.

Adjourned till tomorrow morning at 10 O'clock.

Tuesday 15th June 1813. The Court met according to adjournment. Present the Honorable Dominick A. Hall, the Honorable George Mathews

When the cause which was yesterday before the Court was called for trial, his honor Judge Derbigny retired from the Bench, on account of his having been formerly engaged therein as Counselor in the Court below; and the cause being continued for further argument today, he did not, therefore, resume his seat.

No. 13


The argument in this case was now resumed, & continued to to-
morrow.

The Court then Adjourned till tomorrow morning at 10 O'clock.

Wednesday 16th June 1813. The Court met according to adjournment. Present the Honorable Dominick A. Hall, the Honorable George Mathews,
the Honorable Peter Derbigny.

His Honor Judge Derbigny again absented himself from the Bench, for the reason stated in the minutes of yesterday.

No. 13

This case was again continued for further argument tomorrow. Adjourned till tomorrow morning at 10 O'clock.

Thursday 17th June 1813. The Court met according to Adjournment. Present the Honorable Dominick A. Hall, the Honorable George Mathews, the Honorable Peter Derbigny.

No. 13

This case which was yesterday ordered to be continued for further argument today, was again ordered to be laid over to tomorrow, in consequence of the unavoidable absence of Mr. [Edward] Livingston, the Counsel for the Appellants.

[32]

[No. 11]
Geo[rge] Pollock & Paul Lanusse Syndics of the Creditors of Laurent
Segur, [appellants] vs. W[illia]m Brown & others, [appellees]
App[ea]l from the 1st District.

The Record in the case which was heretofore Remanded to the District Court for the first District, with instructions to the Judge of said Court to certify to this Court all the facts exhibited in evidence on the trial of the Cause before him, and to return the same with his Certificate within three days, was duly returned with the said Certificate. And now, upon motion of Mr. [John W.] Smith of Counsel for the Appellants, the cause came on to be heard upon its merits. Whereupon the Court took time to consider. And then the Court adjourned till tomorrow morning at 10 O'clock.

Friday 18th June 1813. The Court met according to adjournment. Present the Honorable Dominick A. Hall, the Honorable George Mathews, the Honorable Peter Derbigny.

No. 9

Appeal from the 1st District.

Upon motion of Mr. [John W.] Smith of Counsel for the Appellees, It is ordered [33] that the appeal in this case be dismissed with costs upon the ground that no statement of facts has been presented to this Court nor does it appear from the Record that any exceptions were taken to the testimony exhibited in the Court below, or to the charge delivered by the Judge.
No. 13


Appeal from the first Dist[ric]t.

Upon motion of Mr. [Edward] Livingston this cause was again taken up Whereupon his Honor Judge Derbigny retired from the bench; and the Arguments being closed, the Court took time to consider of their Judgement.

And then the Court adjourned till Tuesday next at 10 O'clock A.M.

Tuesday 22nd June 1813. The Court met according to adjournment.

Present the Honorable Dominick A. Hall, the Honorable George Mathews, the Honorable Peter Derbigny.

No. 8

Germain Musson, appellant vs. [R. L.] Rochelle & [?] Shiff, appellees

Appeal from the Dis[tric]t Court for the 1st District.

The Court having maturely considered the arguments of Counsel, and inspected the Record & proceedings in this case, now delivered there (sic) opinion in writing, & ordered that Judgement be entered in the following words, to wit, The [34] The Court are unanimously of opinion that the Judgement of the District Court must be reversed, & the cause be remanded, there to be again tried; with instructions to the Judge to admit [George] Dahmer to be sworn in chief as a Witness; & to examine John Goodwin on his Voir dire, so as to
ascertain in which of the parties favor he is interested, what kind of interest he has, & how, & when, he became interested." Which is ordered to be certified to the said District Court.

No. 10
[A. B. Zenon] Nouchet, appellant vs. [Mrs. Zoe] LeBreton, appellee
Appeal from the District Court for the 1st District.

The Court having maturely considered the arguments of Counsel, & inspected the Record & proceedings in this case, now delivered their opinion in writing, & ordered that Judgement be entered in the words following, to wit,

"Let the Judgement of the District Court for the first District be affirmed with costs." Which is ordered to be certified to the said Dis[tric]t Court.

[No. 12]
[Armand] Duplantier, appellant vs. [Peter] St. Pe, appellee
Appeal from the District Court for the 1st District.

The parties aforesaid now appeared by their attorneys, and the cause came on to be heard; whereupon his Honor Judge Derbigny retired from the Bench, in consequence of his having been engaged therein as Counsellor in the Court below. The arguments not being closed, It is ordered by the Court, that the cause be continued to tomorrow.

And then the Court adjourned till tomorrow morning at 10 O'clock,

Wednesday June 23rd 1813.
The Court met according to adjournment.

Present The honorable Dominick A. Hall, The honorable George Mathews, The honorable Peter Derbigny.

[No. 12]

[Armand] Duplantier, appellant vs. [Peter] St. Pe, Appellee

Appeal from the 1st District Court.

This cause was again taken up; whereupon his honor Judge Derbigny retired from the Bench, for the reason assigned in the minutes of yesterday; and the arguments of Counsel being closed, the Court took time to consider of their Judgement.

And then the Court adjourned till tomorrow morning at 10 O'clock.

Thursday 24th June 1813. The Court met according to adjournment. Present the Honorable Dominick A. Hall, the Honorable George Mathews, the Honorable Peter Derbigny.

[No. 14]

The Syndics of the Creditors of F[rancis] X. Bermudez, Appellants vs. Ferdinand Ibanez, Appellee

Appeal from the 1st District Court.

The parties aforesaid now appeared by their Attorneys, & the [case] came on to be argued; Whereupon the Court took time to consider of their Judgement.

Adjourned till Monday next at 10 O'clock A.M.
Monday 28th June 1813. The Court met according to Adjournment.

Present the Honorable Dominick A. Hall, the Honorable George Mathews, the Honorable Peter Derbigny.

No. 16

Elizabeth Knight Widow Brewen, Appellant vs. John A. Smith, Appellee

Appeal from the first District Court.

The parties aforesaid now appeared by their Attorneys, and the cause came on to be argued; Whereupon the Court took time to consider of their Judgement.

Adjourned till Wednesday next at 10 O'clock A.M.

Wednesday 30th June 1813. The Court met according to adjournment.

Present the Honorable Dominick A. Hall, the Honorable George Mathews, the Honorable Peter Derbigny.

No. [11]

George Pollock & Paul Lanusse Syndics of the Creditors of Laurent Segur, Appellants vs. William Brown etc., Appellees

Appeal from the first District Court.

The Court having considered the arguments of Counsel, & inspected the Record & proceedings in this case, now delivered their opinion in writing and ordered that Judgement be entered in the words following, to wit:

"The Judgement & order of the District Court must be reversed,
And We do order & Decree that the Sheriff pay over to the Appellants the Sum of Seventeen thousand Six hundred & eighty eight Dollars & Seventeen Cents and the costs [$24.25] of this appeal, & that the Mortgages be cancelled & annulled." Which is ordered to be certified to the said District Court.

[No. 13]


The Court having considered the arguments of Counsel, & inspected the Record & proceedings in this case, now delivered their Opinion in writing & ordered that Judgement be entered in the words following, to wit.

"It is ordered & Decreed that the Judgement of the District Court be reversed with Costs." [$79.50]

[No. 15] 109

Jacques Guesnon (Master Warden) for himself & others, 110 [appellants] vs. W[illia]m Allen 111 (branch Pilot), [appellee]

Appeal from the District Court for the first District.

The parties aforesaid now appeared by their Attorneys; Whereupon it was agreed to submit the cause without argument, to the consideration of the Court.

And then the Court adjourned till tomorrow morning at 10 O'clock.

Thursday 1st July 1813. The Court met according to adjournment.
Present the Honorable Dominick A. Hall, the Honorable George Mathews, the Honorable Peter Derbigny.

[38] The following gentlemen, to wit, Louis Esnault,112 Sebastien Heriart, Henry [Raphael] Dennis,113 Geo[rge] Waggaman114 & John Dick,115 Esquires, after being duly & strictly examined in open Court, were pronounced by their Honors, well & sufficiently qualified to practise as Attorneys & Counsellors at Law in the several Courts of this State, and thereupon took the oaths prescribed in such case. And then the Court Adjourned till Monday next at 10 O'clock A.M.

Monday 5th July 1813. The Court met according to adjournment. Present the Honorable Dominick A. Hall, the Honorable George Mathews, the Honorable Peter Derbigny.

No. 12
Armand Duplantier, Appellant vs. Peter St. Pe, Appellee

Appeal from the Dis[tric]t Court for the 1st Dis[tric]t.

The Court having maturely considered the arguments of Counsel, and inspected the Record & proceedings in this case, now delivered there (sic) opinion in writing, & ordered that Judgement be entered in the words following, to wit.

"It is ordered & Decreed (errors appearing in the calculation) that this case be remanded to the District Court with instructions to proceed to trial for the purpose of ascertaining the amount due according to the principles established by this Court." Which is ordered to be certified to the said District Court.
Elizabeth Knight Widow Brewen, Appellant vs. John A. Smith, Appellee
Appeal from the 1st Dist[ric]t.
The Court having maturely considered the argument of Counsel, & inspected the Record & proceedings in this case, now delivered their opinion in writing, and ordered that Judgement be entered in the words follow[in]g, to wit;

"It is ordered & Decreed that the Judgement of the District Court be reversed, and that a mandamus do issue to the Judge of the Court of probates, directing him to cancel & annul the letters testamentary granted on the will of John Brewen, it being the opinion of the Court that the said will is void, & it is further Decreed that the costs be paid out of the estate of said Brewen, "Which is ordered to be certified to the said District Court.

Jacques Guesnon, Master Warden for himself & others, Appellant[s] vs. W[illia]m Allen, Branch Pilot, Appellee
Appeal from the first District.
The Court having inspected the record & proceedings in this case, now delivered their opinion in writing, & ordered that Judgement be entered as follows, to wit,

"Let the Judgem[en]t of the District Court in this case, be af­firmed with costs." [$19.75] Which is ordered to be certified to the said District Court.
The Syndics of F[francis] X. Bermudez, Appellants vs. Ferdinand Ibanez, Appellee

Appeal from the 1st Dis[tric]t.

The Court having maturely considered the arguments of Counsel, & inspected the Record & proceedings in this case, now delivered their opinion in writing, & ordered that Judgement be entered in the words following, to wit,

"It is ordered & Decreed that the Judgement of the District Court be affirmed with costs." [$21.00] Which is ordered to be certified to the said Dis[tric]t Court.

[No. 13]


It is ordered that this cause be remanded to the District Court for the first District with instructions to the Judge to ascertain & give Judgement for the amount due to the plaintiffs, agreeably to the principles of the Judgement rendered in this Court on the 30th day of June last past.

And then the Court adjourned till the 3rd Monday in November next.

NOVEMBER TERM 1813

Monday 13th day [of November]. The Court met according to adjournment.

Present the Honorable George Mathews, the Honorable Peter Derbigny. Adjourned till Wednesday next at 10 O'clock. A.M.
Wednesday 17th [of November]. Court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny.

No. 17

From the Parish of N[ew] Orleans.

This cause was now called, and the parties not being ready for trial, it was ordered to be continued to the first day of the next term.
Adjourned till tomorrow at 10 O'clock.

Thursday 18th Nov[ember] 1813. Court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny.

No. 18
John Philippon, Syndic of the Creditors of the late Joseph F. Hel- lies, Appellant vs. Marc Assenso, Appellee

From the Parish Court for the Parish of N[ew] Orleans.

The parties aforesaid now appeared by their Counsel, and by mutual consent the cause was continued till Thursday next.

No. 21

From the first District.
By the consent of parties, continued to the next Term.

No. 22
The Mayor & others, Appellants vs. John Rabasa & others, Appellees
The same entry [as above].
Adjourned till Saturday next at 10 O'clock a.m.

Saturday 20th Nov[embe]r 1813. Court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny.

No. 20
John Randolph, [appellant] vs. Armand Duplantier, [appellee]
From the first Dis[tric]t Court.
The parties aforesaid now appeared by their Counsel, and the arguments not being closed the cause was continued to Tuesday next.
Adjourned till Thursday next at 10 O'clock A.M.

Tuesday 23 Nov[embe]r 1813. Court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny.

John Hamilton Esq. this day presented himself, and was duly & strictly examined in open Court, respecting his qualifications to practise as an Attorney and Counsellor at Law in the several Courts of this State.

No. 20
John Randolph, appellant vs. Armand Duplantier, Appellee
From the District Court for the first judicial District.
The arguments in this case were now closed, and the Court took time to consider of their Judgement.

No. [19]127


From the parish Court for the Parish & City of New Orleans.

By consent of parties, ordered to be continued.

No. [23]129


From the parish Court for the Parish & City of New Orleans.
The parties not appearing, It is ordered by the Court that the cause [be] continued.

Adjourned till Thursday next at 10 O'clock A.M.

Thursday 25th November 1813. The Court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny.

No. 18

John Philippon, Syndic of the Creditors of the late Joseph Hellies, Appellant vs. Marc Assenso, Appellee

From the Parish Court for the parish & City of N[ew] Orleans.
The parties aforesaid were this day heard in argument by their
Counsel; Whereupon the Court took time to consider of their Judgement.

James M. Bradford Esqr. now presented himself and was duly & strictly examined in open Court and pronounced by their Honors to be well & sufficiently qualified to practise as an Attorney & Counsellor at law in the several Courts of this State; Whereupon said Bradford took the oaths prescribed in such case.

Adjourned till Thursday next at 10 O'clock A.M.

Thursday 2nd December 1813. The Court met.
Present the honorable George Mathews, the Honorable Peter Derbigny.

No. 20
John Randolph, appellant vs. Armand Duplantier, appellee

From the District Court for the first judicial district.

The Court having maturely considered the arguments of Counsel, and inspected the Record and proceedings in this case, now delivered their opinion in writing, and ordered that Judgement be entered in the words following, to wit;

The Judge of the District Court having erred in not permitting the facts, as drawn up by the Appellant, to go to the Jury; It is ordered that (see margin) (the Judgement of the District Court be reversed, and that) the Cause be remanded to the said Court, there to be again tried, with instructions to the Judge to allow said facts to be submitted to the Jury, for their consideration, or finding. And it is further ordered that the appellees do pay the costs of this appeal.
Which is ordered to be certified to the said District Court.

No. 18
John Philippon, Syndic of the Creditors of the late Joseph Hellies, Appellant vs. Marc Assenso, Appellees

From the Parish Court for the parish & City of New Orleans.

The Court having maturely considered the arguments of Counsel, and inspected the Record & proceedings in this case, now delivered their opinion in writing, and ordered that Judgement be entered in the words following, to wit:

"It is ordered and Decreed that the appeal in this case be dismissed with costs." Which is ordered to be certified to the said Parish Court.

Frederick H. Sumner Esqr. this day presented himself and was duly & strictly examined in open Court and pronounced by their Honors to be well and Sufficiently qualified to practise as an Attorney & Counsellor at law in the several Courts of this State; Whereupon said Sumner took the oaths prescribed in such case.
Adjourned till Monday next at 10 O'clock A.M.

DECEMBER TERM

Monday 6th 1813. Court met.
Present the honorable George Mathews, the honorable Peter Derbigny.

No. 19
From the parish & City of New Orleans.
This cause was now called, and ordered to be set for trial to­
morrow.

No. 23

From the parish Court for the parish & City of N[ew] Orleans.
Ordered to be set for trial on Wednesday next the 8th instant.

No. 24

lees
From the District Court for the first judicial district.
Upon motion of Mr. Turner, of Counsel for the Appellees, to dis­
miss the appeal in this case, upon the ground that the appeal Bond an­
nexed to the Record is not such a one as is required by law, It is or­
dered by the Court that the said motion be argued tomorrow.

No. 25

George W. Morgan, Appellant vs. W[illia]m Kenner & Co., Appellees
From the Dis[tric]t Court for the first judicial District.
Ordered to be set for trial on Friday (next) the 10th instant.

No. 26

The Syndics of George T. Phillips, Appellants vs. The Syndics of

From the Dis[trict]t Court for the first judicial District.

Ordered to be set for trial on Monday next the 13th instant.

Adjourned till tomorrow morning at 10 O'clock.

Tuesday 7th December 1813. The Court met. [49]

Present the honorable George Mathews, the honorable Peter Derbigny.

No. 24


From the District Court for the first Judicial District.

On the motion of Mr. Turner of Counsel for the appellee, and with the consent of Mr. [Abner L.] Duncan of counsel for the appellant; It is ordered by the Court that the appeal in this case be dismissed with costs.

No. 19


From the parish Court for the parish & City of New Orleans.

By consent of the parties, It is ordered by the Court, that the record in the case be remanded to the Parish Court for the parish & City of New Orleans, with instructions to the Judge to render a final Judgement upon the verdict of the Jury, and that the same be certified to this Court.

And then the Court adjourned till tomorrow morning at 10 O'clock.
Wednesday 8th December 1813. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny.

No. 23


This cause having been set for trial today was now called, and the appellee not appearing, It was ordered by the Court, with consent of Mr. [Henry] Carleton of Counsel for the appellant, that the same be continued to the next term.

And then the Court adjourned till Friday next at 10 O'clock A.M.

Friday 10th December 1813. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny.

No. 25


From the District Court for the first judicial District.

The parties aforesaid now appeared by their Attorneys, and the cause came on to be tried; whereupon, after argument, the Court took time to consider of their judgement.

No. 19


From the parish Court for the parish & City of New Orleans.

The record in this case, which was heretofore remanded to the Court aforesaid, with instructions to the Judge to render final judgement upon the Verdict of the Jury, and to cause the same to be duly
certified to this Court, was this day returned with final judgement certified agreably (sic) to said instructions. Whereupon, It is ordered, with the consent of parties, that the cause be set for trial on Wednesday next.

Adjourned till Monday next at 10 O'clock A.M.

Monday 13th December 1813. The Court met.

present the honorable George Mathews, the honorable Peter Derbigny.

No. 26


From the District Court for the first judicial district.

The parties aforesaid now appeared by their Att[orne]ys and the cause came on to be tried. Whereupon, after argument, the Court took time to consider of their judgement.

No. 24


From the District Court for the first judicial district.

Upon motion of Mr. Turner of Counsel for the appellees, on reading and filing the affidavit of W[illia]m A. DePeyster; It is ordered by the Court, that the Hon[ora]ble Joshua Lewis 142 Judge of the District Court for the first judicial district do shew cause on Wednesday next the 15th instant, why a mandate 143 should not issue directing him to cause the judgement of his Court in this case (from which the appeal
was taken to this Court) to be carried into effect.
Adjourned till Wednesday next at 10 O'clock A.M.

Wednesday 15th Dec[embe]r 1813. The Court met.
present the honorable George Mathews, the honorable Peter Derbigny

No. 19

From the Parish Court for the Parish & City of New Orleans.
The parties aforesaid now appeared by their attorneys. Whereupon it was agreed that the cause be submitted, without argument, to the consideration of the Court.

No. 24

From the District Court for the first judicial district.

A rule having been taken by the Counsel for the Appellees, requiring the honorable Joshua Lewis, Judge of the District Court for the first judicial, to shew cause today why a mandate should not issue, directing him to carry the judgement of his Court in this case into effect. A[bner] L. Duncan & F[ran]cis X. Martin Esqrs. appeared as counsel on his behalf and the Court having heard argument, took time to advise.

No. 17

appellants vs. Prosper Prieur, executor of Francis Camenada, appellee

From the Parish Court for the Parish & City of New Orleans.

Upon motion of Mr. [William A.] DePeyster of Counsel for the Appellees, It is ordered (that) this cause be set for trial on Tuesday next the 21st instant.

Adjourned till Saturday next at 10 O'clock A.M.

Saturday 18th December 1813. The Court met. [54]

Present the honorable George Mathews, the honorable Peter Derbigny

No. 26


From the District Court for the first judicial district Judgement.

The Court having maturely considered the arguments of Counsel and inspected the record & proceedings in this case, now delivered their opinion in writing and ordered that judgement be entered in the words following, to wit;

"It is ordered that the Judgement of the District Court be reversed (and annulled) that judgement be entered here for the Appellants, with costs of suit both in this Court and the District Court."

No. 25

George W. Morgan, appellant vs. W[illia]m Kenner & Co., appellees

The Court having maturely considered the arguments of counsel & inspected the record & proceedings in this case, no[w] delivered their
opinion in writing, and ordered that judgement be entered in the words following, to wit;

"It is decreed that the judgement of the Court of the first district, making the sheriff of the parish of New Orleans personally liable for the payment of the sum awarded in favor of the appellees, be reversed (and annulled.) And this Court proceeding to render such a decree as the said Court ought to have rendered, do order and adjudge that the said sum be paid to the appellees by [55] by the said Sheriff out of the proceeds of the shot by him seized in their hands; to which effect the said Sheriff shall sell so much of the said shot as may satisfy the said claim. And inasmuch as the appellees have mistaken their legal remedy for obtaining the payment of their account, it is further ordered that they do pay the costs of this suit as well in the inferior Court as in this."

No. 24


From the District Court for the first judicial district.

Mandate ordered.

The Court having maturely considered the arguments of Counsel on the rule taken upon the hon[ora]ble Joshua Lewis, Judge of the District Court for the first judicial district, this day delivered their opinion in writing, and ordered that a Mandate do issue to the said district Judge, informing him that the appeal which had him claimed in this case is withdrawn, and requiring him to proceed as if no appeal had been granted.
No. 27
Ignatius Pigman, appellant vs. Armand Duplantier, appellee

From the District Court for the first judicial district.

Upon motion of Mr. [Alfred] Hennen of Counsel for the appellee for a Mandate to the Judge of the said Dis[tric]t Court directing him to cause execution to be issued upon his judgem[en]t in this case. It is ordered that the argument upon said motion to take place on Tuesday next the 21st instant.

Adjourned till Tuesday next at 10 O'clock a.m.

Tuesday 21st December 1813. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny

No. 17

From the Parish Court for the parish & City of New Orleans.

This cause was now argued. Mr. [Benjamin P.] Porter of counsel for the appellant, Mr. [Auguste] Davezac of Counsel for the appellees. Whereupon the Court took time to consider of their decree.

No. 27
Ignatius Pigman, appellant vs. Armand Duplantier, appellee

Motion for a mandate.

This motion was now called for argument and the parties not appearing, Ordered that the same be continued to Friday next.
Adjourned till Friday next at 10 O'clock A.M.

Friday 24th December 1813. The Court met. present the honorable George Mathews, the honorable Peter Derbigny

No. 19

From the parish Court for the parish & City of New Orleans.
The Court having maturely considered this case now delivered their opinion in writing, & ordered that judgement be entered in the words following, to wit;

"It is ordered that the Judgement of the inferior Court be affirmed with Costs."

No. [22]
The Mayor & others, appellants vs. John Rabasa & others, appellees

From the District Court for the first judicial District.

It is ordered that this case be continued to the next Term.

No. 27
Ignatius Pigman, appellant vs. Armand Duplantier, appellee

Motion for a mandate.

This motion was again called for argument, and the parties not appearing, It was ordered to be continued. Adjourned till the first Monday in January next at 10 O'clock a.m.
Monday 3rd day 1814. The Court met in the Principal present the honorable George Mathews, the honorable Peter Derbigny

No. 17

From the parish Court for the Parish & City of New Orleans.

The Court having maturely (considered) the arguments of Counsel & inspected the Record & proceedings in this case, now delivered their opinion in writing, and ordered that the appeal be dismissed at the Costs of the Appellants, and that a mandate do issue to the Judge of the City Court requiring him to proceed in this cause as if no appeal had been granted and that this order of dismissal be certified to him.

No. 21

From the District Court for the first judicial District.

This cause was now called, and the parties appearing by their attorneys, it was ordered to be set for trial on Saturday next the 8th instant.

[No. 22] [59]
The Mayor & others, Appellants vs. John Rabasa & others, Appellees
From the District Court for the 1st judicial District.
This cause was now called, & the parties appearing by their attorneys, it was ordered to be set for trial on Monday next the 10th instant.
Adjourned till Saturday next at 10 O'clock.

Saturday 8th January 1814. The Court met.
present the honorable George Mathews, the honorable Peter Derbigny

No. 21
[Charles B.] Dufau & others, appellants vs. [Charles] Massicot &
[Louis L.J.] Wiltz, appellees
From the District Court for the first judicial District.
On motion of Moreau Lislet Esq. of Counsel for the Appellants, and it appearing to the Court that Charles Massicot, one of the said Appellees, had during the pendency of this suit made a cession of all his goods, under the insolvent laws; It is ordered that John B. Deveze, the Syndic of the said Massicot, be made a party to this appeal, and that the cause be fixed for trial on Saturday next the 15th instant.

No. 23
From the parish Court for the parish & City of New Orleans.
This cause was now called and the parties appearing, it was
ordered to be set for trial on Tuesday next.

No. 27
Ignatius Pigman, Appellant vs. Armand Duplantier, Appellee
From the District Court for the first Judicial District.
This cause was now called, and the appellee not appearing, it was ordered by the Court, with consent of the appellant's counsel, that the same be continued to the next term.

No. 28
From the District Court for the first Judicial District.
On Motion of Mr. Moreau Lislet, It is ordered that this cause be set for trial on Wednesday next.

No. 29
The Syndics of Edw[ar]d Brooks, Appellants vs. Thomas Durnford, Appellee
From the District Court for the first Judicial District.
On motion of Mr. [Nathan] Morse of Counsel for the Appellee, it is ordered that the trial of this cause do take place on Thursday next.
Adjourned till Monday next at 10 o'clock A.M.

Monday 10th January 1814. The Court met. [61]
present the honorable George Mathews, the honorable Peter Derbigny
No. [22]
The Mayor & others, Appellants vs. John Rabasa & others, appellees
From the District Court for the first Judicial District.
The parties aforesaid now appeared by their Attorneys, and the
cause came on to be tried; Whereupon, after argument, the Court took
time to consider of their decree.
Adjourned till tomorrow morning at 10 o'clock.

Tuesday 11th January 1814. The Court met.
present the honorable George Mathews, the honorable Peter Derbigny

No. 23
From the parish Court for the parish & City of New Orleans.
This cause being called for trial, the parties commented that
the Judgment of the inferior Court should be affirmed with Costs.
Whereupon the Court ordered that the said Judgment be affirmed, and
that the appellant do pay the costs (of suit) both in this Court and
the Court below.
Adjourned till tomorrow morning at 10 O'clock.

Wednesday 12th January 1814. The Court met. present the honorable George Mathews, the honorable Peter Derbigny

No. 28
From the Dist[ric]t Court for the Second judicial district.

By consent of parties, this cause which had been set for trial today, was ordered to be continued to Tuesday next the 18th instant. Adjourned till tomorrow morning at 10 O'clock.

Thursday 13th Jan[uar]y 1814. The Court met.

present the honorable George Mathews, the honorable Peter Derbigny

No. 29

The Syndics of E[dward] Brooks, Appellants vs. Thomas Durnford, Appellee

From the District Court for the first Judicial District.

The parties aforesaid now appeared by their Attorneys, and the cause came on to be tried; whereupon, after argument, the Court took time to consider of their Decree.

[63] Benjamin Winchester Esqr. having been duly and strictly examined in open Court, was this day pronounced by their Honors to be well and sufficiently qualified to practise as an Attorney and Counsellor at law in the several Courts of this State. Whereupon the said Winchester took the oaths prescribed in such case. Adjourned till Saturday next at 10 O'clock a. m.

Saturday 15th January 1814. The Court met.

present the honorable George Mathews, the honorable Peter Derbigny
No. 21

From the District Court for the first Judicial District.

It appearing to the Court that John B. Deveze who had been appointed the Syndic of the said Massicot, had refused to accept that appointment, and consequently could not be made a party to this appeal as heretofore ordered; On motion, it was thereupon ordered that the trial of the cause be postponed.

Adjourned till Tuesday next at 10 O'clock a.m.

Tuesday 18th January 1814. The Court met.

present the honorable George Mathews, the honorable Peter Derbigny

No. 28
Bazile Prejean, appellant, vs. [A.] Longer & [Augustin D.] Turaud, appellees

From the District Court for the Second Judicial District.

The parties aforesaid now appeared by their attorneys, and the cause came on to be tried; Whereupon, after argument, the Court took time to consider of their decree.

William Dewees Esqr. this day presented himself & was duly & strictly examined in open Court, and pronounced by their Honors to be well & sufficiently qualified to practice as an Attorney & Counsellor at Law in the several Courts of this State; whereupon he took the oaths prescribed in such case.
The Court now adopted the following rule of practice, and ordered that the same be entered upon record, to wit:

The original plaintiff in the inferior Court, shall have the right of opening and closing the argument of the cause in this Court.

Adjourned till Saturday next at 10 O'clock a.m.

Saturday 22nd January 1814. The Court met. present the honorable George Mathews, the honorable Peter Derbigny

[No.] 22

The Mayor & others, Appellants vs. John Rabasa & others, Appellees

From the District Court for the first judicial district.

In this case the Court now delivered their opinion in writing and ordered that Judgment be entered in the words following, to wit:

"It is ordered & Decreed that the judgment of the District Court be affirmed with costs."

No. 29

The Syndics of Edward Brooks, Appellants vs. Thomas Durnford, Appellee

From the District Court for the first District.

The Court now informed the parties concerned that they desired a re-arrangement of this cause; Whereupon it was ordered that the same do take place on Friday next.

No. 21

[Charles B.] Dufau & others, Appellants vs. [Charles] Massicot &
[Louis J. L.] Wiltz, appellees

From the District Court for the first District.

The Court being informed by the Counsel for the appellants, that a certain Peter Gaudin had been appointed the Syndic of the said Massicot, on motion it was ordered that the said Gaudin be made a party to this appeal, and that the cause be set for trial on Saturday next.

[66] Samuel Huntington Esqr. now presented himself, and having been duly and strictly examined in open Court, was pronounced by their Honors to be well and sufficiently qualified to practise as an Attorney and Counsellor at Law in the several Courts of this State; whereupon said Huntington took the oaths prescribed in such case. And then the Court adjourned till Friday next the 28th inst at 10 O'clock a.m.

Friday 28th January 1814. The Court met. present the honorable George Mathews, the honorable Peter Derbigny

No. 28

Bazile Prejean, Appellant vs. [A.] Longer & [Augustin D.], [Appellees]

From the District Court for the Second Judicial District. The Court having maturely considered the arguments of Counsel, and inspected the record & proceedings in this case, now delivered their opinion in writing, and ordered that the appeal be dismissed with costs.
No. 29

The Syndics of Edward Brooks, Appellants vs. Thomas Durnford, Appellee

From the District Court for the first judicial district.

This cause was now re-argued, and the Court took time to consider of their decree.

Adjourned till Monday next at 10 O'clock a.m.

Monday 31st January 1814. The Court met. present the honorable George Mathews, the honorable Peter Derbigny

James Wallace Esqr. this day presented himself and was duly and strictly examined in open Court, and pronounced by their Honors to be well & sufficiently qualified to practise as an Attorney and Counsellor at Law in the several Courts of this State; whereupon said Wallace took the oaths prescribed in such case. And then the Court adjourned till Monday next, the 7th day of February 10 O'clock.

FEBRUARY TERM

Monday 7th February 1814. The Court met.

present the honorable George Mathews, the honorable Peter Derbigny

No. 27

Ignatius Pigman, appellant vs. Armand Duplantier, [appellee]

From the District Court for the first judicial district.

This cause was now called & fixed for trial tomorrow.
No. 30
Ramon Menendez, appellant vs. The Syndics of [Joseph Anthony] Larionda, [appellees]
From the parish Court for the parish & City of New Orleans.
This cause was now called & fixed for trial on Wednesday the 16th instant.

No. 31
Eliza Riley, appellant vs. John Lynd, [appellee]
From the parish Court for the parish & City of New Orleans.
This cause was now called and fixed for trial on Thursday next the 10th instant.

No. 32
Paul Lanusse, appellant vs. Charles Massicot, Louis Wiltz, Charles B. Dufau & Augustin Massicot, [appellees]
From the District Court for the first judicial district.
Upon motion of Mr. [Dominique] Seghers of Counsel for the Appellant, & with consent of Mr. [Henry] Carleton on behalf of Mr. [Edward] Livingston of Counsel for the Appellees,
It is ordered that the Syndics of Charles Massicot be made parties defendant to this appeal.

No. 33
Paul Lanusse, appellant vs. Charles Massicot, Louis Wiltz, Charles B. Dufau & Pierre F. Dubourg, [appellees]
The Same entry [as above].
No. 34 154


From the Dis[tric]t Court for the first District.

This cause was now called & fixed for trial Friday the 11th instant.

No. 35 155

W[illia]m Kenner & others, 156 appellants vs. James Brown, 157 appellee

From the Dis[tric]t Court for the first District.

This cause was called & fixed for trial on Monday the 14th instant.

No. 36 158

Adam Duncan, appellant vs. The Syndics of [Abner L.] Duncan & [Alexander] Jackson, 159 [appellees]

From the parish Court for the parish & City of N[ew] Orleans.

This cause was now called and fixed for trial on Tuesday the 15th instant.

And then the Court adjourned till tomorrow morning at 10 O'clock.

Tuesday 8th Feb[ruar]y 1814.  The Court met.  [70]

present the honorable George Mathews, the honorable Peter Derbigny
No. 27

Ignatius Pigman, appellant vs. Armand Duplantier, appellee

From the District Court for the first judicial district.

The parties aforesaid now appeared by their Attorneys, and the cause came on to be tried; whereupon, on motion, it was ordered that the same be continued for further argument on Thursday next. Adjourned till Thursday next at 10 o'clock A.M.

Thursday 10th Feb[rar]y 1814. The Court met.

present the honorable George Mathews, the honorable Peter Derbigny

[No.] 29

The Syndics of Edward Brooks, appellants vs. Thomas Durnford, appellee

From the District Court for the first judicial district.

In this case the Court now delivered their opinion in writing, and ordered that judgment be entered in the words following, to wit; It is ordered & decreed that the judgment of the District Court be reversed, and that judgment be entered for the appellants with costs.

[No. 31]

Eliza Riley, appellant vs. John Lynd, appellee

From the parish Court for the parish & City of New Orleans.

The parties aforesaid now appeared by their Attorneys, and the cause came on to be tried; whereupon, after argument, the Court took time to consider of their decree.
No. 27.
Ignatius Pigman, appellant vs. Armand DuPlantier, appellee

- From the District Court for the first judicial District.

The arguments in this case were now closed, and the Court took
time to consider of their decree.

Adjourned till to morrow morning at 10 O'clock.

Friday 11th Feb[rar]y 1814. The Court met.
present the honorable George Mathews, the honorable Peter Derbigny

[No. 34]

- From the District Court for the first judicial district.

By consent of parties this cause was ordered to be continued to
a future day.

[72] The Court now gave notice that after the delay prescribed by law,
the Rule respecting Briefs will be rescinded.

Adjourned till Monday next at 10 o'clock A.M.

Monday 14th Feb[rar]y 1814. The Court met.
present the honorable George Mathews, the honorable Peter Derbigny

No. 35
W[illia]m Kenner & S[tephen] Henderson and the Syndics of the

From the District Court for the first judicial district.
The parties aforesaid now appeared by their Attorneys and the cause came on to be tried; whereupon, after argument, the Court took time to consider of their decree.
Adjourned till tomorrow morning at 10 O'clock.

Tuesday 15th Feb[ruear]y 1814. The Court met.
present the honorable George Mathews, the honorable Peter Derbigny

[No. 36]
Adam Duncan, appellant vs. The Syndics of [Abner L.] Duncan & [Alexander] Jackson, appellees

From the parish Court for the Parish & City of New Orleans.
This cause was now argued, and the Court took time to consider of their decree.
Adjourned till tomorrow morning at 10 O'clock.

Wednesday 16th Feb[ruear]y 1814. The Court met. [73]
present the honorable George Mathews, the honorable Peter Derbigny

[No. 30]
Ramon Menendez, appellant vs. The Syndics of [Joseph A.] Larionda, appellees

From the parish Court for the parish & City of New Orleans.
In consequence of the indisposition of Mr. [John R. Grymes, of
Counsel for the appellant, & with consent of the counsel for the appellees, this cause was ordered to be continued to a future day.

[No. 31]

Eliza Riley, appellant vs. John Lynd, appellee

From the same Court [as above].

In this case the Court now delivered their opinion in writing and ordered that judgment be entered in the words following, to wit;

It is ordered and decreed that the decision appealed from be reversed, & that the injunction staying the execution of the judgment obtained by the appellant against the appellee be dissolved, with costs to be taxed against the appellee.

[No. 17]


On motion of Mr. [Henry] Carleton of Counsel for the appellants, it is ordered that the said Prosper Prieur do shew cause on Saturday (the 26th instant) why a mandate should not issue to [74] to the Judge of the parish Court for the parish & City of New Orleans, directing him to grant a second appeal in this case from the final judgment rendered by him in his Court.

Adjourned till Friday next at 10 O'clock a.m.

Friday 18th Febr[uary] 1814. The Court met.

present the honorable George Mathews, the honorable Peter Derbigny
[No. 34]
From the District Court for the first judicial district.
This cause having been fixed for trial to-day, was now called, whereupon on motion of Mr. Turner of Counsel for the appellees, upon stating that he was too much indisposed to enter into the argument, it was ordered to be continued until Monday next.
Adjourned till tomorrow morning at 10 O'clock.

Saturday 19th Feb[ruary] 1814. The Court met. present the honorable George Mathews, the honorable Peter Derbigny

[No. 21]
From the District Court for the first judicial district.
This cause having been fixed for trial today, was now called, and the appellants not appearing, It was ordered, with consent of the counsel for the appellees, to be continued to the next term.
Adjourned till Monday next at 10 O'clock a.m.

Monday 21st Feb[ruary] 1814. The Court met. present the honorable George Mathews, the honorable Peter Derbigny

[No. 27]
Ignatius Pigma, appellant vs. Armand Duplantier, appellee
From the District Court for the first judicial district.

In this case the Court now delivered their opinion in writing, and ordered that judgment be entered in the words following, to wit:

It is ordered, adjudged and Decreed, that the appellee [Armand] Duplantier, do recover from the appellant, [Ignatius] Pigman, the sum of three thousand, three hundred and thirty three dollars & thirty three cents, with Interest at the rate of 5 per centum per annum on the amount of each instalment [sic] from the period at which it became due. But it is hereby provided that the said appellee shall not be at liberty to take out execution on this Judgment until he tenders a release of the Mortgage which Madam [Louise] Delord Sarpy holds on the property purchased by him from her, so far as it relates to the lots sold by him the said appellee, to the appellant, or offers to him good and sufficient security, to be approved of by the District Court of the first district, to save him harmless from all disturbances on evictions which might happen to him in his possession of said lots, by or on account of said mortgage; and that the appellee pay the costs of this appeal, and it is further ordered that this judgment be certified to the District Court.

[No. 43]


From the District Court for the first District.

This cause was now argued, and the Court took time to consider of their Decree.

Adjourned till Saturday next at 10 O'clock a.m.
Saturday 26th Feb[ruary] 1814. The Court met. present the Honorable George Mathews, the Honorable Peter Derbigny

[No. 35]
The Court now informed the parties concerned that they required a re-argument of this cause, and ordered that the same do take place on Tuesday next.

[No. 17]
From the parish Court for the parish & City of New Orleans.
The rule heretofore taken upon the appellee in this case having been fixed for argument today, and the appellant not appearing, It was ordered, with consent of the Counsel for the appellee, that the same be postponed for future consideration.

No. 32
Paul Lanusse, appellant vs. [Charles] Massicot & others, appellees From the District Court for the First District.
This case was now argued by the Counsel for the respective parties, and the Court took time to consider of their decree.
Paul Lanusse, appellant vs. [Charles] Massicot & others, appellees
The same entry [as above].

[No. 29]
The Syndics of Edward Brooks, appellants vs. Thomas Durnford, appellee
From the District Court for the first judicial District.
On motion of Nathan Morse Esquire of Counsel for the appellee, upon filing the grounds for a new trial in this case, It is ordered by the Court that the appellants do shew cause on Tuesday the 8th day of March next why a new trial should not be allowed. Adjourned till Monday next at 10 O'clock A.M.

Monday the 28th Feb[ruary] 1814. The Court met.
present the honorable George Mathews, the honorable Peter Derbigny

[No. 36]
From the parish Court for the Parish & City of new orleans.
In this case the Court now delivered their opinion in writing, and ordered that Judgment be entered in the words following, to wit;
"It is ordered and decreed that the Judgment of the Parish Court (of new orleans) be affirmed with costs."

[No. 30]
Ramon Menendez, appellant vs. The Syndics of [Francis] Larionda,
appellee

From the parish Court for the Parish & City of New Orleans.

This cause was now argued by the Counsel for the respective parties, and the Court took time to consider of their Decree.

No. 35


From the District Court for the first judicial district.

On motion of Mr. [Abner L.] Duncan, the re-argument ordered in this case was postponed until Thursday next.

Adjourned till Thursday next at 10 O'clock A.M.

Thursday 3rd March 1814. The Court met.

present the honorable George Mathews, the honorable Peter Derbigny

No. 35


From the District Court for the first judicial District.

This cause was now re-argued by the Counsel for the respective parties, and the Court took time to consider of their decree.

Adjourned till Monday next at 10 O'clock A.M.

MARCH TERM

Monday the 7th day [of March] 1814. The Court met.

present the honorable George Mathews, the honorable Peter Derbigny

From the District Court for the first judicial District.

In this case the Court now delivered their opinion in writing, and ordered that Judgment be entered, as follows, to wit;

"It is adjudged and Decreed that the Judgment of the District Court be reversed, and that judgment be entered for the appellees for fifteen thousand one hundred and ninety six dollars & thirteen cents, with legal interest since the time at which the sum here sued for became due; but that no execution shall be issued for the purpose of carrying this judgment into effect, unless a release of the mortgage existing on the plantation of the Appellant, in favor of the widow Castillon to the amount of the present demand be filed in the office of the Clerk of the Court of the first district, or unless sufficient security, to be approved of by the District Judge, be given. And it is further ordered that the costs of the appeal be paid by the appellees."

No. 30

Ramon Menendez, appellant vs. The Syndics of [Francis] Larionda, appellees

From the parish Court for the Parish & City of new orleans.

In this case the Court now delivered their opinion in writing, and ordered that judgment be entered as follows, to wit;

"The Judge having erred in rejecting Mr. [John] Grymes the [80] the Attorney for the appellant, as being an incompetent Witness; It.
is ordered & Decreed that the Judgment of the City Court be reversed &
annulled, and that the cause be remanded to said Court, there to be
again tried; with instructions to the Judge to admit him the said
[John] Grymes, and any other competent Witnesses that may be offered,
to be sworn to prove all circumstances relative to the existence &
loss of the note, and to suffer such testimony to go to the Jury.
And it is further ordered that the appellees do pay the costs of appeal.

[No. 21]
[Charles B.] Dufau & others, appellants vs. [Charles] Massicot &
[Louis J. L.] Wiltz, appellees

From the District Court for the first judicial District.
This cause was now called and fixed for trial on Friday next.

[No. 37]
vs. Nathan Morse, appellee

From the parish Court for the Parish & City of New Orleans.
This cause was now called & fixed for trial on Saturday next.
Adjourned till tomorrow morning at 10 O'clock.

Tuesday 8th March 1814. The Court met.

present the honorable George Mathews, the honorable Peter Derbigny

[No. 29]
The Syndics of [Ed]ward Brooks, appellants vs. Thomas Durnford,
appellee
From the District Court for the first District.

The Rule heretofore taken upon the appellants in this case, requiring them to shew cause why a new trial should not be allowed, was this day argued by the Counsel for the respective parties. Whereupon the Court took time to advise.

Adjourned till Friday next at 10 O'clock A.M.

Friday 11th March 1814. The Court met.

present the honorable George Mathews, the honorable Peter Derbigny

[No. 21]

From the District Court for the first judicial district.

This cause having been fixed for trial today was now called & the appellants not appearing, it was ordered, with consent of the Counsel for the appellees, to be postponed until Monday the 21st Instant.

[No. 37]

From the Parish Court for the Parish & City of new orleans.

By consent of parties the [82] the trial of this cause was postponed until Tuesday the 22nd instant.

Adjourned till tomorrow morning at 10 O'clock.
Saturday 12th March 1814. The Court met.
present the honorable George Mathews, the honorable Peter Derbigny

Rule of Court

The Court now adopted the following Rule of Practice, and ordered that the same be entered upon record, to wit;

Rehearings must be applied for by Petition in writing, setting forth the cause or causes for which the Judgment or Decree is supposed to be erroneous, with a Citation of the authorities in support of them.

The Court will consider the petition without argument, & if a rehearing is granted, direct it, as to one or more points, as the Case shall, in their opinion require: But no application for a rehearing will be heard, after leave has been given to take out a Copy of the Judgment or Decree.

The Clerk of this Court shall not give out a copy of any Judgment or Decree, until after eight days from the pronouncing the same, unless special leave be given for that purpose, by the Court.

No. 32
Paul Lanusse, appellant vs. Charles Massicot, Louis Wiltz, C[harles] B. Dufau & Augustin Massicot, appellees

From the District Court for the first Judicial District.

In this case, the Syndics of Charles Massicot and the Syndics of C[harles] B. Dufau, two of the afores[ai]d appellees, having by an order of the Court been substituted and made parties defendant to this appeal, and the Court having maturely considered the arguments of Counsel and inspected the record & proceedings herein, now delivered
their opinion in writing, and ordered that Judgment be entered in the words following, to wit;

"It is ordered, adjudged & decreed, that the Judgment of the District Court be reversed, and that Judgment be entered for the appellant for the sum of one thousand dollars, the amount of the note herein sued for, with interest to be calculated at the rate of five per centum per annum from the date of the judicial demand, together with costs of suit to be taxed.

No. 33

From the District Court for the first Judicial District.

In this case the Syndics of Charles Massicot and the Syndics of C[harles] B. Dufau, two of the afores[ai]d appellees, having by an order of the Court been substituted & made parties defendant to this appeal, and the Court having maturely considered the arguments of Counsel & inspected the record & [84] & proceedings herein, now delivered their opinion in writing & ordered that Judgment be entered in the words following to wit;

It is ordered, adjudged and decreed, that the Judgment of the District Court be reversed, & that judgment be entered for the appellant, for the sum of Two thousand dollars, the amount of the notes herein sued (for) with interest to be calculated at the rate of five percentum per annum from the date of the judicial demand, together with costs of suit to be taxed.
Charles Bushnell and Samuel Harper Esqrs. this day presented themselves, and having been duly & strictly examined in open Court, were pronounced by their Honors to be well and sufficiently qualified to practise as Attorneys & Counsellors at Law in the several Courts of this State; Whereupon they took the oaths prescribed in such case. And then the Court adjourned will Thursday next at 10 O'clock A.M.

Thursday 17th March 1814. The Court met.

present the honorable George Mathews, the honorable Peter Derbigny


From the District Court for the first judicial district.

The Court having maturely considered the arguments of Counsel and inspected the Record and proceedings in this case, now delivered their opinion in writing and ordered that Judgment be entered in the words following, to wit;

It is ordered, adjudged & decreed that the Judgment of the District Court be reversed and annulled, and that the appellee do recover from the appellants two thousand dollars, the sum advanced by him to the late George T. Phillips at the time of the transfer of the mortgage (without injury to his claim on the Estate of him the said Phillips, as a personal creditor, for the four thousand dollars, making a part of the whole consideration of six[?] thousand dollars, intended to be secured by the said transfer of mortgage) and also interest at the rate of six percent per annum from the eleventh March eighteen hundred
& eight until paid. And it is further ordered that the appellee do pay
the costs of the appeal, and that this Judgment be certified to the
said District Court.

