

Case No. 5,072.

FRAZIER v. LOMAX.

[1 Cranch, C. C. 328.]¹

Circuit Court, District of Columbia.

July Term, 1806.

WRIT OF INQUIRY UPON JUDGMENT BY DEFAULT.

Upon executing a writ of inquiry upon a judgment by default, the jury must find at least one mill in damages.

Upon the execution of a writ of inquiry.

Mr. Youngs, for plaintiff, said the practice was to find a cent, without any evidence, the default having admitted something to be due.

THE COURT instructed the jury that they might and ought to find the smallest possible sum due, which was one mill, being the smallest money of account known in the United States. Verdict accordingly.

¹ [Reported by Hon. William Cranch, Chief Judge.]