

Gloucester County ss Court for the Friends of Peace
Philip Stoy Plff Stephen Kury Esqr for
vs Samuel Miller Defendant

Samuel Miller

To Philip Stoy Esqr

1818

Henry To Cutting 1 white oak
Tree and taking the same
away without Leave \$8.00

57.
53.
115.

Arthur Stoy

HALL & ATKINSON, PRINTERS.

GLOUCESTER COUNTY, SS.

To any Constable of said County:—

SUMMON *Samuel Miller* personally

to be and appear before me, the Subscriber, one of the Justices of the Peace
in and for said County, at my Office, in Haddonfield, on Thursday, the

~~10th~~ *12th* day of *March* at two o'clock in the afternoon of

said day, to answer *Philip Stoy*
in an action of debt not exceeding one hundred dollars, as it is said.

GIVEN under my Hand and Seal, this *26th* day of *February* 1818

Stephen Kirby

Philip Story & Sumner Incey February the 26th 1818
Samuel Miller In Debt Plaintiffs Demand ————— \$8.00
Returnable the 12th of March 1818 2 O'clock P.M.

1818 March the 19th the same. Ret served I served this
summons by Recelling to the Defendant and no copy
Required March the 19th 1818 by Richard Stoffer Court
The Def appeared at the Ret. of Summons and filed his
state of Demand the Defendant made Default the
Plf in support of his Demand offered Abraham Stone
who was affirmed after examining the matter & Evidence
I gave judgment for the Plaintiff with Eight Dollars
of Debt and one Dollar and a fifteen cents Costs
Execution since the same Day and Given to Plf.

Debt. \$8.00

Cost 1 67

Greene County J.

Truly Extracted from my Docket & witness my
hand and seal this 30th Day of April 1818

Stephen Kiley, Jus. Peace

2-0-N-2
E-S-C
A-C

New-Jersey-Sup. Court-

Samuel Miller

vs

Philip Hoy

On Certiorari to Stephen Kirby Esq
of Gloucester-

Reasons for the reversal of the judgment of
Justice Stephen Kirby Esq-

1. Because the state of demands filed by the Plaintiff below is insufficient to support a judgment-
2. Because the style of action in the court below is debt although the cause of action set forth in the state of demand is trespass-
3. Because judgment was rendered for the Plaintiff below when by Law it should have been rendered for the defendant below who is Plaintiff in this court-

White & Armstrong, Attys of Plaintiff
in certiorari