[No. 29]
The Syndics of Edward Brooks, appellants vs. Thomas Durnford, appellee

From Court having considered the arguments upon the rule taken
upon the appellants in this case, to shew cause why a new hearing
should not be granted, now delivered their opinion in writing and or-
dered that the rule be dismissed.

[No. 34] [86]
Benjamin Farar, appellant vs. [Beverly] Chew & [Richard] Relf, ex-
ecutors of [Daniel] Clark & [Francois] Delacroix, appellees

From the District Court for the first judicial District.

In this case the appellees by their counsel Fielding L. Turner
Esqr., having filed their petition for a rehearing, the Court took
time to consider the same.

Peter Dormenon Esqr.163 this day presented himself, & having
been duly and strictly examined in open Court, was pronounced by their
Honors to be well & sufficiently qualified to practise as an Attorney
and Counsellor at Law in the several Courts of this State. Whereupon
said Dormenon took the oaths prescribed in such case.
And then the Court adjourned till monday next at 10 O'clock a.m.
Monday 21st March 1814. The Court met.
present the honorable George Mathews, the honorable Peter Derbigny

[No. 21]
[Charles B.] Dufau & others, appellants vs. [Charles] Massicot &
[Louis J. L.] Wiltz, [appellees]

From the District Court for the first Judicial District.

This cause having been fixed for trial today was now called, and
the parties not being ready, it was ordered by the Court to be continued until the next term.
Adjourned till tomorrow morning at 10 O'clock.

Tuesday 22nd March 1814. The Court met. [87]
present the honorable George Mathews, the honorable Peter Derbigny

[No. 37]

From the City Court for the Parish & City of New Orleans.

This cause having been fixed for trial today was now called, and the parties not being ready, it was ordered by the Court to be continued till the next term.
Adjourned till Monday the 4th day of April next at 10 O'clock A.M.

APRIL TERM 1814

Monday 4th day of the month. The Court met.
present the honorable George Mathews, the honorable Peter Derbigny

[No. 21]

From the District Court for the first judicial district.
This case was now called, and the parties not being ready for trial, it was ordered to be laid over to a future day.

[No. 37]

From the parish Court for the parish & City of New Orleans.
This case was now called & fixed for trial tomorrow.

No. 38164
John F. Munier, appellant vs. [John Phillip Henry] Duperron Sr.,165 appellee

From the District Court for the first judicial district.
This case was now called, & fixed for trial on monday next the 11th Instant.

[No. 24]

From the District Court for the first judicial District.
The Court having considered the petition of the appellees, for
a rehearing in this case, now delivered their opinion in writing and ordered it to be entered as their decision that the rehearing is refused.

And then the Court adjourned till tomorrow morning at 10 O'clock.

Tuesday 5th April 1814. The Court met. present the honorable George Mathews, the honorable Peter Derbigny

[No. 37]

From the Parish Court for the Parish & City of New Orleans. The parties aforesaid now appeared by their Attorneys, and the cause came on to be argued; whereupon the Court took time to consider their Decree.
Adjourned till Monday next at 10 O'clock A.M.

Monday the 11th April 1814. The Court met. present the honorable George Mathews, the honorable Peter Derbigny

[No. 38]
John F. Munier, appellant vs. [John P.H.] Duperron, Senr., appellee

From the District Court for the first judicial District. This Cause having been fixed for trial today was now called, and the parties not appearing it was ordered to be continued to Wednesday next.
Adjourned till Wednesday next at 10 O'clock A.M.
Wednesday 13th April 1814. The Court met.

present the honorable George Mathews, the honorable Peter Derbigny

No. 32

[Charles] Massicot & others, appellees adsm. Paul Lanusse, appellant

From the District Court for the first judicial district.

The Court having considered the petition filed by the appellees for a rehearing in this case, now delivered their opinion in writing, and ordered it to be entered as their decision that a rehearing is refused.

[No. 32]

[Charles] Massicot & others, appellees Adsm. Paul Lanusse, appellant

From the District Court for the first Judicial District.

The same entry [as above].

[No.] 38

John F. Munier, appellant vs. [John P.H.] Duperron Senr., appellee

From the District Court for the first Judicial District.

The parties aforesaid now appeared by their Attorneys, and the cause came on to be argued; whereupon the Court took time to consider of their decree.

[No.] 39


From the same Court [as above].
On motion of Mr. [Alfred] Hennen this cause was fixed for trial on Friday next 15th instant.

[No. 21]
From the same Court [as above].
On motion of Mr. [Edward] Livingston, this cause was fixed for trial on Monday next the 18th instant.

No. 41167
George M. Ogden, appellant vs. The State & Trueman Blackman, appellees
From the same Court [as above].
On motion of Mr. [John] Grymes this cause was fixed for trial on Tuesday next the 19th instant.

[No. 40]168 [91]
The Mayor & others, appellants vs. Henry Metzenger, appellee
From the same Court [as above].
On motion of Moreau Lislet Esqr. this cause was fixed for trial on Wednesday next the 20th instant.

The Court now made the following order, to wit:
It is ordered that the party applying for the filing of the record of any case in this court, shall, at the same time, tender to the Clerk his bond & security in the sum of one Hundred Dollars for
the payment of the fees which shall accrue to said Clerk, in such suit.

And then the Court adjourned till Friday next at 10 O'clock A.M.

Friday 15th April 1814. The Court met.

present the honorable George Mathews, the honorable Peter Derbigny

[No. 39]

[Bevely] Chew & [Richard] Relf, executors of Daniel Clark, dec[ease]d,
appellants vs. Robert Cochran, appellee

From the District Court for the first jud[icia]l district.

The parties aforesaid now appeared by their Attorneys, & the cause came on to be tried; whereupon, after argument, the Court took time to consider of their decree.

Adjourned till Monday next at 10 O'clock A.M.

Monday 18th April 1814. The Court met. present the honorable George Mathews, the honorable Peter Derbigny

[No.] 37


From the parish Court for the Parish & City of New Orleans.

In this case the Court now delivered their opinion in writing, & ordered that Judgment be entered as follows, to wit;

It is ordered, adjudged, and decreed, that the Judgment of the parish Court for the parish & City of New Orleans be reversed and annulled; and proceeding to give such Judgment as ought to have been
given by that Court, We adjudge to the appellee the sum of Seven hundred & fifteen dollars & twenty five cents, but that he shall be entitled to no privilege except for the sum of two hundred & eleven dollars & twenty five cents the amount of the taxed fees. And it is further ordered that the appellee do pay the costs of this appeal, and that this Judgment be certified to the said parish Court.

[No.] 38
John F. Munier, appellant vs. [John P. H.] Duperron Senr., appellee
From the first District Court.
In this case the Court now delivered their opinion in writing, & ordered that Judgment be entered as follows, to wit;

It is ordered & Decreed that the judgment of the District Court be affirmed with costs; and it is further ordered that this judgment be certified to the said District Court.

[No. 21] [93]
From the District Court for the first Judicial District.
The parties aforesaid now appeared by their Attorneys, and the cause came on to be tried; whereupon after argument, the Court took time to consider of their decree.
And then the Court adjourned till tomorrow morning at 10 O'clock.

Tuesday 19th April 1814. The Court met.
present the honorable George Mathews, the honorable Peter Derbigny
[No. 41]
George M. Ogden, appellant vs. Trueman Blackman, appellee

From the first District Court.

The parties aforesaid now appeared by their Attorneys and the cause came on to be tried. Whereupon, after argument, the Court took time to consider of their decree.

Adjourned till tomorrow morning at 10 O'clock.

Wednesday 20th April 1814. The Court met.

present the honorable George Mathews, the honorable Peter Derbigny

[No. 40]
The Mayor & others, appellants vs. Henry Metzenger, appellee

From the first District Court.

The parties aforesaid now appeared by their Attorneys, & the cause came on to be tried; whereupon, after argument, the Court took time to consider of their Decree.

Adjourned till monday next at 10 O'clock A.M.

Monday 25th April 1814.

In consequence of the indisposition of his honor Judge Mathews, the Court did not meet today according to adjournment.

MAY TERM 1814

Monday 2th [sic] day of the month. The Court met.

present the Honorable George Mathews, the Honorable Peter Derbigny
In consequence of the continued indisposition of his honor Judge Mathews, the Court this day met at his chambers, and adjourned till Monday next at 10 O'clock A.M.

Monday 9th May 1814.
His honor Judge Mathews being too much indisposed to attend, in conformity with the last adjournment, the honorable Peter Derbigny appeared and adjourned until tomorrow morning at 10 O'clock.

Tuesday 10th May 1814.
His honor Judge Derbigny appeared and adjourned the Court until tomorrow morning at 10 O'clock.

Tuesday [sic] 11th May 1814.
His honor Judge Derbigny appeared and adjourned until tomorrow morning at 10 O'clock.

Thursday 12th May 1814.
His honor Judge Derbigny again appeared & adjourned until tomorrow, at 10 o'clock.

Friday 13th May 1814. The Court met.

present the Honorable George Mathews, the honorable Peter Derbigny

His honor Judge Mathews being still too much indisposed to attend at the usual place of holding sessions, the Court met at his chambers and Adjourned until monday the 23rd Instant.
Monday 23rd May 1814. The Court met.
present the honorable George Mathews, the honorable Peter Derbigny
His Honor Judge Mathews being still too much indisposed to attend at the usual place of holding sessions the Court met today at
his chambers and adjourned until Monday next the 30th Ins[tan]t at
10 O'clock A.M.

Monday 30th May 1814. The Court met. [96]
present the honorable George Mathews, the honorable Peter Derbigny
In consequence of the indisposition of his Honor Judge Mathews,
the two following Judgments were unavoidably postponed until today.

No. 40
The Mayor & others, appellants vs. Henry Metzenger, appellee
From the District Court for the first judicial District.
In this case the Court now delivered their opinion in writing & ordered that Judgment be entered as follows, to wit;
It is ordered, adjudged & Decreed that the Judgment of the District Court be affirmed with costs, and it is further ordered that
this judgment be certified to the said Dis[tric]t Court.

[No. 21]
[Charles B.] Dufau & others, appellant vs. [Charles] Massicot &
[Louis J. L.] Wiltz, appellees
From the District Court for the first District.
In this case the Court now delivered their opinion in writing & ordered that Judgment be entered as follows to wit:
It is ordered, Adjudged & Decreed that the Judgment of the District Court be Reversed, and that Judgment be entered for the appellants with costs. And it is further ordered that this Judgm[en]t be certified to the said District Court.

[No. 39]

From the District Court for the first District.
In this case it is ordered by the Court that a re-argument do take place on Friday next the 3rd day of June.

[No. 42]
John F[rancis] Merieult170 appellant vs. Moses Austin,171 appellee

From the first Dist[ric]t Court.
This cause was now called and fixed for trial on Thursday next the 2nd June.

[No. 43]

From the parish Court for the parish & City of New Orleans.
This cause was now called & fixed for trial on Wednesday next the 1s[t] June.

[No. 44]
The Mayor & others,177 appellants vs. J. B. Bermudez, Syndic of
F[Francis] X[avier] Bermudez, appellee

From the parish Court for the parish & City of New Orleans.

This cause was now called and fixed for trial Tomorrow.
Adjourned till tomorrow morning at 10 O'clock.

Tuesday 31st May 1814. The Court met.

present the honorable George Mathews, the honorable Peter Derbigny

[No. 44]
The Mayor & others, appellants vs. J. B. Bermudez, Syndics of F[Francis] X[avier] Bermudez, appellee

From the District Court for the first District.

The parties aforesaid now appeared by their Attorneys, and the cause came on to be argued. Whereupon the Court took time to consider of their decree.
Adjourned till tomorrow morning at 10 O'clock.

Wednesday 1st day of June 1814. The Court met.

present the honorable George Mathews, the honorable Peter Derbigny

[No. 43]

From the parish Court for the Parish & City of New Orleans.

The parties aforesaid now appeared by their Attorneys, and the cause came on to be argued. Whereupon the Court took time to consider of their decree.
[No. 47]178
Jean B[aptiste] Labatut179 Syndic of Th[omas] St. Maxent, [appellant]
vs. The Corporation of the City of New Orleans, [appellee]

Motion for a Mandate.

On motion of Mr. [Edward] Livingston, upon reading and filing a transcript of proceedings had in the District Court [99] of the first district, for a mandate to the Judge of the said Court directing him to grant a special Jury in this case the Court took time to advise.

Hezekiah Kirkpatrick Esqr. this day presented himself, and having been duly and strictly examined in open Court was pronounced by their Honors to be well and sufficiently qualified to practise as an Attorney & Counsellor at Law in the several Courts of this State; whereupon he took the oaths prescribed in such case.

Adjourned till tomorrow morning at 10 O'clock.

Thursday 2nd June 1814. The Court met.

present the honorable George Mathews, the honorable Peter Derbigny

[No. 42]

John F. Merieult, appellant vs. Moses Austin, appellee

From the District Court for the first Judicial District.

The parties aforesaid now appeared by their Attorneys, and the cause came on to be argued. Whereupon the Court took time to consider of their decree.

Adjourned till tomorrow morning at 10 O'clock.
Friday 3rd June 1814. The Court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny.

[No. 39]


From the District Court for the first Judicial district.

In conformity with the order [100] of Court for a reargument in this case, the parties aforesaid again appeared by their Attorneys, and the reargument came on to be heard; whereupon it is ordered that the same be continued to this Day week.

[No. 48] 180

[Brognier] DeClouet & others, appellants vs. [Jacques] Villere 181 & others, appellees

From the District Court for the first Judicial District.

This cause was now called & fixed for trial on Monday next the 6th instant.

[No. 45] 182

George Fram, appellant vs. Waters Allen, appellee

From the District Court for the first Judicial District.

This cause was now called and fixed for trial on Tuesday next the 4th instant.

[No. 47]

Laurent Segur, Appellee

From the 1st Dist[ric]t Court.

This cause was now called and fixed for trial on Wednesday next the 8th instant.

Adjourned till Monday next at 10 O'clock A.M.

Monday 6th June 1814.

The Court met and having been advised of the death of their clerk adjourned until to morrow morning at ten o'clock.

Tuesday 7th June 1814. The Court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny

Charles Derbigny Esqr. was appointed clerk of the clerk of the Court in the room of Reuben T. Hamilton deceased, and took the oath of office prescribed by the Constitution.

[No. 52] 183

Benjamin Smith & Co., appellants vs. William Elliott, appellee

From the parish Court for the parish & City of New Orleans.

On motion of Mr. [Benjamin P.] Porter of counsel for the appellant it was ordered that the filing of the appeal in this case be entered as of yesterday.

[No. 49] 184

William Harper, [appellant] vs. His creditors, [appellees]

From the District Court for the first judicial district.

This cause came on by consent to be argued, whereupon the Court
took time to consider of their decree.

[No. 48]
Brognier Declouet & others, appellants vs. Jacques Villere & others, appellees

From the first District Court, for the first judicial district.
This cause came on to be argued & the argument having lasted until the end of the sitting of this day was postponed till to morrow morning.

[No. 65] 186
[James Francis Enoul] Livaudais & others, appellants vs. William Brand, appellee

From the first District Court.
On motion of Mr. [Dominique] Seghers of counsel for the appellants and upon reading and filing his affidavit in this case, it is ordered that the judge of the first judicial district of this State, do shew cause on friday next, why a mandate should not issue directing him to make a statement of facts in this case.

[No. 53] 189

From the first District Court for the first judicial district.
On motion of Mr. [Abner L.] Duncan of counsel for the appellant, it was ordered that the filing of the appeal in this case be entered
as of yesterday.

[No. 41]
Geo[rge] Ogden, appellant vs. The State & Trueman Blackman, appellee
From the first District Court.

In this case the Court now delivered their opinion in writing, which could not be delivered sooner on account of the indisposition of his honor Judge Mathews, and ordered that judgment be entered as follows to wit:

It is ordered adjudged and decreed that the appeal be dismissed without prejudice to either party in any civil suit which may arise out of the circumstances of the case.
Adjourned till tomorrow morning at 10 o'clock A.M.

Wednesday 8th June 1814. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny

[No. 48]
Brognier Declouet & others, appellants vs. Jacques Villere & others, appellees
From the first District Court.

The argument in this case was this day resumed and terminated. Whereupon the Court took time to consider of their decree.

[No. 45]
Geo[rge] Fram, appellant vs. Waters Allen, appellee
From the first District Court of the first judicial district.
The parties aforesaid now appeared by their attorneys and the cause came on for argument; Whereupon it having been suggested by the counsel for the appellant that there is diminution in the record in this case, in this, that the statement of the evidence was not sent up with the same. It is therefore ordered that a mandate issue to the Judge of the first [103] district requiring him to certify to the Court the statement of facts on file in the said Court.

[No. 47]
J[ean] B. Labatut Syndic of [Thomas] St. Maxent, appellant vs. Laurent Sigur, appellee

From the first District Court.

By consent of parties this cause which had been fixed for trial to day was ordered to be continued to monday next the 13th instant. Adjourned till firday morning ten o'clock.

Friday 10th June 1814. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny

No. 44
The Mayor, Aldermen & inhabitants of New Orleans, [appellants] vs. The Syndics of Francis Bermudez, [appellees]

From the Parish Court for the parish and city of New Orleans.
In this case the Court now delivered their opinion in writing and ordered that judgment be entered as follows to wit:

It is ordered, adjudged, and decreed that the judgment of the Parish Court be reversed as to the injunction, granted to the
plaintiffs and that judgment be entered for the appellees absolutely, with costs.

[No. 39]


From the first District Court for the first judicial District.

In conformity with the order of Court for a reargument in this case the parties af[oresai]d again appeared by their attorneys and the arguments were resumed & terminated, whereupon the Court took time to consider of their decree.

Adjourned till monday morning at ten o'clock.

Monday 13th june 1814. The Court met. [104]

Present the honorable George Mathews, the honorable Peter Derbigny

[No. 46]192


From the Parish Court for the parish and city of New Orleans.

This cause was now called and fixed for trial on wednesday next the 15th instant.

[No. 50]196


From the first District Court for the first judicial district.
This cause was now called and fixed for trial on Thursday next the 16th instant.

[No. 52]
Benjamin Smith & Co., appellants vs. William Elliott, appellee
From the parish Court of Orleans.
This cause was now called and fixed for trial on Friday next the 17th instant.

[No. 47]
Jean B. Labatut Syndic of [Thomas] St. Maxent, appellant vs. Laurent Segur, appellee
From the first District Court.
By consent of the parties, this cause which was to be tried today has been continued indefinitely.
Adjourned till Wednesday morning at ten o'clock.

Wednesday 15th June 1814. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny

No. 43
From the Parish Court for the parish and city of New Orleans.
[105] In this case the Court now delivered their opinion in writing and ordered that judgment be entered as follows to wit:
It is ordered, adjudged and decreed that the judgment of the
parish and city of New Orleans in this case be affirmed with costs.

[No. 46]

From the Parish Court for the parish and city of New Orleans.

The parties aforesaid now appeared by their attorneys and the cause came on to be argued. Whereupon the Court took time to consider of their decree.

Adjourned till to morrow morning at ten o'clock.

Thursday 16th June 1814. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny

No. [42]
J[ohn] F. Merieult, appellant vs. Moses Austin, appellee

From the first District Court.

In this case the Court now delivered their opinion in writing and ordered that judgment be entered as follows, to wit:

It is adjudged and decreed that the judgment of the District Court be affirmed with costs.

[No. 50]

From the first District Court.

The parties aforesaid now appeared by their attorneys and the
From the parish Court of Orleans.
This cause was now called and fixed for trial on Wednesday next the 22nd instant.

[No. 54] 197
Brognier Declouet, appellant vs. [Edward] Forstall and wife, appellees
From the first District Court.
This cause was now called and fixed for trial on Thursday next the 23rd instant.

[No. 52]
Benjamin Smith & Co., appellants vs. William Elliott, appellee
From the Parish Court for the parish and city of New Orleans.
The parties aforesaid now appeared by their attorneys and the cause came on to be argued. Whereupon the Court took time to consider of their decree.

[No. 45]
George Fram, appellant vs. Waters Allen, appellees
From the first District Court.
This cause was now called and fixed for trial on Monday the 20th instant.
Adjourned till Monday next at ten o'clock.

Monday 20th June 1814. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny
cause came on to be argued. Whereupon the Court took time to consider of their decree.
Adjourned till to morrow morning at ten o'clock.

Friday 17th june 1814. The Court met. Present the honorab1e George Mathews, the honorable Peter Derbigny

[No. 49]
William Harper, appellant vs. His creditors, [appellees]
From the first District Court.
By consent of the parties in this case it is ordered that the judge of the first District Court do certify on monday next to this Court whether or not all the facts in this case are contained in the record and if there are facts, not contained therein that he do state the same.

[No. 47]
Jean B. Labatut Syndic of [Thomas] St. Maxent, appellant vs. Laurent Segur, appellee
From the first District Court.
This cause was now called and fixed for trial on tuesday next the 21st instant.

[No. 53]
Mrs. [Catherine P.] Cenas exec[utrix] of Blaise Cenas, appellant vs. The heirs of [Joseph] Pavie executor of [Jean B.] Nicollet, appellees
[No. 49]

William Harper, appellant vs. His creditors, [appellees]

From the first District Court.

In this case the Court now delivered their opinion in writing and ordered that judgment be entered as follows, to wit:

It is ordered, adjudged and decreed by this Court that the decision of the District Court which annuls the first order made in the case be reversed and annulled, that Brooks pay the costs, and that this judgment be certified to the District Court.

[No. 51] 198

Jean B. Labatut, [appellant?] vs. Blas [L.] Puche,199 [appellees?]

From the first District Court.

In this case the Court now delivered their opinion in writing and ordered that judgment be entered as follows, to wit:

It is adjudged and decreed that the motion for a mandate be overruled.

[No. 45]

George Fram, appellant vs. Waters Allen, appellee

From the first District Court for the first judicial district.

The parties aforesaid now appeared by their attorneys and the cause came on to be argued. Whereupon the Court took time to consider of their decree.

[No. 56] 200

The President, Directors &c. of the New Orleans Insurance Company, 201
appellants vs. The Syndics of the creditors of Jacob Trimble, appellants vs. The Syndics of the creditors of Jacob Trimble, appellees
From the first District Court.
This cause was now called and fixed for trial on Friday next the 24th instant.
Adjourned till tomorrow morning at ten o'clock.

Tuesday 21st June 1814. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny

[No. 48]
Brognier Declouet & others, appellants vs. Jacques Villere and others, appellants vs. Jacques Villere and others, appellees
From the first District Court.
The Court having inspected the record in this case and heard Counsel thereupon, now delivered their opinion in writing and ordered that judgment be entered as follows, to wit:
It is ordered and decreed that the judgment of the District Court be affirmed with costs.

[No. 47]
J[ean] B. Labatut Syndic of [Thomas] St. Maxent, appellant vs. Laurent Segur, appellee
From the first District Court.
This case now came on to be argued & the argument having lasted until the end of the sitting of this day was postponed till to morrow morning.
[No. 49]

William Harper, appellant vs. His creditors, [appellees]

From the first District Court.

On motion of Mr. [Benjamin P.] Porter of counsel for the appellant and with the consent of Mr. [Abner L.] Duncan of counsel for the appellees, it is ordered that the clerk delivered to the appellant's counsel a copy of the decree of the Court in this case.

Adjourned till to morrow morning at ten o'clock.

Wednesday June 22nd 1814. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny

[No.] 39


From the first District Court.

In this case the Court now delivered their opinion in writing and ordered judgment [109] to be entered as follows, to wit:

It is ordered, adjudged and decreed that the judgment of the District Court be reversed and annulled and that the cause be remanded to the said District Court there to be again tried with instructions to the judge to admit all legal testimony and such as has been usually admitted in the tribunal of this country without compelling the appellants to resort to proof by comparison of hand writing as prescribed by the civil code; And it is further ordered that the appellee pay costs of this appeal.
[No. 47]
J[ean] B. Labatut Syndic of [Thomas] St. Maxent, appellant vs. Laurent Segur, appellee

From the first District Court.
The arguments in this case were this day resumed and terminated
Whereupon the Court took time to consider of their decree.

[No. 53]

Appeal from the Parish Court of Orleans.
This cause now came on to be tried. Whereupon the Court took time to consider of their decree.
Adjourned till to morrow morning at ten o'clock.

Thursday June 23rd 1814. ' The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny

[No. 54]
Brognier Declouet, appellant vs. [Edward] Forstal and wife, appellees

From the District Court for the first judicial district.
The parties aforesaid now appeared by their attorneys and the cause came on to be argued. Whereupon the Court took time to consider of their decree.
Adjourned till to morrow morning at ten o'clock.
Friday 24th June 1814. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny

[No. 56]
The President, Directors, etc. of the New Orleans Insurance Company, appellants vs. The syndics of the creditors of Jacob Trimble, appellees

From the District Court for the first judicial District.

The parties aforesaid now appeared by their attorneys and the cause came on to be argued. Whereupon the Court took time to consider of their decree.

[No. 58] 203

W[illia]m C. C. Claiborne, appellant vs. Etienne Debon and P[ierre] F. Dubourg, [appellees]

From the first District Court.

This cause was now called and fixed for trial on Tuesday next the 28th instant.

Adjourned till Monday morning at ten o'clock.

Monday 27th June 1814. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny

[No.] 46


From the Parish Court for the parish and city of New Orleans.
In this case the Court (to day) delivered their opinion in writing and ordered judgment to be entered as follows:

It is adjudged and decreed that the judgment of the parish Court, so far as it grants to the appellee a privilege be reversed and that judgment be entered in favor of said appellee for the sum of four hundred dollars to be paid him by the appellants out of the funds in their hands belonging to the mass of the creditors of said Mizotiere; and that the appellants pay costs.

[No. 55] 204
Mary Francis Cassou, 205 appellant vs. John Blanque, appellee
From the first District Court.
This cause now came on to be tried. Whereupon the Court took time to consider of their decree.

[No. 48]
Brognier Declouet & others, appellants vs. Jacques Villere and others, appellees
From the first District Court.
On motion of Mr. [Edward] Livingston of counsel for the appellees, and upon reading and filing his affidavit in this case, it is ordered that the appellants shew cause to morrow morning why a mandate should not issue to the District Court of the first district, directing it to stay all proceedings on any of the notes mentioned in the pleadings in this case.
[No. 57]

Joseph Derville Degoutin Bellechase acting Syndic of Charles Ellinghaus and Antoine Remy, appellees vs. John Gravier, appellant

From the first District Court.

[No. 57]

Joseph D. D. Bellechase acting Syndic of Charles Ellinghaus and Antoine Remy, appellees[s] vs. Rene Theard and others, appellants

Consolidated [with case above].

These causes were now called and fixed for trial on Thursday next the 30th instant.

Adjourned till to morrow morning at ten o'clock.

Monday [sic] 28th June 1814. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny.

[No. 58]

William C. Claiborne, appellant vs. Etienne Debon and Pierre Dubourg, appellees

From the first District Court.

On motion of Mr. [Edward] Livingston of counsel for the plaintiff & with consent of the counsel for the defendants, it is ordered that the trial of this cause be postponed indefinitely.

[No. 48]

Brognier Declouet & others, appellants vs. [Jacques] Villere & others.
appellees

From the first District Court.

On motion of Mr. [Abner L.] Duncan, it is ordered that the rule taken yesterday against the appellants (in this case) be continued indefinitely.

Adjourned till Thursday next the 30th instant.

Thursday 30th June 1814. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny

[No. 47]

J[ean] B. Labatut, Syndic of [Thomas] St. Maxent, appellant vs. Laurent Sigur, appellee

From the first District Court.

In this case the Court now delivered their opinion in writing and ordered and decreed that judgment be entered as follows, to wit:

It is ordered and decreed that the judgment of the District Court be affirmed with costs.

[No. 52]

Benjamin Smith & Co., appellants vs. William Elliott, appellee

From the parish Court of the parish and city of New Orleans.

In this case the Court to day delivered their opinion in writing and ordered that judgment be entered as follows.

It is ordered adjudged and decreed that the judgment of the Parish Court be reversed & annulled and that the cause be there placed in the same state and condition in which it was before the rendition of
of said judgment or decision.

[No. 50]

From the first District Court.

The Court now delivered their opinion in the case [113] and ordered judgment to be entered as follows, to wit:

It is ordered and decreed that the judgment of the District Court be reversed and annulled; and proceeding to give such judgment as in our opinion ought then to have been rendered, it is further ordered, adjudged and decreed that the appellants do recover from the appellee two thousand and two hundred dollars with legal interest from the judicial demand and costs.

[No. 45]
George Fram, appellant vs. Waters Allen, appelle[e]

From the first District Court.

The Court having inspected the record in this case and heard counsel thereupon, now delivered their opinion in writing and ordered that judgment be entered as follows, to wit:

It is ordered and decreed that the judgment of the Court of the first district be reversed; and that the cause be remanded to that Court to be again tried, with instructions to the judge to admit any legal evidence which the appellant may offer to prove the credits which he contends he is entitled to and which he says have been omitted in the account current presented by the appellee.
[No. 57]

[No. 57]

From the first District Court.

[These cases were] consolidated.

The parties aforesaid now appeared by their attorneys and these causes came on to be tried. Whereupon the Court took time to consider of their decree.

Adjourned till monday next 4th of july.

Monday 4th of july 1814. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny

[No. 50]

From the first District.

On motion of Mr. [William A.] DePeyster of counsel for the appellants, it is ordered that the clerk deliver to the appellants a copy of the decree of the Court in this case.

[No. 65]
[James F. E.] Livaudais and others, appellants vs. William Brand,
appellee

From the first District Court.

The parties aforesaid now appeared by their attorneys & the cause came on to be tried by consent. Whereupon the Court took time to advise.

[No. 52]

Benjamin Smith & Co., appellants vs. William Elliott, appellee

From the Parish Court for the parish and city of New Orleans.

On motion of Mr. [William A.] DePeyster, it is ordered that the clerk do forthwith furnish the appellants with a copy of the decree rendered in this case.

Adjourned till Wednesday next the 6th instant.

Wednesday 6th July 1814. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny

[No. 53]

Mrs. [Catherine P.] Cenas exe[cutrix] of B[laire] Cenas, appellant

vs. The heirs of [Joseph] Pavie executor of [Jean B.] Nicollet, appellees

From the Parish Court for the parish and City of New Orleans.

The Court having inspected the record in this case and heard counsel thereupon now delivered their opinion in writing and ordered that judgment be entered as follows, to wit:

It is ordered and decreed that the judgment of the Parish Court be reversed, and that judgment be entered for the appellant with costs.
[No. 57]

[No. 57]
Rene Theard & others, appellants vs. [Joseph D. D.] Bellechasse acting syndic etc., appellee
Consolidated.
From the first District Court.
In these cases the Court now delivered their opinion in writing and ordered that judgment be entered in the words following, to wit:
It is ordered that the judgment of the District Court be affirmed with costs.

[No. 65] [115]
[James F. E.] Livaudais & others, appellants vs. William Brand, appellee
From the first District Court.
In this case the Court now delivered their opinion in writing and ordered that judgment be entered as follows;
It is ordered that the rule heretofore granted in this case be made absolute and that a mandate issue as requested.

[No. 55]
Mary Francis Cassou, appellant vs. John Blanque, appellee
From the first District Court.
The Court to day delivered their opinion in writing in this
case and rendered the following judgment.

It is adjudged and decreed that the judgment of the District Court be reversed; and this Court proceeding to render such judgment as the Court below ought to have rendered, orders and decrees that the negro slaves Rosette and Laguerre be seized and sold to satisfy the judgment obtained by the appellant against her husband, and that the appellee pay costs.

[No. 48]
Brognier Declouet & others, appellants vs. [Jacques] Villere and others, appellees

It is ordered that a rehearing be granted in this case.

[No. 54]
Brognier Declouet, appellant vs. [Edward] Forstal and wife, appellee

In this case the Court ordered that a new argument do take place.

[No. 56]
The President, Directors &c. of the New Orleans Insurance company, appellants vs. The Syndics of the creditors of Jacob Trimble, appellees

In this case the Court now delivered their opinion in writing and ordered that judgment be entered in the words following, to wit:

It is ordered and decreed that the judgment of the District Court be affirmed.
The Same [as above] vs. The Same [as above]

Upon motion of Mr. [Henry] Grymes of counsel for the appellees & with consent of Mr. [Abner L.] Duncan, of counsel for the appellants, it is ordered that the clerk do immediately delivered a copy of the judgment rendered in this case.

Adjourned till the 3rd Monday November next.

Monday 21st November 1814.
The Court met this day and adjourned till tomorrow morning at ten o'clock.

Tuesday 22nd November 1814. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny

Brognier Declouet & others, appellants vs. Jacques Villere & others, appellees
This cause was now called and fixed for trial on Thursday next the 24th instant.

Brognier Declouet, appellant vs. [Edward] Forstal and wife, appellee
This cause was now called and fixed for trial on Friday next the 25th instant.
[No. 68]213
Louis Coignard, appellant vs. The Syndics of [Pierre] Mizotierre, appellee

This cause was now fixed for trial on Monday the 28th instant.

[No. 62]214

On motion of Mr. [Edward] Livingston it is ordered that this cause be set for trial on Tuesday the 29th instant.

[No. 58]
W[illia]m C. C. Claiborne, appellant vs. Etienne Debon & P[ierre] F. Dubourg, appellees

This cause was now set for trial for Wednesday the 30th instant.

[No. 64]
Catherine G. Desilly wife of C[harles] Bourcier, appellant vs. A. Robin syndic of C[harles] Bourcier and others, appellees

It is ordered that this cause be also fixed for trial for Wednesday the 30th instant.

[No. 72]216
Julian Poydras,217 appellant vs. Venus Beard, appellee

Upon motion of E[ward] Livingston esqr. it is ordered that this cause be set for trial for Thursday the 1st of December next.
Adjourned until Thursday next the 24th instant.
Thursday 24th November 1814. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny

[No. 48]
Brognier Declouet & others, appellants vs. [Jacques] Villere & others, appellees
   This cause now came on to be tried Whereupon the Court took time to consider their decree.
Adjourned till to morrow morning at ten o'clock.

Friday 25th November 1814. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny

[No. 54]
Brognier Declouet, appellant vs. [Edward] Forstal & wife, appellees
   By consent of parties that this cause was postponed for trial until wednesday next the 30th instant.
Adjourned till monday next at ten o'clock A.M.

Monday 28th November 1814. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny

[No. 68]
Louis Coignard, appellant vs. The syndics of Mizotiere, appellees
   The parties not being ready in this case, it was postponed indefinitely.
Adjourned till to morrow morning at ten o'clock.
Tuesday 29th November 1814. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny

[No. 62]
By consent of the parties, this cause which was to be tried today has been continued indefinitely.

[No. 47]
Jean B. Labatut Syndic of [Thomas] St. Maxent, appellant vs. Laurent Segur, appellee
On motion of Francis Xavier Martin esqr., it is ordered that the judge of the first District Court do shew cause on Monday the 5th of December next why a mandate should not issue directing him to dissolve the injunction by him granted in this case.
Adjourned until tomorrow morning at ten o'clock.

Wednesday 30th November 1814. The Court met.[119]
Present the honorable George Mathews, the honorable Peter Derbigny

[No. 58]
William C. C. Claiborne vs. Etienne Debon and Pierre F. Dubourg, appellees
This cause now came on to be tried; whereupon the Court took time to consider of their decree.
[No. 64]
Catherine G. Desilly wife of C[harles] Bourcier, appellant vs.
A. Robin syndic of C[harles] Bourcier and others, appellees

This cause which was to be tried to day has been postponed indefinitely.
Adjourned till to morrow morning at ten o'clock.

Thursday 1st December 1814. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny

[No. 72]
Julien Poydras, appellant vs. Venus Beard, appellee

The counsel for the appellant moved to have this cause remanded for new trial on account of discovery of new evidence, & after argument on this point the Court took time to consider.
Adjourned until to morrow morning at ten o'clock.

Friday 2nd December 1814. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny
The Court having no business before adjourned until to morrow morning at ten o'clock.

Saturday 3rd December 1814. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny

[No. 50]
Morgan, appellee

Upon motion of the parties this cause was argued this day.
Whereupon the Court took time to consider of their decree.

[No. 64]
Catherine G. Desilly, appellant vs. A. Robin, syndic of Charles Bourcier & others, appellees

This cause was now called and set for trial for Monday the 12th of December.

[No. 54]
Brognier Declouet, appellant vs. [Edward] Forstal and wife, appellees

This cause was also fixed for Monday the 12th of December instant.

[No. 72]
Julien Poydras, appellant vs. Venus Beard, appellee

This cause now called and fixed for trial on Tuesday the 13th of December instant.

[No. 60]
The Mayor, Alderman etc., appellants vs. Waters Clark, appellee

This cause was now called and set for Wednesday the 14th of December instant.

[No. 63]
William Rogers, appellant vs. Jacob Beiller, appellee
This cause was now called and set for trial on Friday the 16th of December instant.

[No. 62]


This cause was now set for trial on Thursday the 15th of December instant.

[No. 66]

[Michael] Reynolds and [Charles F.] Visinier, appellants vs. [Dominique] Seghers, appellee

It is ordered that this cause be set for trial for Saturday the 17th of December instant.

[No. 66]

Same [as above] vs. Same [as above]

Upon motion of the appellee, suggesting that Mr. [Michael] Reynolds one of the appellants has failed, it is ordered that Messrs. Rogers & Ramsey syndics of the creditors of said [Michael] Reynolds be made parties to the present suit.

Adjourned till Monday morning at eleven o'clock.

Monday 5 December 1814.

The Court met this day and adjourned until Friday next at eleven o'clock A.M.
Friday 9th December 1814. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny

[No. 48]

Brognier Declouet & others, appellants vs. [Jacques] Villere & others, appellees

With consent of the parties, the Court postponed rendering their decree in this case until the 12th instant.

Adjourned till Monday next at eleven o'clock A.M.

Monday 12th December 1814. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny

[No. 72]

Julian Poydras, appellant vs. Venus Beard, appellee

Appeal from the fourth District Court.

The Court now delivered their opinion in writing upon a motion made on the 1st of December instant, and ordered the same to be overruled.

[No. 48]

Brognier Declouet & others, appellants vs. [Jacques] Villere & others, appellees

From the first District Court.

The Court having heard counsel upon the new trial granted in this case now delivered their opinion in writing and ordered that judgment be entered as follows, to wit:
It is adjudged and decreed that the appellant Brognier do restore to the appellees the several notes by them subscribed in his favor, or the amount of such of the said notes as it will not be in his power to surrender.

[No. 64]
Catherine G. Desilly, appellant vs. A. Robin syndic of [Charles] Bourcier & others, appellees
From the first District Court.
This cause now came on to be tried Whereupon the Court took time to consider of their decree.

[No. 54] [122]
Brognier Declouet, appellant vs. [Edward] Forstal and wife, appellees
It is ordered that this cause be continued indefinitely.
Adjourned till to morrow morning at ten o'clock A.[M.]

Tuesday 13th December 1814. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny

[No. 72]
Julien Poydras, appellant vs. Venus Beard, appellee
From the 4th District Court.
The parties not being ready, this cause was continued indefinitely.
Adjourned till to morrow morning at ten o'clock.
Monday 19th December 1814. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny Tully Robinson esqr.\(^2\) now presented himself and having been duly & strictly examined in open Court was pronounced by their Honors well and sufficiently qualified to practise as attorney and counsellor at law in the Courts of this State; Whereupon he took the oath prescribed in such case.

Adjourned without day.

Monday 6th February 1815. The Court met.

Present the honorable Peter Derbigny, the honorable F[Francis] X. Martin

His honor Francis Xavier Martin produced his commission from the Governor of the State of Louisiana which was ordered to be recorded on the minutes of the Court.

United States of America State of Louisiana [123]

William Charles Cole Claiborne
Governor of the State of Louisiana

In the name and by the authority of the State of Louisiana, Know ye that reposing special trust and confidence in the patriotism, Integrity and abilities of Francois Xavier Martin; I have nominated and by and with the advice and consent of the Senate appointed him one of the Judges of the Supreme Court of this State of this State and do authorize and empower him to execute and fulfil the duties of that office
according to law; and to have and to hold the said office with all the powers, privileges and emoluments to the same of right appertaining, from and after the date hereof, during his good behaviour.

In testimony whereof I have caused these letters to be made patent, and the seal of the State to be hereunto annexed.

Given under my hand at the city of New Orleans, on the first day of February in the year of our Lord one thousand eight hundred and fifteen and in the year of the Independence of the United States of America the thirty ninth.

(Signed) William C. C. Claiborne

By command

(Signed) L[ouis] B. Macarty

Secretary of State State of Louisiana

I, Francis X. Martin, do solemnly swear that I will faithfully & impartially discharge and perform all the duties incumbent on me as one of the Judges of the Supreme Court, according to the best of my abilities and understanding, agreeably to the rules and regulations of the constitution and the laws of this State. So help me God.

(Signed) F. X. Martin

Sworn to before me. New Orleans February 6th 1815.

(signed) J[ame]s Pitot, judge

I, Francois X. Martin, do dolemnly swear that I will support the constitution of the United States. So help me God.

(signed) F. X. Martin

Sworn to before me. New Orleans February 6th 1815.
(signed) James Pitot, judge
Adjourned till the first monday in march next.

Monday (morning) 6th march 1815. The Court met. [124]
Present the honorable Peter Derbigny, the honorable F. X. Martin

Ex parte Edward Hollander

A motion was made by John W. Smith esqr. on reading an affidavit of Vincent Nolte that an Habeas Corpus ad subjiciendum be issued from this Court to bring up the body of Edward Hollander said to be unlawfully arrested and detained in custody in the military barracks or at Fort St. Charles or at the Head quarters of the army of the United States in the City of New Orleans and after hearing an argument thereupon the Court took time to consider of the case. Adjourned till four o'clock P.M.

Monday (5th march) at 4 o'clock P.M. The Court met.
Present the honorable Peter Derbigny, the honorable F. X. Martin

Nobody appearing, & the Court having no business before them adjourned till tomorrow morning at ten o'clock.

Tuesday 7th march 1815. The Court met.
Present the honorable Peter Derbigny, the honorable F. X. Martin

In the matter of the habeas corpus ad subjiciendum moved for yesterday, John W. Smith esqr. who had moved on behalf of Mr. [Edward] Hollander appeared & prior to any decision on the subject stated that his client who was no longer in actual custody did not wish to press
the subject further. He therefore prayed leave to withdraw the motion which was granted.

Adjourned till tomorrow morning at ten o'clock.

[No. 62] [125]

    On motion of Mr. [Abner L.] Duncan of counsel for the appellees it is ordered that the appellant do shew cause on monday next the 13th instant why the parties should not proceed in this case notwithstanding the act passed by the Legislature on the 18th december last, entitled "An Act."

Monday 13th march 1815. The Court met.
Present the honorable Peter Derbigny, the honorable F. X. Martin

[No. 62]

    The parties aforesaid having appeared by their attorneys in conformity with a rule taken in this case on the 7th instant & the argument thereon being closed the Court took time to advise.

Adjourned till monday next at ten o'clock.

Monday 20th march 1815. The Court met.
Present the honorable Peter Derbigny, the honorable F. X. Martin

[?] Denny esqr. now presented himself and having been duly and
strictly examined in open Court was pronounced by their honors well and sufficiently qualified to practise as attorney and counsellor at law, in the several Courts of this State. Whereupon he took the oath prescribed in such case.

[No. 62]


The Court now delivered their opinion in writing on the motion made in this cause on the 7th instant & ordered that the same be overruled.

Adjourned till the first monday in April next.

Monday April 3 1815.

The Court met according to adjournment & then adjourned till the first Monday of May next.

Monday 1st May 1815. The Court met. [126]

Present the honorable George Mathews, the honorable Peter Derbigny & the honorable F. X. Martin

[No. 62]


Appeal from the 1st District Court.

This cause was now called and set for trial for tomorrow.
[No. 78] 226

[Robert] Fitzgerald, appellant vs. John Philips, appellee

From the 1st District Court.

This cause was now called and set for trial for the 2nd instant.

[No. 63]

William Rogers, appellant vs. Jacob Beiller, appellee

From the 1st District.

This cause was called & fixed for trial for friday next the 5th instant.

Adjourned till to morrow morning at eleven o'clock.

Tuesday 2nd may 1815. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny & the honorable F. X. Martin

[No. 68]

Louis Coignard, appellant vs. The syndics of [Pierre] Mizotiere, appellee

From the Parish Court of Orleans.

This cause was called & set for trial for monday next the 8th instant.

[No. 60] 227

The Mayor, Alderman etc., appellants vs. Waters Clark, appellee

From the Parish Court.

This cause was now called & set for trial for manday the 8th
[No. 69] 228
[George] Dupassau, appellant vs. The syndics of the creditors of
[Richard] Fowler, appellees

From the third District Court.

This cause was now called & fixed for trial for tuesday next the
9th instant.

[No. 61] 229
appellee

From the 1st District.

This cause was now called & fixed for trial for wednesday the
10th of may instant.

[No. 67] 232
L. M. Sagory, 233 appellant vs. W[illia]m Nott 234 & P[aul] Lanusse,
[Syndics of John Grieve], appellees

From the Parish Court of Orleans.

[No. 65]
[James F. E.] Livaudais & others, appellants vs. W[illia]m Brand,
appellee

From the first District Court.

The above causes were now called & set for trial for thursday
next the 11th instant.

Appeal from the first District Court.

The parties aforesaid now appeared by their attorneys & the cause came on to be tried. Whereupon the Court took time to consider.

[No. 78]

[Robert] Fitzgerald, appellant vs. John Philips, appellee

From the 1st District.

This cause came on to be argued. Whereupon the Court took time to consider of their decree.

Peter Ambroise Cuvillier esqr. presented himself, and was duly & strictly examined in open Court respecting his qualifications to practise as attorney and counsellor at law in the several Courts of this State.

Adjourned till firday next at eleven o'clock A.M.

Friday 5th may 1815. The Court.  
Present the honorable George Mathews, the honorable Peter Derbigny, the honorable F. X. Martin

Peter A. Cuvillier esqr. who was heretofore duly and strictly examined in open Court was now pronounced by their Honors well & sufficiently qualified to practise as an attorney and counsellor at law in the Courts of this State; and thereupon took the oaths prescribed
in such case.

[No. 63]

William Rogers, appellant vs. Jacob Beiller, appellee

Appeal from the 1st District Court.

The parties aforesaid appeared by their attorneys & the cause was argued. Whereupon the Court took time to consider of their decree.

[No. 50]

[Valentine] Blake and [Dominique] Lynch, appellants vs. George W. Morgan, appellee

From the 1st District Court.

The Court delivered this day their opinion on the new trial which took place in this case on the 3rd day of December last & ordered that judgment be entered as follows.

It is ordered that the judgment heretofore given in this cause shall remain firm & valid in all respects as if no rehearing had been granted. The judgment in this case could not be given sooner owing to the late invasion & to the suspension of judicial proceedings. Adjourned till Monday next at ten o'clock A.M.

Monday 8th May 1815. The Court met. 

Present the honorable George Mathews, the honorable Peter Derbigny, the honorable F. X. Martin
[No. 70]

[Louis] Krumbar, appellant vs. [John Henry] Ludeling, appellee

[No. 71]

Same vs. Same

Appeal from the 4th district.

These causes were now called and fixed for trial for Monday the 15th instant.

[No. 73]

[Ambrose] D. Smith & Jno. Smith, appellants vs. Reuben Kemper, appellee

From the 4th district.

This cause was set for trial for Tuesday the 16th instant.

[No. 72]

Julien Poydras, appellant vs. Venus Beard, appellee

From the 4th district Court.

