

1764-006

SOUTHAMPTON COUNTY
CHANCERY PAPERS

SCOTT

VS.

SHARP

8/1764

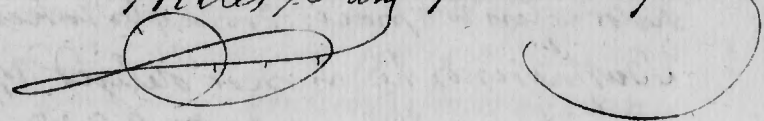
other surnames: Sharpe

Scott
Sharp } Billingsharp
Ston

To the Worshipful his Majesty's Justices of the Peace
 for the County of Southampton sitting in Chancery
 Humbly complaining shews unto your Worship your
 Orator Joseph Scott of Mansmord Mewt. That one
 Francis Sharp of this County being indebted to your
 Orator the sum of ninety one pounds fifteen shillings &
 eleven pence half penny did for securing the payment
 thereof with interest on the tenth day of June 1766
 mortgage a Tract of Land containing five hundred
 Acres more or less being the Land whereon he lives &
 says Slave named Mann in this County to your
 Orator Conditioned for the payment of this said sum
 of Money & Interest on the tenth day of June 1767
 1767. Your Orator further shews That altho
 the limited Time for payment of this said sum of
 Money & Interest is out & expired the said Francis
 Sharp hath not paid the same or any part thereof
 altho' applied to for that purpose according to the
 true intent & meaning of this said Mortgage which your
 Orator refers to & prays may be taken as part hereof
 But pretends he is not obliged to pay the same
 as he is to pay Interest ~~for the same~~ which being
 contrary to Justice & Equity In Consideration

Scott
 To
 Sharp & William Smith
 Attor.

whereof & for that your Orator is a needy & helpless
only relievable in this Court & the end therefore that the
said Def. may obtain a corporal bath full & perfect
Answer made to all & singular the Allegations of y.
Bill as fully & particularly as if herein again
repeated & interrogated & more especially whether
he did not make any such deed of Mortgage as is
herein set forth? & whether he is in any of the money
lent? or how it was paid by the time limited for that
purpose in the said Deed? And that the Def. may
be by Decree of this Court obliged to pay the principal
Interest due on the same Mortgage by a short day the
Judge your Worships or that he be forever foreclosed
of and from all equity of redemption in the mortgage
premises and your Orator, & all therein become
absolute — May it please your Worships to grant to
your Orator his Majesty's Writ of Subpoena &c

Wiles & any for the Comp.


Court held for the county of New Hampton
August 17 64.

Joseph Scott. --- ptt
agst. } In chancery.
Francis Sharpe. det^t

This day came the ptt by his counsel and, the
defendant having stood out all procefs of contempt without troubling
thereupon the matter of this ~~procefs~~ ^{and} bill is taken for confessed ~~therefore~~ ^{and} It is
in his answer; ~~this~~ bill is taken for confessed ^{and} It is
decreed and ordered that unless the defend^t ans. do on or before the
twenty fifth day of December next pay and satisfy unto the
Plaintiff the principal sum of £91. 15. 11. 2. together with int^r
for the same to be computed after the rate of five per centum per annum
from the tenth day of June 17 62. until the same is fully satisfied
& the costs of this suit that then & from thenceforth the
said defendant his heirs & assigns be absolutely
barred & precluded of & from all equity of redemption of in & to
the tract of land & premises in the bill mentioned - & that the
estate of the plaintiff therein become absolute.

30.
25.
116.
1000.

Scott & Co.
Shreve
Rs 2000000000

George the third by the grace of god of Great Britain,
France and Ireland King defender of the faith &c To the
Sherrif of Southampten county greeting We command you
that you attach Francis Sharpe so that you have his
body before our justices of our said county court in chancery
at the courthouse on the second Thursday in June next
to answer us as well of a certain contempt by the said
Francis to us offered as it is said as of and concerning
those things which to him then & there shall be
objected and further to do and receive what our said
Court shall of him in that part consider. And hence
then show this writ Witness Richard Kello clerk
of our said court at the courthouse the 11 Day of May
In the fourth year of our reign

For not answering the bill of complaint
of Joseph Scott against him.

R. Kello
Clerk

Scott }
or } the infant
Sharpe }

Dec 2^o Wm. D. H.

[Signature]

Capital 1000

It time to an

May.

Aug.

Dec 2^o Wm. D. H.

Spa 15 dock 5. 20. 5. 6. 10. 10
Oct 15 - 20. 10. 20. 15. -
Dec 15 copy 10. copy 11.
mak just record 80.

George the third by the Grace of God of Great Britain
France & Ireland King Defender of the Faith &c
To the Sheriff of Southampton County Greeting We
Command you that you summon ~~James~~
Sharp to appear before our Justices of
County Court at the Court House on the second
Thursday in April next to answer a Bill in
Chancery exhibited against him by Joseph
Scott and this he shall in no wise omit under the
Penalty of £100. And have then there this
Writ which Richard Kello Clerk of our said
Court at his Office this 1st day of ~~June~~
the fourth Year of our Reign

R Kello Clk
