

Joseph Durst }
of }
Walter Hall } Court of common Pleas Dec Term 1811
District of Arkansas and the said Defendant

foreign attacks comes and Defends the the wrong and injury
complained of in the Plaintiff's Declaration ~~that~~
and sayeth as to that Declaration he is not under any
necessity to Plead because he sayeth the same is in no wise
sufficient for the Plaintiff to have and maintain his action
afore said in manner and form aforesaid whether in the Court
by the Laws of the Land to Make any ^{answer} ~~answer~~ there to and this
he is ready to verify and for cause of Demurrer in Law
a grounds to the form and effect of the Statute in such case
made and provided he here sets Down and Shews the follow
ing 1st because the writ issued contrary to the form of the
Statute in such case made and provided

- 2nd because the Petition is complicated made to one of
the judges and commissioners and concluded as if in
court.
- 3rd because the Plaintiff hath not given bond nor made oath
in this case as the Law requires
- 4th because the writ hath no Seal
- 5th because the Plaintiff is not a resident of this Territory
nor given bond for to secure the writ according to Law
Wherefor the Defendant Pray judgement and that
his cost may be allowed him

Proby Wallis Atty
for Def