This cause now set for trial for Wednesday the 17th instant.

[No. 74]


[No. 75]

[Manuel] Perez & al, appellants vs. [Stephen A.] Hopkins, appellee

Appeals from the 3rd district Court.
These causes were now called & fixed for trial for Thursday the 18th instant.

[No. 68]
Louis Coignard, appellant vs. The syndics of [Pierre] Mizottieire, appellees

From the parish Court of Orleans.

The parties aforesaid appeared by their attorneys and the cause was argued. Whereupon the Court took time to consider of their decree.

[No. 60]
[130]
The Mayor, Aldermen, etc., appellants vs. Waters Clark, appellee

Appeal from the parish Court of Orleans.

This cause now came on to be tried. Whereupon the Court took time to advise.

Adjourned till to morrow morning at ten o'clock.

Tuesday 9th May 1815. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 69]

[George] Dupassau, appellant vs. The syndics of the creditors of [Richard] Fowler, appellees

From the third district Court.

The parties aforesaid appeared by their attorneys and the cause was tried. Whereupon the Court took time to consider of their
decree.
Adjourned till to morrow morning at ten o'clock.

Wednesday 10th may 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny,
& the honorable F. X. Martin

[No. 61]

From the first district.

Upon motion of J[oh]n R. Grymes esqr. it is ordered that (the trial of) this cause be postponed indefinitely.
Adjourned till to morrow at ten o'clock A.M.

Thursday 11th may 1815. The Court met. [131]
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 67]
L. M. Sagory, appellant vs. W[illia]m Nott & P[aul] Lanusse, appel­lee[s]

From the parish Court of Orleans.
The parties aforesaid appeared by their attorneys & the cause was argued. Whereupon the Court took time to advise.
[No. 65]

[James F. E.] Livaudais & others, appellants vs. W[illia]m Brand, appellee

From the 1st district.

This cause was now tried. Whereupon the Court took time to consider of their decree.

Adjourned till monday next at ten o'clock A.M.

Monday 15th may 1815. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 70]

[Louis] Krumbhaar, appellant vs. [John H.] Ludeling, appellee

From the 4th district.

[No. 71]

[Louis] Krumbhaar, appellant vs. [John H.] Ludeling, appellee

From the 4th district.

The parties aforesaid now appeared by their [132] attorneys & the causes came on to be heard; Whereupon his honor judge Martin retired from the bench in consequence of his having been engaged therein as counsellor in the Court below. The arguments not being closed it is ordered by the Court that the causes be continued to morrow.

[No. 80] 244

From the 1st district.

This was called and set for trial for Monday next the 22nd instant.

No. 81


From the 1st district.

This cause was now called & also fixed for trial for Monday next the 22nd instant.

[No. 84]

Thaddeus Mayhew, appellant vs. [Mathew] Bujac & [John S.] David, appellee[s]

From the 1st district.

This cause was now called & set for trial for Tuesday the 23rd instant.

[No. 79]

Sarah Delany, appellant vs. Peter Trouve & Thomas Durnford, appellees

From the 1st district Court.

This cause was also called & set for trial for Wednesday the 24th instant.

[No. 82]


From the 1st district Court.
[No. 82]

From the first district.
These causes were now called and [133] fixed for trial Thursday the 25th instant.

[No. 76] 254

From the [blank] district.
Upon motion of Mr. [Abner L.] Duncan counsel for the appellant, it is ordered that this suit be discontinued.
Adjourned till to morrow morning at ten o'clock.

Tuesday 16th May 1815. The Court met.
Present the honorable Beorge Mathews, the honorable Peter Derbigny, the honorable F. X. Martin

[No. 62]

With consent of the parties the Court postponed rendering their decree in this case.

[No. 70]

[Louis] Krumbhaar, appellant Vs. [John Henry] Ludeling, appellee
From the 4th district.
[No. 71]

[Louis] Krumbhaar, appellant Vs. [John H.] Ludeling, appellee

From the 4th district.

These causes were again taken up. Whereupon his honor judge Martin retired from the bench for the reason assigned in the minutes of yesterday; and the arguments of counsel being closed, the Court took time to consider of their judgment.

Wednesday 17th may 1815.

Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 72]

Julien Poydras, appellant Vs. Venus Beard, appellee

From the 4th district Court.

The parties not being ready this cause was continued indefinitely.

[No. 73]


From the 4th district.

The parties aforesaid appeared by their attorneys and the cause came on to be tried Whereupon his honor judge Martin retired from the bench on account of his having been engaged therein as counsellor, in the Court below, & the arguments not being closed it is ordered that the cause be postponed till monday the 29th instant.
[No. 73]


From the 4th district.

Upon motion of Mr. [Edward] Livingston of counsel for the appellee, it is ordered by the Court that the clerk do forthwith deliver to him the record in this case.

Adjourned till to morrow morning at ten o'clock.

Thursday 18th may 1815. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 74]


From the third district Court.

[No. 75]

[Manuel] Perez et al, appellants vs. [Stephen A.] Hopkins, appellee

For the third district.

The parties aforesaid appeared by their attorneys and these causes came on to be tried. Whereupon the Court took time to consider of their judgment.

Adjourned till monday next at ten o'clock A.M.

Monday 22nd may 1815. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny, &
the honorable F. X. Martin

[No. 72]
Julien Poydras, appellant vs. Venus Beard, appellee

From the fourth district.

This cause was called and set for trial for Wednesday the 31st instant.

[No. 68]
Louis Coignard, appellant vs. The syndics of [Pierre] Mizotiere, appellees

Appeal from the parish Court of Orleans.

The Court rendered in this case the following judgment. It is ordered, adjudged and decreed that the judgment of the parish Court be affirmed with costs. [$20.43½]

[No. 58]  [136]
W[illia]m C. C. Claiborne, appellant vs. Etienne Debon and P[ierre] F. Dubourg, appellees

From the first District.

The Court delivered their opinion in writing in this case and ordered that judgment be entered as follows. It is ordered adjudged and decree that this cause be sent back to the District Court from whence it came, to be there tried over again; and that the judge be instructed to admit as evidence the bond on which the action is founded.
adjudged and decreed that the judgment of the district Court be reversed, and that the judgment be entered for the appellant for the full amount of his demand with costs. [$14.62½]

[No. 64]
Catherine Desilly wife of C[harles] Bourcier, appellant Vs. A. Robin syndic of C[harles] Bourcier & others, [appellee]

From the 1st judicial district.

It is adjudged and decreed that the judgment of the district Court be reversed, and that judgment be entered for the appellant for the amount of her marriage portion, to wit, four thousand dollars and the slave named Laurette.

[No. 78]
Robert Fitzgerald, appellant Vs. John Philips, appellee

Appeal from the 1st district Court.

In this case the Court now delivered their opinion in writing and ordered judgment to be entered in the words following, to wit:

It is adjudged and decreed that the judgment of the district Court be reversed, and that this suit be remanded to be tried on its merits.

[No. 69]

From the third judicial district.

It is adjudged and decreed that the judgment of the district

Appeal from the first judicial district.

It is ordered, decreed and adjudged that the judgment rendered in this cause in the Court below be reversed and annulled: and proceeding here to give such judgment as ought there to have been given it is further ordered adjudged and decreed, and we do hereby order judge and decree that the appellant do recover from the appellees the sum of four hundred and sixty six dollars 88½ cents, and it is further ordered and decreed that he the appellant shall proceed in the collection of the notes and securities still remaining in his hands and that whatever money he may receive over and above the sum of two thousand three hundred seventeen dollars which he will collect from the appellees on their note, and which he has a right to retain on account of advances made in payment of the aforesaid costum [sic] house bonds shall be imputed to the payment of the balance due from [Samuel] McMaster and Adams on said bonds being nine hundred thirty three dollars and seventy seven cents which after the payment & satisfaction of the judgment herein rendered will be owing, in equal proportions, to him the appellant & to the appellees; & that he shall account for it accordingly.

Brognier Declouet, appellant Vs. [Edward] Forstal & wife, appellees

From the 1st judicial district.

The Court now gave in this case the following decree. It is
[No. 60]
The Mayor, Aldermen & inhabitants etc., appellants Vs. Waters Clark, appellee

Appeal from the parish Court of Orleans.

It is ordered and decreed that the judgment [138] of the Court below be reversed and that judgment be entered for the plaintiffs for the arrearages due, with interest from the date of the petition.

[No. 67]
William Nott & Paul Lanusse, Syndics of John Grieve, [appellees]
adsm. L. M. Sagory, appellant

From the parish Court of Orleans.

It is ordered, adjudged and decreed that the parish Court be reversed and the same judgment must be entered as that of this Court, to be discharged by the cancelling and depositing into the office of the clerk of the Court below for the use of the plaintiffs within ten days one of the bills amounting to one thousand dollars & the payment of three hundred seventy five dollars [illegible] cents the amount of the two dividends received by the defendant thereon, with interest on each dividend from the receipt of it, but the defendant having resisted the plaintiff's claim, without tendering or offering to allow the dividend now decreed to be reimbursed must pay costs. [$21.00]

[No. 74]

Appeal from the third district Court.
It is ordered adjudged and decreed that the judgment of the district Court be reversed with costs. [$12.56½]

[No. 75]
Manuel Perez et al, appellants vs. [Stephen A.] Hopkins, appellee
Appeal from the third district Court. It is ordered adjudged and (decreed) that the judgment of the district Court be reversed with costs. [$12.56½]

[No. 80]
Abraham R. Ellery, appellant Vs. Governeur & Kimble, appellees
From the 1st District.
The parties aforesaid now appeared by their attorneys & the cause was tried. Whereupon the Court took [139] time to consider their decree.

[No. 91] 255
Peter Mitchel, appellant Vs. John McMillen, appellee
Appeal from the 1st judicial district.
Upon motion of H[enry] R. Grymes esqr. this cause now came on to be tried Whereupon the Court took time to consider of their judgment. Adjourned till to morrow morning at ten o'clock.

Tuesday 23rd may 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin
[No. 84]
Appeal from the first judicial district.
The parties aforesaid appeared by their attorneys and the cause was argued Whereupon the Court took time to consider of their judgment. Adjourned until to morrow morning at ten o'clock.

Wednesday 24th may 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 79]
Sarah Delany, appellant Vs. Peter Trouve & Thomas Durnford, appellees
Appeal from the 1st judicial district.
The parties aforesaid appeared by their attorneys and the cause was argued Whereupon the Court took time to consider of their decree. Adjourned till tomorrow morning at ten o'clock.

Thursday 25th may 1815. The Court met. [140]
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 65]
[James F. E.] Livaudais & others, appellants Vs. W[illia]m Brand, appellee
Appeal from the first judicial district.
In this case the Court gave the following judgment.

It is ordered, adjudged and decreed that the judgment of the district Court be affirmed with costs. [$28.12]

[No. 82]

From the first district Court.

[No. 83] 256

From the 1st judicial district.

The parties aforesaid appeared by their attorneys and causes were argued.

Adjourned till monday next at ten o'clock A.M.

Monday 29th may 1815. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 77] 257

Appeal from the 4th judicial district.

This cause was called and set for monday next 5th of June.

[No. 86] 258

Albin Michel, appellant Vs. Francis Ayme, appellee
Appeal from the 1st judicial district.
Mary Gray, appellant Vs. Joseph Gray, appellee
Appeal from the 3rd district.
The above causes were called and set for trial for Tuesday the 6th day of June next.

J[ean] Louis Doliole f[ree] m[an] of C[olor], appellant Vs. Joseph Abat, appellee
From the parish Court of Orleans.
This cause was now called and fixed for trial for Wednesday the 7th of June next.

Appeal from the 1st district.
This cause was fixed for trial for Thursday the 8th of June next.

Appeal from the 4th district.
In conformity with an order of the 17th instant the parties aforesaid appeared by their attorneys and the cause came on for trial; Whereupon his honor judge Martin again retired from the bench for the reasons assigned in the minutes of the said 17th day of May; & the arguments having lasted until the end of the sitting of this day, this
cause was ordered to be continued tomorrow.
Adjourned till to morrow morning at ten o'clock.

Tuesday 30th may 1815. The Court met. [142]
Present the honorable George Mathews, the honorable Peter Derbigny, &
the honorable F. X. Martin

[No. 80]
Appeal from the first judicial district.
It is adjudged and decreed that the judgment of the district
Court be affirmed with costs.

[No. 79]
Sarah Delaney, appellant Vs. P[eter] Trouve & Thomas Durnford, ap­
pellee[s]
Appeal from the 1st district Court.
It is adjudged and decreed that the judgment of the district
Court be affirmed with costs.

[No. 73]
Appeal from the third judicial district.
The arguments in this case were now resumed. Whereupon his
honor judge Martin retired from the bench.
[No. 73]
From the third judicial district.

The arguments having lasted until the end of the sitting of this
day; it is ordered that this cause be postponed till to morrow morning.
Adjourned until to morrow morning at ten o'clock.

Wednesday 31st may 1815. The Court met. [143]
Present the honorable George Mathews, the honorable Peter Derbigny, &
the honorable F. X. Martin

[No. 73]
Appeal from the 4th judicial district.

In conformity with an order of yesterday the arguments in the
case were resumed. Whereupon his honor judge Martin retired from the
bench.

[No. 72]
Julien Poydras, appellant vs. Venus Beard, appellee
Appeal from the 4th district Court.

It is ordered that this cause be postponed till the 12th day of
june next.
Adjourned till to morrow morning at ten o'clock.

Thursday 1st june 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, &
the honorable F. X. Martin

[No. 73]
Ambrose D. & John Smith, appellants Vs. Reuben Kemper, appellees
Appeal from the 4th district.
His honor judge Martin having retired from the bench for the reasons assigned in the minutes of the 17th may last the arguments in this case were resumed and terminated.
Adjourned till monday next at ten o'clock.

Monday 5th june 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 84]
Thaddeus Mayhew, appellant Vs. [Mathew] Bujac and [John S.] David, appellees
Appeal from the first judicial district.
It is ordered that the appeal in this case be dismissed at the appellant's costs. [$21.93 3/4]

No. 82
Appeal from the first judicial district.
It is ordered, adjudged and decreed that the judgment of the district Court be remanded with directions to allow a new trial.
[No. 77]
Appeal from the 4th district Court.
The trial of this cause was postponed till to morrow.

[No. 59]^263
B[ertran]d Casteres,^264 appellant Vs. The Mayor, Aldermen etc., appellees
Appeal from the parish Court of Orleans.

[No. 66]^265
Appeal from the parish Court of Orleans.
These causes were called and set for trial for wednesday the 14th instant.

[No. 90]^266
Ramon Menendez, appellant vs. [Antoine] Abat^267 and [John] Lanna^268 syndics of [Joseph] Lariohda, appellees
Appeal from the parish Court of Orleans.
The above cause was called and fixed for trial for Thursday the 15th instant.
Adjourned till tomorrow morning at ten o'clock.

Tuesday 6th june 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, &
the honorable F. X. Martin

[No. 70]
[Louis] Krumbhaar, appellant Vs. [John H.] Ludeling, appellee
Appeal from the 4th judicial district.

It is ordered, adjudged and decreed that the judgment of the
district Court be affirmed with costs. [$43.59]

No. 71
[Louis] Krumbhaar, appellant vs. [John H.] Ludeling, appellee
Appeal from the 4th judicial district.

It is ordered adjudged and decreed that the judgment of the
district Court be affirmed with costs. [$21.37]

No. 63
W[illia]m Rogers, special administrator, appellant Vs. Jacob Beiller,
appellee

Appeal from the first judicial district.

It is adjudged and decreed that the judgment of the district
Court be annulled and reversed & the cause remanded there with direc-
tions to the trial of the cause below.

[No. 89]
Mary Gray, appellant Vs. Joseph Gray, appellee

Appeal from the third judicial district.

It is ordered that this cause be continued indefinitely.
[No. 77]


Appeal from the 4th judicial district.

No. 86

Albin Michel, appellant Vs. Francis Ayme, appellee

Appeal from the first judicial district.

The parties aforesaid appeared by their attorneys and the cause was argued.

Adjourned till to morrow morning at ten o'clock.

Wednesday 7th june 1815. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 88]

J[ea]n. L. Doliol, [f.m.c.] appellant Vs. [Joseph] Abat, appellee

Appeal from the parish Court of Orleans.

The parties aforesaid appeared by their attorneys and the cause was tried.

[No. 89]

Mary Gray, appellant Vs. Joseph Gray, appellee

Appeal from the third judicial district.

This cause came on for trial by consent of the parties. [147] Whereupon it appearing that the record in this case is so insufficient as not to enable this court to affirm or reverse the judgment
of the Court below it is ordered that the said appeal be dismissed with costs.

[No. 64]
Catherine Desilly, appellant Vs. A. Robin syndic of [Charles] Bourcier & others, [appellees]

Appeal motion of Mr. Moreau Lislet of Counsel for the appellees, it is ordered that the appellant shew cause to morrow morning why the Court should not explain in what manner the judgment rendered in this case must be executed.

[No. 91]
Peter Mitchell, appellant Vs. John McMillen, appellee

Appeal from the first district.

It is ordered that this cause be argued again on Saturday the 17th instant.

Adjourned till to morrow morning at ten o'clock.

Thursday 8th June 1815. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 61]
[J. F. Gray and [John] Taylor, appellants Vs. William Emerson, appellee

Appeal from the first judicial district.

Upon motion of Mr. [John R.] Grymes of counsel for the appellants
it is ordered that this cause be postponed indefinitely.

[No. 94] 269


Upon motion of Mr. [Abner L.] Duncan counsel for Leon Dauphin, it is ordered that a mandate issue directing the judge of the parish Court of Orleans to grant [148] an appeal in this case or shew cause on monday next why the said appeal should not be allowed.

Adjourned till monday next at ten o'clock.

Monday 12th June 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable Francis Xavier Martin

[No. 87] 270

Arnaud Magnon, 271 appellant Vs. the Mayor, Aldermen etc., appellees
Appeal from the parish Court of Orleans.
This cause was called and fixed for trial for monday next the 19th instant.

No. 81

G[abriel] Dossat, appellant Vs. P[eter] A. Guillotte, appellee
Appeal from the first judicial district.
This cause was fixed for trial for tuesday the 20th instant.
Abram Barker, appellant Vs. The syndics of Michael Connellin, appellees

Appeal from the 1st district.

This cause was fixed for trial for Wednesday the 21st of June instant.

[J. F.] Gray and John Taylor, appellants Vs. William Emerson, appellee

Appeal from the 1st district.

This cause was called and set for trial for Thursday the 22nd instant.

Julien Poydras, appellant Vs. Venus Beard, appellee

Appeal from the 4th district.

This cause now came on for trial Whereupon [149] his honor Judge Martin retired from the bench in consequence of his having been formerly engaged therein in the district Court.

Julien Poydras, appellants Vs. Venus Beard, appellee

Appeal from the 4th district.

It is ordered that the arguments in this case be resumed to morrow.

Adjourned until to morrow morning at ten o'clock.
Tuesday 13th June 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, &
the honorable F. X. Martin

[No. 72]
Julien Poydras, appellant Vs. Venus Beard, appellee
Appeal from the 4th judicial district.
His honor judge Martin now retired from the bench for the reasons
assigned in the minutes of yesterday. Whereupon the arguments in this
case were resumed and terminated.

[No. 94]
Alex[ander] Harang, appellant Vs. Leon Dauphin, f[ree] m[an] of
C[olor], [appellee]
It is ordered that a mandate issue directing the judge of the
parish Court for the parish & city of New Orleans to grant an appeal
in this case.
Adjourned till to morrow morning at ten o'clock.

Wednesday 14th June 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, &
the honorable F. X. Martin

[No. 59]
Bertran]d Casteres, appellant Vs. the Mayor, & Aldermen, appellees
Appeal from the parish Court of Orleans.
The parties aforesaid appeared by their attorneys & the cause
was tried.

[No. 66]
Appeal from the parish Court of Orleans.
The above cause was this day argued.

[No. 64]
Catherine De Silly, wife of C[harles] Bourcier, appellant Vs. A. Robin Syndic of [Charles] Bourcier & others, appellee
Appeal from the first judicial district.
It is ordered that the judgment rendered in this case on the following words.
"And it is further adjudged and decreed that the real property and slaves bought by Paul Lanusse from the husband of the appellee, shall be seized and sold up to the amount sufficient to satisfy the said sum of four thousand dollars with the interest of it since the date of the judicial demand and the costs [$19,371] of this suit, legal notice being previously given to third possessors, if any of the said property should happen to be out of the hands of the said Lanusse.

Thursday 15th June 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin.
[No.] 73
Appeal from the first judicial district.
It is adjudged and decreed that the judgment of the district Court be reversed, and that judgment be entered for the appellee for one undivided moiety of the land by him claimed.

[No.] 66
Appeal from the parish Court of Orleans.
It is ordered that this cause be remanded for trial below, with directions to try it as an ordinary case.

[No.] 88
Appeal from the parish Court of Orleans.
It is ordered that the judgment of the Court below be annulled and reversed and the cause remanded with directions to sustain the defendant's exceptions to the answers to the first and third interrogatories & to require the plaintiff to give other and more sufficient answers.

[No. 90]
[Ramon] Menendez, [appellant] Vs. The syndics of [Joseph] Larionda, [appellees]
The parties to this suit not being reading [sic] it is ordered that the trial of it be postponed indefinitely. Adjourned till Saturday morning at ten o'clock.

Saturday 17th June 1815. The Court met according to adjournment.

[No. 91] [152]
Peter Mitchel, appellant Vs. John McMillen, appellee
Appeal from the first judicial district.

The parties in this case not appearing in compliance with an order of the 7th instant, it is ordered that the rehearing which was to take place this day be postponed indefinitely. Adjourned till Monday next at ten o'clock.

Monday 19th June 1815. The Court met according to adjournment.

[No. 90]
Ramon Menendez, appellant Vs. [Antoine] Abat & [John] Lanna, syndics of [Joseph] Larionda, appellees
Appeal from the parish Court of Orleans.

[No. 93]
The Mayor & Aldermen, appellants Vs. The Jury of police for the parish of Orleans
Appeal from the first district.
The above causes were called and fixed for trial for Monday next the 26th instant.
No. 86
Albin Michel, appellant vs. Francis Ayme, appellee
Appeal from the first district.
It is ordered, adjudged and decreed that the judgment of the
district Court be affirmed with costs. [$12.00]

[No. 87]
Arnaud Magnon, appellant vs. The Mayor & Aldermen, appellees
Appeal from the parish Court of Orleans.
The parties not appearing the trial of this cause was postponed
till November next.
Adjourned till tomorrow morning at ten o'clock.

Tuesday 20th June 1815. The Court met according to adjournment.

No. 81
[Gabriel] Dossat, appellant vs. [Peter A.] Guillotte, appellee
Appeal from the first district.
Upon motion of Mr. [Dominique] Seghers of counsel for the appellant & with consent of Mr. [John B.] Paillette counsel for the appellee the trial of this cause was postponed indefinitely.
Adjourned until tomorrow morning at ten o'clock.

Wednesday 21st June 1815. The Court met according to adjournment.

[No. 92]
Abram Barker, appellant Vs. The Syndics of Michael Connellin, appellee
Appeal from the parish Court of Orleans.

The parties to this cause not appearing the trial of it was postponed till november next.
Adjourned until to morrow morning at ten o'clock.

Thursday 22nd june 1815. The Court met according to adjournment.

[No. 61]
The counsel for the appellants not being ready the trial of this cause was postponed with the consent of the counsel for the appellee until [154] tuesday next the 27th instant.
Adjourned till monday next at ten o'clock A.M.

Monday 26th june 1815. The Court met according to adjournment.

[No. 85] 276
Louis Blanc, 277 appellant Vs. Simon Croizet, appellee
Appeal from the 4th district.
Upon motion of Mr. Moreau Lislet counsel for the appellee it is ordered that this cause be fixed for trial for friday next the 30th instant.

[No. 90]
Ramon Menendez, appellant Vs [Antoine] Abat & [John] Lanna, syndics of [Joseph] Larionda, appellees
Upon motion of Mr. [Pierre L.] Morel, counsel for the appellees & with the consent of Mr. [John R.] Grymes counsel for the appellant, it is ordered that the trial of this cause which was to take place this day be postponed till Wednesday next.

[No. 93]
The Mayor, Aldermen etc., appellants Vs. The jury of police for the parish of New Orleans, appellees

From the first judicial district.

The parties aforesaid appeared by their attorneys and the cause was argued.

[No. 91] [155]

The above cause was this day reheard with consent of the parties. Adjourned till to morrow morning at ten o'clock.

Tuesday 27th June 1815. The Court met according to adjournment.

[No. 61]

Appeal from the 1st district.

The parties aforesaid appeared by their attorneys and the cause was argued.
[No. 83]
Appeal from the 1st district.
The above cause was this [day] argued with consent of the parties.

[No. 73]
Appeal from the 4th district.
It is ordered that a rehearing be granted in this case.
Adjourned until to morrow morning at ten o'clock.

Wednesday 28th June 1815. The Court met.
Present the honorable George Mathews, the honorable F. X. Martin

His honor judge Derbigny indisposed [156] did not attend this morning in conformity with the adjournment.

[No. 90]
Ramon Menendez, appellant vs. [Antoine] Abat & [John] Lanna, syndics of [Joseph] Larionda, appellees
Appeal from the 1st district.
The parties aforesaid appeared by their attorneys and the cause was argued.

[No. ] 59
[Bertanfd] Casteres, appellant vs. The Mayor, Aldermen etc., appellees
Appeal from the parish Court of Orleans.

It is ordered, adjudged and decreed that the judgment of the parish Court be reversed and annulled; and this Court proceeding here to give such judgment as ought there to have been given, do further order and decree that judgment be rendered for the appellant with costs [$21.75] of suit.

Adjourned till friday next at ten o'clock A.M.

Friday 30 June 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 85]
Louis Blanc, appellant vs. Simon Croizet, appellee

Appeal from the 4th District.
The above cause was this day argued.

[No. 48] [157]
Brognier Declouet & others, appellants vs. [Jacques] Villere & others, appellees

Appeal from the 1st District.
Upon motion of Mr. [Edward] Livingston, it is ordered that the judge of the first judicial district shew cause on monday the 3rd of July next why he should not grant a distingas in this case.

[No. 85]
Louis Blanc, appellant vs. Simon Croizet, appellee
Appeal from the 4th judicial district.

When this cause came on this day to be argued his honor judge Martin retired from the bench on account of his having been engaged therein as counsellor in the Court below.

Adjourned until monday morning at ten o'clock.

Monday 3rd July 1815. The Court met according to adjournment.

[No. 48]
Brognier Declouet & others, appellants Vs. [Jacques] Villere & others, appellees

Appeal from the first district.

Upon motion of Mr. [Edward] Livingston it is ordered that the rule granted in this case on the 30th June last be dismissed.

[No. 65]

Upon motion of Mr. [Henry] Carleton of counsel for Clermont; it is ordered that the judge of the parish Court of Orleans send up immediately [158] the appeal in this case or shew cause Wednesday next why the said appeal should not be sent up as aforesaid.

[No. 85]
Louis Blanc, appellant vs. Simon Croizet, appellee

Appeal from the 4th district.

It is ordered that this cause stand open for further argument until November next.
Adjourned until wednesday morning at ten o'clock.

Wednesday 5th july 1815. The Court met according to adjournment.

[No. 65]
The State & De Clermont, [appellant] vs. Jacques E. F. Livaudais, his master, [appellee]

It is ordered that the rule granted in this case on monday last be dismissed.

[No. 61]

Appeal from the 1st district.

It is ordered and decreed that the judgment of the district Court be annulled & reversed and this Court orders & decrees that the appellants Gray and Taylor recover the eighteen bales of cotton, found in the hands of Bell their agent and that the appellee deliver the same and pay all costs.

[No. 91]
Peter Mitchell, appellant Vs. John McMillen, appellee

Appeal from the 1st district.

It is ordered and adjudged that the appellant do recover the sum acknowledged by the appellee to be due & claimed in the petition, with interest from the date of the first process and costs.
[No. 90]


Appeal from the parish Court of New Orleans.

It is ordered, adjudged and decreed that the judgment rendered in the inferior Court be reversed and annulled; And it is further ordered that the cause be sent back to the parish Court to be there again tried, with instructions to the judge to admit the appellant to the legal proof of any circumstance which may shew the truth and justice of his claim against the appellees.

[No. 93]

The Mayor Alderman & inhabitants of the city of New Orleans, appellants vs. The jury of police of the parish of New Orleans, appellees

Appeal from the first district.

It is adjudged and decreed that the judgment of the district Court be affirmed with costs. [$13.87]

[No. 83]


Appeal from the first judicial district.

It is ordered that this cause be left open for further argument.

[No. 95]

Robert Cochran, appellant Vs. [Daniel] Clark's executors, appellees

Appeal from the first district.
It is ordered that this appeal be dismissed with costs, [$9.25]
it appearing that the record contains no statement of facts, no bill
of exception or any thing which might enable this Court to affirm or
reverse the judgment of the district Court.
Adjourned till the 3rd monday of november next.

Monday 20th november 1815. The Court met.
Present the honorable Peter Derbigny, the honorable F. X. Martin

J. F. Canonge esqr. this day presented himself and having been
duly and strictly examined in open Court was pronounced by their Honors
well and sufficiently qualified to practise as attorney and counsellor
at law in the Courts of this State; Whereupon he took the oath pre-
scribed in such case.
Adjourned till monday next at ten o'clock A.M.

Monday 27th november 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, &
the honorable F. X. Martin

[No. 87]
A[rnaud] Magnon, appellant vs. The Mayor, Aldermen etc., appellees
[It] is ordered that this cause be continued the parties not
being ready to go to trial.

[No. 88?]
Aba~, appellee

The parties in this case not being ready to go to trial it was postponed indefinitely.

Adjourned till to morrow morning at ten o'clock.

Tuesday 28th November 1815. The Court met.

Present the honorable George Mathews, the honorable F. X. Martin

His Honor judge Derbigny being sick could not attend this day on that account.

[No. 96] 280

John S. David, appellant Vs. John B. Fagot, appellee

Appeal from the parish Court of Orleans.

The parties aforesaid appeared by their attorneys and the cause was argued Whereupon the Court took time to consider of their decree.

[No. 101] 281

Jean Francois Jacob syndic of Jean Louis Rabaud, appellant vs. Nathaniel Cox, appellee

&

[No. 102] 284

Nathaniel Cox, appellant vs. Jean Francois Jacob, appellee

Appeals from the parish Court of Orleans.

These causes were now argued Whereupon the Court took time to
consider of their decree.
Adjourned till to morrow morning at ten o'clock.

Wednesday 29th November 1815. The Court met. [162]
Present the honorable George Mathews, the honorable F. X. Martin

His Honor judge Derbigny did not attend this day for the reason assigned in the minutes yesterday.

[No. 87]
Arnaud Magnon, appellant Vs. The Mayor, Alderman etc., appellees
The parties aforesaid appeared by their attorneys and the cause came on to be tried. Whereupon the Court took time to consider of their decree.

[No. 97] 285
The above cause was now argued Whereupon the Court took time to consider of their decree.
Adjourned till to morrow morning at ten o'clock.

Thursday 30th November 1815.
Their Honors judge Mathews & Judge Martin met according to adjournment and nobody appearing they adjourned the Court until monday the 4th of december next.
His honor Judge Derbigny did not appear this day for the reason [163] assigned in the minutes of the 28th instant.
Monday 4th December 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 94]
Leon Dauphin free colored man, appellant Vs. Alexander Harang, appellee
The parties aforesaid appeared by their attorneys & the cause was tried Whereupon the Court took time to consider of their decree.

No. 81
Gabriel Dossat, appellant Vs. Peter A. Guillotte, appellee
The parties to this cause not appearing to try it, it was postponed indefinitely.
Adjourned till to morrow at ten o'clock.

Tuesday 5th December 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 66]
Michael Reynolds & Charles F. Visinier, appellants Vs. Dominique Seghers, appellee
The above cause was this day argued Whereupon the Court took time to consider of their decree.
Victoire, N[egro] W[oman], appellant Vs. Agathe Dusuau f[ree] c[olored] m[an], appellee

The parties in this cause not being ready for trial it was postponed indefinitely.
Adjourned till to morrow morning at ten o'clock.

Wednesday 6th december 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

Thaddeus Mayhew, appellant. Vs. The syndics of the 3rd district of the banlieue of N[ew] Orleans, [appellees]

It is ordered that the trial of this cause be postponed the parties to it not being ready.
Adjourned till to morrow morning at ten o'clock.

Thursday 7th december 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

Peter Lafitte, appellant vs. W[illia]m Thomas, appellees

It is ordered that this appeal be dismissed, the record being without statement of facts or any thing which might enable this Court to approve or reverse the judgment of the inferior Court.
Adjourned till monday next at ten o'clock.

Monday 11th december 1815. The Court met. [165]
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 96]

It is ordered and decreed that this appeal be dismissed at the costs [$10.50] of the appellant.

[No. 85]
Louis Blanc, appellant Vs. Simon Croizet, appellee

The parties not being ready for trial in this case it was postponed until wednesday the 20th instant.
Adjourned till to morrow morning at ten o'clock.

Tuesday 12th december 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No.] 109292
Lyndsay Shannon,293 appellant Vs. W[illia]m Barnwell,294 appellee

The parties aforesaid appeared by their attorneys and the cause was argued Whereupon the Court took time to consider of their decree.
Widow Faurie, appellant Vs. Etienne Debon, appellee

The above cause was now tried Whereupon the Court took time to consider of their decree.

Arnaud Magnon, appellant vs. The Corporation of the city of New Orleans, appellees

It is ordered, adjudged and decreed that the judgment of the parish Court be affirmed with costs [$15.75] to be paid by the defendant & appellee.

Adjourned till to morrow morning at ten o'clock.

Wednesday 13th december 1815. The Court met.

Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

John Mercier, appellant Vs. Samuel Packwood, appellee

It is ordered and decreed that this appeal be dismissed it not appearing that the matter in contest exceeds the value of three hundred dollars.

Bernard Marigny, appellant Vs. Lange Cresse & widow Leclerc, appellees

The above cause was this day argued Whereupon the Court took time
to consider of their decree.
Adjourned till to morrow morning at ten o'clock.

Thursday 14th December 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 115]

This cause being tried this day the Court took time to consider of their decree.

[No. 116]

The parties aforesaid appeared by their attorneys and the cause was tried Whereupon the Court took time to consider of their decree.

[No.] 102

&

[No.] 101
J[ohn] F. Jacob Syndic of [John L.] Rabaud's creditors, appellant
vs. Nathaniel Cox, appellee

It is ordered, adjudged, and decreed that the judgment of the parish Court be annulled and reversed and that the plaintiff in the Court below collocated as simple creditor of John L. Rabaud's estate for the sum of six thousand eight hundred seventy three dollars eighty six cents and that he do pay the costs of both appeals.

[No.] 97
Patrick Norris, appellant vs. John P. Mumford, appellee

It is ordered, adjudged & decreed that the appellant do recover from the appellee, the defendant in the attachment, the sum of three hundred and twenty three dollars & seventy two cents with costs to be raised by the sale of the property attached.

Adjourned until monday next at ten o'clock A.M.

Monday 18th December 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, the honorable F. X. Martin

[No. 117] Antoine Peytavin, appellant vs. Jean Baptiste Peychaud, appellee

The above cause was argued this day Whereupon the Court took time to [168] consider of their decree.

[No. 120] L. M. Sagory, appellant Vs. Charles Robert Caune, appellee

These causes were also tried this day Whereupon the Court took time to consider of their decree.
Adjourned till to morrow morning at ten o'clock.

Tuesday 19th December 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

Antoine Bayon, appellant vs. Joseph Tricou, appellee

The above cause came on for trial this day and the arguments having lasted until the end of the sitting of this day, it is ordered that they be resumed on Thursday next the 21st instant.
Adjourned till Thursday next at ten o'clock A.M.

Thursday 21st December 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

Antoine Bayon, appellant vs. Joseph Tricou, appellee

The arguments in this case were resumed and terminated this day Whereupon the Court took time to consider of their decree.
Adjourned till Friday the 29th instant at ten o'clock.
Friday 29th December 1815. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No.] 94

It is adjudged and decreed that this case be remanded to the parish Court, with instructions to the judge to admit Honore Duplechin as a witness in this case, if there is no other objection to his competency than the one alluded to in the bill of exceptions taken by the appellant.

[No.] 100

It is ordered adjudged and decreed that the judgment of the parish Court be annulled and reversed and that judgment be here rendered for the appellants for costs to be taxed.

[No.] 109
Lyndsay Shannon, appellant vs. William Barnwell, appellee

It is ordered adjudged and decreed that the judgment of the district Court be affirmed with five per cent on the amount as damages for the delay caused by the appeal.
[No. 110]

Widow Faurie, appellant vs. Etienne Debon, appellee

It is ordered adjudged and decreed that the judgment of the district Court be affirmed with costs.

[No. 113]

Bernard Marigny, appellant vs. Lange Cresse & widow Leclerc, appellee

It is adjudged and decreed that the judgment of the district Court be affirmed with costs. [$11.50]

[No. 115]

Antoine Bayon, appellant vs. F[rancois] M. Prevost, appellee

It is ordered and decreed that the judgment of the district Court be affirmed with costs.

[No. 116]

Antoine Bayon, appellant vs. [Louis] Mollere & others, appellees

It is ordered adjudged and decreed that the judgment of the district Court be reversed and annulled and that the cause be remanded to be tried anew with directions to the judge to admit the bill or deed of sale in evidence.

[No. 117]

Antoine Peytavin, appellant vs. J[ean] B. Peychaud, appellee

It is ordered, adjudged and decreed that the judgment of the district Court be affirmed with costs.
[No.] 125
The judgment of the parish Court is erroneous and is therefore annulled avoided & reversed and the Court doth order, adjudge and decree that the suit be remanded with directions to the judge to proceed thereon; and it is further ordered that the defendant pay the costs of this appeal.

[No. 118]
It is ordered that this cause remain open for further argument.

[No.] 120
L. M. Sagory, appellant Vs. C[harles] R. Caune, appellee
It is adjudged and decreed that the judgment of the district Court be affirmed with costs. [$11.50]
Adjourned till 1st monady of january 1816.

Monday 1st january 1816.
The Court met according to adjournment & having nothing before them adjourned until monday next at ten o'clock A.M.

Monday 8th january 1816. The Court met according to adjournment.

W[illia]m E. Smith esqr. presented himself & having been duly & strictly examined in open Court was found well and sufficiently
qualified to practise as attorney and counsellor at law in the several Courts of this State Whereupon he took the oath prescribed in such a case.

Adjourned till monday next at ten o'clock A.M.

Monday 15th January 1816. The Court met.
Present the honorable George Mathews, the honorable Peter Derbign[y], & the honorable F. X. Martin

[No. 136] 315
F[rederick] Rentrop 316 & [Henry] Knight, 317 appellants Vs. Maxile Bourg 318 & his wife, 319 appellees

Upon motion of Mr. [Alexander] Porter it is ordered that this cause be set for trial for to morrow.
Adjourned till to morrow morning at ten o'clock.

Tuesday 16th January 1816. The Court met. 172
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 136]
F[rederick] Rentrop & [Henry] Knight, appellants vs. Maxile Bourg & his wife, [appellees]

The parties aforesaid appeared by their attorneys and the cause was argued Whereupon the Court took time to consider of their decree.
Adjourned till monday next at ten o'clock A.M.
Monday 22nd January 1816. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, &
the honorable F. X. Martin.

[No.] 122
The parties aforesaid appeared by their attorneys and the cause
was argued. Whereupon the Court took time to consider of their decree.
Adjourned till to morrow morning at ten o'clock A.M.

Tuesday 23rd January 1816. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, &
the honorable F. X. Martin.

[No.] 119
Louisiana Bank, appellant Vs. Wade Hampton, appellee
Appeal from the 1st district.

[No.] 123
Wade Hampton, appellant Vs. Louisiana Bank, appellee
The above causes were tried this day Whereupon the Court took
time to consider of their decree.
Adjourned till to morrow morning at ten o'clock A.M.

Wednesday 24th January 1816. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, &
the honorable F. X. Martin.
Mathias Rouselle, appellant vs. The Syndics of [Henry] Dukeilus, appellees

The parties aforesaid appeared by their attorneys and the cause was tried Whereupon the Court took time to consider of their decree. Adjourned till monday next the 29th instant.

Monday 29th January 1816. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 73]
Ambrose & John Smith, appellants vs. Reuben Kemper, appellee

Appeal from the 4th district.

This cause was postponed indefinitely the parties not being ready to go to trial.
Adjourned till to morrow morning at ten o'clock.

Tuesday 30th January 1816. The Court met. [174]
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 77]

It is ordered that this cause be continued the parties not being ready to try the same.
Adjourned till the 1st of February at ten o'clock A.M.
Thursday 1st February 1816. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No. 98]
Benjamin Morgan, appellant vs. Robert McGowen, appellee

[No. 88]
Jean L. Doliole, free colored man, appellant vs. Joseph Abat, appellee

It is ordered that these causes be postponed indefinitely the parties not being ready to go to trial.
Adjourned till Monday the 5th instant.

Monday 5th February 1816. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin.

[No. 106]
Barthelemy Olinde, appellant vs. Louis Gougis, appellee

Upon motion of Mr. Esinault it is ordered that the name of Arnaud Sartigue [175] be substituted to that of Louis Gougis deceased.

[No.] 104
Thaddeus Mayhew, appellant vs. The police jury of the parish of Orleans

It is ordered that this cause be postponed indefinitely the
same not being ready for trial.

[No. 108] 329

Same order [as above].
Adjourned till tomorrow morning at ten o'clock.

Tuesday 6th February 1816. The Court met.
Present the honorable George Mathews, the honorable Peter Derbig-y, &
the honorable F. X. Martin.

[No.] 130 332
Mde. Durand, 333 appellant vs. Her husband, 334 appellee

[No. 131] 335

These causes were tried this day. Whereupon the Court took time
to consider of their decree.
Adjourned till to morrow morning at ten o'clock.

Wednesday 7th February 1816. The Court met.
Present the honorable George Mathews, & the honorable F. X. Martin.

His Honor Judge Derbigny, being sick could not meet this day.
[No.] 132

The parties aforesaid appeared by their attorneys & the cause was tried Whereupon the Court took time to consider of their decree. Adjourned till Saturday next at ten o'clock A.M.

Saturday 10th February 1816. The Court met. Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

[No.] 72
Julien Poydras, appellant vs. Venus Beard, appellee

It is ordered that this cause be postponed indefinitely the parties not being ready to try it. Adjourned till Monday next at ten o'clock A.M.

Monday 12th February 1816. The Court met. Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin

No. 122
William Phelan, appellant vs. N[oel] A. Baron, appellee

It is ordered and decree that the judgment of the parish Court be affirmed with costs.
[No.] 131

It is ordered adjudged and decreed that the judgment of the parish Court be annulled and reversed and that the judgment of this Court be entered for the plaintiff [177] for the amount of the bill, interest damages & costs [#11.75] be assessed by the clerk.

[No. 92]
Ab[ra]m Barker, appellant Vs. The Syndics of M[ichael] Connelin, [appellees]

The parties aforesaid appeared by their attorneys and the cause was tried. Whereupon the Court took time to consider of their decree. Adjourned till four o'clock P.M.

The Court met according to adjournment.

[No. 118]
Antoine Bayon, appellant Vs. Joseph Tricou, appellee

In conformity with an order of the 29th december last the parties aforesaid appeared by their attorneys, and the arguments were resumed and terminated.
Adjourned until to morrow morning at ten o'clock.

Tuesday 13th february 1816. The Court met.
Present the honorable George Mathews, the honorable F. X. Martin
Benjamin Poydras De Lalande, appellant Vs. [Phillipe] Robillard, appellee

The parties aforesaid appeared by their attorneys and the cause was argued. Whereupon the Court took time to consider of their decree.

Barthelemy [Olynde], appellant vs. Louis Gougis, appellee

It is ordered & decreed that this appeal be dismissed, it appearing that the record contains nothing upon which this Court might affirm or reverse the judgment of the inferior Court.

Adjourned till to morrow morning at ten o'clock.

Wednesday 14th February 1816. The Court met.
Present the honorable George Mathews, the honorable Peter Derbigny, & the honorable F. X. Martin.

Louisiana Bank, appellant Vs. Wade Hampton, appellee

It is adjudged and decreed that both these appeals be dismissed each party paying his costs. [$21.75]

Gabriel Dossat, appellant Vs. Peter A. Guillotte, appellee
It is ordered that this cause be postponed indefinitely the parties not appearing to try it.
Adjourned until to morrow at 10 o'clock a.m.

Thursday 15th February 1816. The Court met. [179]
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin

[No.] 99

This cause not being ready for trial was postponed indefinitely, Adjourned till Monday next at 10 O'clock a.m.

Monday 19th February 1816. The Court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the honorable F. X. Martin'

[No.] 77

[No.] 121 343
A[lexander] Baudin, 344 appellant vs. L. Dufour [et al], appellee[s]

In these cases which were to be tried this day, the parties agreed to furnish the Court with their briefs in writing in lieu of oral arguments.
Adjourned till to morrow morning at 10 O'clock.
Tuesday 20th February 1816. The Court met. 

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin

[No.] 85

Louis Blanc, appellant Vs. Simon Croizet, appellee

The parties aforesaid appeared by their Attorneys and the cause was tried. Whereupon the Court took time to consider of their decree.

When the above cause came on for trial his honor Judge Martin retired from the bench on account of his having been formerly employed therein as counsellor.

Adjourned till to morrow morning at 10 O'clock.

Wednesday 21st February 1816. The Court met according to adjournment.

[No.] 108

[John] F. Merieult, appellant vs. James Sterret, appellee

In this case which was to be argued this day, the parties agreed to furnish the Court with their briefs in writing in lieu of oral arguments.

[No.] 112 345

John Blanque, appellant vs. A[ntoine] Peytavin, appellee

This case not being for trial was postponed indefinitely.

Adjourned till Monday next at 10 O'clock a.m.
Monday 26th February 1816. The Court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin

[No.] 72

Julien Poidras, appellant vs. Venus Beard, appellee

This cause which was formerly left open for further argument now came on for trial and the arguments having lasted until the end of the sitting of this day were ordered to be resumed to morrow morning.

When this cause came on to be argued his honor Judge Martin retired from the bench having been engaged therein as counsellor.

No. 136

F[rederick] Rentrop & [Henry] Knight, appellants vs. Maxile Bourg & wife, appellees

It is adjudged and decreed that the Judgment of the district court be affirmed at the costs of the plaintiffs and appellants.

Adjourned till to morrow morning at 10 O'clock.

Tuesday 27th February 1816. The Court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin

The arguments in this case were resumed and terminated, Whereupon the Court took time to consider of their decree.

When this cause came on to be argued, his honor Judge Martin retired from the bench for the reason assigned in the minutes of Yesterday.

It is ordered that this cause be postponed indefinitely.

Adjourned till to morrow morning at 10 O'clock.

Wednesday 28th February 1816. The court met according to adjournment.


The above cause was this day tried; Whereupon the court took time to consider of their decree.

Adjourned till to morrow morning at 10 O'clock.

Thursday 29th February 1816. The Court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

Victoire a n[egro] w[oman], appellant vs. Agathe Dussuau f[ree] c[olored] w[oman], appellee

The above cause was argued this day; Whereupon the Court took time to consider of their decree.

G[abrie]l Dossat, appellant vs. P[eter] A. Guillotte, appellee

The parties aforesaid appeared by their attorneys and the cause
was tried. Whereupon the court took time to consider of their decree.

When the above cause was called to be argued his honor Judge Derbigny retired from the bench on account of his having been formerly employed therein as counsellor.

