

of Northampton County in the State of N. Carolina, as apposed  
by the record of said Court, filed with the original bill and  
here referred to - that at the time of the institution of this  
suit, and for several years afterwards, your complainant  
was a resident of the State of Virginia, and the witness not  
having been executed on time, he was in fact a party to  
the suit in Northampton, and consequently was not  
permitted, as he was disinterested of doing, and proposed to do,  
to offer evidence of payments made by him in part of said  
bond either to Gorrie or to Murdy; and is advised that he  
cannot, <sup>"as a court"</sup> in justice and equity, be affected in any manner  
whatever by the judgment against P. T. Gorrie, in the suit  
aforesaid - And as the bond in controversy in this suit was  
executed, or ought to have been executed only for the balance  
due from your complainant on the three bonds aforesaid  
on the 3<sup>d</sup> March 1837, he is and has always been ready to pay  
the same, with the further credit of \$303.64 & the amount  
paid in part of said bond on the 2<sup>d</sup> Apr: 1837; and your  
complainant herewith files a statement, showing the amount  
which he admits to be justly due from him. (Bartled X)

In consideration of the facts before stated your complainant  
prays that B. D. Gillan, P. T. Gorrie, Horatio J.  
Gorrie, James M. Gorrie and John M. Murdy be made  
defendants to this bill, and that the usual order of  
publications be made against the four last-named  
defendants, who are non-residents of this state - that  
the said defendants answer this bill, and that the Court  
will perpetuate the injunction, and grant such other  
relief to your complainant as the facts and justice of  
his case require, and be itee as in duty bind us to do so.

B. S. Goodwyn  
for plaintiff

Greenville County to wit -

This day personally appeared before me, a justice  
of the peace for the County aforesaid, William W. Robin-  
son, who made oath that the facts stated in the above  
bill are true to the best of his knowledge and belief  
Know under my hand this day of July 1839 -

J. R.