

To Fairfield County Sheriff or his Deputy (Frederick Jones Whiting  
excepted) or other constable of the town of Danbury within <sup>the</sup> County  
Greeting

By authority of the state of Connecticut you are hereby comm-  
anded to summon Frederick Jones Whiting of <sup>the</sup> Danbury to app-  
ear before the sd County Court to be held in Fairfield within &  
for the County of Fairfield on the 3<sup>d</sup> Tuesday of Jan<sup>y</sup> next then &  
there to answer unto William Gaylord Hubbard of New Fairfield  
in <sup>the</sup> County in a plea of trespass wherein the <sup>Pl</sup> declares & says  
that in Danbury aforesaid on or about the 23<sup>d</sup> day of Nov<sup>r</sup> last past  
he was in the peace & about his lawfull Business & that the <sup>Def</sup> at  
then & there with force <sup>and</sup> arms an assault did make on the body  
of the <sup>Pl</sup> & him did beat wound bruise & wilfully treat & the <sup>Def</sup> did  
also then & there with the same force & without law & right take  
seize & hold the <sup>Pl</sup> & him restrain of his lawfull liberty in the un-  
-mon or County goal in <sup>the</sup> Danbury from on or about the said  
23<sup>d</sup> day of Nov<sup>r</sup> until this time which is about twenty eight days  
all which is to the damage of the <sup>Pl</sup> the sum of £500 Lawfull  
money & to recover the same with cost he brings this suit  
fail not & due return make Dated in Danbury the 22<sup>d</sup> day of  
Dec<sup>r</sup> A.D. 1785

Thad' Benedict Jr. Jus<sup>r</sup> p<sup>r</sup>

Two shillings duty is paid  
on this writ

Jus Thad' Benedict Jr. Jus<sup>r</sup> p<sup>r</sup>

(Danbury Dec<sup>r</sup> 31<sup>d</sup> 1785) Then served the within summons  
upon the within named Frederick Jones Whiting by leaving  
a true & attested copy thereof at his dwelling House or usual  
place of abode

Jus Joseph Mose White constable of Danbury

fees 6/3-



Jan. adj<sup>d</sup> County Court 1786

And now the Dy in Court pleads & says that the Dy is  
not guilty in manner & form as the Pt in his declaration  
has alledged and thereof puts himself on y<sup>e</sup> Country ~~for tryal~~

Edwardes } for Dy  
Whitby }

And the Pt sheweth

Surges } for Pt  
Binodis }

A true Copy of the Original Writ  
Indoement & Pleas thereon as on file

Exam. by  
David Burr



At an adjourned County Court, holden at Fairfield  
within & for the County of Fairfield on the 3. Tuesday of Janry  
A Dom: 1786

William Gaylord Hubbell of New Fairfield in said  
County Pl. vs Frederic Jones Whiting of Danbury in  
said County Def. In a plea of Trespass for an Assault  
& false Imprisonment, Demanding in Damages  
£500 Lawful Money as p. Writ on file Dated Decemr.  
22. 1785 — The parties here appeared, & were at Issue  
on the plea of Not Guilty — which Issue with the Evidence  
was committed to the Jury duly Impannell'd & sworn to  
try said Cause — who returned into Court, & bro't in the  
following Verdict (viz) — In this Case the Jury find, that  
the Def. is Not Guilty in manner & form, as the Pl.  
in his Declaration hath alledged, & therefore find for  
the Defend. his Cost —

This Court accepts the Verdict of the Jury  
& have thereupon Considered that the Def. shall  
recover of the Pl. his Cost taxed at £ Lawful Money

The Pl. is admitted an appeal to the sup:  
Court, to be holden at Danbury, within & for the County of  
Fairfield on the Last Tuesday save Two of February Next &  
he & John Penfield of said New Fairfield — acknowledged  
themselves jointly & severally bound & Indebted to the Pl. in  
this Case, in a Recognizance of Thirty Pounds Lawful Money  
payable to the Def. if the Pl. fails to prosecute his appeal  
to Effort & answer all Damages in Law he make not his  
plea a good — acknowledged in Court  
Test David Burrlester

A true Copy of Record

Exam'd. by

David Burrlester

Recd. 6/ duty on this appeal  
Test David Burrlester



~~Exr~~  
William Gaylord Hubbell

Frederick Jones Whiting  
by appeal of J. J.

August 1786

Def nonfuit Defend<sup>r</sup>  
Index for Cost Hubbell

Copies 5/-

appealed <sup>100</sup> 11<sup>th</sup> day