[No.] 132

B[arthelmy] Lafon, appellant vs. The heirs of [Louise L.] Duverney, appellees

It is ordered that this appeal be dismissed at the costs of the appellant.

Adjourned till Monday next at 10 O'clock a.m.

Monday 4th March 1816. The Court met according to adjournment.

[No.] 118


It is ordered and decreed that the Judgment of the district court be reversed, and that this cause be remanded to the said Court to be tried by a Jury.

[No.] 92


It is adjudged and decreed that the Judgment of the Parish Court be affirmed with costs. [$11.43 3/4]
Mde. Durand, appellant vs. her husband, appellee

It is ordered and decreed that the Judgment of the Parish Court be affirmed.

Thaddeus Mayhew, appellant vs. The Syndics of the 3d district of banlieue of N[ew] Orleans, appellees

It is ordered and decreed, that the Judgment or decision of the inferior court be reversed and annulled, and that the cause be sent to the court from whence it came, to be there again tried on its merits.


It is ordered that the appeal be dismissed at the costs [$10.56½] of the appellant.


The parties aforesaid appeared by their Attorneys and the cause was tried, Whereupon the Court took time to consider of their decree. Adjourned till to morrow morning at 10 O'clock.

Tuesday 5th March 1816. The court met. Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin
[No. 114] 346
   It is ordered that this cause be postponed indefinitely the parties not appearing to try it.
Adjourned till to morrow morning at 10 O'clock.

Wednesday 6th March 1816. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, &
the Honorable F. X. Martin

[No.] 127 348
A[ntoine] Peytavin, appellant Vs. [Billy] Williams, 349 appellee
   It is ordered that this cause be postponed indefinitely the parties not appearing to try it.

[No. 143] 350
John Repsher, appellant vs. Avery Breed, appellee
   The above cause was this day argued, Whereupon the court took time to consider of their decree.
Adjourned till to morrow morning at 10 O'clock.

Thursday 7th March 1816. The Court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, &
the Honorable F. X. Martin

[No.] 114
J[ohn] F. Doubre, appellant vs. Elie Papin, appellee
It is ordered, adjudged and decreed that the Judgment of the Court below be annulled & reversed and as the court is not able to ascertain the quantum of the claim, the cause must be remanded for trial, with directions to the Judge not to reject any legal evidence offered by the plaintiff on the ground that he does not shew that he made any demand in Bordeaux, and it is further ordered that the appellee pay the costs of this appeal.

[No.] 128351

[No.] 129
Same vs. Same

These causes were this day argued, and the Court took time to consider of their decree.

Adjourned till Saturday next at 10 O'clock a.m.

Saturday 9th March 1816. The Court met.

present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin

[No.] 143

It is ordered and decreed that the Judgment of the District Court be affirmed and as there does not appear that there was the least room to have hope for its reversal, the court adjudge to the
appellee seventeen dollars and one half being five per cent on the
Judgment affirmed as a compensation for the loss and prejudice he has
sustained by the appeal, in addition to Interest and costs.

[No. 144]

Jean B. Labatut, appellant vs. The Syndics of Michael Anfoux and the Corporation, appellees

[No. 145]

Jean B. Labatut, appellant vs. Widow Puch and the Corporation, appellees

These Causes were this day argued, Whereupon the Court took time
to consider of their decree.
Adjourned till Monday next at 10 O'clock a.m.

Monday 11th March 1816. The Court met. Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin

[No. 77]

William White, appellant vs. David Holsten, appellee

Upon Motion of Mr. [Tully] Robinson counsel for the appellee and with consent of E[dwar]d Livingston esqr. counsel for the appellant it is ordered that this cause be fixed for trial for Monday the 18th instant, notwithstanding the agreement made on the 19th February last.
Michel Zeringue, appellant vs. Nath[anie]l Cox, appellee

Upon motion of W[illia]m A. Depeyster esqr. It is ordered that this cause be fixed for trial for tuesday the 19th Instant.

Mary Dumontel, appellant vs. The Syndics of [Nicholas] Leboucher, appellee

Upon motion of Mr. [William A.] Depeyster, it is ordered that this cause be fixed for trial for Wednesday the 20th Instant.

The Heirs of James Boon, deceased, appellants vs. Joseph Eugenius Johnson, appellee

Upon motion of Mr. [Tully] Robinson it is ordered that this cause be fixed for trial for Thursday the 21st Instant.

The Heirs of David Bradford, appellants vs. Luke Decker, appellee

Same order [as above].

Widow Chabaud & others, appellants vs. Arsenne Blanc, appellee

Upon Motion of Mr. [Dominique] Seghers it is ordered that this cause be fixed for trial for Thursday the 21st instant.

Adjourned till Monday next at 10 O'clock a.m.
Monday 18th March 1816. The Court met. [187]

Present the Honorable George Mathews, the Honorable Peter Derbigny, the Honorable F. X. Martin

[No.] 126 372
Gregorio de las Cagigas, appellant Vs. The Syndics of [Antoine] Larionda, appellees

This cause was called and fixed for trial for Monday the 25th Instant.

[No.] 138 374
[Joseph] Eniet, appellant Vs. His Creditors, appellees

This cause was called & fixed for trial for Tuesday the 26th Instant.

[No.] 147 376
Francis Duverney, appellant vs. Philip Pijeaux, appellee

This cause was called and fixed for trial for Wednesday the 27th Instant.

[No.] 148 378
[Andrew J.] Thomas & brothers, appellants vs. Samuel Elkins, appellee

This cause was called and fixed for trial for Thursday the 28th Instant.
Benjamin Morgan, appellant vs. Robert McGowen, appellee

It is ordered and decreed that the Judgment of the Parish Court be reversed and annulled; and it is further ordered adjudged and decreed, by this court, that the appellant do recover from the appellee, the negroe woman Polly mentioned in his petition and her child Maryan, and also at the rate of one hundred dollars per annum, as damages for the detention and use of the said slave to be calculated from the date of the legal demand of her from the appellee, until the period, at which, the appellant shall again become possessed of said slaves.

Victoire, N[egro] W[oman], appellant vs. Agathe Dussauau, f[ree] w[oman of] c[olor], [appellee]

It is ordered and adjudged that the Judgment of the parish Court be affirmed with costs. [$11.00]

[No.] 81

[Gabriel] Dossat, appellant vs. [Peter A.] Guillote, appellee

It is ordered, adjudged and decreed that the Judgment of the District court be annulled and reversed and this Court doth order adjudge and decree that the plaintiff do recover from the defendant the sum of seven hundred and sixty dollars being the 19/20 of that of $800 which appears from that of the record to have been the agreed valuation of the slave with costs. [$17.25]

The Judgment is amended by consent of the plaintiff, & it is further ordered that on the payment of the sum decreed the defendant...
shall be & remain the sole & absolute owner of the slave Dimanche.

[No.] 77

This cause was this day tried whereupon the Court took time to consider of their decree.

When this cause came on to be tried his honor Judge Martin retired from the bench on account of his having been formerly employed therein as counsellor.
Adjourned till to morrow morning at 10 O'clock.

Tuesday 19th March 1816. The Court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin

No. 128

[No.] 129
Same, appellants vs. Same, appellees

The Court rendered in these cases the following Judgment, It is adjudged and decreed that the Judgment of the district court be affirmed with this modification that the execution of it shall be suspended against [Richard] Devall the surety until it shall be ascertained, by the execution and sale of the property of [Abel] Curtis the principal debtor, how much Devall shall have to pay.
[No.] 134

M[iche]l Zeringue, appellant vs. N[athanie]l Cox, appellee

The parties in this case having appeared and argued the same, the court took time to consider of their decree.

Adjourned till to morrow morning at 10 O'clock.

Wednesday 20th March 1816. The Court met. [189]

Present the Honorable George Mathews, the Honorable F. X. Martin

His Honor Judge Derbigny, being sick, could not meet this day.

[No.] 135

Mary Dumontel, appellant vs. The Syndics of [Nicholas] Leboucher, appellee

This cause not being ready for trial was postponed [sic] indefinitely.

Adjourned till to morrow morning at 10 O'clock.

Thursday 21st March 1816. The Court met according to adjournment.

[No.] 102


&

[No.] 101

J[ean] F. Jacob, Syndic of [John L.] Rabaud's Creditors, appellants
Vs. Nathaniel Cox, appellee

It is ordered that a rehearing be granted in these cases.

[No.] 140
The Heirs of James Boon, appellants Vs. Joseph E. Johnson, appellee

In this case the parties appeared by their attorneys and the cause was tried; Whereupon the court took time to consider of their decree.

[No.] 142

In this case the parties agreed to furnish the court with their briefs in writing in lieu of the oral arguments.

[No.] 141
Widow Chabaud & others, appellants Vs. Arsenne Blanc, appellee

The parties in this case not being ready it was postponed indefinitely.

Adjourned till monday next the 25th inst[an]t at 10 O'clock a.m.

Monday 25th March 1816. The Court met. [190]
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin

[No.] 112
John Blanque, appellant vs. Reynaud & [Antoine] Peytavin, appellees
It is ordered that Delphine Macarty widow Blanque, L. Macarty, P[aul] Poutz & C. Blanque, Syndics of the estate of John Blanque be made parties to this suit.

[No.] 77

It is ordered that this cause which was tried on Monday the 18th March 1814 be fixed for trial for Tuesday the 2d of April.

[No.] 102

[No.] 101

These causes were this day called and fixed for trial for Tuesday the 2d April 1816.

[No. 73]

This cause was called and fixed for trial for Wednesday the 3d April 1816.

[No.] 135
Marie Dumontel, appellant vs. The Syndics of [Nicholas] LeBoucher, appellee
This cause was called and fixed for trial for Thursday the 4th April 1816.

[No.] 112
John Blanque, appellant vs. [?] Reynaud & [Antoine] Peytavin, appellees

The above cause was called and fixed for trial for Monday the 1st April 1816.

[No.] 144
J[ean] B. LaBatut, appellant vs. The Syndics of [Michel] Anfoux & the Corporation, appellees

[No.] 145
J[ean] B. LaBatut, appellant vs. Widow Puch and the corporation, appellees

It is ordered adjudged and decreed that the Judgment of the district Court be affirmed with Costs. [$16.00]

[No.] 126
Gregorio de las Cagigas, appellant vs. The Syndics of [Antoine] Larionda, appellees

In this case the parties appeared by their Attorneys and the cause was argued; Whereupon the Court took time to consider of their decree.

Adjourned till tomorrow morning at 10 O'clock.
Tuesday 26th March 1816. The Court met.
Present the Honorable George Mathews, the Honorable F. X. Martin,
His Honor Judge Derbigny being sick could not attend this day.

[No.] 138
Joseph Eniet, appellant vs. His creditors, appellees
It is ordered that this cause be postponed indefinitely the parties not appearing to try it.
Adjourned till tomorrow morning at 10 O'clock.

Wednesday 27th March 1816. The Court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny,
the Honorable F. X. Martin

[No.] 147
Francis Duverney, appellant vs. Philip Pijeaux, appellee
The parties in this case appeared by their attorneys and the cause was argued; Whereupon the court took time to consider of their decree.
Adjourned till to morrow morning at 10 O'clock.

Thursday 28th March 1816. The Court met according to adjournment.
The following Rule was this day ordered to be recorded in the following words, to wit:
It is ordered that, when a cause shall have been set for hearing and the appellant shall fail to attend by himself or his counsel,
the appeal shall be dismissed, unless the appellee shall appear and proceed to argue the case *ex parte*: and if the appellee shall fail to attend, the appellant shall proceed to argue the case *ex parte* or the appeal shall be dismissed, but the cause shall be reinstated if the party shall within ten days shew that his absence was occasioned by some occurrence not within his control [sic].

This Rule to take affect after the 15th of April next.

[No.] 148

[Andrew J.] Thomas & Brothers, appellants vs. Samuel Elkins, appellee

On motion of Mr. [William A.] Depeyster of counsel for the appellant & upon the reading and filing of the affidavit of B[enjamin] P. Porter, it is ordered by the Court that a mandate do issue, directed to the Judge of the Parish Court of the Parish and city of New Orleans directing and commanding him the said Judge to certify forthwith to this court a true copy of the statement of facts as it existed and was signed by him previous to the signing of the final Judgment of the said Parish Court in this case and previous to the taking of the appeal in this case.

[No.] 124

Mathias Rousselle, appellant Vs. The Syndics of [Henry] Dukeilus, appellees

It is ordered adjudged and decreed that the judgment of the district court be affirmed with costs. [$16.50]
[No.] 148
[Andrew J.] Thomas & Brothers, appellants Vs. Samuel Elkins, appellee

This cause not being ready for trial was postponed indefinitely.

Adjourned till next Monday at 10 O'clock a.m.

Monday 1st April 1816. The court met.

Present the Honorable George Mathews, the Honorable F. X. Martin.

His Honor Judge Derbigny being sick could not come this day.

[No.] 112

John Blanque, appellant vs. [?] Reynaud & [Antoine] Peytavin, appellees

It is ordered that this cause be postponed indefinitely.

Adjourned till tommorow morning at 10 O'clock.

Tuesday 2d April 1816. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, &
the Honorable F. X. Martin.

[No.] 112

Jean Blanque, appellant Vs. [?] Reynaud & [Antoine] Peytavin, appellees

This day this cause was called and fixed for trial for Monday
the 8th instant.

[No.] 127

[Antoine] Peytavin, appellant vs. [Billy] Williams, appellee
This cause was called and fixed for trial for Tuesday the 9th instant.

[No.] 137
[Isabella] Randall & Heirs, appellants Vs. [Cornelius] Baldwin et al, appellees

This cause was fixed for trial for Wednesday the 10th Instant.

[No.] 142
Heirs of David Bradford, appellants Vs. Luke Decker, appellee

This cause was fixed for trial for Thursday the 11th instant.

[No.] 77

This cause was this day tried; Whereupon the court took time to consider of their decree.

Then this cause came on to be tried his honor Judge Martin retired from the bench on account of his having been formerly employed therein as counsellor.

[No.] 102

[No.] 101
It is ordered that these causes be postponed indefinitely.
Adjourned till to morrow morning at 10 O'clock.

Wednesday 3d april 1816. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, &
the Honorable F. X. Martin.

[No.] 119
Louisiana Bank, appellant Vs. Wade Hampton, appellee

[No.] 123
Wade Hampton, appellant Vs. Louisiana Bank, appellee

On motion of the plaintiff by Mr. [Fielding L.] Turner their
attorney, It is ordered that a mandate do issue to the Judge of the
District court of the 1st District commanding him to proceed in the
Judgment rendered in this cause in the same manner as if no appeal
had been granted, unless he shall shew good cause to the contrary on
Monday next.

[No. 73] [195]

This cause was this day argued; Whereupon the court took time to
consider of their decree.

When this cause came on to be tried his Honor Judge Martin retired
from the bench on account of his having formerly been employed therein.
Adjourned till to morrow morning at 10 O'clock.
Thursday fourth april 1816. The Court met.
Present the Honorable George Mathews, the Honorable F. X. Martin.
   His Honor Judge Derbigny being sick could not come this day.

[No.] 135
Marie Dumontel, appellant Vs. Syn[di]cs of [Nicholas] LeBoucher, appellee
   Upon motion of Mr. [John R.] Grymes of counsel for the appellant, & with consent of Mr. [Louis] Moreau [Lislet] counsel for the appellee. It is ordered that this cause be postponed indefinitely. Adjourned till monday next at 10 o'clock a.m.

Monday 8th april 1816. The court met.
Present the Honorable Peter Derbigny, & the Honorable F. X. Martin.
His Honor Judge Mathews being sick could not come this day.

[No.] 102

[No.] 101
   These causes were this day called and fixed for trial for monday the 15th instant.
[No.] 139

[P. A.] Lay & [Auguste] Lachataignerais, appellants vs. [?] Baldwin & alii, appellées

This cause was fixed for trial for Tuesday 16th instant.

[No.] 141

Widow chabaud et al, appellants Vs. Arsenne Blanc, appellee

This cause was also fixed for trial for Tuesday the 16th instant.

[No.] 146

François Dussau de la Croix & the executors of Daniel Clark, appellants vs. George W. Morgan, appellee

[No.] 149

Charles Patton & wife, appellants vs. Champress Terry, appellee

These causes were fixed for Wednesday the 17th instant.

[No.] 138

[Joseph] Eniet, appellant Vs. his creditors, appellees

This cause was fixed for trial for Thursday the 18th Instant.

[No.] 112

John Blanque, appellant Vs. [?] Reynaud & [Antoine] Peytavin, appellees

It is ordered that this cause be postponed indefinitely.
[No.] 155

Jean B. LaBatut & (Antoine) Abat Sy[ndi]cs of Louis Dussau, appellants Vs. Henry Bredeaux, appellee

This cause was this day argued, by consent of parties.
Adjourned till to morrow morning at 10 O'clock.

Tuesday 9th April 1816. The court met.
Present the Honorable Peter Derbigny, the Honorable F. X. Martin.

[No.] 127

Antoine Peytain, appellant vs. Billy Williams, appellee

Upon motion of Mr. Abner L. Duncan of counsel for the appellee & with consent of Mr. Auguste Davezac of counsel for the appellant, It is ordered that this cause be postponed indefinitely.
Adjourned till to morrow morning at 10 O'clock.

Wednesday 10th April 1816. The Court met.
Present the Honorable George Mathews & the Honorable F. X. Martin.

His Honor Judge Derbigny being sick could not come this day.

Isaac T. Preston, esqr. presented himself & having been duly & strictly examined in open court was pronounced by their Honors well and sufficiently qualified to practise as Attorney and counsellor at law in the courts of this state. Whereupon he took the oath prescribed by law.
[No.] 139


On motion of Mr. [Etienne] Mazureau of counsel for the appellants, & with consent of Mr. [Samuel C.] Young of counsel for the appellee, It is ordered by the court that this cause be discontinued on the app[ellan]ts paying Costs.

[No.] 137

[Thomas] Randall & Heirs, appellants Vs. [Cornelius] Baldwin et al, appellees

Upon motion of Mr. [Abner L.] Duncan of counsel for the appellants & with consent of Mr. [Edward] Livingston of counsel for the appellees, It is ordered that this cause be postponed indefinitely. Adjourned till To morrow morning at 10 O'clock.

Thursday 11th April 1816. The court met. [198]
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

[No.] 142

Heirs of David Bradford, appellants vs. Luke Decker, appellee

It is ordered that the cause be postponed indefinitely. Adjourned till Monday next at 10 O'clock a.m.

Monday 15th April 1816. The court met according to adjournment.
[No.] 112
John Blanque, appellant vs. [?] Reynaud & [Antoine] Peytavin, appellees

This cause was this day called & fixed for trial for Monday the 22d Instant.

[No.] 135
Mary Dumontel, appellant vs. The Syndic of Leboucher, appellee

This cause was fixed for Tuesday the 23d Instant.

[No.] 137
[Thomas] Randall & Heirs, appellants Vs. [Cornelius] Baldwin et al, appellees

This cause was fixed for Wednesday the 24th Instant.

[No.] 148
[Andrew J.] Thomas & Brothers, appellants Vs. Samuel Elkins, appellee

This cause was fixed for Thursday the 25th Instant.

[No. 98]

In this case it is ordered that a rehearing be granted on the following ground only to wit: "Whether more may be given by the Judgment than what is demanded by the petition."

[No.] 102

[199]
These causes were this day reheard.

Adjourned till Wednesday next at 10 o'clock a.m.

Wednesday 17th April 1816. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

It is adjudged and decreed that the Judgment of the district court be reversed, & that Judgment be entered for the appellant with costs. [$15.00]

It is adjudged and decreed that the Judgment of the district court be affirmed with costs. [$24.25]

Nathaniel Cox, appellant vs. J[ean] F. Jacob, Syndic of [John L.] Rabaud's creditors, appellee
J[ean] F. Jacob, Syndic of [John L.] Rabaud's creditors, appellant
Vs. N[athaniel] Cox, appellee

It does not appear to this court that there is any thing offered
that ought to induce them to alter their former Judgment, and refer­
ing themselves to the reasons therein given, it is ordered that the
Judgment heretofore given shall be & remain in force & shall be ex­
cuted.

[No.] 146
F[rancois] Dussuau de la croix and [Daniel] Clark's executors, appel­
lants vs. Geo[rge] W. Morgan, appellee

This cause was this day argued.

[No.] 149
C[harles] Patton & wife, appellant vs. C[hampress] Terry, appellee

It is ordered that this cause be postponed indefinitely.
Adjourned till to morrow morning at 10 O'clock.

Thursday 18th April 1816. The Court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny,
the Honorable F. X. Martin.

[No.] 147
Francis Duverney, appellant Vs. Phi[lip] Pijeaux, appellee

It is ordered adjudged and decreed that the Judgment of the
parish court be annulled & reversed, & it is further ordered adjudged & decreed that there be Judgment for the defendant, with costs [$11.37] of suit in both Courts.

[No.] 138
[Joseph] Eniet, appellant vs. his creditors, appellees

[No.] 121
A[lexander] Baudin, appellant vs. L. Dufour, appellee

These causes were this day argued.
Adjourned till Monday next at 10 O'clock a.m.

Monday 22d April 1816. The Court met according to adjournment. [201]

[No.] 127
[Antoine] Peytavin, appellant vs. [Billy] Williams, appellee

[No.] 142

These causes were this day called & fixed for trial for Monday the 29th instant.

[No.] 141
Widow Chabaud et al, appellants Vs. Arsenne Blanc, appellee

This cause was called & fixed for trial for Tuesday the 30th Instant.
[No.] 149
C[harles] Patton & wife, appellant[s] vs. C[hampress] Terry, appellee

This cause was also called & fixed for trial for Tuesday the 30th Instant.

[No.] 152

This cause was fixed for Wednesday the 1st May 1816.

[No.] 153

This cause was fixed for the same day.

[No.] 157

This cause was called & fixed for trial for Thursday the 2d May 1816.

[No.] 146

It is ordered adjudged & decreed that the Judgment of the parish Court be affirmed with costs.
John Blanque, appellant Vs. [?] Reynaud & [Antoine] Peytavin, appellees

By consent of parties, It is ordered that a mandate do issue requiring the Judge of the first district court to certify to this court the facts in the above case.
Adjourned till to morrow morning at 10 O'clock.

Tuesday 23d April 1816. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

Marie Dumontel, appellant Vs. The Syndic of [Nicholas] LeBoucher, appellee

The above cause came on to be tried and the arguments having lasted until the end of the sitting of this day were ordered to be resumed to morrow morning.

His honor Judge Derbigny being interested in the above suit retired from the bench, when it was called.
Adjourned till to morrow morning at 10 O'clock.

Wednesday 24th April 1816. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.
John Phillips, appellant Vs. Robert Fitzgerald, appellee

It is ordered and decreed that the Judgment of the district court be reversed, & that this case be remanded to said court, with instructions to the Judge to admit any legal evidence which the defendant may offer for the purpose of shewing that the plaintiff has no longer any claim to the whole of the original debt demanded in this suit, but only to so much thereof as remains due after the surrender; & it is further ordered that the costs [$13.62] of this appeal be paid by the appellee.

Marie Dumontel, appellant vs. The Syndic of [Nicholas] LeBoucher, appellee

The arguments in this case were this day resumed.

His honor Judge Derbigny retired himself from the bench for the reasons assigned in the Minutes of Yesterday.

[Thomas] Randall & Heirs, appellants vs. [Cornelius] Baldwin et al, appellees

It is ordered that this cause be postponed indefinitely.

Adjourned till to morrow morning at 10 O'clock.

Thursday 25th april 1816. The Court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, &
the Honorable F. X. Martin.

[No.] 148
[Andrew J.] Thomas & Brothers, appellants vs. Samuel Elkins, appellee

It is ordered that this cause be postponed indefinitely, the parties not being ready.
Adjourned till Monday next at 10 O'clock a.m.

Monday 29th April 1816. The court met according to adjournment.

[No.] 150
Jeffrey Nash, [free man of color], appellant vs. [John] Kensy & [Thomas] Foresight, appellees
This cause was fixed for trial for Monday the 6th May 1816.

[No.] 151
Pierre Brou, appellant vs. Samuel Herman, appellee
This cause was called & fixed for trial for Tuesday the 7th May 1816.

[No.] 154
This cause was called & fixed for trial for Wednesday the 8th May 1816.
[No. 148]
[Andrew J.] Thomas & Brothers, appellants vs. Samuel Thomas, appellee

This cause was also fixed for trial for Thursday the 9th May 1816.

[No. 127]
[Antoine] Peytavin, appellant vs. [Billy] Williams, appellee

[No. 142]

The parties in these cases appeared by their attorneys & the causes were argued. Whereupon the Court took time to consider of their decree.

Adjourned till to morrow morning at 10 O'clock.

Wednesday 30th April 1816. The court met according to adjournment.

[No. 98]
Benj[amin] Morgan, appellant vs. Robert McGowen, appellee

It is ordered and decreed that the Judgment heretofore rendered in this court in the present case, be & remain unaltered & valid.

[No. 126]
Gregorio de las Cagigas, appellant vs. The Syndics of [Antoine] Larionda, appellees

It is ordered that the Judgment therein rendered be reversed and annulled, and it is further ordered & adjudged that this case be
remanded to the court below to be again tried with instructions to the Judge to admit the Witness aforesaid.

[No.] 141
Widow Chabaud et al, appellants vs. Arsenne Blanc, appellee

It is ordered that this cause be dismissed at the appellant's costs [$67.00], the record not containing any bill of exceptions or statement of facts.

[No.] 149
C[harles] Patton & wife, appellants vs. C[hampress] Terry, appellee

The parties aforesaid appeared by their attorneys & the cause was tried. Whereupon the court took time to consider of their decree. Adjourned till to morrow morning at 10 O'clock.

Wednesday 1st May 1816. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

[No.] 119
Louisiana Bank, appellant vs. Wade Hampton, appellee

[No.] 123
Wade Hampton, appellant vs. Louisiana Bank, appellee

It is ordered and decreed that the conditional mandate issued in this case be revoked & annulled.
[No.] 152

J[ean] B. Pramprin, appellant Vs. A[ntoine] A. Andry, [free man of color], appellee

This cause was this day argued; Whereupon the court took time to consider of their decree.

Adjourned till to morrow morning at 10 O'clock.

Thursday 2d May 1816. The court met according to adjournment. [206]

[No.] 153

H[enr]y Turner, appellant Vs. S[amuel] Rabb, appellee

This cause was this day argued.

[No. 157]


This cause was also this day argued.

Adjourned till monday next at 10 O'clock a.m.

Monday 6th May 1816. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

[No.] 158 409

Joshua Lewis, appellant vs. Geo[rge] Fram, appellee

This cause was called and fixed for trial for monday the 13th instant.
M[iche]l Rheindorff, appellant vs. his creditors, appellees

This cause was fixed for tuesday the 14th Instant.

Widdow [sic] Chabaud et al, appellants vs. Arsenne Blanc, appellee

Upon motion of Mr. [Abner L.] Duncan of counsel for the appellants, It is ordered that the appellee shew cause on Wednesday next why the appeal in this case should not be reinstated.

Jeffrey Nash, [free man of color], appellant Vs. [John] Kensi & [Thomas] Foresight, appellees

The parties aforesaid appeared by their attorneys & the cause was argued; Whereupon the court took time to consider of their decree. Adjourned till to morrow morning at 10 O'clock.

Tuesday 7th may 1816. The court met according to adjournment.

C[harles] Patton & wife, appellants vs. C[hampress] Terry, appellee

It is ordered adjudged and decreed that the Judgment rendered in the district court be affirmed with costs. [$11.50]

[Antoine] Peytavin, appellant Vs. [Billy] Williams, appellee

It is adjudged and decreed that the Judgment of the district
court be reversed, & that the Judgment be entered for the appellant with costs. [$15,50]

[No.] 138

[Joseph] Eniet, appellant vs. his creditors, appellees

It is adjudged and decreed that the decree appealed from be reversed & annulled; and that a mandate do issue to the Judge of the third district, commanding him to convoke, at such time and place as he may think fit, an other meeting of the creditors of Eniet, for the purpose of proceeding to the nomination of Syndic or Syndics agreeable to the provisions of the law.

[No.] 142

The Heirs of David Bradford, appellants vs. Luke Decker, appellee

It is ordered adjudged and decreed that the Judgment of the district court be affirmed with costs. [$12.25]

[No.] 151

Pierre Brou, appellant vs. Samuel Herman, appellee

This cause was this day argued. Whereupon the court took time to consider of their decree.

Adjourned till to morrow morning at 10 O'clock.

Wednesday 8th May, 1816. The Court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.
[No.] 152


It is ordered, & adjudged that the order Judgment or decree of the parish court be reversed annulled & set aside, & that the said parish court be directed & commanded to order the issuing of an execution to the sheriff of the same tenor & effect as the one staid & quashed & that the appellee pay costs.

[No.] 99


It is ordered adjudged and decreed, that the Judgment of the Parish court be affirmed with costs.

[No. 154]


This cause was this day argued. Whereupon the court took time to consider of their decree.

Adjourned till to morrow morning at 10 O'clock.

Thursday 9th May 1816. The court met.

Present the Honorable Peter Derbigny, the Honorable F. X. Martin.

[No.] 148

[Andrew J.] Thomas & Brothers, appellants vs. S[amue]l Elkins, appellee
It is ordered that the Judge of the parish court for the parish & city of New Orleans do certify to this court the statement of facts as it existed at the time the Judgment in this case was signed & previous to any alteration or Interlineations & that he further certify to this court all the circumstances attending any alteration subsequently made thereon & that he make return to this rule on or before Monday next.

Adjourned till Monday next at 10 O'clock a.m.

Monday 13th May 1816. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

[No.] 137
[Thomas] Randall & heirs, appellants vs. [Cornelius] Baldwin et al, appellees
This cause was this day called & fixed for trial for Monday the 20th Instant.

[No.] 148
[Andrew J.] Thomas & Brothers, appellants vs. [Samuel] Elkins, appellees [sic]
This cause was this day called & fixed for trial for Tuesday the 21st Instant.

[No.] 156
John Randolph, appellants [sic] vs. John Rust, appellee
Stephen Cordeviola, appellant vs. H[enry] R[aphael] Denis, appellee

These causes were this day called & fixed for trial for Wednesday the 22d Instant.

Joshua Lewis, appellant vs. Geo[rge] Fram, appellee

The parties in this case appeared and the cause was argued.
Whereupon the court took time to consider of their decree.
Adjourned till to morrow morning at 10 O'clock.

Tuesday 14th may 1816. The court met according to adjournment.

M[iche]l Rheindorff, appellant Vs. his creditors, appellees

This cause was this day argued.

Widow chabaud et al, appellants vs. Arsenne Blanc, appellee

Upon motion of A[berman] L. Duncan esqr. of counsel for the ap­p[ellant]ts, It is ordered that a certiorari issue to the district Judge, requiring him to certify to this court, whether any & what exceptions were taken to his opinion on the trial of the above cause.
Adjourned till monday next, at 10 O'clock a.m.

Monday 20th may 1816. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, &
the Honorable F. X. Martin.

[No.] 160
M[iche]l Reindorff, appellant vs. his Creditors, appellees

It is ordered, adjudged, and decreed that the Judgment of the District court be affirmed with costs.

[No.] 153

It is ordered adjudged and decreed that the Judgment of the district court be affirmed with costs.

[No.] 121

It is ordered, adjudged and decreed that the Judgment of the district court be affirmed with costs.

[No.] 138
[Joseph] Eniet, appellant vs. his creditors, appellees

Upon motion of Mr. Moreau Lislet, of counsel for the appellan[t], It is ordered that the defendants' counsel shew cause on monday the 27th Instant, why the mandate to be issued pursuant to the Judgment rendered in this case should not be addressed to the Honorable Judge [Thomas] Butler of the fourth District in order to put it into execution.
[No.] 77

On the application of the parties, the rendering of the Judgment in this case was suspended indefinitely.

[No.] 137
[Thomas] Randall & Heirs, appellants vs. [Cornelius] Baldwin et al, appellees

This cause was this day argued.

[No.] 112
John Blanque, appellant vs. [?] Reynaud & [Antoine] Peytavin, appellees

[No.] 159

These causes were this day called and fixed for trial for Monday the 27th May 1816.

Adjourned till to morrow morning at 10 O'clock.

Tuesday 21st May 1816. The court met according to adjournment. [212]

[No.] 72
Julien Poidras, appellant vs. Venus Beard, appellee

It is ordered and decreed that the Judgment of the district court be reversed, and that this case be remanded with instructions
to the Judge to admit any legal evidence which the plaintiff may offer in support of the allegations contained in her bill of exceptions.

[No.] 148
[Andrew J.] Thomas & Brothers, appellants Vs. [Samue]l Elkins, appellee

This cause was this day argued.
Adjourned till to morrow morning at 10 O'clock.

Wednesday 22nd May 1816. The court met according to adjournment.

[No.] 157
[Magdelaine] A. Rion, appellant Vs. Syndics of said [J. Paul]

Rion, appellees

It is adjudged, and decreed that the judgment of the district court be affirmed with costs. [$16.00]

[No.] 156
John Randolphe, appellant vs. John Rust, appellee

[No.] 161
Stephen Cordeviola, appellant vs. [Henry] R. Denis, appellee

The parties in these cases appeared this day by their attorneys & the same were argued. Whereupon the court took time to consider of their decree.
Julien Poydras, appellant vs. Venus Beard, appellee

On motion of Mr. Moreau Lislet of counsel for Julien Poidras, it is ordered that the counsel for Richard Rather and alli shew cause if any they have, on Monday the 27th instant why it should not be added to the Judgment rendered in this case that the Judge below shall be instructed to try the cause again on the plea of warranty as well as on the merits of the case, in the same manner as if no Judgment at all had been rendered by him in this cause.

Adjourned till Monday next, at 10 o'clock a.m.

Monday 27th May 1816. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.


This cause was fixed for Monday the 3rd June 1816.

Stephen Cordeviola, appellant Vs. H[enry] R. Denis, appellee

It is adjudged and decreed that the Judgment of the district court, dismissing the appeal from the court of probates, be affirmed with costs. [$11.00]

It is adjudged and decreed that the Judgment of the district court be affirmed with costs.

[No.] 156
John Randolph, appellant vs. John Rust, appellee

It is ordered adjudged and decreed that the Judgment rendered in the district court be reversed and annulled & that the cause be remanded to the court form whence it comes to this court to be there again tried with instructions to the Judge to admit the app[ellant] to the proof of the facts stated in his bill of exceptions by any legal testimony in his power.

[No.] 148
[Andrew J.] Thomas & Brothers, appellants Vs. Samuel Elkins, appellee

It is ordered adjudged and decreed that the Judgment of the parish court, be annulled avoided and reversed, & that the pl[aintiffs] do recover from the defendant the sum of eleven hundred & ninety two dollars ninety two cents, with interest at the rate of five per cent a year, from the date of the Judicial demand with costs. [$23.75]

[No.] 140
The Heirs of James Boon, appellants Vs. Joseph E. Johnson, appellee

It is ordered adjudged and decreed that the Judgment of the court below be reversed with costs, but without prejudice to the appellee in any future proceeding which he may legally carry on against the
estate of said J[ame]s Boon.

[No.] 112
John Blanque, appellant Vs. [?] Reynaud & [Antoine] Peytavin, appellees

This cause was this day argued. Whereupon the court took time to consider of their decree.

[No.] 159

It is ordered that this cause be postponed until to morrow morning.

Adjourned till to morrow morning at 10 O'clock.

Tuesday 28th May 1816. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

[No.] 159

The parties aforesaid this day appeared by their Attorneys & the cause was argued. Whereupon the court took time to consider of their decree.

[No.] 138
[Joseph] Eniet, appellant Vs. his creditors, appellees

It is ordered that the motion made in this case on the 20th
ins[tan]t be overruled.

[No.] 72
J[ulien] Poidras, appellant vs. Venus Beard, appellant

It is ordered that the Judgment rendered in this case on the 21st instant be amended by adding after the word "reversed" the following explanation: "both as it relates to the principal demand & to the warranty."

Adjourned till monday next, at 10 O'clock a.m.

Monday 3d June 1816. The court met according to adjournment.

[No.] 164
Volant LaBarre, exe[cuto]r of F[ranc]is Delery, appellant vs. Victor Le Carpentier, appellee

This cause was this day called & fixed for Wednesday the 5th instant.

[No.] 163

This cause was also called & fixed for monday the 10th instant.

[No.] 162

It is ordered that this cause be postponed until monday the 10th instant.
[No.] 165 423


This cause was fixed for Thursday the 6th instant.
Adjourned till Wednesday next at 10 O'clock a.m.

Wednesday 5th June 1816. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, &
the Honorable F. X. Martin.

[No.] 150

Jeffrey Nash, [free man of color], appellant Vs. [John] Kensy &
[Thomas] Forsyth, appellees

It is ordered adjudged and decreed that the Judgment of the
parish court be avoided, annulled & reversed, & it is further ordered
& decreed that there be Judg[men]t for the defendant with Costs. [$14.50]

[No.] 164

Volant LaBarre, ex[ecuto]r of F[ranc]is Delery, appellants [sic]
vs. Victor Lecarpentier, appellee

This cause was this day argued.
Adjourned till to morrow morning at 10 O'clock.

Thursday 6th June 1816. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, &
the Honorable F. X. Martin.
[No.] 159


It is ordered adjudged and decreed that the Judgment of the district court be affirmed with costs, & the appeal being a frivolous one that the plaintiff recover further 10 per cent on the Judgment, to wit: forty three dollars and ninety five cents.

[No.] 165


This cause was this day argued. Whereupon the court took time to consider of their decree.

Adjourned till monday next at 10 O'clock a.m.

Monday 10th June 1816. The court met according to adjournment.

[No.] 165


It is ordered adjudged and decreed that the Judgment of the district court be annulled avoided & reversed, and that the suit be remanded for a new trial, with directions to the district Judge not to admit the evidence of the ceding debtor, while his right to the surplus of the ceded property remains in him.

[No.] 155

[Jean B.] LaBatut and [Antoine] Abat, Syndics of L. Dussuau appellees
vs. H[enry] Bredeaux, appellant

It is adjudged and decreed that the Judgment of the district court, be affirmed with costs. [$2.50]

[No.] 164
Volant DelaBarre, ex[ecuto]r of F[ranc]is Delery, appellants vs. Victor Lecarpentier, appellee

It is ordered and decreed that the Judg[men]t of the parish court be reversed, and that the case be remanded with instructions to the Judge to try the cause over again, & not to admit the report excepted to; & it is further ordered that the app[ell]ee pay the costs [$10.75] of this appeal.

[No.] 137
[Thomas] Randall & Heirs, appellants vs. [Cornelius] Baldwin et al, appellees

It is ordered adjudged and decreed that the Judg[men]t of the district court be affirmed with costs.

[No.] 163

Upon motion of Mr. Moreau Lislet of counsel for the appellants it is ordered that this cause be postponed till the next term.

[No.] 162
lasted until the end of the sitting of this day were ordered to be resumed to morrow morning.

Adjourned till to morrow at 10 O'clock A.M.

Tuesday 3d December 1816. The Court met. [229]

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

"It is ordered that candidates for admission to the bar, who have taken a degree in one of the incorporated seminaries in the U. S. or their territories, may be examined on shewing they have studied two years, under the direction of one of the Attorneys duly admitted in this State."

[No.] 175

Catalina Lopez, appellant Vs. Stephen Debon, Testamentary executor of Stephen Greffen, appellee

In conformity with an order of yesterday, the parties in this case appeared by their attorneys to try it, & the arguments having lasted until the end of the sitting of this day were to be resumed to morrow.

Adjourned till to morrow, at 10 O'clock A.M.

Wednesday 4th December 1816. The court met, according to adjournment.

[No.] 184

Rene Trudeau, appellant Vs. Robenette, appellee
Monday 2d December 1816. The Court met. [228]

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

[No.] 185


This cause was fixed for Monday the 9th instant.

[No.] 176

Stephen Cordeviolla, appellant vs. H[enry] R. Denis, appellee

[No.] 189

Paul Bore, appellant Vs. Francis Saussier, appellee

These causes were this day fixed for Tuesday the 10th instant.

Michael DeArmas, esqr. this day presented himself & having been duly & strictly examined in open court, was pronounced by their Honors well & sufficiently qualified to practise as attorney & counsellor at law in the courts of this State, Whereupon he took the oath prescribed in such case.

[No.] 175


This cause came on this day to be tried, & the arguments having
Tuesday 26th November 1816. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, &
the Honorable F. X. Martin.

[No.] 157
M[agdelaine] A. Rion, appellant Vs. The Syndics of [J. Paul] Rion,
apellee

It is ordered that a rehearing be granted in this case.

[No.] 171
F.] Dubourg, appellees

This cause was this day argued. Whereupon the court took time
to consider of their decree.
Adjourned till to morrow morning at 10 O'clock.

Wednesday 27th November 1816. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, &
the Honorable F. X. Martin.

[No.] 174
John Davis, appellant Vs. Mayor, Alderman, et al, appellees

The parties aforesaid now appeared by their Attorneys & the
cause was tried. Whereupon the court took time to consider of their
decree.
Adjourned till monday next at 10 O'clock A.M.
[No.] 172
Th[oma]s Stockdale, appellant vs. Mile. Lison, appellee

This cause was fixed for Thursday the 5th December.

The Clerk having informed the court that the concluding part of the judgment pronounced on the 22d day of July last was not transcribed on the minutes, it is ordered that it be transcribed nunc protunc which is done as follows.

[No.] 169
Rosalie Rochon, appellant vs. Sophie Esteve, appellee

It is ordered adjudged and decreed that the judgment of the parish court be affirmed with costs.

[No.] 177

On motion of Mr. [Edward] Cauchioix counsel for the plaintiffs & with the consent of Mr. [Samuel C.] Young counsel for the defendants it is ordered by the court that Judgment be entered in this case for the sum of four hundred and forty dollars.

[No.] 167

The record in this case was submitted to the court without argument.

Adjourned till to morrow morning at 10 O'clock.
Jesse Hunt, appellant Vs. Th[omas] Morris & others, appellees
Appeal from the first Judicial district.
This cause was fixed for Friday the 22d instant.
Adjourned till Friday next at ten O'clock a.m.

Friday 22d November 1816. The court met according to adjournment.

Jesse Hunt, appellant Vs. Th[omas] Morris & others, appellees
Appeal from the first Judicial District.
This cause was this day argued, whereupon the court took time to consider of their decree.
Adjourned till Monday next, at 10 O'clock A.M.

Monday 25th November 1816. The court met. [226]
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

Catalina Lopez, appellant Vs. Stephen Debon Testamentary executor of S[tephen] Greffin, appellee
This cause was this day called & fixed for Monday 2d December.

Rene Trudeau, appellant Vs. Robenette, appellee
This cause was fixed for Wednesday the 4th December.
well and sufficiently qualified to practise as attorney and counsellor at law in the courts of this state, Whereupon he took the oath prescribed in such case. Adjourned till the third Monday of November next.

Monday 18th November 1816. The court met. Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

[No.] 167
Appeal from the second Judicial District.
This cause was called and fixed for trial for Monday next the 25th instant.

[No.] 171
Appeal from the first Judicial District.
This cause was called & fixed for trial for Tuesday the 26th instant.

[No.] 174
John Davis, appellant Vs. Mayor, Alderman et al, appellees
Appeal from the Parish Court of New Orleans.
This cause was fixed for Wednesday the 27th Instant.
District court be affirmed with Costs.

The Court this day gave notice that in November next they intend to alter the rule requiring candidates for the Bar to shew that they have studied three years in the office of a practising Attorney.

[No.] 126
Gregorio de las Cagigas, appellant vs. The Syndics of [Antoine] Larionda, appellees

On motion of Mr. [Edward] Cauchoux and on filing his affidavit and a copy of the decision of the city court of this day, it is ordered that the Judge of the Parish court shew cause on Wednesday next why an attachment should not issue for not obeying the mandate issued by this court.

Adjourned till Wednesday next, at 10 O'clock a.m.

Wednesday 24th July 1816. The court met according to adjournment.

[No.] 126
Gregorio de las Cagigas, appellant Vs. The Syndics of [Antoine] Larionda, appellees

On motion of Mr. [Fielding L.] Turner in Behalf of Judge [James] Pitot, it is ordered that the rule to shew cause on this day be dismissed.

John Brownson esqr. now presented himself and having been duly and strictly examined in open court was pronounced by their Honors
This cause was this day argued.

Adjourned till Monday next at 10 o'clock a.m.

Monday 22d July 1816. The Court met.

Present the Honorable Peter Derbigny & the Honorable F. X. Martin.

V[icto]r Lecarpentier, appellant Vs. Volant LaBarre Test[amentary]y ex[ecutor] of F[ranc]is Delery, appellee

It is ordered and decreed that the Judgment of the parish court be affirmed with costs. [$11.25]

Rosalie Rochon, appellant Vs. F[ranc]is Montrueil, appellee


It is ordered adjudged and decreed that the Judgment of the Parish court be annulled, reversed, & made void; & this court proceeding to give such Judgment as the court below ought to have given, orders, adjudge and decrees that the plaintiff do recover the sum of thirty dollars, the value of ground from which the plaintiff was evicted.

Ph[illip] B. Sadler, appellant Vs. B[arthelem]y Lafon, appellee

It is ordered adjudged and decreed that the Judg[men]t of the
[No.] 167

Upon motion of Mr. [Abner L.] Duncan of counsel for the app[e]ll[ee] and with consent of Mr. [Pierre L.] Morel of counsel appellant, It is ordered that this cause be continued until november term.

[No.] 171

This cause came on this day to be argued, and the arguments having lasted until the end of the sitting of this day, It is ordered that they be resumed to morrow morning.

[No.] 172
Thomas Stockdale, appellant Vs. Mlle. Lison, [a free person of color], appellee

This cause was this day argued.

Adjourned till to morrow morning at 10 O’clock.

Tuesday 16th July 1816. The court met, according to adjournment.

[No.] 171

Upon motion of Mr. [Edward] Livingston of counsel for the app[e]ll[an]t and with consent of Mr. Turner of counsel for the app[e]ll[e]es It is ordered that this cause be postponed until november next.
[No.] 169
Rosalie Rochon, appellant vs. Sophie Esteve, appellee

This cause was this day argued.

[No.] 170

This cause was also this day argued.

[No.] 128

[No.] 129
Same, appellants Vs. Same, appellees

Upon motion of Mr. [Henry R.] Denis of counsel for the appellees.
It is ordered that a special mandate do issue ordering the district Judge to issue execution against the defendant agreeable to the Judgment in these cases.

Adjourned till monday the 15th Ins[tan]t at 10 O'clock a.m.

Monday 15th July 1816. The court met.

Present the Honorable Peter Derbigny, & the Honorable F. X. Martin.

[No.] 173
Ph[illip] B. Sadler, appellant Vs. B[artheleme]y Lafon, appellee

This cause was this day fixed for to morrow.
These causes were this day called and fixed for trial for Monday the 8th instant.

Adjourned till Monday next at 10 O'clock a.m.

Monday 8th July 1816. The court met.

Present the Honorable Peter Derbigny, the Honorable F. X. Martin.

[No.] 171


This cause was fixed for trial for Monday the 15th instant.

[No.] 172

Thomas Stockdale, appellant vs. Mlle. Lison, [free person of color], appellee

[No.] 167

Ozith Crocker, appellant vs. W[illiam] L. Watkins, appellee

These causes were also this day fixed for Monday next the 15th instant.

[No.] 168

Victor Lecarpentier, appellant vs. Volant LaBarre Testamentary executor of Francis Delery, appellee

This cause was this day argued.
It is ordered adjudged and decreed that the Judgment of the court below be reversed and annulled, and that the petition of the intervenary party be dismissed with costs. And it is further ordered and decreed that the cause be, and it is hereby remanded to the court from whence this appeal was taken, to be tried between the original parties, with instructions to that court not to allow the Syndic of Dukeilus creditors, to intervene in the case, before their appointment as Syndics aforesaid shall be regularly approved & confirmed.

Adjourned till monday the 1st July at 10 O'clock a.m.

The court met.
Present the Honorable Peter Derbigny, the Honorable Francis X. Martin.

[No.] 168
Victor Lecarpentier, appellant Vs. Volant Labarre, Testamentary executor of Francis Delery, appellee

This cause was called and fixed for trial for monday the 8th instant.

[No.] 169
Rosalie Rochon, appellant Vs. Sophie Esteve, appellee

[No.] 170
[Peter Francis] Ganuchau, appellant Vs. [Louis] Allard,
remain firm, & that the appellee be restored to the possession of one undivided moiety of the land in contest.

[No.] 158
Joshua Lewis, appellant vs. Geo[rge] Fram, appellee

It is adjudged and decreed that the Judgment of the district court be affirmed with costs.

[No.] 112
John Blanque, appellant vs. [?] Reynaud & [Antoine] Peytain, appellee[s]

It is adjudged and decreed that the Judgment of the district court be affirmed with costs. [$21.75]

[No.] 83

It is ordered adjudged and decreed that the Judgment of the district court be annulled avoided & reversed, & it is further adjudged and decreed that the cause be remanded to the district court, with direction to the Judge to give Judgment therein according to the constitution, by referring therein, if possible to the particular law on which it is grounded, & at all events by adducing the reasons on which it is founded.

[No.] 135
Marie Dumontel, appellant vs. The Sy[ndi]c[s] of [Henry] Dukeilus,
Upon motion of Mr. Moreau Lislet of counsel for the appellee it is ordered that this appeal be dismissed, it containing neither bill of exceptions nor statement of facts.

[No. 151]

P[ierre] Brou, appellant vs. S[amuel] Herman, appellee

It is ordered that this cause be dismissed, the record containing neither bill of exceptions nor statements of facts.

Adjourned till Monday next at 10 O'clock a.m.

Monday 17th June 1816. The Court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

[No. 77]


It is ordered adjudged and decreed that the Judgment of the district court be reversed and annulled, and it is further ordered and decreed, that the appellees (who were defendants in the court below) do account with and deliver and pay over to the appellants, J[ose]ph White & W[illia]m White their proportion of four fifths of the estate both immovable and movable, of D[avi]d White their ancestor, as his forced heirs.

[No. 73]


It is ordered and decreed that the Judgment heretofore rendered
It is ordered that this cause be postponed till to morrow morning.

[No.] 175
Catalina Lopez, appellant Vs. S[tephen] Debon, Test[amentary ex[ecu-
to]]r of S[tephen] Greffin, appellee

The arguments in this case not being closed, were ordered to be postponed until to morrow morning.
Adjourned till to morrow at 10 O'clock A.M.

Thursday 5th December 1816. The Court met. [230]
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 175
Catalina Lopez, appellant Vs. S[tephen] Debon, Testamentary ex[ecu-
to]]r of S[tephen] Greffin, appellee

The arguments in this case were this day resumed; Whereupon the court took time to consider of their decree.

No. 172
Thomas Stockdale, appellant Vs. Mlle. Lison, appellee

Upon motion of Mr. [William A.] Depeyster of counsel for the appellee, It is ordered that this cause be postponed indefinitely.

No. 184
Rene Trudeau, appellant Vs. Robenette, appellee
It is ordered that this cause be postponed indefinitely.
Adjourned till Monday next at 10 o'clock A.M.

Monday 9th December 1816. The Court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, &
the Honorable Francis X. Martin.

No. 178
John Phillips, appellant Vs. Robert Fitzgerald, appellee

No. 184
Rene Trudeau, appellant Vs. Robenette, appellee
These causes were now called & fixed for trial for Wednesday the
11th instant.

No. 157
Magdeline A. Rion, appellant Vs. The Syndics of [J. Paul] Rion,
appellee

No. 190
Euphrosine Champagne & Joseph Fossier, Testamentary executors of Jean Louis Fossier, appellees Vs. Francis Saussier,
appellee
These causes were this day called & fixed for Monday the 16th
instant.
No. 163

No. 166457

These causes were also called & fixed for Tuesday the 17th instant.

No. 172
Tho[m]as Stockdale, appellant Vs. Mlle. Lison, appellee

This cause was fixed for Wednesday the 18th instant.

No. 179
Jesse Hunt, appellant Vs. Tho[m]as Moris & others, appellees

It is ordered adjudged & decreed that the Judgment or decision of the district court be reversed & annulled. And it is further ordered and decreed that the cause be sent back to the said district court to be tried on its merits & that the parties be placed in the same state in which they were before said decision was made dissolving the attachment which issued in this case.

No. 174
John Davis, appellant Vs. Mayor, Alderman et al, appellees

It is ordered adjudged & decreed that the Judgment of the parish court be affirmed with costs. [$10.50]
No. 185
A[ben] L. Duncan, appellee Vs. Th[oma]s Urquart & Pedro Marin ex-
[ecuto]rs et al, appellants
The parties in this case appeared by their attorneys & the cause
was argued; Whereupon this Court took time to consider of their decree.
Adjourned till tomorrow at 10 O'clock A.M.

Tuesday 10th December 1816. The court met according to adjournment.

No. 176
Stephen Cordeviolla, appellant Vs. H[enry] R. Denis, appellee
The parties in this case agreed to furnish the court with their
briefs in writing in lieu of oral arguments.

No. 189
Paul Bore, appellant Vs. F[ranc]is Saussier, appellee
This cause was this day argued.

"Julien Seghers esqr. 460 this day presented himself and having
been duly & strictly examined in open court, was pronounced by their
honors well & sufficiently qualified to practise as attorney and coun-
sellor at law in the courts of this State. Whereupon he took the oath
prescribed in such case."
Adjourned till to morrow at 10 O'clock A.M.

Wednesday 11th December 1816. The court met according to adjournment.
No. 171

It is ordered adjudged and decreed that the Judgment of the District court be affirmed with costs.

No. 184
Rene Trudeau, appellant Vs. Robenette, appellee

This cause was this day argued.

No. 178
John Phillips, appellant Vs. R[ober]t Fitzgerald, appellee

This cause was also this day argued. When the above cause came on to be tried his honor Judge Martin retired from the bench on account of his having been formerly employed therein.

John Dumoulin, esqr., this day presented himself and having been duly & strictly examined in open court, was pronounced by their honors well & sufficiently qualified to practise as Attorney & counsellor at law in the courts of this State. Whereupon he took the oath prescribed in such case.

Adjourned till Monday next at 10 O'clock A.M.

Monday 16th december 1816. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. Xr. Martin.
No. 187


This cause was fixed for Monday the 23d instant.

No. 182

Louis Recuren, appellee Vs. [Phillip] Robillard, appellant

This cause was fixed for Tuesday the 24th instant.

No. 191

Manuel Lopez, appellant Vs. R[ichard] & E[ديث] Devall, appellee[s]

This cause was fixed for Wednesday the 25th instant.

No. 192

Gregorio de las Cagigas, appellant Vs. [Antoine] Larionda's Syndics, appellees

This cause was called & fixed for Thursday the 26th instant.

No. 167


Appeal from the second Judiciary district.

It is adjudged and decreed that the Judgment of the district court be reversed, and that the appellant do recover of the appellee one hundred and fifty dollars with costs.

No. 157

M[agdelaine] A. Rion, appellant Vs. The Sy[ndics] of [J. Paul] Rion,
appellees

This cause was this day reheard.

No. 190

It is ordered that this cause be postponed indefinitely.

Adjourned till to morrow at 10 O'clock A.M.

Tuesday 17th December 1816. The court met, according to adjournment.

No. 163

No. 166

It is ordered that these causes be postponed indefinitely.

Adjourned till to morrow morning at 10 O'clock.

Wednesday 18th December 1816. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 172
Tho[ma]s Stockdale, appellant Vs. Mlle. Lison, [free person of color],
This cause was this day argued.

Adjourned till Monday next at 10 O'clock a.m.

Monday 23d December 1816. The Court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 189
Paul Bore, appellant Vs. Francis Saussier, appellee
Appeal from the first Judicial District.
It is adjudged and decreed that the Judgment of the district court be affirmed with costs. [$16.75]

No. 187
It is ordered that this cause be postponed until Monday the 6th day of January next.

No. 182
Louis Recuren, appellee Vs. [Phillip] Robillard, appellant
It is ordered that this cause which was fixed for tomorrow be postponed until Tuesday the 7th January next.

No. 191
It is ordered that this cause which was fixed for Wednesday the 25th instant be postponed until the 8th day of January next.

No. 192
Gregorio de las Cagigas, appellant Vs. [Antoine] Larionda's Syndics, appellees

It is also ordered that this cause which was fixed for Thursday the 26th instant be postponed until the 9th day of January next.

[236]
Williams Wade, Henry Maximilian Stannard, Haratio Davis, Samuel Acre, & Morice W. Hoffman esqrs. this day presented themselves, and having been duly and strictly examined in open court, were found well and sufficiently qualified to practise as Attorneys and counsellors at law in the several courts of this State.
Adjourned till the First Monday of January next.

Monday 6th January 1817. The court met.
Present the Honorable George Mathews, & the Honorable Francis X. Martin. His Honor Judge Derbigny being sick could not meet this day.

No. 187

No. 182
Louise Recuren, appellee Vs. [Phillip] Robillard, appellant
No. 191
Manuel Lopez, appellant Vs. Rober & Edith Deval, appellee[s]

No. 192
Gregorio de Las Cagigas, appellant vs. [Antoine] Larionda's Syndics, appellees

It is ordered that these causes which were to be tried this week be postponed until the next.
Adjourned till Monday next at 10 O'clock, a.m.

Monday 13th January 1817. The court met. Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 194
Wade Hampton, appellant Vs. Brig Thaddeus & others, appellees

This cause was called & fixed for trial for monday the 20th instant.

No. 187

The appellant not appearing to try this cause it is ordered that it be dismissed with costs.

No. 190
Euphrosine Champagne & Joseph Fossier, Testamentary executors of
J[ean] L. Fossier, appellants Vs. F[ran]cis Saussier, appellee

Upon motion of Mr. [Dominique] Seghers of counsel for the appellee, it is ordered that this cause be fixed for trial for Tuesday the 21st Instant.

Adjourned till to morrow at 10 O'clock, a.m.

Tuesday 14th January 1817. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 178

John Phillips, appellant Vs. Rober]t Fitzgerald, appellee

It is ordered and decreed that the judgment of the district court be reversed and annulled, and it is further ordered adjudged and decreed that the appellee who was plaintiff in the court below do recover from the appellant the sum of seven hundred & twelve dollars with legal interest thereon, from the 9th day of may 1814 until paid; and it is further ordered that the appellee do pay the costs [$14.50] of this appeal.

No. 182

Louise Recurre~ , appellee Vs. [Phillip] Robillard, appellant

No. 124

Mathias Rousselle, appellant Vs. The Syndics of [Henry] Dukeilus, appellees

It does not appear to this court that there is anything offered
that ought to induce them to alter their former judgment, and referring themselves to the reasons therein given, it is ordered that the Judgment heretofore given shall be & remain in force and shall be executed.

Adjourned till to morrow morning at 10 O'clock.

Wednesday 15th January 1817. The court met according to adjournment.

No. 172
Thomas Stockdale, appellant Vs. Mlle. Lison, [free person of color], appellee

It is ordered and decreed that the judgment of the district court be reversed and annulled, & that the appellant do recover from the appellee the negro woman named Mary & her two children claimed in his petition, & the costs of this suit.

No. 191
Manuel Lopez, appellant Vs. R[ichard] & E[dith] Deval], appellees

It is ordered that this cause be postponed indefinitely.

Adjourned till to morrow, at 10 O'clock a.m.

Thursday 16th January 1817. The court met. Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. Xr. Martin.

No. 192
Gregorio de las Cagigas, appellant Vs. [Antoine] Larionda's Syndics,
This cause was this day argued.
Adjourned till Monday next at 10 O'clock A.M.

Monday 20th January 1817. The Court met.
Present the Honorable George Mathews, the Honorable F. X. Martin.
His Honor Judge Derbigny being sick, could not meet this day.

No. 188

No. 186

These causes were this day called & fixed for trial for Monday next the 27th instant.

No. 181
[Joseph] Enet, appellee Vs. His creditors, appellants

It is ordered that this cause be fixed for trial for Tuesday the 28th instant.

No. 180

It is ordered that these causes be fixed for trial for Wednesday the 29th Instant.


It is ordered that this cause be fixed for trial for Thursday the 30th instant.


It is ordered adjudged and decreed that the judgment of the District court be annulled avoided and reversed and that there be judgment for the defendants with costs.


Upon motion of Mr. [Abraham R.] Ellery of counsel for the appellant & with consent of Mr. [Henry] Carleton of counsel for the app[ellee] it is ordered that this cause which was dismissed on the 13th day of this term, be reinstated on the docket.
No. 194

Wade Hampton, appellant Vs. Brig Thaddeus & others, appellees

This cause was this day argued.

Adjourned till to morrow at 10 O'clock a.m.

Tuesday 21st January 1817. The court met.

Present the Honorable George Mathews, the Honorable F. X. Martin.

His Honor Judge Derbigny could not meet this day for the reasons assigned in the minutes of yesterday.

No. 184

Rene Trudeau, Testamentary executor, appellant vs. Robinette, appellee

It is ordered, adjudged and decreed that the judgment of the district court be annulled avoided & reversed & that the plaintiff do recover the defendant Robinette & that she return to him as his slave.

No. 190

Euphrasine Champagne and Joseph Fossier, Testamentary Executors of Jean L. Fossier, appellants Vs. Francis Saussier, appellee

It is ordered that this cause be postponed indefinitely.

Adjourned till monday next at 10 o'clock a.m.

Monday 27th January 1817. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.
No. 163

It is ordered that this cause be fixed for trial for Monday the 3[r]d February next.

No. 166

No. 190

It is ordered that this cause be fixed for trial for Tuesday the 4th February next.

No. 196 486
Kenny Laverty, appellant Vs. Thomas Anderson, appellee

This cause was this day fixed for trial for the 5th February next.

No. 193 487
E[benezer] Cooley, 488 appellant Vs. P[ierre] Laurence, appellee

This cause was this day fixed for trial for Thursday the 6th February next.

[No.] 188

[242]
It is ordered that this cause be postponed indefinitely.

[No.] 186


This cause was this day argued; Whereupon the court took time to consider of their decree.

Adjourned till to morrow morning at 10 O'clock.

Tuesday 28th January 1817. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 181

Joseph Enet, appellee Vs. His creditors, appellants

This cause was this day argued.

Adjourned till to morrow morning at 10 O'clock.

Wednesday 29th January 1817. The court met according to adjournment.

[No.] 180


[No.] 183

The parties in these cases this day appeared by their Attorneys, & argued the same, Whereupon the court took time to consider of their decree.

H[enr]y Henry esqr. this day presented himself, & having been duly and strictly examined in open court was found well and sufficiently qualified to practise as an Attorney & counsellor at law in the several courts of this State. Whereupon he took the oath prescribed in such case.

Adjourned till to morrow morning at 10 O'clock.

Thursday 30th January 1817. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 194
Wade Hampton, appellant Vs. Brig Thaddeus & others, appellees

It is ordered adjudged and decreed that the judgment of the district court be affirmed at the costs [$15.00] of the plaintiff and appellant.

No. 195
Syndics of [James C.] Williamson and [Charles] Patton, appellants
Vs. Assignees of [William P.] Meeker, appellees

It is ordered that this cause be postponed indefinitely.

Adjourned till monday next at 10 O'clock a.m.
Monday 3d February 1817. The court met, according to adjournment.

No. 195

vs. Assignees of [William P.] Meeker, appellees

This cause was this day fixed for trial for the 11th instant.

No. 199

John Bell and others, appellants Vs. Benj[amin] Morgan, appellee

This cause was this day fixed for trial for Wednesday the 12th instant.

No. 163

Widow and Heirs of [Robert] Davis, appellants Vs. M[artha] Gale, appellee

No. 166


It is ordered that these causes which were to be tried to day, be postponed indefinitely.

Adjourned till to morrow at 10 O'clock a.m.

Tuesday 4th February 1817. The court met.

Present the Honorable George Mathews, the Honorable F. X. Martin.
His Honor Judge Derbigny being sick could not meet this day.
No. 190

This cause came on to day to be tried; Whereupon after argument, the court ordered that this case lay over for consideration. Adjourned till to morrow, at 10 O'clock a.m.

Wednesday 5th February 1817. The court met.
Present the Honorable George Mathews, the Honorable F. X. Martin. His Honor Judge Derbigny could not come this day for the reasons assigned in the minutes of yesterday.

No. 180

It is ordered adjudged and decreed that the judgment in this case be annulled avoided and reversed, and that the cause be remanded to the district court for trial, and it is further ordered that the costs of this appeal be paid by the defendant or appellee.

No. 196
Kenny Laverty, appellant Vs. Th[oma]s Anderson, appellee

This cause was this day argued.

No. 193
Ebenzer Cooley, appellant Vs. Pierre Laurence, appellee
It is ordered that this cause which was fixed for to morrow, be postponed indefinitely. Adjourned till monday next at 10 O'clock a.m.

Monday 10th February 1817. The court met.
Present The Honorable George Mathews, The Honorable Peter Derbigny, & The Honorable F. X. Martin.

No. 170
This cause was fixed for trial for monday the 17th instant.

No. 163 [246]
Widow & Heirs of [Robert] Davis, appellants Vs. [Martha] Gale, appellee

No. 166
These causes were this day fixed for trial for monday next the 17th instant.

No. 198
Phillip Fisher, appellant Vs. [Andreas Gotlieb] Lukring & [?] Savage, appellees
This cause was fixed for trial for Tuesday the 18th instant.
No. 197

This cause was this day called and fixed for trial for Wednesday the 19th instant.

No. 157

It is ordered that the judgment rendered in this case do re­main undisturbed.

No. 182
Louise Recuren, appellee Vs. [Phillip] Robillard, appellant

It is ordered and decreed that the judgment of the district court be affirmed with costs.

Adjourned till Tomorrow at 10 O'clock a.m.

Tuesday 11th February 1817. The court met. [247]
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 192
Gregorio de las Cagigas, appellant Vs. [Antoine] Larionda's Syndics, appellees

It is ordered adjudged and decreed that the appeal be dismissed at the costs [$12.50] of the appellant.
No. 195
Vs. Assignees of [William P.] Meeker, appellees

It is ordered that this cause be postponed indefinitely.

Adjourned till to morrow morning.

Wednesday 12th February 1817. The court met according to adjournment.

No. 199
John Bell & others, appellants Vs. Benj[amin] Morgan, appellee

Upon motion of Mr. [Edward] Livingston of counsel for the appellants, and with the consent of Mr. [Alfred] Hennen of counsel for the appellee, It is ordered that a mandate issue to the judge of the First district, requiring him to send up on monday next a bill of exceptions suggested to have been made in writing by the defendant's counsel on the trial of this cause, if any such bill exist in his the said judge's possession.

Charles Henry Bruce, esqr. this day presented himself, and having been duly and strictly examined in open court, was found well and sufficiently qualified to practise as Attorney & counsellor at law in the several courts of this State. Whereupon he took the oath prescribed in such case.

Adjourned till monday next at 10 O'clock a.m.
Monday 17th February 1817. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable Francis X. Martin.

No. 199
John Bell, & others, appellants Vs. Benj[amin] Morgan, appellee

No. 201

It is ordered that these causes be fixed for trial for monday next the 24th instant.

No. 200

It is ordered that this cause be fixed for trial for Tuesday the 25th instant.

No. 195

This cause was fixed for trial for Wednesday the 26th instant.

No. 176
Stephen Cordeviolla, appellant Vs. H[enr]y F. Denis, appellee
It is ordered adjudged and decreed that the appellant, who was defendant in the parish court do pay over, and deposit into the Treasury of the State the sum of two thousand and fifty nine dollars and forty cents, with legal interest thereon from the 5th day of September 1815 within three days after receiving notice from the Sheriff to that effect. And in default thereof, it is further ordered and decreed that the said sum shall be levied by the Sheriff aforesaid on the property of said appellant & defendant, to be by him immediately deposited in the Treasury of the state according to law in such cases made and provided, and it is further ordered that the appellee pay the costs of this appeal.

No. 196
Kenny Laverty, appellant Vs. Thomas Henderson, appellee

It is ordered adjudged and decreed that the judgment of the district court be affirmed with costs to be paid by the appellant.

"The Following rule was this day ordered to be recorded in these words & figures, to wit: When the appellant does not rely wholly or in part on a Statement of facts, bill of exceptions or special verdicts, but expects to shew error on the face of the record, he shall file an assignment of errors within ten days after the record is brought up; otherwise the appeal will be dismissed."

No. 170

It is ordered that this cause be postponed indefinitely.
No. 163

Widow and Heirs of [Robert] Davis, appellants Vs. M[artha] Gale, appellee

No. 166


It is ordered that these causes be postponed indefinitely.
Adjourned till to morrow morning at 10 O'clock.

Tuesday 18th February 1817. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 190


It is ordered adjudged and decreed that the judgment of the district court be affirmed with costs to be paid by the appellants.

No. 198

Ph[illip] Fisher, appellant Vs. [Andreas G.] Lukring & [?] Savage, appellees

It is ordered that this cause be postponed indefinitely.
Adjourned till to morrow morning at 10 O'clock.
Wednesday 19th February 1817.

The Court met according to adjournment.

No. 197


This cause was this day argued.

Adjourned till monday next at 10 O'clock a.m.

Monday 24th February 1817.

The court met.

Present the Honorable Peter Derbigny, the Honorable F. X. Martin.

His honor Judge Mathews being sick could not come this day.

No. 170


This cause was this day called and fixed for trial for Monday the 3d March.

No. 201


Upon motion of Mr. [John] Smith of counsel for the appellant, and with consent of Mr. [Edward] Livingston of counsel for the appellees, it is ordered that this cause be postponed until Tuesday the 4th March.

No. 198

Ph[illip] Fisher, appellant Vs. [Andreas G.] Lukring & [?] Savage,
appellees
  This cause was fixed for trial for Wednesday the 5th day of the next term.

No. 181
Joseph Enet, appellee vs. His creditors, appellants
  It is adjudged and decreed that the judgment of the district court be affirmed, and that the app[ellan]ts do pay the costs of this appeal.

No. 197
  It is ordered adjudged and decreed that the judgment of the district court be reversed & that the case be remanded to the said court with direction to the judge not to insist on copies, but to receive the original papers offered as evidence, unless some other proper objection be made there to [sic], and it is further ordered that the appellees pay the costs of the appeal.

No. 199
John Bell et al, appellants Vs. B[enjamin] Morgan, appellee
  This cause was this day argued.
Adjourned till to morrow at 10 O'clock a.m.

Tuesday 25th February 1817. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.
No. 186


It is ordered and adjudged that the judgment of the parish court be reversed and annulled, and that the cause be remanded to the court below, to be again tried on its merits, with instructions to that court to cause it to be considered, as an action requiring payment & compensation for services rendered by the appellees, without reference to any commissions allowed by law to Auctioneers, on the amount of sales by them made. And it is further ordered that the appellees do pay the costs [$12.50] of this appeal.

No. 183


It is ordered adjudged and decreed, that the judgment of the district court be reversed and annulled and that the cause be sent back to said court, to be again tried; with instructions to the judge to admit oral testimony and other legal evidence to prove the fiction & fraud, in the transaction between [Antoine] Bayon the appellee and [Antoine] Maxant, by virtue of which former claims title to the slave, the subject of the present suit between the parties litigant: and also to admit evidence the deposition of said [Antoine] Maxant taken on the part of the appellants; if the same has been legally taken.

No. 200

This cause was this day argued.
Adjourned till to morrow morning at 10 O'clock.

Wednesday 26th February 1817. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 195
This cause came on this day to be tried, and the arguments having lasted until the end of the sitting of this day were ordered to be resumed monday next the 3d March.
Adjourned till monday next at 10 O'clock a.m.

Monday 3d March 1817. The court met. [254]
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 170
Upon motion of Mr. [Dominique] Seghers of counsel for the appellant, it is ordered that this cause be postponed until monday next the 10th instant.

No. 187
[Lewis] Dunn to the use of [John M.] Leonard, appellants Vs. James
Blunt, appellee

It is ordered that this cause be fixed for trial for Monday next the 10th instant.

No. 163

Widow and Heirs of [Robert] Davis, appellants Vs. M[artha] Gale, appellee

No. 166


These causes were this day called and fixed for trial for Tuesday the 11th instant.

No. 193

E[benezer] Cooley, appellant Vs. P[ierre] Laurence, appellee

This cause was this day called and fixed for trial for Wednesday the 12th instant.

No. 195


In conformity with an order of Wednesday last, the parties in this case appeared by their Attorneys to try it, and the arguments having lasted until the end of the sitting of this day, were ordered to be resumed to morrow.

Adjourned till to morrow at 10 O'Clock a.m.
Tuesday 4th March 1817. The court met. Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 195

The arguments in this case were this day resumed, whereupon the court took time to consider of their decree.

No. 201

It is ordered that this cause be postponed indefinitely

Adjourned till to morrow at 10 O'clock a.m.

Wednesday 5th March 1817. The court met. Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

[No. 198]
Ph[illip] Fisher, appellant Vs. [Andreas G.] Lukring & [?] Savage, appellees

The record in this case was this day submitted to the court.

David A. Randall esqr. this day presented himself and having been
duly and strictly examined in open court, was pronounced by their Honors well and sufficiently qualified to practise as attorney and counsellor at law in the courts of this state, whereupon he took the oath prescribed in such a case.

No. 199


Appeal from the District court for the first Judicial District.

It is ordered adjudged and decreed that the judgment of the district court be annulled avoided and reversed and that there be judgment for the plaintiff for the sum of four thousand two hundred and sixty one dollars and ninety one cents awarded by the jury; and that the appellants pay the costs of this appeal.

Adjourned till monday next at 10 O'clock a.m.

Monday 10th March 1817. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 202


No. 204

Nicholas Girod, appellee Vs. the Corporation, appellant

It is ordered that these causes be fixed for trial for monday
next the 17th inst.

No. 203

This cause was fixed for trial for Tuesday the 18th inst.

No. 201

This cause was fixed for trial for Wednesday the 19th instant.

No. 195
Syndics of [James C.] Williamson and [Charles] Patton, appellants
Vs. Assignees of [William P.] Meeker, appellees

Appeal from the District court for First Judicial District. It is ordered adjudged and decreed that the judgment of the district court be reversed, & that the judgment be entered for the appellants with costs.

No. 187

Upon motion of Mr. [Abraham R.] Ellery of counsel for the appellant, it is ordered that this cause be postponed until the next term.

No. 170
This cause was this day argued.
Adjourned till to morrow at 10 O'clock a.m.

Tuesday 11th March 1817. The court met, according to adjournment.

No. 200

Appeal from the District court of the First judicial District.
It is ordered and decreed that the judgment of the district court be affirmed, and that the appellants pay costs. [$24.00]

No. 163

This cause was this day argued.

No. 166

It is ordered that this cause be postponed until to morrow.
Adjourned till to morrow at 10 O'clock a.m.

Wednesday 12th March 1817. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. Xr. Martin.
No. 166


No. 193

E[benezer] Cooley, appellant Vs. P[ierre] Laurence, appellee

The parties in their cases this day appeared by their Attorneys, and the causes came on to be tried; Whereupon the court took time to consider of their decree.

Adjourned till monday next at 10 O'clock a.m.

Monday 17th March 1817. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 205

Geo[orge] Ralston, appellant Vs. R[omain] Pamar, appellee

No. 206

James Gaines, appellant Vs. Labarte Delisle, appellee

These causes are fixed for trial for monday next the 24th instant.

No. 202


This cause was this day argued.
No. 204
Corporation, appellant Vs. N[icholas] Girod, appellee

Upon motion of Mr. [John R.] Grymes of counsel for the app[ellee] and with the consent of Mr. [Louis] Moreau [Lislet] of counsel for the app[ellant] it is ordered that this cause be postponed until the next term.

Adjourned till to morrow morning at 10 O'clock.

Tuesday 18th March 1817. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 203

It is ordered that this cause be continued until the next term.

Robert Lawes esqr. this day presented himself, and having been duly and strictly examined in open court was pronounced by their honors well and sufficiently qualified to practise as Attorney and counsellor at law in the courts of this States. Whereupon he took the oath prescribed in such case.

No. 166

It is ordered adjudged and decreed that the judgment of the district court be annulled and reversed and this court proceeding to judgment according to the Statement of facts, which came up with the
record further orders adjudges and decrees that the petitioner recovers
the sum of $520 principal $229.67 interest out of the estate of the
decreased, and costs below, and the costs of the appeal to be born by
the appellee.
Adjourned till to morrow at 10 O'clock a.m.

Wednesday 19th March 1817. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, &
the F. X. Martin.

No. 201
W[illia]m Fleckner, appellee Vs. [Samuel] Corp, [John F.] Ellis, &
[Gabriel] Shaw, appellants
It is ordered that this cause be continued until next term.
Adjourned till monday next, at 10 O'clock a.m.

Monday 24th March 1817. [261]
The court met, according to adjournment.

No. 205
Geo[rge] Ralston, appellant Vs. R[omain] Pamar, appellee
Upon motion of Mr. [Abner L.] Duncan of counsel for the appellant,
It is ordered that this cause be continued until next term.

No. 206
James Gaines, appellant Vs. Labarte Delisle, appellee
This cause was this day argued.
Adjourned until Monday next at 10 o'clock a.m.

Monday 31st March 1817. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 187

No. 203
John McDonough, appellant Vs. E[ugene] Fortier, appellee

No. 204
Corporation, appellant Vs. Nicholas Girod, appellee

It is ordered that the above causes be fixed for trial for Monday next the 7th April.

No. 201

No. 205
Geo[rge] Ralston, appellant Vs. R[omain] Pamar, appellee

These causes were this day called and fixed for trial for Tuesday the 8th April.
No. 193

Ebenezer Cooley, appellant Vs. Pierre Laurence, appellee

Appeal from the Parish court of New Orleans.

It is ordered and adjudged that the judgment of the said court be reversed and annulled and proceeding here to give such judgment as in our opinion ought then to have been given; It is ordered adjudged and decreed that the appellant do recover from the appellee the sum of one thousand three hundred and forty eight dollars and twenty five cents with legal interest thereon from the judicial demand and costs [$22.00] of suit.

No. 163

Widow and Heirs of Robert Davis, appellants Vs. Martha Gale, appellee

Appeal from the third judicial district.

It is adjudged and decreed that the judgment of the district court be reversed and annulled; and this court proceeding to give such judgment as the said district court ought to have given, does order adjudge and decree that the appellee shall recover one fourth part of the within mentioned slaves, to wit, Jeriah, and her children Abraham, Nancy & Judy; to which effect, if no partition in kind can be made amicably within two months from the date hereof, they shall be sold at public sale, and one fourth of the proceeds shall be paid to the appellee; and it is further ordered that the appellee, shall pay the costs of this appeal.
No. 206

James Gaines, appellant Vs. LaBarte Delisles, appellee

Appeal from the Parish court of New Orleans.

It is ordered that the judgment of the Parish court be affirmed with costs. [$15.00]

No. 202


Appeal from the First Judicial district.

It is ordered adjudged and decreed that the judgment of the district court be annulled avoided and reversed and that the suit be remanded with direction to the judge to proceed to trial and judgment and that the appellee pay costs.
Adjourned till Monday next at 10 O'clock a.m.

Monday 7th April 1817. The court met according to adjournment.

No. 208

Bernard Marigny, appellant Vs. [Simon] Ducournau, appellee

No. 209


These causes were this day called and fixed for trial for Monday next the 14th instant.
No. 170


Appeal from the Parish court of New Orleans.

It is ordered adjudged and decreed that the judgment of the Parish court be affirmed with costs [$15.50] of suit.

No. 187


This cause was this day argued.

No. 203

John McDonough, appellant Vs. [Eugene] Fortier, appellee

No. 204

Corporation, appellant Vs. [Nicholas] Girod, appellee

It is ordered that these causes be postponed until Wednesday next the 9th instant.

Adjourned until to morrow at 10 O'clock a.m.

Tuesday 8th April 1817. The court met, according to adjournment.

No. 201

W[illia]m Fleckner, appellee Vs. [Samuel Corp, [John F.]] Ellis and [Gabriel] Shaw, appellants

This cause came on this day to be tried and the arguments having lasted until the end of the sitting of this day, were ordered to be
resumed to morrow.

No. 205
Geo[rge] Ralston, appellant Vs. R[omain] Pamar, appellee

It is ordered that this cause be postponed indefinitely.

Adjourned till to morrow at 10 O'clock a.m.

Wednesday 9th April 1817. The court met. [265]
Present the Honorable George Mathews, the Honorable Peter Derbigny, &
the Honorable F. X. Martin.

No. 201
W[illia]m Fleckner, appellee Vs. [Samuel] Corp, [John F.] Ellis &
[Gabriel] Shaw, appellants

It is ordered that this cause be postponed until monday next the
14th inst[an]t.

No. 203

This cause came on this day to be tried and the arguments having
lasted until the end of the sitting of this day, were ordered to be
resumed monday next.

No. 204
Corporation, appellant Vs. N[ichol]as Girod, appellee

It is ordered that this cause be continued indefinitely.

Adjourned until monday next at 10 O'clock a.m.
Monday 14th april 1817. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 210

John Deglanne, appellant Vs. his creditors, appellees

It is ordered that this cause be fixed for trial for monday next the 21st instant.

No. 201


This cause was this day argued.

No. 203


Upon motion of Mr. [Louis] Moreau [Lislet] of counsel for the appellee and with consent of Mr. Turner of counsel for the app[ellan]t it is ordered that this cause be postponed until to morrow.

No. 208

B[ernar]d Marigny, appellant Vs. [Simon] Ducournau, appellee

It is ordered that this cause be postponed until to morrow.

No. 209

[Estevo] Huguet, appellant Vs. [Abraham] Arcenaud and wife, appellee

Upon motion of Mr. [John] Dumoulin of counsel for the app[ellan]t
& with consent of Mr. Turner of counsel for the app[ell]ees, it is ordered that this cause be continued until the next term.

No. 141
Upon motion of Mr. [John] Dumoulin of counsel for the appellee it is ordered that this cause be fixed for monday next the 21st inst.
Adjourned until to Morrow, at 10 O'clock, a.m.

Tuesday 15th April 1817. The court met. [267]
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 203
John McDonough, appellant Vs. E[ugene] Fortier
In this case, the parties agreed to furnish the court with their briefs in writing in lieu of oral arguments.

No. 208
It is ordered that this cause be postponed indefinitely.
Adjourned until monday next at 10 O'clock a.m.

Monday 21st April 1817. The court met, according to adjournment.
No. 205
Geo[range] Ralston, appellant Vs. R[omain] Pamar, appellee

No. 204
Corporation, appellant Vs. N[icholas] Girod, appellee

These causes were this day called and fixed for trial for mon­day next the 28th instant.

No. 210
John Deglanne, appellant Vs. his creditors, appellee[s]

This cause was this day argued.

No. 141
[268]

Upon motion of Mr. [John] Dumoulin of counsel for the appellee, it is ordered that this cause be postponed until to morrow.

Adjourned until to morrow morning at 10 O'clock a.m.

Tuesday 22d April 1817. The court met.

Present the Honorable George Mathews, **, the Honorable F. X. Martin.

No. 187

Appeal from the third judicial district.

It is ordered adjudged and decreed that this cause be sent back to the district court from whence it came, to be again tried, with
instructions to said court to admit the deposition of the witness [Francis] Keller, as evidence in the case if there be no other legal objection to it, more than appears by the present Bill of exceptions.

No. 141

Upon motion of Mr. [Abner L.] Duncan of counsel for the appellant and with consent of Mr. [John] Dumoulin of counsel for the appellee, it is ordered that this cause be postponed until tuesday next the 29th instant.

** His Honor Judge Derbigny did not meet, having been formerly employed in the case which was fixed for trial for this day.

No. 208
Bernard Marigny, appellant Vs. [Simon] Ducournau, appellee

Upon motion of Mr. [Fielding L.] Turner of counsel for the appellee, it is ordered that this cause be fixed for trial for tuesday next the 29th instant.

Adjourned until monday next at 10 O'clock a.m.

Monday 28th April 1817. The court met.
Present the Honorable Peter Derbigny, the Honorable F. X. Martin. His Honor Judge Mathews being sick could not come this day.
No. 205
Geo[rge] Ralston, appellant Vs. R[omain] Pamar, appellee
By consent of the parties in this case, the record was submited [sic] to the court.

No. 204
Corporation, appellant Vs. N[ichol]as Girod, appellee
This cause was this day argued.
Adjourned until to morrow at 10 O'clock a.m.

Tuesday 29th April 1817. The court met.
Present the Honorable Peter Derbigny, the Honorable F. X. Martin.
His Honor judge Martin being sick could not attend.

No. 201
It is adjudged and decreed that the judgment of the district court be affirmed with costs.

No. 141
Widow chabot & others, appellants Vs. A[rsenne] Blanc, appellee
It is ordered that this cause be postponed until monday next.

No. 208
B[ernar]d Marigny, appellant Vs. [Simon] Ducournau, appellee
This cause came on this day to be tried and the arguments having
lasted until the end of the sitting of this day, were ordered to be resumed to morrow.

Adjourned until to morrow morning at 10 O'Clock.

Wednesday 30th April 1817. The court met, according to adjournment.

No. 208
B[ernar]d Marigny, appellant Vs. [Simon] Ducournau, appellee

The arguments in this case were this day resumed.

Adjourned until monday next at 10 O'clock, a.m.

Monday 5th may 1817. The court met. [271]
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 211519
G[eorge] P. Stevenson, appellant Vs. James Ramsey, appellee

No. 215520

It is ordered that these causes be fixed for trial for Monday next.

No. 215522
F[rancois] Dusuau de la croix, under tutor et al, appellant Vs. Clemence Beaulieu widow Hardy de Boisblanc, tutrix & curatrix et al,
It is ordered that this cause be fixed for trial for Tuesday the
13th instant.

No. 210
John Deglane, appellant Vs. His creditors, appellees
Appeal from the District court of the first Judicial district.
It is ordered adjudged and decreed that the judgment of the dis­
trict court be affirmed with costs.

No. 204
Corporation, appellant Vs. N[icholas] Girod, appellee
Appeal from the district court of the first judicial district.
It is ordered adjudged and decreed that the judgment of the
district court be annulled avoided and reversed and that judgment be
entered for the defendants with costs of suit in both courts.

No. 141
Widow chabot and others, appellants Vs. A[rsenne] Blanc, appellee
Upon motion of Mr. [John] Dumoulin of counsel for the appellee
and with consent of Mr. [Abner L.] Duncan of counsel for the app[eil-
lan]ts, it is ordered that the cause be postponed until the 26th day
of this term.

W[illiam O. Winston] and Levi Peirce Esqrs. this day pre­
sented themselves, and having been duly and strictly examined in open
court, were pronounced by their Honors well and sufficiently qualified
to practise as attorneys and counsellors at law in the courts of this State.

Adjourned until Monday next at 10 O'clock a.m.

Monday 12th May 1817. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 214 525

John Rust, appellant Vs. John Randolph, appellee

This cause was fixed for trial for Monday next the 19th instant.

No. 216 526

William & Lewis D. Crommelin, appellants Vs. Their creditors, appellees

This cause was fixed for trial Tuesday the 20th instant.

No. 208 [273]

Bernard Marigny, appellant Vs. [Simon] Ducournau, appellee

Appeal from the first Judicial district.

It is ordered, adjudged and decreed that the judgment of the district court be reversed, and that judgment be entered for the defendant, with costs. [$22.25]

No. 203

John McDonough, appellant Vs. Eugene Fortier, appellee

Appeal from the Parish court of New Orleans.
Appeal from the Parish court of New Orleans.

It is ordered adjudged and decreed that the judgment of the Parish court be annulled, avoided and reversed, and that judgment be entered for the defendant with costs of suit, in both courts.

No. 211
Geo[rge] P. Stevenson, appellant Vs. James Ramsey, appellee

[No.] 212

By consent of parties the records in these causes were this day submitted to the court without argument.

Adjourned until to morrow at 10 O'clock, a.m.

Tuesday 13th May 1817. The court met, according to adjournment.

No. 215
F[rancois] Dussauau Delacroix under tutor et al, appellants Vs. Clemence Beaulieue widow Hardy de Bois Blanc Tutrix & Curatrix et al, appellees

This cause was this day argued.

Adjourned until monday next at 10 O'clock a.m.

Monday 19th may 1817. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.
No. 209


It is ordered that this cause be fixed for trial for tuesday the 27th instant.

No. 214

John Rust, appellant Vs. John Randolph, appellee

It is ordered that this cause be postponed indefinitely.

Adjourned until to morrow morning at 10 O'clock.

Tuesday 20th may 1817. The court met according to adjournment.

No. 216

William & Lewis D. Crommelin, appellants Vs. Their creditors, appellee[s]

It is ordered that this cause be postponed until next Term.

Roswell P. Johnson & Joseph Anthony Maybin Esqrs. this day presented themselves, and having been duly & strictly examined in open court, were pronounced by their Honors well and sufficiently qualified to practise as Attorneys & counsellors at law in the several courts of this State.

Monday 26th May 1817. The court met. Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.
No. 207


It is ordered that this cause be fixed for trial for Monday next.

No. 218

James, Matilda and Eleanor Morphy, appellants Vs. Widow [Louise Peire] Morphy, appellee

It is ordered that this cause be fixed for trial for Tuesday the 3d June.

No. 213

Louis Gillet, appellant Vs. Ther[e]ze de Rodouan Petit, appellee

It is ordered that this cause be fixed for trial for Wednesday the 4th June.

No. 141

Widow Chabot et al, appellants Vs. Arsene Blanc, appellee

Upon motion of Mr. [John] Dumoulin of counsel for the appellee & with consent of Mr. [Abner L.] Duncan of counsel for the appellants, it is ordered that this cause be postponed until Wednesday next, the 28th instant.

No. 215

F[ran]cis Dussau Delacroix under tutor et al, appellant Vs. Widow Hardi de Boisblanc Tutrix & curatrux, appellees

Appeal from the court of probates.
It is adjudged and decreed that this appeal be dismissed, and that the costs [$12.75] be paid by the appellee or her representative out of the funds in her hands belonging to her minor children.

Adjourned until to morrow morning at 10 O'clock a.m.

Tuesday 27th May 1817. The court met. [276]
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 209

It is ordered that this cause be dismissed at the costs [$19.50] of the appellant, the record not containing any bill of exceptions or statement of facts.

Adjourned until to morrow morning, at 10 O'clock a.m.

Wednesday 28th May 1817. The court met.
Present the Honorable George Mathews, the Honorable F. X. Martin.
His Honor Judge Derbigny did not attend this morning, having been formerly employed in the case which was fixed for trial for this day.

No. 141

Upon motion of Mr. [Dominique] Seghers of counsel for the app[ellant]s & with the consent of the counsels for the app[eellee]; It is ordered that this cause be postponed until this day [a] week.

Adjourned until monday next at 10 o'clock, a.m.
Monday 2d June 1817. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 216
William & Lewis D. Crommelin, appellants Vs. their Creditors, appellees

It is ordered that this cause be fixed for trial for monday next the 9th instant.

No. 217
Emilis Sainet, appellant Vs. Jacques Desvignes, appellee

Same order [as above].

No. 222
Corporation, appellant Vs. Pierre L Barbier Duplessis, appellee

No. 219
[Foster & Jacob P.] Giraud, appellants Vs. John Baptist Dupre, appellee

It is ordered that these causes be fixed for trial for tuesday the 10th instant.

No. 214
John Rust, appellant Vs. John Randolph, appellee

It is order[ed] that this cause be fixed for trial for Wednesday
the 11th instant.

No. 207


This cause was this day argued.

Adjourned until to morrow morning at 10 O'clock a.m.

Tuesday 3d June 1817. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 218

James, Matilda and Eleonor Morphy, appellants Vs. Widow [Louise P.] Morphy, appellee

This cause was this day argued.

Adjourned until to morrow morning at 10 O'clock.

Wednesday 4th June 1817. The court met, according to adjournment.

No. 213

Louis Gillet, appellant Vs. T[hereze] de Rodouan Petit, appellee

This cause was this day argued.

No. 141


Upon motion of Mr. [Dominique] Seghers of counsel for the appellants and with consent of Mr. [Etienne] Mazureau of counsel for
the appellee, it is ordered that this cause be postponed indefinitely. Adjourned until Monday next at 10 o'clock, a.m.

Monday 9th June 1817. The court met. [279]
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 225 539
In the matter of P[ierre] Dubrueil, appellee Vs. Mannette Dubrueil a f[ree] W[oman] of C[olor], appellant
It is ordered that this cause be fixed for trial for Monday next the 16th instant.

No. 141
Widow Chabot & others, appellants Vs. A[rсenne] Blanc, appellee
It is ordered that this cause be fixed for trial for Tuesday the 17th instant.

No. 205
Geo[rge] Ralston, appellant Vs. R[omain] Pamar, appellee
Appeal from the Parish court of New Orleans.
It is ordered adjudged and decreed that the judgment of the Parish court be affirmed with Costs.

No. 207
Appeal from the second Judicial District.
It is adjudged and decreed that the judgment of the District court be affirmed with costs. [§7.25]

No. 216
W illiam & Lewis D. Crommellin, appellants Vs. their creditors, appellees

The record in this case was this day by consent of parties submitted to the court.

No. 217
Emilius Sainet, appellant Vs. Jacques Desvignes, appellee

It is ordered that this cause be postponed until November term.

Adjourned till to morrow morning at 10 O'clock.

Tuesday 10th June 1817. The court met. [280]
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 222
Corporation, appellant Vs. Peter L. B. Duplessis, appellee

It is ordered that this cause be postponed until November term.

No. 219
John B. Dupre, appellant Vs. [?] Foster & [Jacob P.] Giraud, appellees

This cause was this day argued.

Adjourned until to morrow morning at 10 O'clock.
Wednesday 11th June 1817. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 214
John Rust, appellant Vs. J[ohn] Randolph, appellee

In this case which was fixed for trial for this day, the parties agreed to furnish the court with their briefs in writing, in lieu of oral arguments.

Adjourned until monday next at 10 O'clock a.m.

Monday 16th June 1817. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 223

No. 220

It is ordered that these causes be fixed for trial for monday next the 23d instant.

No. 226
Vincent Victor Cottin, appellant Vs. M[argueritte] Debon, Widow Cottin, appellee
It is ordered that this cause be fixed for trial for Tuesday the 24th instant.

No. 221
E[Elizabeth] Patton. appellant Vs. the estate of J[ame]s Proffit, appellee

Upon motion of Mr. Clark of counsel for the appellant, it is ordered that the appeal in this case be dismissed with Costs. [$9.25]

No. 225
In the matter of P[ierre] Dubrueil, appellee Vs. M[anette] Dubrueil a f[ree] w[oman] of C[olor], appellant

This cause was this day argued.

James Workman & L. J. Barkin[?] this day presented themselves, & having been duly & strictly examined in open court, were pronounced by their Honors well and sufficiently qualified to practise as attorneys and counsellors at law in the several courts of this State, whereupon they took the oath prescribed in such case.

Adjourned until to morrow at 10 O'clock a.m.

Tuesday 17th June 1817. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 213
Louis Gillet, appellant Vs. T[ere]ze De Rodouan Petit, appellee

It is ordered adjudged and decreed that the judgment of the Parish court be reversed and annulled, and proceeding here to give such judgment as in our opinion the justice of case requires; it is further ordered adjudged and decreed that the appellee do recover from the appellant the negro woman sued for and her children, and that the appellee pay the costs [$16.--] of the appeal.

No. 219

Appeal from the first Judicial District.

It is ordered adjudged and decreed that the judgment of the District court be annulled avoided & reversed, and that judgment be entered for the defendant with costs in both courts, without any prejudice to the plaintiff's claim for damages on a tort if any he has.

No. 226
Vincent Victor Cottin, appellant Vs. M[argueritte] Debon, Widow Cottin, appellee

Upon motion of Mr. [Pierre L.] Morel of counsel for the appellant, and with consent of the counsel for the appellee; It is ordered that this case which was fixed for trial for tuesday next, be postponed until the Monday the 30th instant.

No. 141
Widow Chabot & others, appellants Vs. A[rsenne] Blanc, appellee
This case being called for trial, his Honor Judge Martin retired from the bench on a suggestion made by the appellee that he had been concerned in this case as partner of one of the appellant's counsel; his Honor Judge Derbigny who had formerly declined sitting on this case, as having been of counsel for the appellee's ancestor, was therefore obliged to remain on the bench, in order that the administration of justice might not be stopped; but being objected to by the appellants, the judges present expressed a wish that an argument before a full court might be had on the subject of recusation or challenge as applicable to the judges of the Supreme court; and the court adjourned until Saturday to hear the same.

Saturday 21st June 1817. The court met. Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 141

Widow Chabot et al, appellants Vs. Arsene Blanc, appellee

The arguments on the subject of recusation as applicable to the judges of the supreme court took place to day, in conformity with an order of the 17th instant.

No. 228550

Jean Vassant551 & others, appellants Vs. Narcisse Broutin552 & Marguerite Guinault, appellees

Upon motion of Mr. Moreau Lislet of counsel for the appellants, it is ordered that this cause be fixed for trial for tuesday next the
24th instant.
Adjourned until Monday next at 10 O'clock a.m.

Monday 23d June 1817.
The court met, according to adjournment.

No. [229] 553
This cause was this day fixed for trial for Tuesday the 1st July.

No. [223]
This cause was this day argued. Whereupon the court took time to consider of their decree.

No. [220]
This cause was this day argued.
Adjourned until to morrow morning at 10 O'clock.

Tuesday 24th June 1817. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.
No. 141

Widow Chabot & others, appellants Vs. Arsene Blanc, appellee

Upon motion of Mr. [Auguste] Davezac of counsel for the appellee, it is ordered that this cause be fixed for trial for Thursday 3d July.

No. [228]

Jean Vassant & others, appellants Vs. Narcisse Broutin & Marguerite Guinault, appellees

This cause came on this day to be tried and the arguments having lasted until the end of the sitting of this day, was ordered to be resumed to morrow.

Adjourned until to morrow morning at 10 O'clock.

Wednesday 25th June 1817. The court met, according to adjournment.

No. [228]

Jean Vassant & others, appellants Vs. Narcisse Broutin & Marguerite Guinault, appellees

The arguments in this case were this day resumed, whereupon the court took time to consider of their decree.

Adjourned until monday next at 10 O'clock a.m.

Monday 30th June 1817. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.
The Heirs of [? St. Maxent, appellants Vs. Morel Chapillon & wife, appellees

It is ordered that this cause be fixed for trial for Monday next the 7th day of next term.

L[ouis] Duhart and others, appellants Vs. LaBarre Lacouture, appellant

It is ordered that these causes be fixed for trial for Tuesday the 8th day of next Term.

Geo[rge] Weimprender, appellant Vs. John St. Avid, appellee

Appeal from the district court for the first judicial district.

It is ordered, adjudged, and decreed that the order of the district court dissolving the injunction be annulled avoided and reversed, and that the court be directed to reinstate it and grant a new writ of injunction if needed, & proceed in the case as if the injunction had not been dissolved, and it is ordered that the plaintiff and appellee pay costs in this court.

Vincent V[icto]r Cottin, appellant Vs. M[argueritte] Debon, widow
Cottin, appellee

This cause came on this day to be tried and the arguments having lasted until the end of the sitting of this day, were ordered to be resumed to morrow.

Adjourned until to morrow at 10 O'Clock a.m.

Tuesday 1st July 1817. The court met. [287]

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 211
Geo[urge] P. Stephenson et a], appellants Vs. James Ramsey, appellee

Appeal from the district court of the first Judicial district.

It is ordered adjudged and decreed that the judgment of the District court be affirmed with costs.

No. 212

Appeal from the district court of the first Judicial District.

It is ordered adjudged and decreed that the judgment of the District court be affirmed with Costs.

No. [226]
Vincent V[ictor] Cottin, appellant Vs. M[arguerite] Debon Widow Cottin, appellee

The arguments in this case were this day resumed whereupon the
court took time to consider of their decree.

[No. 229]

It is ordered that this cause be continued until November Term.

Monday 7th July 1817. The Court met. [288]
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. [236] 562
S[amue]l Packwood, appellant Vs. Joseph Decuir, appellee

[No. 230] 563

[No. 231] 564
Mayor, aldermen et al, appellants Vs. Th[oma]s Bailey, appellee

"It is ordered that these causes be fixed for trial for monday next the 14th instant."

No. 141
[No. 235] 565
J[ulian] Poidras, appellant Vs. E[ward] Livingston, appellee

[No. 237] 566
[?] Russel & [?] Lafarge, appellants Vs. J[oseph] Vidal, appellee

"It is ordered that these causes be fixed for trial for Tuesday next the 15th instant."

No. 216 [289]
W[illia]m & L[ewis D.] Crommelin, appellants Vs. Their creditors, appellees

Appeal from the district court of the first Judicial district.
It is adjudged and decreed that the judgment of the district court be affirmed with costs.

No. 220

Appeal from the district court of the first Judicial district.
It is adjudged and decreed that the judgment of the district court be affirmed with costs. [$23.25]

No. 225
In the matter of P[ierre] Dubrueil, appellee Vs. M[anette] Dubrueil, a f[ree] w[oman] of C[olor], appellant

Appeal from the court of probates.
It is adjudged and decreed that this appeal be dismissed.

No. 175

Appeal from the Parish Court of New Orleans.
It is ordered adjudged and decreed that the judgment of the Parish court be affirmed with costs.

No. 141
Widow Chabot & others, appellants Vs. A[rsenne] Blanc, appellee

Upon motion of Mr. [James] Workman of counsel for the widow Chabot & upon reading a supplementary assignment of errors in this case; It is ordered that the Clerk do file the same, provided it does not delay the trial of the cause.

Adjourned until to morrow morning at 10 O'clock.

Tuesday 8th July 1817. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 232
L[ouis] Duhart & others, appellees Vs. LaBarre Lacouture, appellant

Upon motion of Mr. [Etienne] Mazureau of counsel for the appellant, and with consent of Mr. [Henry] Henry of counsel for the appellees, It is ordered that the appeal in this case be dismissed with Costs. [$9.50]
Adjourned until Monday next at 10 O'clock, a.m.

Monday 14th July 1817. The court met.
Present the Honorable Peter Derbigny, the Honorable F. X. Martin.

No. 226

Vincent Victor Cottin, appellant Vs. Margueritte Debon Widow Cottin, appellee

Appeal from the district court of the first Judicial district.
It is adjudged and decreed that the judgment of the district court be reversed, and that judgment be entered in favor of the plaintiff for two thirds of the neat amount of the estate of his deceased Son.

No. 228

Jean Vassant [and others], appellants Vs. Narcisse Broutin and Marguerite Guinault, appellees

Appeal from the district court of the first Judicial district.
It is ordered adjudged and decreed that the judgment of the court below be reversed; and the cause is hereby remanded to said court to be there again tried with instructions to the judge to allow the defendant, to prove by legal testimony all facts and formalities, required by law for the validity of an olographic will; and to this effect to hear witnesses to prove the handwriting of the testatrix as being that in which the will is written dated & Signed.
No. 214

John Randolph, appellee adm. John Rust, appellant

Appeal from the district court of the first judicial district.

It is ordered adjudged and decreed that the judgment of the district court be reversed and annulled, and it is further ordered and adjudged that the appellant be placed in his situation of curator as it existed before the appeal from the court of probates.

No. 227

Heirs of [?] St. Maxent, appellants Vs. Morel Chapillon and wife, appellees

Appeal from the district court of the first judicial district.

It is ordered adjudged and decreed that the judgment of the district court be affirmed with Costs.

Monday 21st July 1817. The court met. [292]
Present the Honorable Peter Derbigny, the Honorable F. X. Martin.

No. 218

James, Matilda & Eleanor Morphy, appellants Vs. Louis Peire Widow Morphy, appellee

Appeal from the district court of the first Judicial district.

It is adjudged and decreed that the judgment of the district court be affirmed with costs. [$17.00]

No. 220

Johnston, appellee

It is ordered that a rehearing be granted in this case.
Adjourned until Thursday the 31st instant.

Thursday 31st July 1817. The court met.
Present the Honorable Peter Derbigny, the Honorable F. X. Martin.

Having no business before them, adjourned until the third Monday in November.

Monday 17th November 1817. The court met. Present the Honorable Peter Derbigny & the Honorable F. X. Martin.

No. 141
Widow Chabot & others, appellants Vs. Arsene Blanc, appellee

It is ordered that this cause be fixed for trial for Monday next the 24th Instant.

No. 236
Samuel Packwood, appellant Vs. John Decuir, appellee

No. 235
Julien Poidras, appellant Vs. Edward Livingston, appellee

It is ordered that these causes be fixed for trial for Tuesday the 25th instant.

No. 222
Corporation, appellant Vs. Peter L. B. Duplessis, appellee
No. 229

It is ordered that these causes be fixed for trial for Wednesday the 26th Inst.

Adjourned until Monday next at 10 O'clock a.m.

Monday 24th November 1817. The court met. [294]
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 237
Joseph Vidal, appellant Vs. [?] Russel & [?] Lafarge, appellees

No. 220

It is ordered that these causes be fixed for trial for Monday next, the first day of December.

No. 238
Mme. [Louise] Habine, appellant Vs. Widow Marie Adelaide Gendron Zanico, appellee

It is ordered that this cause be fixed for trial for Tuesday the 2d of December next.
No. 141
Widow Chabot & others, appellant Vs. Arsene Blanc, appellee

It is ordered that this cause be postponed indefinitely.
Adjourned until to morrow morning at 10 O'clock.

Tuesday 25th November 1817. The court met, according to adjournment.

No. 235
Julien Poidras, appellant Vs. Edward Livingston, appellee

This cause was this day argued.

No. 222
Corporation, appellant Vs. Peter L. B. Duplessis, appellee

Upon motion of Mr. Louis Moreau of counsel for the appellant, it is ordered that this cause which was fixed for to morrow, be continued indefinitely.

[No. 236]
Samuel Packwood, appellant Vs. Joseph Decuir, appellee

It is ordered that this cause be postponed indefinitely.
Adjourned until Monday next at 10 O'clock A.M.

Monday first of December 1817. The court met, according to adjournment.

No. 222
Corporation, appellant Vs. Peter L. B. Duplessis, appellee
No. 231
Corporation, appellant Vs. Thomas Baily, appellee

It is ordered that these causes be fixed for trial for Monday next the 8th instant.

No. 229
Widow & Heirs of the late Andre Robin, appellants Vs. Germain Ducatel & John Davis executors of said deceased, appellees

No. 230
George W. Morgan, appellant Vs. Samuel C. Young & Philip A. Gabourde, appellees

It is ordered that these causes be fixed for trial for Tuesday the 9th instant.

No. 141
Widow Chabot & others, appellants Vs. Arsene Blanc

It is ordered that this cause be fixed for trial for Wednesday the 10th instant.

No. 237
Joseph Vidal, appellant Vs. ? Russel & ? Lafarge, appellee[s]

This cause was this day argued.

No. 220
Syndics of Adam Duncan & Alexander Jackson, appellants Vs. James Johnson, appellee
Neither the parties or counsels appearing it is ordered that this cause be dismissed with costs.

No. 233

Upon motion of Mr. [Louis] Moreau [Lislet] of counsel for the appellee; it is ordered that this cause which was fixed for trial for to morrow, be continued indefinitely.
Adjourned until monday next at 10 O'clock a.m.

Monday 8th december 1817. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 222
Corporation, appellant Vs. P[eter] L. B. Duplessis, appellee

No. 231
Corporation, appellant Vs. T[homas] Bayly, appellee

These causes were this day argued.

No. 220

Upon motion of A[berman] L. Duncan esqr. It is ordered that this
case be reinstated on the docket.
Adjourned until to morrow morning at 10 O'clock.

Tuesday 9th December 1817. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 235
J[ulien] Poidras, appellant Vs. E[ward] Livingston et al, appellees
Appeal from the Parish court.
It is ordered adjudged and decreed that this cause be sent back to the Parish court & that said court do proceed to hear & decide it in the ordinary manner, and it is further ordered that the appellees pay costs.

No. 229
W[id]ow & Heirs of the late [Andre] Robin, appellants Vs. Ex[ecuto]rs of said deceased, appellees
It is ordered that this cause be dismissed at the appellants' costs [$17.50], the record not containing any statement of facts or bill of exceptions; & no assignment of errors having been filed.

No. 230
It is ordered that this cause be dismissed at the appellant's costs. [$16.50]
Rule adopted by the court.

The meeting of this court, in the month of November next shall be on the fourth monday, & on the fourth monday of november in every year thereafter.

Adjourned until to morrow at 10 O'clock a.m.

Wednesday 10th december 1817. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny.

No. 141


In this case his honor judge Martin upon a suggestion that he was considered as interested in the event of the cause, retired from the bench; Whereupon his honor Judge Derbigny who had declined sitting, on account of his having been employed in the beginning of the suit by the original defendant, resumed his seat to avoid the consequence of a denial of Justice to the parties from the want of a quorum.

No. 229

W[id]ow and Heirs of the late [Andre] Robin, appellants Vs. Ex[ecuto]rs of said deceased, appellees

Upon motion of Mr. [Dominique] Seghers of counsel for the appellants; It is ordered that the appellees shew cause on monday next why this cause should be reinstated on the docket.

Adjourned until monday next at 10 O'clock a.m.
Monday 15th December 1817. The court met. Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 236

This cause came on this day to be tried, and the arguments having lasted until the end of the sitting of this day were ordered to be resumed to morrow.

No. 229
W[id]ow & Heirs of the late [Andre] Robin, appellants Vs. Ex[ecuto]rs of said deceased, appellee

It is ordered that this cause be reinstated on the docket. Adjourned until to morrow at 10 O'clock a.m.

Tuesday 16th December 1817. The court met according to adjournment.

No. 236

The arguments in this case were this day resumed, whereupon the court took time to consider of their decree.

No. 243
Dussuau Delacroix, appellant Vs. [Pierre] Seuzeneau, appellee

Upon motion of Mr. [Dominique] Seghers of counsel for the appellants & with consent of Mr. [Pierre L.] Morel of counsel for the
appellees, it is ordered that this cause be continued indefinitely.

No. 238
Mde. [Louise] Habine, appellant Vs. W[id]ow Zanico, appellee
Upon motion of Mr. [Louis] Moreau [Lislet] of counsel for the appellee, it is ordered that this cause be continued indefinitely.

No. 244
S[imon] Cucullu, appellant Vs. [Pierre] Lefevre, appellee
Upon motion of Mr. [Dominique] Seghers, of counsel for the appellant, it is ordered that this cause which was fixed for trial for to morrow be continued indefinitely.

Adjourned until monday next at 10 O'clock a.m.

Monday 22d December 1817. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 237
[?] Russel & [?] Lafarge, appellants Vs. J[oseph] Vidal, appellee
Appeal from the district court of the first Judicial district.
It is adjudged and decreed that the judgment of the district court be reversed, and that Judgment be entered for the appellants with Costs.

[No. 229]
of said deceased, appellees

Upon motion of Mr. [Dominique] Seghers of counsel for the appellants; It is ordered that the appellees shew cause on Wednesday next why a mandate should not issue, directing the Judge of the court of Probates to certify in this court, the whole of the record in this case.

No. 241 [576]
Gregorio de las Cagigas, appellant Vs. [Antoine] Larionda's Syndics, appellees

This cause was this day argued.

[No. 253] [577]
[Jean] Mouchon, appellant Vs. Mde. [Louise] Delord, [represented by P. Foucher], appellee

The parties in this case agreed to furnish the court with their briefs in lieu of oral argument.

Adjourned until Wednesday next at 10 O'clock a.m.

Wednesday 24th December 1817. The Court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. [242] [579]

This cause was this day argued.
No. 254 581

It is ordered that this cause be dismissed, the record containing neither bill of exceptions or statement of facts.

[No.] 230

Upon motion of Mr. [Alfred] Hennen of counsel for the appellant it is ordered that this cause be reinstated on the docket.

No. 229
W[id]ow & Heirs of the late [Andre] Robin, appellants Vs. Ex[ecuto]rs of the said deceased, appellees

The parties in this case appeared by their attorneys in conformity with a rule taken in this case on the 22d instant & the arguments thereon being closed the court took time to consider. Adjourned until the first Monday in January next.

Monday 5th January 1818. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 242

Appeal from the Parish Court for the Parish & city of New Orleans.
It is adjudged and decreed that the judgment of the Parish court be affirmed with costs. [\$10.25]

[No. 234] 582

[Thomas] Durnford, appellant Vs. The Heirs 583 of [Peter] Trepanier, appellees

[No. 245] 584


Upon motion of the counsels for the appellants & with consent of the counsels for the appellees, it is ordered that these cases be continued indefinitely.

[303]

Martin Blache esqr. this day presented himself & having been duly and strictly examined in open court was pronounced by their honors to be well and sufficiently qualified to practise as an attorney and counsellor at law in the several courts of this State, whereupon he took the oath prescribed in such a case.

Adjourned until Wednesday next at 10 O'clock A.M.

Wednesday 7th January 1818. The court met according to adjournment.

No. 236

Samuel Packwood, appellant Vs. Joseph Decuir, appellee

Appeal from the Parish court of New Orleans.
It is adjudged and decreed that the judgment of the Parish court be reversed, and that judgment be entered for the plaintiff and appellee for eighteen thousand and seventy two dollars, with legal interest thereon from the following dates until payment, to wit: on one third of that sum from the twentieth day of April 1817, on another third from the twentieth May following, and on the other third from the twentieth June following; And it is further ordered that the costs in the inferior court be paid by the appellant, and the costs in this court by the appellee.

[No.] 241
Gregorio de las Cagigas, appellant Vs. [Antoine] Larionda's Syndics, appellees
Appeal from the Parish court of New Orleans.
It is ordered adjudged and decreed that the judgment of the parish court be annulled avoided and reversed, and it is further ordered adjudged and decreed that the plaintiff recover from the defendants the two dividends declared on the sum of three hundred & ninety dollars to wit: the sum of three hundred & ninety dollars 19\frac{1}{2} cents with costs [$13.00] of suit in both courts.

No. 238
The parties in this case agreed to furnish the court with their briefs in lieu of oral arguments.
No. 224 585

Jean Vidal, appellant Vs. Benito Pardo, appellee

It is ordered that this cause be dismissed the record containing neither bill of exceptions or statements of facts.

No. 239 587

Thaddeus Mayhew, appellant Vs. Samuel Paxton, appellee

It is ordered that this case be continued indefinitely.

Adjourned until Monday next at 10 O'clock A.M.

Monday 12th January 1818. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 252 589

James Perrie, appellant Vs. Champress Terry, & Maya and Sarah Ann Gray, appellees

This case was this day argued.

No. 255 592

Mary Coffy represented by [?] Rodriguez Cur[ator] ad lites, appellant Vs. Widow Castillon & [?] Pontalba & wife by their Attorneys, appellees

Upon motion of Mr. [Louis] Moreau [Lislet] of counsel for the appellees, it is ordered that this cause be continued indefinitely.
Adjourned until to morrow morning.

Tuesday 13th January 1818. The court met, according to adjournment.

No. 257
William Rogers special administrator, appellant Vs. The Estate of James Smith, appellee

This cause was this day argued.

No. 258
[Anthony] Loze, appellant Vs. The Estate of [the late Jean Pierre] Zanico, appellee

Upon motion of Mr. [Edward] Cauchoix of counsel for the appellant & with consent of Mr. [Louis] Moreau [Lislet] of counsel for the appellee, it is ordered that this cause be continued indefinitely.

Adjourned until to morrow at 10 O'clock a.m.

Wednesday 14th January 1818. The court met, according to adjournment.

No. 222
Corporation, appellant Vs. P[eter] L. B. Duplessis, appellee


It is ordered adjudged and decreed that the judgment of the Parish court be annulled avoided & reversed, and it is further ordered adjudged and decreed that the plaintiffs do recover from the defendant the sum of one thousand one hundred and thirteen dollars for the arrerages [sic] of their annuity with costs [$38.50] in both courts.
No. 244

Simon Cucullu, appellant Vs. Pierre Lefevre, appellee

The parties in this case agreed to furnish this court with their briefs, in lieu of oral arguments.

No. 246

Antoine Peytavin, appellant Vs. Chevalier Lalande Dapremont, appellee

This cause was this day argued.
Adjourned until Monday next at 10 O'clock a.m.

Monday 19 January 1818. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 249

Lewis H. Gardner and wife, appellants Vs. Thomas Harbour et al, appellees

Upon motion of the counsel for the appellants & with consent of the counsel for the appellees it is ordered that this cause be continued until to morrow morning.

No. 256

Mde. Montpellier Peyre Terry, appellant Vs. Widow Legras, appellee

Upon motion of Mr. Seghers of counsel for the appellee, it is ordered that this cause be continued indefinitely.
Adjourned until to morrow at 10 O'clock A. M.

Tuesday 20th January 1818. The court met. [307]
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable Francis X. Martin.

No. 231
Corporation, appellant Vs. Thomas Bailey, appellee
Appeal from the first Judicial District.
It is ordered adjudged and decreed that the judgment of the district court be annulled avoided & reversed, & that judgment be entered for the plaintiff for the sum of one thousand one hundred and thirteen dollars

No. 246
[Antoine] Peytavin, appellant Vs. [Chevalier L.] Dapremont, appellee
Appeal from the second Judicial district.
It is ordered adjudged and decreed that the judgment of the district court be annulled avoided & reversed and Judgment is here given for the sum of six hundred & fifty dollars, without any costs to the plaintiff the costs of the defendants in both courts to be deducted out of the Judgment.

No. 249
It is ordered that this cause be continued indefinitely.
No. 259


Upon motion of Mr. [Pierre L.] Morel of counsel for the appellant, & with consent of Mr. [Fielding L.] Turner of counsel for the appellee, it is ordered that this cause be continued indefinitely.

No. 220


This cause was this day argued.

When the above cause came on to be argued, his Honor J[udge] Martin retired from the bench on account of his having been formerly employed therein.

Adjourned until to morrow morning at 10 O'clock.

Wednesday 21st January 1818. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. [188]


It is ordered that this cause be continued indefinitely.

No. 240

Same order [as above.]

Adjourned until the first Monday in February.

Monday 2d February 1818. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 220

Appeal from the district court of the first Judicial District.

It is adjudged and decreed that the Judgment of the district court be reversed; and that Judgment be entered for the defendants as in a case of non-suit.

No. 257
W[illiam] Rogers, Special as[m]inistrato[r], appellant Vs. The Estate of James Smith, appellee

Appeal from the district court of the first Judicial district.

It is adjudged and decreed that the Judgment of the district court be affirmed, the costs to be supported by the Estate.

No. 252
James Perrie, appellant Vs. Champress Terry & Margo [?] and Sarah Ann Gray, appellees

Appeal from the district court of the third Judicial district.

It is ordered adjudged and decreed that the judgment of the
District court be affirmed with costs. [$15.00]

No. 229

Widow and Heirs of the late Andre Robin, appellants Vs. Executors of said deceased, appellees

It is ordered that the rule taken on the 22d of December last be made absolute, and that the appellants have leave to complete the record in this case.

[No. 225]

In the matter of Manette Dubrueil, a free woman of Color vs. Pierre Dubrueil, appellee

Upon motion of Mr. [Henry] Carleton of counsel for Manette Dubrueil, It is ordered that the Judge of the court of probate shew cause on Monday next why an appeal should not be allowed to the defendant in the above case.

Adjourned until Monday next at 10 O'clock a.m.

Monday 9th February 1818. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 253

Jean Mouchon, appellant Vs. Mde. Louise Delord, appellee

Upon motion of counsel for the appellant in this case, It is ordered that this cause be fixed for trial for Monday next the 16th Instant.
No. 188

It is ordered that this cause be dismissed with costs.

No. 230

The record in this case was by consent of the parties submitted to the court without argument.

No. 191

It is ordered that this cause be continued indefinitely.

No. 249

This cause was this day argued.

No. 244
[Simon] Cucullu, appellant Vs. [Pierre] Lefevre, appellee

It is ordered that this cause be dismissed, the service of the appeal being incomplete.

Adjourned until to morrow morning at 10 O'clock.

Tuesday 10th February 1818. The court met, according to adjournment.
No. 247
[Antoine] Peytavin, appellant Vs. [Artemisa] Hopkins, appellee
No. 248
[Marianne] Dubruel alias [Marianne] Brion, appellant Vs. Louisiana Bank, appellee

The parties in these cases appeared by their attorneys, and the same were argued.

No. 250

No. 251
Same Vs. Same

It is ordered that these causes be continued until to-morrow morning.

Adjourned until to-morrow morning at 10 o'clock.

Wednesday 11th February 1818. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 230

Appeal from the first Judicial District.
It is ordered adjudged and decreed that the judgment of the District court be annulled avoided and reversed and proceeding to give such a judgment as, in our opinion ought to have been given there; We order, adjudge and decree that the plaintiff & appellant do recover from the defendants the sum of seven hundred and thirty dollars, with legal interest from the fourth day of September 1816, until paid with costs [$16.50] in both courts.

No. 191
Appeal from the third Judicial district.
It is ordered that this appeal be dismissed, the last petition of appeal having been presented after the expiration of the two years allowed by law.

No. 250

No. 251
Same Vs. Same
These causes were this day argued.
Adjourned until monday next at 10 O'clock. a.m.

Monday 16th February 1818. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.
No. 253

No. 243
Dussuau Delacroix & al, appellants Vs. P[ierre] Seuzeneau, appellee

No. 258
[Anthony] Loze, appellant Vs. Estate of [Jean B.] Zanico, appellee

The parties in these cases appeared by their Attorneys & the same were argued, whereupon the court took time to consider of their decree.

No. 267

Upon motion of Mr. Edward Livingston of counsel for the appellants, & with consent of the counsel for the appellees, It is ordered that this appeal be dismissed with Costs.

Adjourned until to morrow morning at 10 O'clock.

Tuesday 17th February 1818. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 259
Charles Morrin, appellant Vs. W[id]ow [Pauline] Martinez ad[mini­stratrix] & a[l], appellee[s]
These causes were this day argued, Whereupon the Court took time to consider of their decree.

Upon motion of Mr. [John] Dumoulin of counsel for the appellee, & with consent of Mr. [Henry] Morse of counsel for the appellant, It is ordered that this cause be continued indefinitely Adjourned until to morrow at 10 O'clock A.M.

Wednesday 18th February 1818. The court met according to adjournment.

[No. 265] 633

These causes were this day argued.

Arnould Dubourg esqr. this day presented himself, and having
been duly and strictly examined in open court, was found by their Honors well and sufficiently qualified to practise as an Attorney & counsellor at law in the Several courts of this State. Whereupon he took the oath prescribed in Such a case.

Adjourned until Monday next at 10 O'clock a.m.

Monday 23d February 1818. The court met according to adjournment.

No. 261
Syndic of [John] Blanque, [appellants] vs. [Jean Etienne Balquerie] and [Pierre] Bastareche, [appellees]

Upon motion of Mr. [Pierre L.] Morel of counsel for the appellants, & with the consent of Mr. [Abner L.] Duncan of counsel for the appellee, It is ordered that this cause be continued until Monday next.

No. 270

Upon motion of Mr. [Abner L.] Morel of counsel for the appellee, & with consent of Mr. [Dominique] Seghers of counsel for the appellants, It is ordered that this cause which was fixed for trial for to morrow, be continued until Tuesday the 3d day of the next Term.

No. 272
Augustin et al, [free persons of color], [appellants] Vs. [Cailleau] Lafontain et al, [appellees]
Upon motion of Mr. [blank] It is ordered that this cause which was fixed for trial for to morrow, be continued until Tuesday the 3d day of next Term.

No. 217
Upon motion of Mr. [Henry] Carleton, It is ordered that this cause be continued indefinitely.

[No. 225]
It is ordered that the Judge of the Court of probates be directed to grant an appeal in this case.
Adjourned until Wednesday next at 10 O'clock A. M.

Wednesday 25th February 1818. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

[No. 141]
Appeal from the District court of the first Judicial District.
It is ordered adjudged and decreed that the Judgment of the District court be affirmed with Costs. [$67.00]
No. 256

[No. 271]\(^{643}\)
These causes were this day argued.
Adjourned until monady next at 10 O'clock a.m.

Monday 2d March 1818. The court met. [317]
Present the Honorable George Mathews, the Honorable Peter Derbigny, &
the Honorable F. X. Martin.

No. 243
Dussau Delacrois et al, appellants Vs. P[ierre] Seuzenau, appellee
Appeal from the Parish court of New Orleans.
It is adjudged and decreed that the Judgment of the Parish court
be affirmed with costs. [$13.00]

No. 263
[Will] Flower & [?] Finly, appellants Vs. R[oderick] Perry, appellee
Appeal from the Parish court of New Orleans.
It is adjudged and decreed that the Judgment of the Parish court
be reversed, and that judgment be entered for the pl[ainti]ff for four
hundred dollars, & the costs [$12.00] in the inferior court.
No. 256

Mde. P[eyre] Terry, appellant Vs. W[id]ow Legras, appellee

Appeal from the Parish court of New Orleans.

It is adjudged and decreed that the Judgment of the Parish court be affirmed with costs.

No. 258

[Anthony] Loze, appellant Vs. Estate of [Jean B.] Zanico, appellee

Appeal from the court of Probates.

It is ordered adjudged and decreed that the Judgment of the court of probates be annulled avoided and reversed, and that the petitioner be placed on the tableau of repartition of the Estate for the sum of three hundred and fourteen dollars with interest on the sum of three hundred dollars, the amount of the note from the judicial demand, may 31st 1817, and costs [$14.00] in both courts.

No. 261


Upon motion of Mr. [Pierre L.] Morel of counsel for the appellants, & with consent of Mr. [Abner L.] Duncan of counsel for the appellee, It is ordered that this cause be continued until Wednesday the eleventh instant.

No. 268 645

Upon motion of the appellant's counsel, It is ordered that this cause be continued indefinitely.

Adjourned until to morrow morning at 10 O'clock.

Tuesday 3d March 1818. The court met, according to adjournment.

No. 249

Appeal from the third Judicial district.

It is ordered adjudged and decreed that the Judgment of the district court be affirmed with Costs.

No. 270
[B.] Schons & others, appellants Vs. P[ierre C.] Langlich a f[ree] m[an] of C[olor], appellee

This cause was this day argued.

No. 272
Augustin et al [free persons of color], appellants Vs. Cailleau Lafontaine, appellee

This cause came on this day to be tried, and the arguments having lasted until the end of the Sitting of this day, were ordered to be resumed to morrow morning.

Adjourned until to morrow morning.

Wednesday 4th Marth 1818. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, &
the Honorable F. X. Martin.

No. 272
Augustin et al, [free persons of color], appellants Vs. Cailleau
Lafontaine, appellee

The arguments in this case were this day resumed.

No. 264
Deshon Woodward & Henry Henry, appellants Vs. J[acob] Jennings, ap­
pellee

In this case which was to be argued this day, the parties agreed
to furnish the court with their briefs in writing in lieu of oral ar­
guments.

No. 273
[Jean Baptiste] Bariteau, appetant Vs. [Charles] Lefevre, appetee

It is ordered that this cause be continued indefinitely.

Adjourned until monday next at 10 O'clock a.m.

Monday 9th March 1818. The court met, according to adjournment.

No. 253
John Mouchon, appellant Vs. Mde. [Louise] Delord, represented by P.
Foucher, appellee
Appeal from the Parish court for the parish & city of New Orleans.

It is ordered and decreed that the Judgment of the Parish Court be reversed, & proceeding to give such Judgment as in our opinion ought then to have been given, It is further ordered adjudged and decreed that the plaintiff & appellants' petition be dismissed with costs. [$13.50]

No. 248

Mariane Dubruel alias [Mariane] Brion, appellant Vs. the Louisiana Bank, appellee

Appeal from the Parish Court of New Orleans.

It is ordered adjudged and decreed that the judgment of the Parish court be affirmed with Costs. [$17.50]

No. 247

[Antoine] Peytavin, appellant Vs. Artemisa Hopkins curatix et al, appellee[s]

Appeal from the second Judicial District.

It is ordered and decreed that the judgment of the district court be reversed; and that this cause be remanded to be tried anew, with instructions to the Judge to admit the certified copy of sale tendered by the plaintiff, and any oral evidence by which he may offer to prove the manner in which Hopkins possessed the plantation and slave in question, and any step which he may have taken towards alienating them; It is further ordered that the appellee do pay the costs of his appeal.
This cause was this day argued.
Adjourned until to morrow at 10 O'clock a.m.

Tuesday 10th March 1818. The court met.
Present the Honorable Geroge Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

George Eustis & Samuel Hinkli Robins esqrs. this day presented themselves, & having been duly & strictly examined in open court, were found by their Honors to be well & sufficiently qualified to practise as Attorneys & counsellors at law in the several courts of this State, Whereupon they took the oaths prescribed in such a case.

Upon motion of Mr. [Pierre L.] Morel of counsel for the appellants, It is ordered that this cause which was fixed for trial for to morrow, be continued indefinitely
Adjourned until Monday next at 10 O'clock a.m.

Monday 16th March 1818. The court met, according to adjournment.

No. 262
Gallien Preval, appellant Vs. [?] Dubuys & [?] Longer, appellees
Appeal from the first Judicial district.
It is ordered adjudged and decreed that the judgment of the court of probates be reversed & annulled and that the judgment of the District Court be affirmed with costs. [$15.00]

No. 259
Charles Morrin, appellant Vs. Widow [Pauline] Martinez administrator & all, appellees
Appeal from the 2d Judicial District.
It is ordered, adjudged and decreed that the sale made by the defendants to the plaintiff of the Negro man Thomas, be and it is hereby cancelled, and that the plaintiff be exonerated from the payment of the price at which said negro was adjudged to him, and every part thereof, on his returning the said slave to the defendants, and that the defendants pay costs in both courts.

No. 266
Nicholas Highland, appellant Vs. [John] Vernon & [D.] Flucker, appellees
Appeal from the third Judicial district.
It is ordered, adjudged and decreed that the judgment of the
district court be annulled avoided and reversed and proceeding to give such a judgment as ought to have been given below, it is ordered adjudged & decreed that the injunction heretofore granted by the district Judge be made perpetual, that the defendants deliver the negroes Fanny, Billy & Manuel to the petitioner, and as we are without any evidence of the amount of the injury sustained by the plaintiff, that he recover nominal damages, viz, one dollar for the unlawful taking and detention, with costs [21.25] of suit.

[No. 246]
[Antoine] Peytavin, appellant Vs. [Chevalier L.] Dapremont, appellee
Upon motion of Mr. [Fielding] Turner, it is ordered that the appellant shew cause on monday next why the decree in this case may not be amended by the record, so far as it respects the Costs. [$12.00]

No. 255
Mary Coffy represented by [?] Rodriguez, Cur[ator] ad lites, appellant Vs. W[id]ow Castillon, & [?] Pontalba & wife by their Attorneys, appellees

[No. 108]
[John F.] Merieult, appellant Vs. [James] Sterret & wife, appellees
Upon motion of Mr. [Louis] Moreau [Lislet] of counsel for the appellant, It is ordered that this cause which was fixed for trial for to morrow, be continued indefinitely.
No. 234
[Thomas] Durnford, appellant Vs. The Heirs of [Peter] Trepanier, appellee

Upon motion of Mr. [Pierre L.] Morel of counsel for the appellant, it is ordered that this cause which was fixed for trial for tomorrow, be continued until Wednesday next.

No. 273
J[ean] B. Bariteau, appellant Vs. C[harles] Lefevre, appellee

No. 260
[?] Todd, appellant Vs. [?] Landry, appellee

These causes were this day argued, whereupon the court took time to consider of their decree. Adjourned until Wednesday next, at 10 o'clock a.m.

Wednesday 18th March 1818. The court met. Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 234

No. 268
These causes were this day argued.
Adjourned until Monday next at 10 O'clock a.m.

Monday 23d March 1818. The court met, according to adjournment.

No. 270
B. Schons & others, appellants Vs. P[ierre C.] Langliche a f[ree] m[an] of C[olor], appellee

Appeal from the Parish Court of New Orleans.

It is ordered, adjudged and decreed that the judgment of the Parish court be reversed and annulled. And proceeding here to give such judgment, as ought in our opinion to have been there given, It is further ordered, adjudged & decreed that the judgment be rendered for the appellants, the original defendants with Costs [$15.50] in both Courts.

No. 265

Appeal from the Parish court of New Orleans.

It is ordered, adjudged and decreed that the judgment of the Parish court be affirmed with costs.

No. 238

Appeal from the District court of the first Judicial district.

It is ordered, adjudged and decreed that the judgment of the
district court be affirmed with costs.

No. 275
Lucille a f[ree] w[oman] of C[olor], appellant vs. Toustaint [?] a f[ree] m[an] of C[olor], appellee

No. 276
The State, appellant vs. [Edward], A Slave, appellee
These causes were this day argued.
Adjourned until monday next at 10 O'clock a.m.

Monday 30th March 1818. The court met, according to adjournment.

No. 268
Appeal from the district court of the furst Judicial district.
It is adjudged and decreed that the Judgment of the district court be affirmed with Costs. [$14.00]

No. 273
J[ean] B. Bariteau, appellant Vs. C[harles] Lefevre, appellee
Appeal from the District court of the first Judicial district.
It is adjudged and decreed that the judgment of the district court be reversed; and that judg[men]t be entered for the defendant with costs [$12.75] only.
No. 234
Thomas Durnford, appellant Vs. Heirs of Peter Trepanier, appellee[s]
Appeal from the Parish Court of New Orleans.
It is ordered adjudged and decreed that the judgment of the Parish court be affirmed with costs. [$19.00]

No. 255
Mary Coffy represented by Rodriguez, curator ad lites, appellant Vs. Widow Casilllon, appellee

No. 108
John F. Merieult, appellant Vs. James Sterret & wife, appellees
Upon motion of counsels for the appellees, It is ordered that these cases be continued indefinitely.
Adjourned until to morrow at 10 O'clock a.m.

Tuesday 31st March 1818. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

[No. 261]
Syndics of John Blanque, appellants Vs. Jean E. Balquerie & Pierre Bastareche & Co., appellees
This cause was this day argued.

James C. Biddle Esqr. this day presented himself, and having
been duly and strictly examined in open court, was pronounced by their Honors, to be well and sufficiently qualified to practise as an Attorney and counsellor at law in the several courts of this State, Whereupon he took the oath prescribed in such case.

Adjourned until to morrow morning at 10 O'clock.

Wednesday 1st April 1818. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 229
Widow and Heirs of the late Andre Robin, appellants Vs. Executors of said deceased, appellees
This court [sic] was this day argued.

No. 277
Jean Felix Doudre, appellant Vs. Elie Papin, appellee
The record in this case was this day submitted to the court without argument.

No. 285
State Vs. Maurice W. Hoffman
Upon motion of Mr. Samuel H. Harper and upon the reading & filing of his affidavit, it is ordered that Maurice W. Hoffman, charged in the said affidavit with malpractice as an Attorney and counsellor at law shew cause on thursday the 9th instant why he should not be
suspended from his practice as an Attorney and counsel lor at law. "That a copy of this order with a copy of the affidavit be served on him immediately."

Adjourned until Monday next at 10 O'clock a.m.

Monday 6th April 1818. The court met. Present the Honorable George Mathews, the Honorable F. X. Martin. His honor Judge Derbigny being sick could not meet this day.

No. 217
Emilius Sainet, appellant Vs. Je[acque]s Desvigne, appellee
It is ordered that this cause be dismissed, the record containing neither bill of exceptions or statements of facts.

No. 281660
In the matter of Manette Dubreuil a f[ree] w[oman] of C[olor], appellant Vs. P[ierre] Dubreuil, appellee
This cause was this day argued.
Adjourned until to morrow morning at 10 O'clock.

Tuesday 7th April 1818. The court met.
Present the Honorable George Mathews & the Honorable F. X. Martin. His Honor Judge Derbigny being still sick, could not attend.

[No.] 278661
J[ean] B. Bariteau, appellant [should read appellee] Vs. [Thomas] Durnford, appellee [should read appellant]
Simon Cucullu, appellant Vs. Pierre Lefevre et al, appellees

These causes were this day argued.

Adjourned until to morrow at 10 O'clock a.m.

Wednesday 8th April 1818. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

Francois Dussau Delacroix, appellant Vs. [?] Enard ex[ecuto]r of [J. B.] Joublanc, appellee

This cause was this day argued.

Abram Mace, appellant Vs. Magdelaine Berthole a free woman of Color, appellee

Upon motion of the appellant, and with consent of Mr. [Louis] Moreau [Lislet] of counsel for the appellee, It is ordered that this cause be continued until Tuesday next.

Adjourned until to morrow morning at 10 O'clock.

Thursday 9th April 1918. The court met, according to adjournment.

State Vs. Maurice Hoffman
By consent of the parties, It is ordered that this cause be continued until Thursday the 16th instant.
Adjourned until Tuesday next at 10 O'clock a.m.

Tuesday 14th April 1818. The court met. [330]

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 261
Appeal from the Parish court for the Parish & city of New Orleans.
It is adjudged and decreed that this cause be dismissed at the costs [§15.00] of the appellants.

No. 260
[?] Todd, appellant Vs. [?] Landry, appellee
Appeal from the second Judicial District.
It is ordered, adjudged and decreed that the judgment of the court below be reversed and annulled, and proceeding here to give such judgment as ought to have been given; It is further ordered, adjudged and decreed that the petition of the plaintiffff, who is now appelleant, be dismissed with Costs.

No. 276
The State, appellant Vs. Edward a slave, appellee
Appeal from the first Judicial district.

It is ordered adjudged & decreed that this appeal be dismissed with Costs.

[No.] 272
Augustin et al, [free persons of color], appellants Vs. Cailleau Lefontaine, appellee

Appeal from the Parish court of New Orleans.

It is ordered adjudged and decreed that the Judgment of the Parish court be reversed, & that the appellants be released from the custody of the Sheriff.

No. 277
[Jean F.] Doubrere, appellant Vs. [Elie] Papin, appellee

Appeal from the first Judicial district.

It is ordered that this cause be dismissed, the record not containing any judgment.

No. 282
Orleans Navigation Company, appellant Vs. Dussuau Delacroix, appellee

This cause came on this day to be tried, & the arguments having lasted until the end of the sitting of this day, were ordered to be resumed to morrow. When the above cause came on to be argued, his honor J[udge] Martin, retired himself from the bench on account of his being a stock holder of the Navigation company.
No. 283


Upon motion of Mr. [Louis] Moreau [Lislet] of Counsel for the appellee, & with consent of the appellant, It is ordered that this case be continued indefinitely.

Adjourned until to morrow morning at 10 O'clock.

Wednesday 15th April 1818. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 283


In this case the parties agreed to furnish the court with their briefs in writing, in lieu of oral argument.

No. 282


The arguments in this case were this day resumed, whereupon the court took time to consider of their decree. When the above cause came on to be tried, his honor Judge Martin retired himself from the bench, on account of the reasons assigned on the minutes of yesterday.
No. 286

Wide Monserrat wife of (?) Bonseigneur, appellant Vs. Wide Godet, appellee

It is ordered that this cause be continued indefinitely.
Adjourned until to morrow morning at 10 O'clock.

Tuesday 16th April 1818. The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

No. 285

State vs. [Maruice W.] Hoffman

It is ordered that the testimony in this case be taken before Galien Preval, Justice of the peace, and that the case be heard on this day week.
Adjourned until monday next at 10 O'clock a.m.

Monday 20th April 1818. The court met, according to adjournment.

No. 280

Dussuau Delacroix, appellant Vs. (?) Enard Ex[ecuto]r of [J. B.] Joublanc, appellee

Appeal form the Parish court for the Parish & city of New Orleans.
It is ordered adjudged & decreed that the judgment of the Parish court be reversed, & that judgment be entered for the Plaintiff for [333] five hundred and eighteen dollars & thirty six cents with costs [14.50] save those of this appeal to be paid by him.
[No.] 245

W[Id]ow [Louise] Delord, appellant Vs. The Syndics of the creditors of Joseph Montegut, appellees


It is ordered adjudged and decreed that the judgment of the Parish court be affirmed with Costs. [$19.00]

No. 255

[Mary Coffy represented by] [?] Rodriguez, appellant Vs. W[Id]ow Castillon, appellee

Upon motion of the counsel for the appellant & with the consent of the counsel for the appellee, it is ordered that this cause be continued until the 28th day of this term.

[No.] 274667

Estate of the late [William] Stearns, 668 appellant Vs. [John Rust] Curator of s[ai]d Estate, appellee

Upon motion of the counsel for the app[ellant] it is ordered that this cause be continued indefinitely.

Adjourned until to morrow at 10 O'clock a.m.

Tuesday 21st April 1818. The court met a[ccord]ing to adjournment.

No. 284669


The record in this case was this day submitted to the court without argument.
No. 287


Same entry [as above].

No. 277

[Jean F.] Doubre, appellant Vs. Elie Papin, appellee

Upon motion of Mr. [John] Dumoulin of counsel for the appellant, and with consent of Mr. [Edward] Livingston of counsel for the appellee, it is ordered that this cause be reinstated on the docket, & that the record be amended, by adding to it the judgment which had been omitted. Adjourned until to-morrow morning at 10 o'clock.

Wednesday 22nd April 1818. The court met according to adjournment.

No. 287


Appeal from the Parish court for the Parish & city of New Orleans.

It is ordered adjudged and decreed that this appeal be dismissed at the costs [$10.00] of the appellant.

No. 281

Manette Dubueil a free woman of Color, appellant Vs. Pierre Dubueil, appellee
Appeal from the court of Probates.

It is ordered adjudged and decreed that the judgment of the court of Probates be reversed and annulled, & proceeding here to give such judgment as ought to have been given by that court, It is further ordered adjudged and decreed that the petition of the plaintiff be dismissed with costs [$18.00] in both courts, without prejudice to the defendant, in any prosecution which she may hereafter institute, to have the mortgage mentioned in her answer, annulled and cancelled.

[No. 290] 672

Upon motion of Mr. [Dominique] Seghers of counsel for the appellee, It is ordered that she have leave to complete the record in this cause, & that a mandate issue accordingly, directed to the Judge of the district court, to certify the whole of the said record.

[No.] 288 674
Louis Nozet, appellant Vs. Adelaide Metaye et al, appellees

This cause was this day argued.

Charles Joseph Athoine esqr. this day presented himself, and having been duly & strictly examined in open court, was pronounced by their honors to be well & sufficiently qualified to practise as an Attorney and counsellor at law in the several courts of this State. Whereupon he took the oath prescribed in Such case. Adjourned until to morrow morning at 10 O'clock.
Thursday 23d April 1818.  The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, &
the Honorable F. X. Martin.

No. 285
State Vs. [Maurice W.] Hoffman

Upon motion of S[amue]l Harper esq. it is ordered that this
cause be continued indefinitely.

Monday 27th April 1818.  The court met.
Present the Honorable George Mathews, the Honorable Peter Derbigny, &
the Honorable F. X. Martin.

No. 108
John Francis Merieult, appellant Vs. James Sterret & wife, appellees
Appeal from the 1st District Court.

Upon motion of Mr. Moreau-Lislet of counsel for the appellants,
and upon suggesting that the judge has refused to make out a statement
of facts in this Case as required by the Attorney for the plaintiff,
it is ordered by the Court that the judge of the District Court do
make out the said statement of facts and send it up to this Court or
shew cause on Monday next why he should not make it.

This day Honore F. Deblieux was sworn as Deputy Clerk of this Court.
Adjourned until to morrow morning at 10 o'clock.
Tuesday 28th April 1818. The Court met according to adjournment.

No. 255

[Mary Coffy represented by] [?] Rodriguez, appellant Vs. Widow Castillon, appellee

This cause was this day argued.

When this cause was called his honor Judge Derbigny retired from his Seat, having been formerly engaged in this Suit.

[No.] 289675

Eugene Alexander, appellant Vs. Henry Jacob & others, appellee[s]

It is ordered that this cause be continued indefinitely.

Then the Court adjourned until Monday the 4th of May next.

Monday 4th May 1818. The court met.

Present the Honorable George Mathews, the Honorable Peter Derbigny, & the Honorable F. X. Martin.

[No.] 279

Simon Cucullu Syndic, appellant Vs. P[ete]r Lefebvre et al, appellees

Appeal from the Parish Court.

It is ordered, adjudged & decreed that the Judgment of the Parish Court be reversed & annulled and that the cause be sent back to that Court with instructions to allow to the appellant the privilege of a creditor by mortgage legally recorded; and it is further ordered and decreed that the appellee Lefevre do pay costs. [$15.00]
[No.] 282
Orleans Navigation Company, appellant Vs. [Francois] Dussuau Delacroix, appellee

[and]


Appeal from the Judgment of the District Court for the first District.

"It is adjudged and decreed that the Judgment of the District Court be affirmed; the costs of these appeals to be supported equally by the parties."

[No.] 229
Widow & heirs of the late A[ndre] Robin, appellants Vs. Executors of his will, appellee

Appeal from the Court of Probates.

"It is adjudged & decreed that the last decree of the Court of Probates, bearing date the eleventh of June 1817, be reversed and annulled; and that the appellees pay the [$17.50] costs of this appeal, & the costs accrued in the Court Since the decree of the 30th of April."

[No.] 277
[Jean F.] Doubrere, appellant Vs. [Elie] Papin, appellee

Appeal from the 1st District Court.

"It is ordered, adjudged and decreed that the Judgment of the Court below affirmed with costs." [$14.00]
[No.] 286
Widow Monserrat wife of [?] Bonseigneur, appellant Vs. Widow Godet, appellee

The record in this Cause was this day Submitted to the Court without argument.

[No.] 289
Eugene Alexander, appellant Vs. H[enry] Jacob et al, appellees

Appeal from the first district Court.

On motion of Mr. [James C.] Workman of Counsel for the appellant and upon the affidavit of Henry Carleton that the record in this cause has been Sent imperfect; it is ordered that the Judge of the District Court of the first District do complete the [339] the said record and certify the Same according to law, or shew cause, on Monday next 11th inst[an]t why he should not do so.

[No.] 240
[Francois] Nero, appellant Vs. [Louis A.] Rebould, appellee

This cause now came on to be tried, and the arguments having lasted until the end of the Sitting, were ordered to be resumed to­morrow. And then the Court adjourned until to­morrow morning at 10 o'clock.

Tuesday 5th May 1818. The Court met according to adjournment.

[No.] 278
Appeal from the District Court for the first district.

It is ordered, adjudged and decreed that the Judgment of the District Court be annulled, avoided and reversed; and this Court doth further order, adjudge and decree that the defendant be allowed the payment of two hundred & six dollars, Sixty-Six cents and two thirds, and that this sum being deducted from three thousand one hundred dollars, the plaintiff do recover from the defendant the balance, to wit: two thousand eight hundred & ninety three dollars and thirty nine cents and one third, with costs in the inferior Court, and interest on the said balance at five per cent, from the institution of the Suit till paid, and that the plaintiff and appellee pay the costs [\$15.50] of this appeal.

[No.] 240

[Francois] Nero, appellant Vs. [Louis A.] Rebould, appellee

The arguments in this cause were this day resumed and finally ended, whereupon the Court took time to consider of their decree.

[No.] 274


This cause was now argued.

[No. 284]


It is ordered that this cause, which was fixed for to-day, be postponed until to-morrow.
Adjourned until to-morrow at ten o'clock A.M.

Wednesday 6th May 1818. The court met according to adjournment.

[No.] 284

By consent of the Counsel for the appellant, this cause was this day argued ex parte by the Counsel for the appellee Whereupon the Court took time to consider of their Judtment, and then adjourned until Monday next the 11th inst[an]t at 10 o'clock A.M.

Pass to the 2d minute book.

N. B. LeBreton
NOTES TO THE INTRODUCTION

1 The judges of the Superior Court of the Territory, at the time of the adoption of the State Constitution of 1812, resigned their United States commissions and decided that they automatically constituted the transitional high court of appeals. They would sit until the legislature organized the state courts in 1813. The judges called this court the Superior Court of the State of Louisiana. See Henry P. Dart, "History of the Supreme Court of Louisiana," Louisiana Reports, CXXXIII (1913), xxxvi.


3 Miller, Louisiana Judiciary, 6; William K. Dart, "Louisiana Judicial System," 44.

Ibid.; Dargo, Jefferson's Louisiana, 105; Henry P. Dart, "Courts and Law," 228; Louisiana Historical Records Survey (W.P.A.), Inventory of the State Archives of Louisiana--Series II: The Judiciary, No. 1, The Superior Court of the Territory of Orleans (University, Louisiana?: Louisiana State University, 1942), 1, 3; Miller, Louisiana Judiciary, 8.

Ibid., 10.

While the digest is often referred to as a code, it is not. It did not replace the laws as a code would have done, but it merely formed a compilation. The question of the sources of the digest have been a continual source of debate. Two of the recent protagonists in this argument are Robert Pascal and Rodolfo Batiza. For a discussion of these arguments see Dargo, Jefferson's Louisiana, 156-164.

Yiannopoulos, Louisiana Civil Law System, 59.

Dargo, Jefferson's Louisiana, 156, 171.

In 1816, the legislature changed the seat of the western district from Opelousas to Alexandria. See Louisiana Acts, 1816, 74; Henry P. Dart, "History of the Supreme Court," xxxvii-xxxix.

Ibid., xxxix-xl.; For additional biographical information consult the annotations to the edited text, numbers 1, 2, 4, and 27.

3 Mart.(O.S.) 2 (La. 1813).

3 Mart.(O.S.) 9 (La. 1813).

Ibid., 13.

3 Mart.(O.S.) 42 (La. 1813).

3 Mart.(O.S.) 305 (La. 1814).

3 Mart.(O.S.) 325 (La. 1814).
By an act of the legislature in 1817, the Supreme Court was vested with appellate review in cases from the probate jurisdiction of the first district court when the value of an estate exceeded three hundred dollars.

Louisiana Historical Records Survey (W.P.A.), Inventory of the State Archives of Louisiana--Series II: The Judiciary No. 2. The Supreme Court of Louisiana (University, Louisiana?: Louisiana State University, 1941), 10.


Henry P. Dart, "Place of the Civil Law in Louisiana," 311-12.

First Minute Book of the Supreme Court of Louisiana, 1813-May, 1818. Supreme Court of Louisiana Collection, Accession 106. Earl K. Long Library, New Orleans.

Ibid., 29, 229.


Because the original was inaccessible for the year it was on display at the Supreme Court, I used the microfilm copy for my original transcription. By the time I had finished my typed transcript, the Court had returned the volume to the UNO Archives, and I was able to
verify my copy against the original. It should be noted that many of the page numbers are missing from the microfilm copy because these were later pencilled onto the original by the archivist.

30 Only two pages of the Minute Book have been printed previously. The Louisiana Reports, Volume 133, published the commissions of Judge Hall and Judge Mathews in an article on the centenary of the Court.
NOTES TO THE MINUTE BOOK

1 Dominick Augustin Hall was born in 1765 in South Carolina. In 1804, he was appointed United States District Court Judge for the Orleans Territory. Judge Hall held this post until his appointment to the Supreme Court of the State of Louisiana. His brief stay on the Court lasted only until July, 1813. Hall claimed that his limited knowledge of the civil law hindered the performance of his duty. He died on December 19, 1820. (DAB: NODP, 31 March 1865)

2 George Mathews was born near Staunton, Virginia, on September 21, 1774. In 1805, he was appointed as a judge for the Territorial Court of the Mississippi Territory. One year later Mathews was transferred to the Territory of Orleans. Appointed to the Supreme Court of the state, he remained on the Court until his death on November 14, 1836. Judge Mathews is buried in the cemetery of the Grace Episcopal Church in St. Francisville, Louisiana. (Fortier, 2:139-40; JUS, 258)

3 Louis Barthelemy Macarty served as Secretary of State from 1812 to 1816. He died on December 4, 1846, at the age of sixty-two. (CD-1811, 40; LAND, 5 December 1846.)

4 Francis Xavier Martin was born on March 17, 1762, in Marseilles, France. By 1786, he had emigrated to North Carolina, where he practised law for twenty years. In 1809, he was appointed United States Judge for the Mississippi Territory, and the following year was transferred to the Orleans Territory. Martin served as the first Attorney General of the State of Louisiana from 1813 to 1815. In 1815, he was appointed
to the State Supreme Court. Judge Martin became principal judge of the Court in 1836. He retired in 1845 and died shortly thereafter on December 11, 1846. During his lifetime Martin wrote several books, of which the following are best known: 1) History of North Carolina and 2) History of Louisiana. (DAB; NCAB, 5:436; NOCB, 11 December 1846.)

5 John Bartow Prevost was born in 1770. He was appointed Judge of the Superior Court of the Territory of Orleans in 1804 and served in that position until 1808. After his retirement from the bench, Prevost practised law in New Orleans. He died on March 5, 1825. (JUS, 324-25.)

6 Edward Livingston, one of the most prominent citizens and influential legal minds in Louisiana in the early 1800's, was born in New York state on May 26, 1764. There he studied and practised law, becoming active in politics and serving as a member of Congress, as United States Attorney, and as mayor of New York City. Upon coming to Louisiana in 1804, Livingston continued to practise law. He became an important figure in the struggle to preserve Louisiana's civil law tradition. (See George Dargo's Jefferson's Louisiana) In 1820, Livingston was elected to the Louisiana House of Representatives. From 1823 to 1829, he was a member of the United States House of Representatives, and from 1829 to 1831, he represented Louisiana in the United States Senate. President Jackson, a long-time friend, appointed him Secretary of State in 1831. By this time Livingston had moved back to his native New York, where he died on May 23, 1836. (BDAC, 1297-98; NCAB, 5:293.)

7 John Randolph Grymes was born in Vancluse, Virginia, on December 14, 1786. He arrived in New Orleans around 1810 and began studying
law in the office of his brother, Philip, who was a United States Attorney. When Philip retired in 1811, John took over for a brief period. Grymes, who married Governor Claiborne's widow, was a member of the state legislature in 1820 and a member of the 1845 constitutional convention. He died on December 3, 1854. (NOCL, 5 December 1854; New Orleans Evening Chronicle, 30 May 1885.)

Auguste Davezac de Castera, born in May, 1780, in Santo Domingo, studied law in the offices of Edward Livingston, whose second wife was Davezac's sister. He served as the charge d'affairs to the Hague under President Jackson. Davezac died on February 15, 1851, in New York, where he had taken up residency. (DAB; NODP, 23 April 1863.)

Abraham R. Ellery had been practising law in Louisiana at least since 1808. His office was in the Custom House. (CD-1809, 214; CD-1811, 21.)

William A. Depeyster, a native of New Jersey, was born in 1784. He fought with Jackson at the Battle of New Orleans. Depeyster died on January 27, 1818, at the age of thirty-four. (NOLG, 4 April 1815 and 29 January 1818.)

Etienne Mazureau, born in La Rochelle, France, in 1777, was trained in the French and Spanish legal systems before emigrating to New Orleans in 1804. Mazureau continued to practise law in Louisiana, where he became one of the prominent legal minds in the territory and the state. He was also a leading proponent for the retention of Louisiana's civil law system. He was a member of the 1811 constitutional convention and served as a member of both the Louisiana House of Representatives and the Senate. Mazureau held the position of

12 Abner Lawson Duncan, a leading lawyer and prominent citizen, had law offices on Royal Street. He served as an advisor to General Wilkinson during the British invasion. In 1820, he, along with Pierre Derbigny and Stephen Henderson, received an exclusive five-year privilege to establish a steam ferry boat to cross the Mississippi River. (CD-1809, 214; CD-1811, 16; NOT, 5 June 1864.)

13 Alfred Hennen, born in Maryland, on October 27, 1786, settled in New Orleans in 1809, where he began practising law. He had a long and distinguished legal career. For several years prior to his death, he taught common and constitutional law at the University of Louisiana. Hennen died on January 19, 1870, at the age of eighty-four. (NOCB, 20 January 1870; Louis Voss, comp., Presbyterianism in New Orleans. (New Orleans: Presbyterian Board of Publications of the Synod of Louisiana, 1931), 24 (hereafter cited as Voss, Presbyterianism).

14 John B. Paillette died on September 10, 1821. (NOCL, 21 September 1821.)

15 Nathan Morse was active in New Orleans politics. He ran an unsuccessful race for mayor against Augustin Macarty in 1815. He was also involved in business schemes. In 1820, he was granted a privilege to construct a turnpike from Lake Pontchartrain to the Mississippi
Pierre Louis Morel (Morrel) was born in Rennes, France, in April, 1777. He settled in New Orleans in 1804 after having been in Spain and Jamaica. He began his career in Louisiana as translator for the Superior Court of the Orleans Territory. A close friend of Etienne Mazureau, Morel was active in politics and served as a member of the Louisiana House of Representatives. He died on May 10, 1826. (NOCL, 13 May 1826.)

Henry Marie Brackenridge was a lawyer and an author. Born in Pittsburgh, Pennsylvania, on May 11, 1786, he practised law in his home state and in Missouri. In 1811, Brackenridge came to Louisiana. As a member of the constitutional convention of 1811, he helped to write the judicial article. Later he served as a deputy attorney general and as a state district judge. In 1817, he moved to Maryland, where he served in the Maryland legislature. Before leaving Louisiana, Brackenridge published *Views of Louisiana* (1814). He died on January 18, 1871. (DAB; JUS, 38.)

Abraham (Abram) Mace practised law in Louisiana at least as early as 1809. He also served as a justice of the peace. (United States Census of Population for 1810.)

Dominique Seghers died on January 12, 1848, at the age of eighty-one. (NOCL, 12 January 1848.)

Samuel C. Young lived along Bayou St. John. He practised law in New Orleans as early as 1809. (CD-1811, 55.)

Louis Casimir Elizabeth Moreau Lislet, born in 1767 in Cap Francais, Santo Domingo, was a lawyer, judge, politician, and prominent
citizen of Louisiana. He was a justice of the peace (1806) and judge of the New Orleans City Court (1808). In 1808, he and James Brown prepared the Digest (or Code) of 1808. He also helped Pierre Derbigny and Edward Livingston write the Code in 1825. Moreau Lislet held the office of State Attorney General from 1817 to 1818. Shortly after this time he was elected to the state Senate. He died on December 3, 1832. (CD-1807, 63, 66; CD-1809, 118; CD-1811, 36, 57, 59.)

22 Thomas C. Nicholas served as a justice of the peace in New Orleans. (Martin's Reports)

23 Joachim Lozano served as translator for the Parish Court of Orleans Parish. (CD-1807, 62; CD-1809, 169.)

24 George Pollock was a lawyer and merchant active in both politics and commerce. During the territorial period, he was an officer in the Orleans Navigation Company and the New Orleans Branch of the First Bank of the United States. He also served on the city council and was a justice of the peace. Pollock died on August 19, 1862. (New Orleans Daily True Delta, 21 August 1862; NOLG, 1 April 1808; CD-1807, 60, 63, 203; CD-1809, 210.)

25 John (Jean) Blanque came to Louisiana in 1803 with Laussat. He remained and before his death in October, 1815, Blanque had served as a city councilman, a representative to the territorial legislature, a member of the constitutional convention of 1811, and a member of the state House of Representatives. He was also active in the business community, serving on the Board of Directors of the Bank of Louisiana (1811). (CD-1809, 162, 199; CD-1811, 57, 60; Fortier, 1: 107-108; Tinker, Les Ecrit, 41.)
Charles Robert Caune practised law in Louisiana as early as 1806. His offices were on Dauphine Street. (CD-1807, 66; CD-1809, 214; CD-1811, 12.)

Peter(Pierre) Auguste Charles Bourguignon Derbigny was born in Laon, France, in 1770. He settled in Louisiana in 1797, becoming active in politics and law. Derbigny served as a judge of the Supreme Court of Louisiana from 1813 to 1820. He was secretary of state (1820-1827) and governor (1828-1829). One of his major contributions to the Louisiana legal system was the civil code (1825) that he produced with Moreau Lislet and Edward Livingston. Derbigny died on October 6, 1829, as the result of a carriage accident in Gretna, Louisiana. (DAB; NOT, 10 July 1864; Robert Sobel and John Raimo, eds. Biographical Directory of the Governors of the United States, 1789-1978, 4 vols. (Westport, CT.: Meckler Books, 1978), 2:559.)

B. Pignon practised law in Louisiana as early as 1806. He had offices on Dumain Street. (CD-1807, 66; CD-1809, 214; CD-1811, 44.)

Claude Buhourd d'Argy practised law in Louisiana as early as 1808. (CD-1809, 214; CD-1811, 11.)

John Rogriguez was practising law in Louisiana as early as 1807, having offices on Royal Street. (CD-1807, 66; CD-1809, 214.)

Pierre(Peter) Pedesclaux was a lawyer and notary public. He had served as notary for the Spanish government and under Claiborne. His name can be found often among the early Supreme Court case files. (CD-1807, 64, 66; CD-1809, 118, 214.)

Jacques Phillipe Guinault was practising law in Louisiana as early as 1805. He had offices on Conti Street. (CD-1805; CD-1809, 214, CD-1811, 26.)
33 Francis Xavier Bermudez was a New Orleans merchant. (CTF)

34 An appellant is the party in a case who appeals the decision which was lost in a lower court. (BLD, 89).

35 Ferdinand Ibanez (Ybanez) was a translator in the Office of Land Records. He also was the brother of the wife of Francis X. Bermudez. (CD-1807, 67; CTF.)

36 The appellee is the party against whom an appeal is taken. The appellee was the successful litigant in the lower court. (BLD, 90.)

37 The plaintiff is the party who brings a complaint. (BLD, 1035.)

38 The defendant is the party against whom a complaint is brought. (BLD, 377.)

38 3 Mart. (O.S.) 2. Not docketed.

39 The "Corporation" refers to the city government of New Orleans, including the mayor and aldermen (councilmen).

40 The Navigation Company is the Orleans Navigation Company, which was chartered in 1805 to develop navigation from Opelousas to the Mississippi and from Lake Pontchartrain to the Mississippi. It is worthy of note that between 1806 and 1810, thirteen of the men who served on the board of directors of the company simultaneously served on the city council. For a brief but interesting discussion of the Orleans Navigation Company's interconnection with the city government see John G. Clark's New Orleans 1718-1812: An Economic History, 287-96.

42 Fielding L. Turner opened his law offices on Chartres Street in 1815. Though the Minute Book states that Mr. Turner had been examined earlier, it is not recorded on previous pages. (NOLG, 25 April 1815 and 30 September 1817.)
Peter Francis Missonet served as an Orleans Parish Commissioner and justice of the peace between 1808 and 1811. (Moniteur, 16 March 1808; NOLG, 7 April 1809)

Elegius Fromentin was born in France. Fleeing the French Revolution, he emigrated to Maryland, where he studied law. Shortly before 1805, Fromentin moved to Louisiana to practise. From 1807 to 1811, he served as Clerk of the House of Representatives of the territorial legislature. He also held the position of secretary of the constitutional convention of 1811. Later Fromentin was elected to the United States Senate, serving from 1813 to 1819. He died on October 6, 1822, a victim of yellow fever. (BDAC, 973; CD-1805; Fortier, 1:475)

Stephen A. Hopkins practised law in Ascension Parish. He served as speaker of the Louisiana House of Representatives from 1812 to 1814. Hopkins was shot to death near the Lafourche Courthouse on October 21, 1815. His assailant, Pierre Valet, had been found guilty in a case prosecuted by Mr. Hopkins. (NOLG, 26 October 1815 and 31 October 1815)

Nathan Meriam was a parish judge in Iberville Parish. He served as President of the Louisiana Senate from 1816 to 1819. (CD-1809, 173; United States Census of Population (Louisiana) 1810)

Pierre Seguin was a ship carpenter. (CTF)

Etienne (Stephen) Debon was a merchant in New Orleans. (CD-1805; CD-1807, 78; CD-1809, 209)

Alexis Cesar Bonamy was a justice of the peace in Orleans Parish. He was named Parish Coroner in 1807. In 1808, he served as
a Parish Commissioner. (CD-1809; Moniteur, 6 June 1807 and 12 March 1808.)

51 3 Mart. (O. S.) 9 and 3 Mart. (O. S.) 16. Appeal filed on April 26, 1813 (Docket Book I, p. 2).

52 A syndic, in Louisiana law, is one who is assigned to represent parties in bankruptcy actions or to administer a succession in the absence of other willing parties. The syndics in this case were John Poultny, Maunsel White, and Samuel Elkins. (BLD, 1300; CTF.)

53 Edward Brooks was a merchant who went bankrupt in 1811. (CD-1811, 7; CTF.)

54 William and John Weyman were New York merchants. (CTF)

55 Venire facias is a writ directing the sheriff to summon persons to appear before the court. In this case the persons summoned would have sat on a jury. (BLD, 1395.)

56 3 Mart. (O. S.) 17. Appeal filed on April 28, 1813 (Docket Book I, p. 2).

57 The syndics were Nicholas Roche and John Baptiste Bermudez. (CTF)

58 George W. Morgan, born in Philadelphia, came to New Orleans at an early age. He was a merchant and prominent citizen. Morgan served as treasurer of the territory and the state under Claiborne. Around 1815, he became sheriff of Orleans Parish, a position he retained until 1835. Morgan died on July 4, 1843, at the age of sixty-two. (CD-1807, 59; CD-1809, 210; CD-1811, 36-37; CD-1805; LANO, 9 July 1843.)

59 Alexander Milne, Senior, was a Scottish immigrant who settled
Paul Lanusse, originally from Orthez, France, was a wealthy New Orleans merchant. He was on the board of directors of the Bank of Louisiana (1805-1811), of the Orleans Navigation Company (1806-1811), and the New Orleans Insurance Company (1805-1807). Lanusse also was president of the Chamber of Commerce in 1807. By the 1820's his finances had suffered a severe set-back. On October 19, 1825, he died at the age of forty-nine in Soto La Marina, Mexico, while trying to rebuild his fortune. (CD-1805; CD-1807, 69, 70-72,80; CD-1809, 201; CD-1811, 32,60; Clark, 343; NOCL, 24 November 1825.)

Charles Boromee Dufau was a commission merchant in New Orleans. For a time he was a partner of Pierre Francois DuBourg in a brokerage house. This partnership was dissolved in 1807. (CD-1811, 17; NOLG, 25 December 1807.)

Charles Bourcier was a merchant and partner of Paul Lanusse. (CD-1811)

Peter(Pierre) Francis(Francois) DuBourg resided in New Orleans since the early 1800's. A broker and merchant by trade, DuBourg was active in the business community and in politics. In 1810, he served on the city council. In that same year, he was on the Board of Directors of the Orleans Navigation Company. Between the years 1805 and 1811, DuBourg also served on the boards of directors of various other companies and civic groups. He was Collector of Customs from 1813 to 1815. DuBourg died on January 29, 1830. (Argus, 30 January 1830; CD-1807, 84; CD-1811, 17; Clark, 293,346.)

Unreported. Appeal filed on April 30, 1813 (Docket Book I, p.2).
Laurent (Lorenzo) Sigur (Segur) owned a plantation on the west bank of the Mississippi River, one and a quarter leagues below New Orleans. (CTF)

William Brown was the Collector of Customs of the Port of New Orleans and Director of the Customhouse from 1804 to 1809. Sometime in 1809, Brown fled the country, taking with him $150,000 of the government's money. (CD-1807, 71, 88; CD-1809, 158; Clark, 279; CTF; NOLG, 22 December 1809.)

The lot in question was on the south side of the Carondelet Canal in New Orleans. It had a two acre front and was four and one-half acres deep. (CTF)

Unreported. Appeal filed on May 2, 1813 (Docket Book I, p. 3).

Emily Phillips, formerly Emily Stillman of Connecticut, married George T. Phillips on October 2, 1804. They settled in New Orleans shortly thereafter. (CTF)

James Johnston, James C. Williamson, and William Nott. (CTF)

George T. Phillips established himself as a merchant in New Orleans in 1804. He also was a ship owner, slave trader, and landowner of some worth. He was a stockholder in the New Orleans Insurance Company and an officer of the New Orleans Branch of the First Bank of the United States. Phillips became insolvent in April, 1808, and died sometime before 1810. (CD-1807, 71, 82; CD-1809, 201, 210; Clark, 318; NOLG, 1 March 1805.)

Henry Carleton, lawyer, judge, and author, was born in 1785 in Virginia. He came to New Orleans in 1814 and studied law in the offices of Edward Livingston. In 1815, he married Mrs. Edward
(Louise Davezac) Livingston's sister (Agle Davezac). (They were the sisters of Auguste Davezac de Castera who had studied law with Livingston.) Carleton along with Louis Moreau Lislet translated Las Siete Partidas, the Spanish legal code that had been in force in Louisiana. This translation represents his lasting contribution to Louisiana legal history. He was appointed United States Attorney for the eastern district of Louisiana in 1832 and held the position until 1837. From 1837 to 1839, Carleton served on the Louisiana Supreme Court. He retired because of ill-health and moved to Philadelphia, where he pursued a career as a biblical scholar until his death on March 28, 1863. (DAB; NODP, 23 April 1863.)

Charles Derbigny became Clerk of the Supreme Court on June 7, 1814. He held this position until November, 1820. In 1836, Derbigny served as a member of the Louisiana Senate. He died on December 29, 1874, at the age of eighty-three. (LANO, 30 December 1874; NOT, 25 September 1864.)

Kenny Laverty, a native of Kilkenny, Ireland, and a resident of Louisiana for twenty-five years, died on June 25, 1829. He was a veteran of the Battle of New Orleans. (NOCL, 26 June 1829; New Orleans Daily Delta, 11 February 1855.)

813 Mart.(O.S.) 42. Not docketed.

823 Mart.(O.S.) 91. Appeal filed on June 7, 1813 (Docket Book I, p. 4).

833 Mart.(O.S.) 60. Appeal filed on June 3, 1813 (Docket Book I, p. 4).

84 A. B. Zenon Nouchet, who had been in New Orleans since 1806,
eloped with Alix Dusua Delacroix (thirteen years old) and married her at Natchez in the Mississippi Territory on October 25, 1809. They returned to New Orleans in February, 1810, and in 1811, Alix died without issue. (CTF)

85 Zoe LeBreton was the widow of Francois Emanuel Dusua Delacroix and the mother of Alix Dusua Delacroix. (CTF)

86 Mart. (O.S.) 73. Appeal filed on May 28, 1813 (Docket Book I, p. 3).

87 Germain Musson was a New Orleans merchant in partnership with David McKibben. The partnership was dissolved in 1807. (CTF; NOLG, 2 February 1808.)

88 Rochelle and Shiff were New Orleans merchants. (CTF)

89 Unreported. Appeal filed on June 2, 1813 (Docket Book I, p. 3).

90 Theophile DeMello was a trader, merchant, and ship owner who resided in St. Salvador, Brazil. He owned a ship involved in this litigation which had carried 300 slaves from Africa to Pensacola. Chew and Relf (see notes below) had commissioned to sell these slaves in Louisiana. (CTF)

91 Joseph Walden and Joseph Walden & Company, were merchants in South Carolina. (CTF)

92 Beverly Chew was one of the leading citizens and most influential businessmen in Louisiana. Between 1805 and 1811, Chew was on the boards of directors of eight different companies. He formed a partnership with Richard Relf and Daniel Clark in 1801. This partnership survived into the 1830's. Chew along with Relf played a key role in establishing the insurance business in New Orleans. In 1832, he
was elected president of the Canal Banking Company. He also served as Collector of Customs from 1816 to 1829. Beverly Chew died on January 13, 1851, at the age of seventy-eight. (Argus, 16 May 1829; Clark, 330-31, 341; NOCB, 14 January 1851.)

Richard Relf came to Louisiana from Philadelphia about 1791, when he was sixteen years old. He first worked as a clerk for Daniel Clark. In 1801, he and Beverly Chew formed a partnership with Clark. It was dissolved in 1813. Relf, like Chew, was an active businessman. He founded the New Orleans Insurance Company in 1805. He also served on the Board of Directors of the Orleans Navigation Company from 1806 to 1810. As a gauge of his predominant position in the New Orleans business community, it should be noted that he served on fourteen various boards of directors between 1805 and 1811. He held the position of Cashier of the Louisiana State Bank from 1818 to 1857. Relf died on October 22, 1857, at the age of eighty-two. (Clark, 293, 330-31, 341; Nolan B. Harmon, Famous Case of Myra Clark Gaines (Baton Rouge: Louisiana State University Press, 1946), 27,125; New Orleans Daily Crescent, 26 October 1857.)

Armand Duplantier was a wealthy planter who died on October 7, 1827. (CTF; NOCL, 9 October 1827.)

Peter (Pierre) St. Pe had a sugar plantation upriver from New Orleans. His temporary partnership with Armand Duplantier is the center of the litigation. St. Pe died in April, 1823, at the age of fifty-one. (CTF; NOCL, 2 May 1823.)
973 Mart. (G.S.) 97. Appeal filed on June 14, 1813 (Docket Book I, p. 5).

98 Joseph Pizerot (Pisero, Pizero) was the brother of Marie-Anne Pisero, the deceased wife and heir of the late Louis Augustin Meuillon. (CTF)

99 Alexander Labranche was an heir of Marie-Anne Pisero. He was born in 1756. Labranche became a planter and resident of the German Coast. He served under Jackson at the Battle of New Orleans and was a member of the constitutional convention of 1811. (Stanley C. Arthur, ed., Old Families of Louisiana (Baton Rouge: Claitor's Publishing Division, 1971), 251.)

100 Anthony St. Amand, Francis St. Amand, Peter St. Amand, Jean Baptiste St. Amand, Sylvain St. Amand, Peter Daspit (Daspy) St. Amand, Michel Daspit (Daspy) St. Amand, Alexander Daspit (Daspy) St. Amand, Marianne St. Amand, wife of Anthony Palao, and Rasalie St. Amand, widow Cheneau. (CTF)

101 Louis Augustin Meuillon married Marie-Anne Pisero in 1787. She died five years later without issue. They had been residents of the German Coast. (CTF)

102 Peter Colson was a justice of the peace and a city councilman in New Orleans. (CD-1811)

103 "Sworn in chief" means that a person is sworn in as a witness to give testimony upon direct examination by the party producing him. (BLD, 685.)

104 Voir dire is a phrase used to denote the practice of examining a witness before formal testimony is taken in order to establish whether
the witness can be accepted as competent. (BLD, 1412.)


106 3 Mart. (O.S.) 156. Appeal filed on June 16, 1813 (Docket Book I, p. 6).

107 Elizabeth Knight, widow of John Brewen (Browen), married him on April 22, 1809. John Brewen died on April 1, 1811, at the age of thirty-three. He was originally from Washington City (sic), Maryland. (CTF)

108 John A. Smith, resident of New Orleans, was a close friend of John Brewen. (CTF)

109 3 Mart. (O.S.) 125. Appeal filed on June 22, 1813 (Docket Book I, p. 5).

110 The others were George Pollock, warden, and Andrew Price, late warden. (CTF)

111 William Allen was a branch pilot. He died on November 7, 1816, at the Balize at the mouth of the Mississippi River. (NOLG, 8 November 1816.)

112 Louis Esnault resided in Pointe Coupee Parish and served as a state district judge for the Fourth Judicial District. He died on August 24, 1831, (NOCL, 29 August 1831.)

113 Henry Raphael Denis was practising law in Louisiana at least by 1810. (CD-1811, 17)

114 George Augustus Waggaman was born in Maryland in the late 1770's. He practised law there before coming to Louisiana in 1812. Waggaman first set up his practise in Baton Rouge, but later came to
New Orleans. Waggaman became active in politics, holding the office of Secretary of State of Louisiana in 1828. A few years later, he was elected to the United States Senate, where he served from 1831 to 1835. Waggaman died on March 23, 1843, from wounds he had received in a duel. (BOAC, 1864; Fortier, 2:580; LANQ, 14 March 1843.)

115 John Dick, born in Ireland, emigrated to Virginia and then moved to Louisiana. In 1815, he held the office of United States District Attorney, and in 1821 he was appointed Judge of the United States District Court. Judge Dick died in April, 1824, at the age of thirty-six. (Argus, 28 April 1824; NOCL, 24 April 1824.)

116 3 Mart. (O.S.) 215. Appeal filed on October 7, 1813 (Docket Book I, p. 6).

117 Leonard Mazange died on April 6, 1811. (CTF)

118 Prosper Prieur was the testamentary executor of Francis Camenada. (CTF)

119 3 Mart. (O.S.) 201. Appeal filed on October 7, 1813 (Docket Book I, p. 7).

120 John Philippon was a merchant and resident of New Orleans. (CD-1807, 82; CD-1809, 210, CD-1811, 44)

121 Joseph F. Hellies (Yellies) lived on the German Coast. He rented, for a time, the plantation of Bonne Carre. Hellies died in December, 1811. (CTF)

122 3 Mart. (O.S.) 289. Appeal filed on November 13, 1813 (Docket Book I, p. 8).

123 The others were P. F. Dubourg and Mansuy Pelletier. (CTF)

124 3 Mart. (O.S.) 218. Appeal filed on November 13, 1813 (Docket
John Randolph was a member of the territorial legislature. He also was a member of the New Orleans Volunteer Rifle Company during the Battle of New Orleans. He died of yellow fever on September 15, 1822. (Moniteur, 27 February 1808; NOLG, 4 April 1815 and 16 September 1822.)

Matilda Gillespie Vaughan was the wife of Patrick Vaughan. (CTF)

Matilda Gillespie Vaughan was the wife of Patrick Vaughan. (CTF)

Bartholomew Campanel was a shopkeeper located at the corner of Conti and Dumaine Streets. (CD-1811, 13)

James M. Bradford was a printer and published the New Orleans Louisiana Gazette. (New Orleans States, 19 May 1955.)

Daniel Clark was a native of Sligo, Ireland. Born in 1766, he came to New Orleans in 1786 and pursued a prosperous career as a planter and merchant. Clark served in the United States Congress as a representative from the Orleans Territory from 1806 to 1809. When he died on August 16, 1813, he was one of the wealthiest men in the state. (CD-1807, 70,72,77; CD-1811, 56,60; DAB.)
Francois Dussuau Delacroix was a wealthy planter. He died on March 3, 1857, at the age of eighty-seven. (NOCL, 5 March 1857)

3 Mart. (O.S.) 209. Appeal filed on December 2, 1813 (Docket Book I, p. 10).

William Kenner was a merchant, landowner, and operator of a cotton press in New Orleans. In 1804, he was appointed to the territorial government by Governor Claiborne. Kenner had come to Louisiana from Virginia and quickly took a prominent place among the economic elite of the period. He served on the board of directors of the Orleans Navigation Company and the New Orleans Branch of the First Bank of the United States. Kenner had formed a partnership with Richard Clague and established the firm of Kenner & Co., commission merchants. (CD-1805; CD-1807, 80; CD-1811, 30; NOLG, 9 February 1808 and 1 April 1808; New Orleans States, 4 March 1955.)

3 Mart. (O.S.) 205. Appeal filed on December 2, 1813 (Docket Book I, p. 11).

The principal syndic was William Nott. (CTF)

James C. Williamson, a New Orleans merchant, was a member of the firm of Williamson and Patton. This company was formerly Meeker, Williamson & Patton. (CTF; NOLG, 8 December 1809.)

Charles Patton was a New Orleans merchant. He was also a member of the masons. Patton served on the city council in 1807 and was a justice of the peace from 1807 to 1809. He died on August 24, 1816. (CD-1807, 60, 63; CD-1809, 170; CD-1811, 42; CTF; NOLG, 26 August 1816.)

"Ads." or "Adsm." is the abbreviation for ad sectam, a Latin
phrase meaning "at the suit of." It is used when entering the names of the parties to a suit in reverse order. In this case the appellee's name appears first instead of the appellant's. (BLD, 47)

142 Joshua Lewis, born in 1774, was appointed to the Superior Court of the Orleans Territory in 1806. He remained in this position until 1813. Lewis was then made judge of the state's First Judicial District. He held this position until his death on June 5, 1833. (NOCL, 5 June 1833.)

143 A mandate is an order given by the court, either in writing or verbally, which a person is bound to obey. (BLD, 867)

144 "Pendency" refers to the period of time between the beginning of a legal action and its end. (BLD, 1021)

145 3 Mart.(O.S.) 221. Appeal filed on January 3, 1814 (Docket Book I, p. 12). Note: In Martin's Reports the appellant's name is misspelled and appears as "Pugean."

146 3 Mart.(O.S.) 222. Appeal filed on January 3, 1814 (Docket Book I, p. 12).

147 William Dewees served as a justice of the peace in New Orleans in 1807 and was practicing law as early as 1811. (CD-1807, 63,66; CD-1811, 17)


149 Joseph(Jose) Anthony(Antoine) Larionda was a New Orleans merchant who's establishment was on Levee(Decatur) Street. (CD-1805; CD-1807, 80)

150 3 Mart.(O.S.) 228. Appeal filed on January 27, 1814 (Docket
John Lynd was a native of northern Ireland who came to New Orleans and became a commission merchant and broker. He was also a notary public and lived on Bayou St. John. Lynd died on February 14, 1820. (CD-1807, 84; CD-1811, 32, 35; NOLG, 16 February 1820)


3 Mart. (O.S.) 247. Appeal filed on February 3, 1814 (Docket Book I, p. 15).

3 Mart. (O.S.) 270. Appeal filed on February 3, 1814 (Docket Book I, p. 15).

Stephen Henderson and the syndics of the creditors of George T. Phillips. (CTF)

James Brown was born in Staunton, Virginia, on September 11, 1766, and moved to Louisiana about 1803. There he continued his law practice begun in Kentucky. In 1804, he served as Secretary of the Orleans Territory and District Attorney. In 1808, Brown and Moreau Lislet, at the request of the territorial legislature, compiled the Civil Code of 1808 or the Digest of the Civil Laws Now in Force in the Territory of Orleans with Alterations and Amendments Adapted to its Present System of Government. Later Brown was elected to the United States Senate serving from 1813 to 1817 and again from 1819 to 1823. In 1823, he was appointed minister to France. Brown died in Philadelphia on April 7, 1835. (DAB; Fortier, 1:132.)
Alexander Jackson was a New Orleans merchant and a partner in the firm of Duncan and Jackson. The firm was in existence at least from 1807 to 1811. (CD-1807, 78; CD-1809, 209; CD-1811, 17)

Stephen Henderson was a New Orleans commission merchant and a partner in the firm of Kenner and Henderson. This firm divided in 1811 into William Kenner & Co. and Stephen Henderson & Co. In 1811, Henderson served on the city council. He died on March 10, 1838. (CD-1811, p. 27,57; Clark, 303, 344; NOCB, 12 March 1838.)

Samuel Harper served as a judge of the United States Court for the District of Louisiana. He died on July 18, 1837, at Madisonville, Louisiana. (LANO, 22 July 1837.)

Peter(Pierre) Dormenon died on July 4, 1833, having served as the judge of the parish court of Point Coupee for more than twenty-five years. (NOCL, 9 July 1833)

John Phillip Henry Dupert, Sr., resided in New Orleans since at least 1805. He ran a billiard parlor and was active in the masons. He died on October 25, 1828. (CD-1805; CD-1811, 17; NOCL, 25 October 1828)
appeal filed on April 13, 1814 (Docket Book I, p. 18).

Appeal filed on April 4, 1814 (Docket Book I, p. 18).

Appeal filed on April 18, 1814 (Docket Book I, p. 19).

John Francis Merieult was a New Orleans merchant and served on the Board of Directors of the Bank of Louisiana. He also held the office of justice of the peace in New Orleans during the territorial period. (CD-1805; CD-1807, 70,81)

Moses Austin, merchant and lead mine owner, was born on October 4, 1761 in Connecticut. Around 1800, he moved to Missouri to work a new lead mine and smelter. Losing his fortune in the panic of 1819, Austin headed to Texas where, in 1821, he received permission to settle 300 families in this Spanish territory. He died on June 10, 1821, before any colonization could begin. (DAB)

Harrod and Ogdens were merchants located at 74 Chartres Street. (CTF)

William Young Lewis was a native of Maryland, a member of the firm of Lewis and Lee (merchants), and a notary public in New Orleans. He died on April 24, 1846, at the age of seventy-three. (LANO, 25 April 1846; NOCB, 25 April 1846)

John M. Lee, merchant and member of the firm of Lewis and Lee, died on February 26, 1845. (New Orleans Daily Picayune, 28 February 1845)
1763 Mart.(O.S.) 307. Appeal filed on May 18, 1814 (Docket Book I, p. 20).

177 The others are the aldermen and inhabitants of the city of New Orleans. (CTF)

1783 Mart.(O.S.) 371. Appeal filed on May 23, 1814 (Docket Book I, p. 21).

179 Jean Baptiste Labatut was a merchant who served as city treasurer from 1807 to 1811. He also was on the boards of directors of the New Orleans Maritime Insurance Company (1807 and 1809) and of the Bank of Louisiana. (CD-1807, 70,71,80; CD-1809, 200-202, 210; CD-1811, 57, 60; Clark, 344, 341.)

1803 Mart.(O.S.) 326. Appeal filed on May 28, 1814 (Docket Book I, p. 22).

181 Jacques Philippe Villere, born in Louisiana on April 28, 1761, in St. John the Baptist Parish, made his living as a sugar planter. He served as a member of the first state constitutional convention in 1811. Later Villere became the first native-born governor of the state (1816-1820). He died on March 7, 1830. (DAB; Fortier, 2:575)

1823 Mart.(O.S.) 381. Appeal filed on May 23, 1815 (Docket Book I, p. 20).


185 William Harper was an iron monger and a ship chandler whose place of business was at 26 S. Levee Street. (CD-1811, 27)
James (Jacques) Francis Enoul Livaudais was a native and resident of New Orleans who died on April 9, 1850, at the age of seventy-nine. (NODP, 10 April 1850; NOCL, 9 April 1850)

William Brand was an architect and resident of New Orleans. (CD-1811, 6)

Catherine Paulina Cenas was the wife of Blaise Cenas. (CTF)

Blaise Cenas held several public offices during the territorial period. He was sheriff of the city and parish of Orleans and for the territory. He also was a justice of the peace and the director of the post office. Cenas died on March 25, 1812 in the prime of life. (CD-1807, 63, 87; CD-1809, 169, 170; CD-1811, 12, 59; NOLG, 26 March 1812.)

Dr. Nicholas Robelot was a French-trained physician practising in New Orleans at 44 Dumaine Street. In 1807, Dr. Robelot served on the city council. He was also a member of the Medical Licensing Committee. (CD-1805; CD-1807, 60, 74; CD-1809, 214; CD-1811, 47; RMH, 1:166.)

John Joseph Blache died on December 1, 1828. (Argus, 2 December 1828)

Pierre Mizotiere was a member of the New Orleans City Council
in 1810. (CD-1811, 57)


198. Mart. (O.S.) 325. Appeal filed on June 1, 1814 (Docket Book I, p. 23).

199. Blas [L.] Puche was the jailor of the city prison from at least 1805 to 1811. (CD-1805; CD-1811, 44)


201. The New Orleans Insurance Company was founded in 1805 as a stock company with 58% of the original stock held by prominent merchants such as Chew and Relf. (Clark, 289, 343.)

202. Jacob Trimble was a New Orleans merchant located at 60 Chartres Street. (CD-1811, 52)


205. Mary Francis [sic] Cassou (Marie Francois Cassou) was the wife of Dominick Lacoste. (CTF)


207. Joseph Deville Degoutin Bellechase was a wealthy landowner and prominent citizen. In 1803, he served as a chief of the militia. He
was a member of the legislative council of the Orleans Territory, and he served as a delegate to the first state constitutional convention. (CD-1807, 58, 63; CD-1809, 162; CD-1811; Fortier, 1:81-2.)

208 Charles Ellinghause was a carpenter and a publican who lived on Bayou St. John. (CD-1811, 21)

209 Antoine Remy resided in New Orleans since at least 1805. He fought in the Battle of New Orleans. Remy died on May 7, 1864. (LANO, 9 May 1864; CD-1805)

210 John Gravier, brother of Bertrand Gravier, inherited a large portion of the American sector of the city known as the Faubourg Ste. Marie from Bertrand. John died in 1834. At the time of his death at the age of ninety-four, Gravier was destitute. (John Chase, Frenchmen, Desire, Good Children (New York: Collier Books, 1979), 61, 75, 118.

211 Rene Theard was a French architect with royalist sympathies who fled France during the revolution. He came to Louisiana but returned to France in 1818. (Tinker, Les Ecrit, 465)

212 Dominick LaCoste was the husband of Mary Francis Cassou. (CTF)

213 3 Mart.(O.S.) 561. Appeal filed on September 8, 1814 (Docket Book I, p. 32).

214 3 Mart.(O.S.) 530. (Docket Book I, p. 29).

215 James Johnston was a native of Scotland who, at the time of his death (July 3, 1818), had been in Louisiana for more than twenty years. (NOLG, 7 July 1818)

216 3 Mart.(O.S.) 505. Appeal filed on November 9, 1814 (Docket Book I, p. 34).

217 Julian(Julien) de Lalande Poydras(Poidras) was born in Nantes,
France, on April 3, 1746. He came to Louisiana around 1768 and established himself as a merchant, trader, and planter in Pointe Coupee Parish. Poydras served as the president of the first legislative council of the Orleans Territory. From 1809 to 1811, he was a delegate to the United States Congress. He also served as president of Louisiana's first constitutional convention. Poydras continued his political activity in the state senate from 1812 to 1813 and from 1820 to 1821. Among his business endeavors, he served on the Board of Directors of the Bank of Louisiana and was bank president in 1807. Julian Poydras died on June 25, 1824, in Pointe Coupee. (CD-1807, 58, 70; CD-1809, 201; DAB; NOCL, 30 June 1824)

218 Mart. (O.S.) 665. Appeal filed on June 30, 1814 (Docket Book I, p. 29).

219 William Rogers was a physician and a member and officer of the Physico-Medical Society. At the time of this death on August 20, 1834, Dr. Rogers resided on Royal Street. (LANO, 20 August 1834; RMH, 1:493.)

220 Mart. (O.S.) 30. Appeal filed on September 5, 1814 (Docket Book I, p. 31).

221 Michael Reynolds was a United States Marshal. He died on November 24, 1820. (NOLG, 1 December 1820)

222 Tully Robinson served as district attorney for the Orleans Territory. He died on March 2, 1831. (CD-1811, 46; New Orleans Mercantile Advertizer, 10 March 1831)

223 Ex parte is a legal term describing a judicial proceeding in which only one party is involved in the action taken. (BLD, 517)
Vincent Nolte was a mercantile agent in New Orleans for European entrepreneurs during 1806 and 1807. In 1811, he returned to New Orleans and started his own trading business which failed in 1825-1826. Nolte authored a book entitled Fifty Years in Both Hemispheres, or Reminiscences of the Life of a Former Merchant, which was published in 1854. (Clark, 329, 352-52)

Habeas corpus ad subjiciendum is a writ directed to an official who is detaining an individual to produce that detained person.

(BLD, 638)

3 Mart. (O.S.) 588. Appeal filed on November 21, 1814 (Docket Book I, p. 37).

3 Mart. (O.S.) 596. Appeal filed on June 28, 1814 (Docket Book I, p.28).

3 Mart. (O.S.) 574. Appeal filed on November 8, 1814 (Docket Book I, p. 32).

3 Mart. (O.S.) 697. Appeal filed on June 28, 1814 (Docket Book I, p. 28).

J. F. Gray and John Taylor were merchants belonging to the firm of Gray and Taylor. The company operated in Philadelphia and New Orleans. John Taylor died in January, 1823, at the age of forty-one. (CD-1807, 79; CD-1811, 24; NOCL, 17 January 1823)

William Emerson was surveyor of customs for the port of New Orleans for more than twenty years. He died on May 31, 1828. (CD-1811, 21; NOCL, 2 June 1828)

3 Mart. (O.S.) 599. Appeal filed on September 5, 1814 (Docket Book I, p. 31). Note: The docket book incorrectly indicates the date of appeal as 1815 which is obviously a clerical error.
L. M. Sagory was a commission merchant and auctioneer in partnership with Francois Dutillet. (CD-1811, 49; CTF)

William Nott was active in the New Orleans business community where he served as a member of the Board of Directors (1809) and President of the Maritime Insurance Company of New Orleans. He also served on the Board of Directors of the Bank of Louisiana. He died on October 4, 1837. (CD-1807, 202; CD-1809, 202; CD-1811, 60; LANO, 4 October 1837.)

Peter(Pierre) Ambroise Cuvillier emigrated from France to New Orleans, where he practised law for twenty-five years. Cuvillier served in the territorial legislature as sergeant-at-arms and engrossing clerk. He died on April 8, 1835. (LANO, 10 April 1835; NOLG, 12 January 1808.)

Appeal filed on November 8, 1814 (Docket Book I, p. 33).

Louis(Lewis) Krumbbar(Krumbhaar) was a resident of Philadelphia. (CTF)

John Henry Ludeling was a resident of Pointe Coupe Parish. (CTF)

Appeal filed on November 9, 1814 (Docket Book I, p. 34).

Reuben Kemper was a native of Virginia who settled in Louisiana around 1803. The census of 1820 lists him as a resident of Rapides Parish. He was actively involved in the attempts to annex West Florida for the United States. Kemper died on January 28, 1826. (United States Census of Population for 1820; Fortier, 1:611.)
Appeal filed on November 10, 1814 (Docket Book I, p. 35). Note: In the printed reports this case is titled Hopkins v. Peretz.

Manuel Perez resided in East Baton Rouge Parish. (CTF)

Christoval De Armas was a notary public in New Orleans. He died on June 3, 1828, at the age of seventy-six. (NOCL, 4 June 1828)

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Manuel Perez resided in East Baton Rouge Parish. (CTF)

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Gabriel Dossat resided in St. James Parish. (CTF)

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Peter(Pierre) Alexis Guillotte kept a livery stable in New Orleans. He died on December 12, 1851, at the age of eighty-two. (NOCB, 13 December 1851)

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Thaddeus(Thadeus) Mayhew, a New Orleans Merchant, died on July 22, 1824, in Covington, Louisiana. (CD-1811, 37; NOLG, 27 July 1824)

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Mathew Bujac was a partner in the firm of Bujac and David, merchants in New Orleans. The firm was located on the corner of Royal and St. Louis Streets. (CD-1811, 7; CTF)

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John S. David was a partner in the firm of Bujac and David, merchants in New Orleans. He was a veteran of the Battle of New Orleans. David died on October 9, 1857, at the age of seventy-six. (CD-1811, 7; NOCL, 10 October 1857)
252 Mart. (O.S.) 610. Appeal filed on November 21, 1814 (Docket Book I, p. 37).
253 Mart. (O.S.) 617. Appeal filed on November 21, 1814 (Docket Book I, p. 36).
254 Unreported. Appeal filed on November 15, 1814 (Docket Book I, p. 36).
255 Mart. (O.S.) 676. Appeal filed on May 15, 1815 (Docket Book I, p. 43).
256 Mart. (O.S.) 617. Appeal filed on November 21, 1814 (Docket Book I, p. 39).
257 Mart. (O.S.) 471. Appeal filed on November 21, 1814 (Docket Book I, p. 36).
258 Mart. (O.S.) 647. Appeal filed on December 10, 1814 (Docket Book I, p. 41).
259 Francis Ayme was a merchant in New Orleans during the first decade of the nineteenth century. (CD-1811, [3])
260 Unreported? Appeal filed on December 26, 1814 (Docket Book I, p. 42).
261 Mart. (O.S.) 657. Appeal filed on December 10, 1814 (Docket Book I, p. 42).
262 Jean Louis Doliole was a joiner who lived at 63 St. Philippe Street. He died on January 9, 1861. (LANO, 10 January 1861)
263 Mart. (O.S.) 673. Appeal filed on June 28, 1814 (Docket Book I, p. 27).
264 Bertrand Casteres (Castres) was a shopkeeper and a merchant whose establishment was located on Conti Street. (CD-1805; CD-1807, 77;
Antoine Abat was the principle agent for the Ursuline nuns. He died on April 6, 1832. (CD-1809, 193; CD-1811, [3]; New Orleans Louisiana Advertiser, 7 April 1832.)

Jean (John) Lanna (Lana), a native of France, was a merchant who had established his business in New Orleans at least as early as 1804. He held a seat on the city council from 1808 to 1810. Lanna died on September 24, 1844, at the age of eighty-seven. (CD-1805; CD-1807, 80; CD-1809, 99, 210; CD-1811, 33, 57; LANO, 25 September 1844.)

Arnaud Magnan was a shipbuilder with his place of business located on the levee in New Orleans. (CD-1807, 81; CD-1809, 212; CD-1811, 39)

Abram (Abraham) Barker was a New York merchant. (CTF)

Interrogatories are series of written questions drawn up to be presented to witnesses or other parties concerned in a law suit. (BLD, 735)
Mart. (O.S.) 710. Appeal filed on June 13, 1815 (Docket Book I, p. 44).


Louis Blanc, who lived on Bayou St. John, was a director of the Orleans Navigation Company. He also served on the city council in 1806. Blanc died on July 19, 1825, at the age of sixty-eight. At the time of his death he had been a resident of Louisiana for forty-nine years. (CD-1807, 60,72; CD-1811, 11; NOCL, 20 July 1825)

Distringas is a legal term referring to a writ directing the sheriff to hold a defendant's goods or chattels pending the person's appearance in court. (BLD, 428)

Unreported. Appeal filed on July 3, 1815 (Docket Book I, p. 45). A related case was decided in June, 1814. See 3 Mart. (O.S.) 353.

Mart. (O.S.) 1. Appeal filed on August 1, 1815 (Docket Book I, p. 46).

Mart. (O.S.) 11. Appeal filed in [October or November, 1815] (Docket Book I, p. 48).

Jean Francois Jacob was a resident of the faubourg St. Mary. (CTF)

Jean Louis Raboud died on January 6, 1849. (NOCL, 6 January 1849)


Mart. (O.S.) 20. Appeal filed on August 1, 1815 (Docket Book I, p. 46).
John P. Mumford was a shipowner who lived in New York. He owned the Ship Jane involved in this case. (CTF)

Mart.(O.S.) 212. Appeal filed on November 18, 1815 (Docket Book I, p. 49).

Mart.(O.S.) 175. Appeal filed on November 18, 1815 (Docket Book I, p. 50).

A banlieue is a suburb or, in antiquated legal terms, a tract of land around a city often protected by peculiar privileges. (BLD, 135)

Unreported. Appeal filed on November 20, 1815 (Docket Book I, p. 51).

Pierre Lafitte was the brother of Jean Lafitte. Together they aided Andrew Jackson defeat the British at the Battle of New Orleans. (Fortier, 3:90, 138)

Mart.(O.S.) 35. Appeal filed on November 20, 1815 (Docket Book I, p. 52).

Lyndsay Shannon was a grocer with an establishment on Magazine Street in the faubourg St. Mary. (CD-1811, 48)

William Barnwell was a surgeon who arrived in New Orleans in 1804. He was appointed Marine Surgeon at the New Orleans Marine Hospital, a position he held until 1812. (CD-1811, [5]; RMH, 1:452-54)

Mart.(O.S.) 39. Appeal filed on November 20, 1815 (Docket Book I, p. 53).

Widow Faurie was Josephine D'Alban, wife of the late Joseph Faurie. (CTF)

Mart.(O.S.) 33. Appeal filed on November 20, 1815 (Docket Book I, p. 53).
John Mercier was a businessman and an inhabitant of New Orleans who, at the time of his death on April 18, 1818, had been in New Orleans for over fifty years. He died at the age of eighty-four. (New Orleans L'Ami des Lois, 23 April 1818)

Samuel Packwood was a New Orleans merchant and grocer. He was among the group of businessmen who organized the Plaquemines Railroad Company. He also served on the boards of directors of the Louisiana Planter's Bank and then the Bank of New Orleans. Packwood died on January 17, 1862. (Clark, 333, 344; NODP, 18 January 1862)

Bernard Marigny was born on October 28, 1785, in New Orleans. He was a wealthy planter, landowner, and prominent citizen. Marigny held positions in the territorial and state legislatures from 1810 to 1838. By the end of his life, he had gambled away most of his fortune. Marigny died on February 3, 1868, at the age of eighty-four. (DAB; NODP, 4 February 1868)

Antoine Bayon was a resident of Ascension Parish. (United States Census Rolls 1810 and 1820)

Francois Marie Prevost was a physician and surgeon from France, who came to Louisiana around 1800. He settled in Ascension Parish in the vicinity of Donaldsonville. As an obstetrics specialist, he performed the first cesarean delivery in Louisiana and the second in the United States. Dr. Prevost died on May 18, 1842. (DAB; RMH, 1:295-98)
Louis Mollere was a resident of Ascension Parish. (CTF)

The others were Louis Mollere Jr., Pierre Arieux, Sr., Pierre Arieux, Jr., Gregoire Duga, and Gregoire LeBlanc.

**Collocation**, in French law, is the arrangement of creditors of an estate in the order in which they are to be paid. (BLD)

Joseph Tricou was a New Orleans merchant. He served as a member of the Board of Directors of the Orleans Navigation Company (1809) and of the Maritime Insurance Company of New Orleans (1807-1809). Tricou died on February 27, 1834. (CD-1807, 71; CD-1809, 202-203, 211; CD-1811, 52; LANO, 27 February 1834)

William F. Smith died of yellow fever on October 10, 1824. (NOCL, 12 October 1824)

Frederick Rentrop was a resident of Assumption Parish. (CTF)

Henry Knight resided in St. Mary Parish. (CTF)
Maxilé Maximilion Bourg resided in Assumption Parish. (CTF)

Caroline Bourg was the wife of Maxilé Bourg. (CTF)

Mart. (O.S.) 88. Appeal filed on February 11, 1815 (Docket Book I, p. 49).

Noel Auguste Baron, jr., was a New Orleans merchant with his place of business on Chartres Street. Baron died on June 10, 1833. (CD-1811, 7; NOCL, 11 June 1833)

Mart. (O.S.) 94. Appeal filed on November 25, 1815 (Docket Book I, p. 57).

Mart. (O.S.) 298. Appeal filed on December 11, 1815 (Docket Book I, p. 59).

Mart. (O.S.) 218. Appeal filed on December 11, 1815 (Docket Book I, p. 60).

Mathias Rouselle was from St. John the Baptist Parish. (CTF)

Mart. (O.S.) 209. Appeal filed on September 8, 1815 (Docket Book I, p. 47).

Benjamin Morgan was a resident of New Orleans and a member of the economic elite. He was not only an astute businessman and merchant, but also an active politician during the territorial and early state period. He served in the territorial council after being appointed by Claiborne in 1804. From 1806 to 1811, Morgan held a post on the city council. During this time, he also served on the boards of directors of the Branch Bank of the First Bank of the United States, the Orleans Navigation Company, and the New Orleans Insurance Company. In 1816, he served on the Board of Directors of the New Orleans branch of the Second Bank of the United States. Morgan died on November 10, 1826.
328. Appeal filed on February 13, 1816 (Docket Book I, p. 51).

329. Appeal filed on November 20, 1815 (Docket Book I, p. 52).

330. James Sterret was a resident of New Orleans, a merchant, and a former captain in the United States Army. He died on September 22, 1832. (CD-1811, 49; Clark, 300; New Orleans Advertiser, 25 September 1832)

331. Charlotte Sterret, widow Cowperthwait, was the wife of James Sterret and the mother of Margaret Sterret. (CTF)

332. Appeal filed on December 21, 1815 (Docket Book I, p. 63).

333. Mde. Durand was the former Louis Bordon. (CTF)

334. Lewis M. Durand was the husband of Louis Bordon Durand. (CTF)

335. Appeal filed on February 12, 1816 (Docket Book I, p. 63).

336. Robert Montgomery was a resident of New Orleans for nearly fifty years. He died in August, 1859, at the age of seventy-three. (NODP, 4 August 1859)

337. Appeal filed on January 3, 1816 (Docket Book I, p. 64).

338. Barthelemy (Bartholomew) Lafon was a New Orleans resident. He was an engineer, geographer, and architect. Lafon served on the city council in 1808. He also edited the 1809 New Orleans City Directory.
He also held the position of official surveyor of Orleans Parish. Lafon died on September 29, 1820. (CD-1805; CD-1807, 67; CD-1809, 155, 199; CD-1811, 32; NOCL, 29 September 1820)

339 The heirs of Duvernay were Louise Laprade (Widow Duverney) and her children Joseph Duverney, Louise Duverney, wife of Martin Bonneau, and Felicite Duverney, wife of Francois Duvernay. (CTF)

340 4 Mart.(O.S.) 174. Appeal filed on November 20, 1815 (Docket Book I, p. 50).

341 Benjamin Poydras DeLalande was a planter in Point Coupee Parish. (CTF)

342 Phillipe Robillard resided in Point Coupee Parish. (CTF)

343 4 Mart.(O.S.) 338. Appeal filed on November 27, 1815 (Docket Book I, p. 58).

344 Alexander Baudin was the executor of Nicolas LaMothe, (CTF)

345 4 Mart.(O.S.) 458. Appeal filed on November 20, 1815 (Docket Book I, p. 54).

346 4 Mart.(O.S.) 184. Appeal filed on November 20, 1815 (Docket Book I, p. 55).

347 Elie Papin was originally from Bordeaux, France. (CTF)

348 4 Mart.(O.S.) 304. Appeal filed on December 18, 1815 (Docket Book I, p. 61).

349 Billy Williams was from Cooperstown, New York. (CTF)


351 4 Mart.(O.S.) 214. Appeal filed on December 20, 1815 (Docket Book I, p. 62).
Richard Devall lived in East Baton Rouge Parish. (CTF)

The others were Hypolite Tivolier, Louis Valentine Foekekel who were the executors of Antonio Gras. (CTF)

Mart.(O.S.) 192. Appeal filed on February 26, 1816 (Docket Book I, 70).

Michael Anfoux (Amphoux) was a druggist and a chemist. (CD-1807, 74; CD-1809, 214; CD-1811, 4)

The corporation refers to the city government.

Mart.(O.S.) 193. Appeal filed on February 26, 1816 (Docket Book I, p. 70).

Widow Puch (Puche, Peuche, Peuch) was the wife of Blas Puche. (CTF)


Mart.(O.S.) 466. Appeal filed on January 3, 1816 (Docket Book I, p. 65).

Mart.(O.S.) 380. Appeal filed on February 5, 1816 (Docket Book I, p. 68).

The heirs of James Boon were John Boon, Jane Boon, Diana Boon, Narcissa Boon, and her husband, Courtland Smith. (CTF)

James Boon, deceased, lived in St. Francisville in Feliciana Parish. (CTF)

Joseph Eugenius Johnson was born in 1780 in West Feliciana. Johnson actively participated in the West Florida Rebellion of 1810, as well as the Battle of New Orleans. Along with his brother, Judge John H. Johnson, he laid out the town of St. Francisville. He also served as sheriff of New Feliciana. Johnson died in 1828 in Virginia.

David Bradford lived near Bayou Sarah. He came to Louisiana from Pennsylvania. In Louisiana, Bradford practised law and served as a justice of the peace. He died in January, 1808. (NOLG, 12 January 1808)

Luke Decker lived in Feliciana Parish. (CTF)

Widow Chabaud (Chabot) was Margaret Clark who was an innkeeper in New Orleans. She died on June 8, 1859, at the age of seventy-eight. (CD-1809, 213; New Orleans Daily True Delta, 9 August 1859)

The others were Marie Aimee, Rene Douezan, Widow Riviere, B. Wiltz, Jean Marie Joseph de Pontalba, Pierre St. Amant, and Samuel Packwood. (CTF)

Gregorio de las Cagigas (Cayigas) was a Cuban merchant. (CTF)

(Docket Book I, p. 67).
Joseph Eniet (Enet) lived in Point Coupee Parish. (CTF)

Appeal filed on March 4, 1816 (Docket Book I, p. 71).

Philip Pijeaux (Pigeau) was a publican in New Orleans. (CD-1811, 45)

Appeal filed on March 4, 1816 (Docket Book I, p. 72).

Andrew J. Thomas, William Thomas and Oliver Thomas were grocers in New Orleans. (CTF)

A "true copy" is a legal copy of a document which, while not necessarily an exact copy, is true to the original, in meaning and understanding. (BLD, 1352)

Appeal filed on January 15, 1816 (Docket Book I, p. 66).

Isabella Randall, widow of Thomas Randall, died in Donaldsonville, Louisiana, on July 7, 1808. (NOLG, 19 July 1808)

The heirs were the children of Thomas Randall, namely, David Randall, William Randall, Isabella Randall, and Anne Randall, wife of Robert C. Wederstrandt. (CTF)

The other parties to this case were Victor Blanchard, Pierre Leglise, and Isidore Blanchard. (CTF)

Unreported. Appeal filed on February 1, 1816 (Docket Book I, p. 67).

P. A. Lay and Auguste Lachataignerais were ship chandlers whose place of business was on New Levee Street. Lachataignerais died on August 28, 1816. (CD-1811, 31; NOCL, 30 August 1816)
The term "et alii" is Latin meaning "and others." The singular for it is "et alius." Both phrases are abbreviated "et al."

(BLD, 496)

Mart. (O.S.) 269. Appeal filed on March 4, 1816 (Docket Book I, p. 71).

Mart. (O.S.) 301. Appeal filed on March 18, 1816 (Docket Book I, p. 71).

The wife of Charles Patton was Elizabeth Patton, formerly Elizabeth Proffit. She died at the age of fifty, on March 22, 1833. (LANO, 23 March 1833)

Champress Terry (Terrey) died on October 30, 1820, in New Orleans. (NOLG, 6 November 1820)

Mart. (O.S.) 450. Appeal filed on April 1, 1816 (Docket Book I, p. 75)

Henry Bredeaux (Bredau, Breaux, Bredeau) hailed from St. John the Baptist Parish. (CTF)

Mart. (O.S.) 314. Appeal filed on March 27, 1816 (Docket Book I, p. 74).

Jean Baptiste Prampin was a resident of the faubourg Marigny, living on Craps Street. (CD-1811, 45)

Antoine Alexis Andry, a free man of color, was a barber on Union Street in New Orleans. (CD-1811, 4)

Mart. (O.S.) 330. Appeal filed on April 1, 1816 (Docket Book I, p. 74).

Samuel Rabb came from Feliciana Parish. (CTF)

Mart. (O.S.) 341. Appeal filed on April 1, 1816 (Docket
Magdelaine Aime Labat, was the legitimate wife of J. Paul Rion. (CTF)

The syndics of J. Paul Rion were William St. Marc and J. Mermet. (CTF)

Appeal filed on January 3, 1816 (Docket Book I, p. 64).

Appeal filed on March 18, 1816 (Docket Book I, p. 73).

Appeal filed on March 21, 1816 (Docket Book I, p. 73).

Appeal filed on April 1, 1816 (Docket Book I, p. 75).

David C. Williams was a ship broker in New Orleans. (CD-1811, 55)

A. M. Nathan was a resident of New Orleans who died on December 17, 1864, at the age of seventy-nine. (NOT, 18 December 1864)

A "bill of exceptions" is a formal written statement of objections or exceptions taken by a party during a trial and used in a formal appeal. These exceptions may be made to the decisions, rulings, or instructions of the trial judge and must include the facts and circumstances on which the objection is founded. The bill of exceptions must be signed by the trial judge. (BLD, 149)

Appeal filed on April 30, 1816 (Docket Book I, p. 77).

Appeal filed on May 20, 1816 (Docket Book I,
411 4 Mart.(O.S.) 370. Appeal filed on April 1, 1816 (Docket Book I, p. 76).

412 4 Mart.(O.S.) 344. Appeal filed on May 6, 1816 (Docket Book I, p. 78).

413 "Certiorari" refers to a writ originating in the common law. This writ is issued by a superior court to an inferior court requiring the lower court to supply the high court with a certified record of a specific case tried in that court. (BLD, 207)

414 Judge Thomas Butler was born in Pennsylvania on April 14, 1785. He was admitted to the bar in 1806. In 1811, Butler settled in Feliciana Parish and was appointed parish judge in late 1812. In March, 1813, he was named judge of the state third district court. From November, 1818, to March, 1821, Judge Butler served in the United States House of Representatives. He died on August 7, 1847, and was buried on his plantation "The Cottage," located near St. Francisville. (BDAC, 683; Fortier, 1: 141)

415 4 Mart.(O.S.) 391. Appeal filed on May 1, 1816 (Docket Book I, p. 77).

416 Alexander LaBranche served as justice of the peace in St. Charles Parish and represented the German Coast in the territorial legislative council in 1809. He was also a member of the first state constitutional convention. LaBranche died on February 8, 1830. (CD-1809, 162; Argus, 9 February 1830)

417 William L. Watkins resided in Ascension Parish. (CTF)

418 4 Mart.(O.S.) 454. Appeal filed on June 3, 1816 (Docket
Victor Le Carpentier was an officer of the Bank of Louisiana.

The heirs of Davis were Mary David, his widow, and their children, Martha Davis, Robert Davis, Ellen Davis, Eliza Davis, Hugh Davis, and Lewis Davis. (CTF)

Martha Gale (Gayle) was the wife of John Gayle. (CTF)

Moses Kirkland was from Feliciana Parish. (CTF)

"Moiety" is half of anything. (BLD, 906)

"Intervenary party" is the person who voluntarily interposes in an action with the court's approval. (BLD, 736)

A "testamentary executor" is one appointed by the testator of a will. (BLD, 512)

Peter Francis Ganuchau (Ganuschau) was a resident of New Orleans. He had emigrated from Bordeaux, France. Ganuchau died on August 15, 1823, at the age of forty-two. (NOLG, 17 August 1823)

Louis Allard was the owner of a plantation on Bayou St. John
located where the present-day New Orleans City Park is. Allard served on the city council under Mayor Etienne Bore. He died on May 17, 1847. 

(LANO, 18 May 1847)

433 4 Mart.(O.S.) 534. Not docketed.

434 4 Mart.(O.S.) 564 [?]. Appeal filed on July 1, 1816 (Docket Book I, p. 84). This case was reported as Stockdale v. Escaut.

435 4 Mart.(O.S.) 540. Appeal filed on June 10, 1816 (Docket Book I, p. 81).

436 Ozith Crocker, the former Ozith Mollere, was the wife of Raphael Crocker, a resident of East Baton Rouge Parish. (CTF)

437 4 Mart.(O.S.) 476. Appeal filed on July 15, 1816 (Docket Book I, p. 84).

438 Phillip B. Sadler was from Baltimore, Maryland. (CTF)

439 Judge James Pitot was born in Normandy, France, in 1784, and fled the country during the French Revolution. He came to New Orleans where he became a wealthy merchant. Pitot served as mayor of New Orleans from June 2, 1804, until July 26, 1805. Active in the business community, he served, during the territorial period, as a member of the Board of Directors of the Bank of Louisiana, as well as a member of the boards of the Orleans Navigation Company and the New Orleans Insurance Company. In 1812, he was appointed by Governor Claiborne to the judgeship of the First Probate Court. Pitot retained this position until his death on November 4, 1834. (CD-1807, 70,72, 82; CD-1809, 201-202, 210; CD-1811, 43, 60; Works Projects Administration, Administrations of the Mayors of New Orleans 1803-1936 (New Orleans: Mayor's Office, 1940), 7-8)
John Davis was born about 1780 and came to New Orleans in 1811. He established theater and opera on a sustained basis in New Orleans. In 1813, he built the first Theatre d'Orleans. This building burned down four years later, but Davis rebuilt it and opened his new theater in November, 1819. Davis died on June 13, 1839. (DAB; NOCB, 14 June 1839)

Stephen (Etienne) Greffin was a resident of New Orleans and a merchant. (CD-1805; CD-1807, 79; CD-1809, 209; CD-1811, 25)

Rene Trudeau lived on the German Coast. (CTF)

Philip (Philippe) Auguste Gabourde was a resident of New Orleans who lived on Bayou St. John. (CTF)

Thomas Urquart (Urquhart) was a member of the firm of T. & D. Urquhart, merchants who were located on Chartres Street. (CD-1811)
Appeal filed on December 23, 1816 (Docket Book I, p. 92).

Appeal filed on November 7, 1816 (Docket Book, p. 87).

Appeal filed on December 2, 1816 (Docket Book I, p. 93). Reporter reads, Quierry's Ex's. v. Faussier's Ex'rs.

Euphrosice Champagne was the widow of Jean Louis Fossier and she lived in St. Charles Parish. (CTF)

Joseph Fossier was the brother of Jean Louis Fossier. Joseph lived in New Orleans. (CTF)

Appeal filed on June 3, 1816 (Docket Book I, p. 81).

"Curatrix" is a female appointed to be a guardian. (BLD, 344)

Ann Obrien Jones lived in Feliciana Parish and was the widow of Dr. Robert Jones of East Baton Rouge Parish. (CTF)

Julien Seghers of New Orleans died on October 11, 1864, at the age of seventy-one. (NODP 12 October 1864)

John Dumoulin of New Orleans died at the age of thirty, on August 4, 1825. (NOLG, 5 August 1825)

Advertisements for the sale of land were placed in the New Orleans Picayune on April 21, 1827, October 18, 1827, March 14, 1828, and November 19, 1828. (NODP 21 April 1827, 18 October 1827, 14 March 1828, 19 November 1828)

The legal term "use of" refers to taking legal action for someone's benefit who cannot himself bring suit. (BLD, 1381)

John M. Leonard resided in St. Helena Parish. (CTF)

Appeal filed on November 18, 1816 (Docket Book I, p. 81).
Edith Devall (Duvall) was born in Granville, Mississippi, and moved to Louisiana around 1776. She was the wife of Richard Devall of East Baton Rouge Parish and the mother of ten children. (NOCL, 14 March 1826)

Edith Devall (Duvall) was born in Granville, Mississippi, and moved to Louisiana around 1776. She was the wife of Richard Devall of East Baton Rouge Parish and the mother of ten children. (NOCL, 14 March 1826)

The syndics were John Lanna and A[ntoine?] Abat. (CTF)

William Center Wade, born in 1788, was a native of South Carolina. He migrated to Louisiana, and, in 1819, he was made a judge in Feliciana Parish. Judge Wade died in 1845. (Floyd, Barrow Family, 48)

General Horatio Davis died at the age of sixty-three, on October 17, 1857. (NOCL, 18 October 1857)

Morice (Maurice) W. Hoffman died on November 16, 1852 at the age of sixty. (New Orleans Tagliche Deutsche Zeitung, 23 November 1852)

Joseph Chardon was a New Orleans merchant who had lived in New Orleans for many years. He died on July 7, 1830. (New Orleans
Advertiser, 9 July 1830)

477 Francois Dutillet was a public auctioneer and justice of the peace in New Orleans. In 1810, he was a member of the auction house of Dutillet & Peyrellade. He died on March 17, 1844, at the age of eighty. (CD-1807, 63; CD-1811, 17; LANQ, 18 March 1844)

478 4 Mart.(O.S.) 599. Appeal filed on November 18, 1816 (Docket Book I, p. 88).

479 4 Mart.(O.S.) 587. Appeal filed on November 18, 1816 (Docket Book I, p. 88).

480 Fernando Antonio DeSierra was a merchant from Havanna, Cuba. (CTF)

481 4 Mart.(O.S.) 621. Appeal filed on November 18, 1816 (Docket Book I, p. 89).

482 4 Mart.(O.S.) 625. Appeal filed on January 9, 1817 (Docket Book I, p. 95).

483 An "assignee" is a person designated by the law as an executor or administrator. (BLD, 109)

484 The assignees of Meeker were Joseph Peel et al. (CTF)

485 William P. Meeker was a merchant and a partner in the firm of Meeker, Williamson, & Patton circa 1807. (CD-1807, 81)

486 4 Mart.(O.S.) 606. Appeal filed on January 9, 1817 (Docket Book I, p. 96).

487 4 Mart.(O.S.) 639. Appeal filed on December 18, 1816 (Docket Book I, p. 94).

488 Ebenezer Cooly (Cooley) was a member of the territorial legislature from Point Coupee. (CD-1807, 59)
Henry Henry was born in Laon, France. He died on May 26, 1819, at the age of thirty-three. (NOLG, 3 June 1819)

Andreas Gotlieb Lukring and (?) Savage were Havanna merchants. (CTF)

Oliver Pollock was born in Ireland about 1737. He emigrated to the United States, first settling in Pennsylvania, and then moving to New Orleans around 1768. Pollock, who was on good terms with the Spanish government in Louisiana, acted as an agent and consul for the belligerent American colonies and for the newly formed United States. Pollock died in 1823. (DAB)

Thomas Callender, a New Orleans merchant, was active in the business community. Between 1805 and 1811, he served on numerous company boards among which were the branch bank of the First Bank of the United States and the New Orleans Insurance Company. (CD-1807, 71; CD-1809, 208; CD-1811, 60; Clark, 343)

Amory, Callender & Co., was a commission merchant company.
William Nott was a partner in this company along with Thomas Amory and Thomas Callender. (CTF)

The syndics of John Grieve were Paul Lanusse and William Nott. (CTF)

John Grieve (Greive) was a New Orleans merchant whose business was located on Chartres Street. (CD-1811, 24)


Richard Clague was a New Orleans merchant. (CD-1805; CD-1807, 77)

Mart. (O.S.) 698. Appeal filed on May 5, 1817 (Docket Book I, p. 100).

Nicholas Girod, born in French Savoy around 1747, came to Louisiana in the 1770's. He prospered as a landowner and commission merchant. Girod became the fifth mayor of New Orleans, holding the office from October, 1812, to September, 1815. (Melvin G. Holli and Peter d'A. Jones, Biographical Dictionary of American Mayors, 1820-1980 (Westport, Ct.: Greenwood Press, 1981), 135; LANO, 2 September 1840; Works Projects Administration, Administrations of Mayors. 23)


John McDonough was born on December 29, 1779, in Baltimore, Maryland. He settled permanently in New Orleans in 1804 after having worked there since 1800 as an agent for a Maryland merchant. He was successful as a commission merchant, but more so in his land dealings. McDonough became one of the wealthiest men in Louisiana. He died on October 26, 1850. (CD-1807, 60, 70; CD-1811, 39; NCAB, 10: 465)
Eugene Fortier lived on a plantation at Cannes Brulees, Louisiana. He died on February 10, 1819. (NOCL, 12 February 1819)

Romain Pamar was a New Orleans merchant located on Conti Street. He specialized in crockery and glassware. Pamar was also a founder of Lodge L of the Polar Lodge of the Masons. He died in December, 1843. (CD-1809, 210; CD-1811, 42; NOCL, 11 December 1843)

Robert Lawes was from Feliciana Parish. (CTF)

Simon Ducournau was a resident of New Orleans and a justice of the peace. (CD-1805; CD-1811, 16)

Estevo Huguet was from Ascension Parish. (CTF)

Francis Keller resided in Wilkinson county in the Mississippi Territory. (CTF)
520 Mart.(O.S.) 105. Appeal filed on April 28, 1817 (Docket Book I, p. 104).

521 David Crocheron and Nicholas Crocheron were merchants from New York. (CTF)


523 William O. Winston later became a judge of the criminal court. He died in Havana on November 15, 1820. (NOCL, 29 November 1820)

524 Levi Peirce came to Louisiana in 1816 and read law under Edward Livingston. Under Governor Andre Roman, Peirce served as Secretary of State. He died on April 2, 1866. (New Orleans Daily Southern Star, 6 April 1866)

525 Mart.(O.S.) 89. Appeal filed on May 2, 1817 (Docket Book I, p. 105).

526 Mart.(O.S.) 78. Appeal filed on May 5, 1817 (Docket Book I, p. 106).

527 William Crommelin & Lewis D. Crommelin were merchants of the firm of W. & L. Crommelin. (CTF)

528 Joseph Anthony Maybin was, at the time of his death on May 15, 1876, eighty-one years old. Born in Philadelphia on March 6, 1795, he came to New Orleans in 1817. In 1837, Governor Edward White offered him a position on the state supreme court, but he refused. Maybin was influential in helping establish the New Orleans Public Schools and the First Presbyterian Church. He also served as President of the Southwestern Bible Society. (Robert Meyer, We Name Our Schools (New Orleans: n.p., n.d.), 23, 44; Voss, Presbyterianism, 26; NODP,
16 May 1876)

529 Mart. (O.S.) 1. Appeal filed on April 7, 1817 (Docket Book I, p. 101).

530 Joseph Tricou, Sr., and Joseph Tricou, Jr., were New Orleans merchants. (CTF)

531 Mart. (O.S.) 83. Appeal filed on May 26, 1817 (Docket Book I, p. 107). Reporter reads "Murphy" instead of "Morphy."

532 Widow Louise Peire (Peyre) Morphy was the wife of the deceased James Morphy. She died in September, 1828. (Argus, 22 September 1828)

533 Mart. (O.S.) 19. Appeal filed on April 28, 1817 (Docket Book I, p. 104).

534 Unreported. Appeal filed on May 26, 1817 (Docket Book I, p. 106).

535 Jacques Desvignes was a merchant in New Orleans. (CTF)


537 Mart. (O.S.) 6. Appeal filed on May 27, 1817 (Docket Book I, p. 107).

538 Foster & Giraud was a New York merchant trading firm. (CTF)

539 Mart. (O.S.) 81. Appeal filed on June 4, 1817 (Docket Book I, p. 110).


541 John (Jean) Martin LaSelve de St. Avid was born in France. He died at the age of seventy on June 26, 1847 in Louisiana. (NOCL, 26 June 1847)

543 The syndics were Thomas L. Herman and Alexander Jackson. (CTF)

544 Mart. (O.S.) 93. Appeal filed on June 16, 1817 (Docket Book I, p. 111).

545 Margueritte Debon, Widow Cottin, had been married to the deceased Jean Baptiste Francois Cottin, the son of Vincent Victor Cottin. (CTF)


547 Elizabeth Patton (see also note 390) was the wife of Charles Patton and the sister of James Proffit. (LANO, 23 March 1833)

548 James Workman practised law in the Orleans Territory and served as judge of the court of probates for the territory. Later he served as judge of the First Judicial District Court of the State of Louisiana. Workman was a member of the Hibernian Society and served as president of this organization in 1824. He died in October, 1832. (Argus, 24 April 1824; CD-1805; CD-1807, 62, 66, 72; New Orleans Louisiana Advertiser, 22 October 1832)

549 A "tort" is a legal action taken when a private or civil wrong or injury takes place and damages are sought. (BLD, 1335)

550 Mart. (O.S.) 169. Appeal filed on June 18, 1817 (Docket Book I, p. 112).

551 Jean (John) Vassant (Vassan) was a clerk and secretary in the governors office between 1808 and 1810. He died on January 31, 1845, at the age of seventy-two. (CD-1811, 53; NOCL, 31 January 1845)
Narcisse Broutin was a notary public in New Orleans with an office on Chartres Street. (CD-1807, 64; CD-1809, 181; CD-1811, 7)

553 Mart. (O.S.) 515. Appeal filed on June 23, 1817 (Docket Book I, p. 112).

554 Mart. (O.S.) 166. Appeal filed on June 16, 1817 (Docket Book I, p. 111).

555 The heirs were Antoine St. Maxent, Etienne St. Maxent, Maximillien St. Maxent, Madame Biano, Madame Onzaga, Madame Osorno, wife of Osorno, and Madame Feriet, wife of Lewis de Ferriet. (CTF)

556 His wife was Clotilde Celeste. (CTF)


558 Louis Duhart was a teacher in New Orleans. (CD-1811, 17)

559 The others were A. L. Destournelles and F. Lateneur. (CTF)


561 An "injunction" is a judicial process directed to a person to make him do or not do something. (BLD, 705)

562 Mart. (O.S.) 300. Appeal filed on July 7, 1817 (Docket Book I, p. 116).

563 Mart. (O.S.) 364. Appeal filed on June 25, 1817 (Docket Book I, p. 113).

564 Mart. (O.S.) 321. Appeal filed on June 25, 1817 (Docket Book I, p. 113).

565 Mart. (O.S.) 292. Appeal filed on July 7, 1817 (Docket Book I, p. 115).
Mart. (O. S.) 297. Appeal filed on July 7, 1817 (Docket Book I, p. 116).

Russel and Lafarge were merchants located in Havre de Grace, Maryland. (CTF)

Joseph (Jose) Vidal, a native of Spain, was an officer in the Spanish Louisiana government and a member of the masons. He died on August 20, 1828. (NOCL, 20 August 1828)

An " holographic" or "holographic" will is one that is entirely handwritten by the person from whom it emanates. (BLD, 979)

Madame Louise Habine nee Fortier lived on the German Coast in St. Charles Parish. She died on April 18, 1829. (NOCL, 22 April 1828)

Widow Marie Adelaide Gendron Zanico was the wife of the late Pierre Zanico. (CTF)

Pierre Seuzeneau ran a saw mill in New Orleans. (CD-1811, 50)

Unreported. Appeal filed on November 15, 1817 (Docket Book I, p. 120).

Pierre Seuzeneau ran a saw mill in New Orleans. (CD-1811, 50)

Unreported. Appeal filed on November 15, 1817 (Docket Book I, p. 120).

Jean Mouchon died in the early part of 1835 at the age of seventy. (LANO, 1 June 1835)
Appeal filed on November 15, 1818 (Docket Book I, p. 119).

See also Case No. 186.

Unreported. Appeal filed on December 8, 1817 (Docket Book I, p. 125).

Appeal filed on July 3, 1817 (Docket Book I, p. 115).

The heirs were Norbert Trepanier, E. Delphine Trepanier, and F. Hortence Trepanier. (CTF)

Appeal filed on November 15, 1817 (Docket Book I, p. 120).

Unreported. Appeal filed on June 2, 1817 (Docket Book I, p. 110).

Benito Pardo was a resident of New Orleans around 1805. (CD-1805)

Appeal filed on August 25, 1817 (Docket Book I, p. 117).

Samuel Paxton was a merchant in New Orleans. (CTF)

Unreported? Appeal filed on December 1, 1817 (Docket Book I, p. 124).

James Perrie (Perry, Pirrie) was from Feliciana Parish. (CTF)

Champress Terry was the guardian or curator of Mayo (Margo) and Sarah Ann Gray, the minor heirs of Phillip Alston Gray, their father, from whom James Perrie had bought slaves. Perrie took two of the slaves back without payment. (CTF)

Appeal filed on December 8, 1817 (Docket
Mary (Marie) Coffy (Cuffy) was a negress and daughter of a free negro man named Cuffy and a slave mother named Louise Almonaster. Louise Almonaster belonged to widow Castillon. (CTF)

A "curator ad lites" is a guardian appointed to prosecute or defend a suit on behalf of a party incapacitated by infancy or something else. (BLD, 40)

James Smith was a planter and a resident of Nachitoches Parish, who had just arrived in New Orleans when he died. Maunsel White was the curator of the estate. (CTF)

Anthony (Antoine) Loze was a hardware storekeeper. He died on November 18, 1847, at the age of seventy-three. Loze was a native of Bordeaux, France. (CD-1811; LANO, 19 November 1847)

Chevalier Lalande Dapremont was a resident of New Orleans who was in the sugar processing business. (CTF)

Lewis H. Gardner came from Feliciana Parish. (CTF)

His wife was Sarah Gardner. (CTF)

Thomas Harbour was a resident of East Baton Rouge Parish. (CTF)
The others were Pleasant Harbour, Samuel Harbour, John Harelson and his wife Ann Harbour.  (CTF)


607 Mde. Montpellier Pierre Terry is Elizabeth Monpellier Peyre Terry, wife of Francois Rene Peyre Terry from New York. (CTF)

608 Widow Legras was a resident of New Orleans who had fled from the uprisings in Santo Domingo. (CTF)

609 Mart.(O.S.) 432. Appeal filed on December 8, 1817 (Docket Book I, p. 127).

610 Widow Pauline Martinez was the widow of Antonio Martinez. (CTF)


612 The others were Jean Baptiste Nero, Madame Antoine Landos, Antoine Landos, jr., and Alexander Landos. (CTF)

613 Louis Alexander Rebould(Reboul) was from Iberville Parish. (CTF)

614 Mart.(O.S.) 438. Appeal filed on November 17, 1817 (Docket Book I, p. 121).

615 Artemisa Hopkins was the widow of Stephen A. Hopkins. (CTF)

616 Mart.(O.S.) 416. Appeal filed on November 24, 1817 (Docket Book I, p. 122).


618 Ann Sterling Haynie was the wife of Martin Haynie. (CTF)
The curator was Frederick A. Browder. (CTF)

Martin L. Haynie was a physician. Dr. Haynie wrote an article on the treatment of yellow fever entitled "Observations on the Fever of Tropical Climates, and the Use of Mercury as a Remedy," which appeared in Medical Repository, n.s. I (1813). (CTF; RMH, 1: 272-73)

Unreported. Appeal filed on February 9, 1818 (Docket Book I, p. 131).

William W. Montgomery was the president of the Bank of Louisiana from 1848 to 1858. He died on October 1, 1864, at his son's home in Delaware County, Pennsylvania. Montgomery was eighty-six when he died. (NODP, 18 October 1864: New Orleans Tagliche Deutsche Zeitung, 19 October 1864).

The others were J. Montgomery, John Longpre, Rochelle & Shiff, Joseph Saul, Thomas L. Harman, Winter & McCall, Harrod & Ogdens, R. D. Shepherd, Germain Musson, Stephen Henderson, Thomas Urquhart, and John Poulteney, jr., merchants of New Orleans. (CTF)

5 Mart. (O.S.) 428. Appeal filed on January 9, 1818 (Docket Book I, p. 129).

Gallien Preval was a lawyer and justice of the peace. He died on April 4, 1855, at the age of seventy-five. (NOCL, 5 April 1855)

5 Mart. (O.S.) 459. Appeal filed on December 8, 1817 (Docket Book I, p. 128).

5 Mart. (O.S.) 568 and 5 Mart. (O.S.) 642. Appealed filed on [February 2, 1818] (Docket Book I, p. 130).

Deshon Woodward were New Orleans merchants. (CTF)
Jacob Jennings was a ship captain. (CTF)

Appeal filed on February 1818 (Docket Book I, p. 129). Reporter reads Pierce v. Flower et al.

William Flower and [?] Finley(Findley) were partners in a mercantile house. Flower was the surviving partner. Finley also was connected with the Baltimore firm of Finley & Vanlear. (CTF)

Roderick Perry was a flatboat captain and trader from Kentucky. (CTF)

Appeal filed on February 2, 1818 (Docket Book I, p. 130).

Alexander Burk(Burke) was employed to saw timber on Dr. Flood's plantation from October 2, 1809, until December 26, 1812. (CTF)

William Flood was a doctor who had come to New Orleans around 1800. He joined General Andrew Jackson's staff during the War of 1812. Dr. Flood died of fever and dysentery on April 21, 1823. (NOLG, 23 April 1823)

Unreported. Appeal filed on December 9, 1817 (Docket Book I, p. 128).

The syndics were Paul Poutz, L. B. Macarty, and P. Blancq. (CTF)

Jean Etienne Balquerie, jr., and Pierre Bastareche represented the company of Basterreche Brothers & Co., of Bayonne, France. (CTF)

Appeal filed on February 11, 1818 (Docket Book I, p. 133).

The others were Ja. Jb. Blache, syndic of the creditors of Schons. (CTF)
The others were Augustine alias Nainne, Augustin, Marie Gabriel, Carette, Marie Phillipe Trinidad, and Zelia. They claimed to have been the property of the late Marie Francoise de Magnan, Widow Letourneur and to have been emancipated by her on the island of Cuba by private writings dated October 2, 1808, and January 2, 1809. (CTF)

Unreported. Appeal filed in February, 1818 (Docket Book I, p. 133).

The Ontario Bank was located in Ontario County, New York. (CTF)

Jean Baptiste Bariteau was a distiller in New Orleans. (CTF)

Charles Lefevre was a grocer in New Orleans. (CTF)

Nicholas Highland of St. Helena Parish owned a plantation in St. Tammany Parish. (CTF)

John Vernon was the sheriff of St. Tammany Parish in 1817. (CTF)

The other person was David Fluker. (CTF)

George Eustis was born on October 20, 1796, in Boston,
Massachusetts. He came to New Orleans after having studied law in Europe. Eustis served in the Louisiana House of Representatives on several occasions, and he was attorney general from 1830 to 1834. In 1838, he was appointed to the Louisiana Supreme Court, but resigned in 1839. After the reorganization of the court under the Constitution of 1845, Eustis rejoined the high court and was named Chief Justice. He died on December 22, 1858. (NOCB, 23 December 1858; DAB)


655 Mart. (O.S.) 474. Appeal filed on March 9, 1818 (Docket Book I, p. 136).

656 Mart. (O.S.) 498. Appeal filed on March 17, 1818 (Docket Book I, p. 136).

657 Jean Felix Doubreere of New Orleans was the heir of Felix Doubreere, late of the city of Bordeaux, France. (CTF)

658 Elie Papin came recently from Bordeaux, France. (CTF)

659 Unreported. Appeal filed on April 1, 1818 (Docket Book I, p. 140).


662 Mart. (O.S.) 481 [?]. Appeal filed on March 23, 1818 (Docket Book I, p. 137).

663 Mart. (O.S.) 477. Appeal filed on April 20, 1818 (Docket Book I, p. 138).
J. B. Joublanc served as a superintendant for the Orleans Navigation Company. He also participated in the Battle of New Orleans. Joublanc was thirty-six when he died on November 2, 1816. (NOLG, 4 November 1816)

Appeal filed on March 28, 1818 (Docket Book I, p. 139).

Appeal filed on April 6, 1818 (Docket Book I, p. 141).

Appeal filed on March 9, 1818 (Docket Book I, p. 135).

William Stearns was from Worcester, Massachusetts. (CTF)

Appeal filed on March 30, 1818 (Docket Book I, p. 140).

Unreported. Appeal filed on April 10, 1818 (Docket Book I, p. 141).

Albin Michel was a commission in New Orleans. (CD-1807, 76)

Appeal filed on April 15, 1818 (Docket Book I, p. 143).

Jean Baptiste Rivere was a justice of the peace outside of New Orleans proper. (CD-1807)


Appeal filed on April 15, 1818 (Docket Book I, p. 142).
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